

April 18, 2023

A Regular Meeting of the Piscataway Township Council was held on April 18, 2023 at the Piscataway Municipal Building, 455 Hoes Lane, Piscataway, New Jersey. The meeting was called to order by Council President, Frank Uhrin, at 7:30 pm.

Council President Uhrin 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.

In order to ensure a clear record of the meeting can be made and that all parties are heard in an organized fashion, all members of the public that are participating remotely will be muted during the meeting. The Township will provide for public comment periods for both remote and in person attendees separately.

If a member of the public wishes to speak during any public comment portion for remote attendees, 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 and begin making your comments.

All members of the public will have three minutes to speak, and should ask any and all questions they may have during that period. At the conclusion of your three minutes, remote attendees will be muted again. In-person attendees will also receive three minutes to ask any and all questions, and may then take a seat, at which time 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.

On roll call, there were present: Messrs. Cahill, Carmichael, Espinosa, Rouse, Shah and Uhrin.

Mr. Uhrin led the salute to the flag.

Mr. Uhrin opened the meeting to the remote attendees for comments regarding the Consent Agenda Items.

Pratik Patel, 29 Redbud Rd, asked for clarification on letters B, I, J and NN. He also offered some suggestions for the budget process.

Business Administrator, Tim Dacey, provided clarification of the items that Mr. Patel was inquiring about.

Brian Rak, 1247 Brookside Rd, asked for clarification on letter JJ.

Business Administrator, Tim Dacey, provided clarification for letter JJ.

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

Mr. Uhrin opened the meeting to the in person attendees 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: CALENDAR YEAR 2023 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Council of the Township of Piscataway in the County of Middlesex finds it advisable and necessary to increase its CY 2023 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township Council hereby determines that a 1.0% increase in the budget for said year, amounting to \$522,936.74 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Township Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Township Council of the Township of Piscataway, in the County of Middlesex a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2023 budget year, the final appropriations of the Township of Piscataway shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 1.0%, amounting to \$522,936.74, and that the CY 2023 municipal budget for the Township of Piscataway be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Mr. Uhrin opened the Meeting to the Remote Attendees for Comments

Pratik Patel, 29 Redbud Rd, shares that he is not happy with how high his property taxes are

Business Administrator, Tim Dacey, explains that this ordinance is about establishing a cap bank for the municipality and not about property taxes.

Gabrielle Cahill also provides clarification for Pratik.

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

Mr. Uhrin opened the Meeting to the In-Person Attendees for Comments

There being no comments, the public portion was closed.

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: CALENDAR YEAR 2023 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14) was introduced on the 28th day of February, 2023 and had passed the first reading and was published on the 3rd day of March, 2023.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on April 18, 2023, 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. 2023-06.

On roll call vote: Messrs. Cahill, Carmichael, Espinosa, Rouse, Shah and Uhrin. answered yes.

The Clerk read for SECOND READING the following ORDINANCE: BOND ORDINANCE PROVIDING FOR THE RESTORATION AND EXPANSION OF THE METLAR-BODINE HOUSE IN AND BY THE TOWNSHIP OF PISCATAWAY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$2,250,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,250,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

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

Section 1. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Township of Piscataway, in the County of Middlesex, New Jersey (the "Township") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$2,250,000, including the sum of \$1,000,000 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,250,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the restoration and expansion of the Metlar-Bodine House, as more fully described on a list on file in the office of the Clerk, which list is hereby incorporated by reference as if set forth at length, including all work and materials necessary therefor and incidental thereto.

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

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

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Director of Finance; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the Director of Finance. The Director of Finance shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the Director of Finance's signature upon the bond

anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The Director of Finance is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Director of Finance is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

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

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

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

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

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$1,250,000, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$150,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

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

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

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

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

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

Mr. Uhrin opened the Meeting to the Remote Attendees for Comments

Pratik Patel, 29 Redbud Rd, asked for clarification on how the bonds work and how it will be paid back.

Business Administrator, Tim Dacey, explained where the money for the project is coming from.

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

Mr. Uhrin opened the Meeting to the In-Person Attendees for Comments

There being no comments, the public portion was closed.

RESOLUTION offered by Ms. Cahill seconded by Mr. Espinosa, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey, that AN ORDINANCE ENTITLED: BOND ORDINANCE PROVIDING FOR THE RESTORATION AND EXPANSION OF THE METLAR-BODINE HOUSE IN AND BY THE TOWNSHIP OF PISCATAWAY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$2,250,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,250,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

was introduced on the 7th day of March, 2023 and had passed the first reading and was published on the 13th day of March, 2023.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on April 18, 2023, 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. 2023-07.

On roll call vote: Messrs. Cahill, Carmichael, Espinosa, Rouse, Shah and Uhrin. answered yes.

The Clerk read for SECOND READING the following ORDINANCE: ORDINANCE OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, NEW JERSEY AUTHORIZING EXECUTION OF FINANCIAL AGREEMENT WITH RG CONSTITUTION URBAN RENEWAL LLC PURSUANT TO THE LONG TERM TAX EXEMPTION LAW, N.J.S.A. 40A:20-1 ET SEQ.

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq., as amended from time to time (the "Redevelopment Law"), authorizes municipalities to determine whether certain parcels of land in a municipality constitute areas in need of redevelopment, and to adopt a redevelopment plan for such areas; and

WHEREAS, by Resolution #21-242, adopted on June 10, 2021, the Township Council (the "Township Council") of the Township of Piscataway (the "Township") designated certain property within the Township located at 10 Constitution Avenue, Piscataway, New Jersey and identified as Block 5901, Lot 3.23 on the Township's official tax maps (collectively, the "Redevelopment Area"), as an "area in need of redevelopment," as that term is defined under the Redevelopment Law; and

WHEREAS, by Ordinance #2021-39, adopted on December 14, 2021, the Township adopted a redevelopment plan for the Redevelopment Area (the “Redevelopment Plan”), which contains development standards for such area; and

WHEREAS, RG Constitution Urban Renewal LLC (the “Entity”) is the contract purchaser or owner of the Redevelopment Area; and

WHEREAS, on January 24, 2023, the Township Council adopted Resolution #23-83, designating the Entity as “redeveloper” of the Project Site and authorizing the execution of a redevelopment agreement in connection with the redevelopment thereof; and

WHEREAS, the Township and the Entity executed a redevelopment agreement, dated [], 2023 (the “Redevelopment Agreement”), pursuant to which the Entity will demolish the structures existing on the Redevelopment Area and construct thereon an approximately 147,000 square foot warehouse, including ancillary offices, 41 loading docks (13.5’ X 60’), 57 trailer parking spaces, 121 parking spaces, and related on-site and off-site improvements including, but not limited to, stormwater management facilities, utilities, landscaping and lighting(the “Project”); and

WHEREAS, in order to enhance the economic viability of and opportunity for a successful Project, the Entity, submitted to the Mayor of the Township (the “Mayor”) an application (the “Application”), which is on file with the Township Clerk, seeking tax exemption in connection with the Project pursuant to the Long Term Tax Exemption Law, N.J.S.A. 40A:20-1 et seq. (the “Long Term Tax Exemption Law”), in exchange for which the Entity proposes to make payments to the Township in lieu of taxes; and

WHEREAS, the Entity also submitted to the Mayor a form of financial agreement (the “Financial Agreement”), a copy of which is attached as Exhibit 19 to the Application, establishing the rights, responsibilities and obligations of the Entity; and

WHEREAS, the Mayor submitted the Application and Financial Agreement to the Township Council with his recommendation for approval, a copy of which recommendation is on file with the Township Clerk; and

WHEREAS, the Township Council has determined that the Project represents an undertaking permitted by the Long Term Tax Exemption Law.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PISCATAWAY, NEW JERSEY AS FOLLOWS:

Section 1. The aforementioned recitals are incorporated herein as though fully set forth at length.

Section 2. The Application and Financial Agreement are hereby approved.

Section 3. The Mayor is hereby authorized to execute the Financial Agreement substantially in the form attached as Exhibit 19 to the Application, subject to minor modification or revision, as deemed necessary and appropriate after consultation with counsel.

Section 4. The Clerk of the Township is hereby authorized and directed, upon execution of the Financial Agreement by the Mayor, to attest to the signature of the Mayor and to affix the corporate seal of the Township upon such document.

Section 5. This ordinance shall take effect in accordance with applicable law and if any part(s) shall be deemed invalid, such part(s) shall be severed and the invalidity thereby shall not affect the remaining parts of this Ordinance.

Mr. Uhrin opened the Meeting to the Remote Attendees for Comments

Jessica Kratovil, 1247 Brookside Rd, asked what the value/purpose was for the financial agreement.

Business Administrator, Tim Dacey, explained that this is a redevelopment to take a building at 10 Constitution Ave and redevelop it into a smaller warehouse.

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

Mr. Uhrin opened the Meeting to the In-Person Attendees for Comments

There being no comments, the public portion was closed.

RESOLUTION offered by Mr. Rouse seconded by Ms. Carmichael, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey, that AN ORDINANCE ENTITLED: ORDINANCE OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, NEW JERSEY AUTHORIZING EXECUTION OF FINANCIAL AGREEMENT WITH RG CONSTITUTION URBAN RENEWAL LLC PURSUANT TO THE LONG TERM TAX EXEMPTION LAW, N.J.S.A. 40A:20-1 ET SEQ.

was introduced on the 7th day of March, 2023 and had passed the first reading and was published on the 12th day of March, 2023.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on April 18, 2023, 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. 2023-08.

On roll call vote: Messrs. Cahill, Carmichael, Espinosa, Rouse, Shah and Uhrin. answered yes.

The Clerk read for SECOND READING the following ORDINANCE: ORDINANCE AUTHORIZING THE ACQUISITION OF CERTAIN PROPERTY IDENTIFIED AS PORTIONS OF BLOCK 9903, LOTS 4.09 and 4.11 IN THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY FOR PUBLIC PURPOSE PURSUANT TO N.J.S.A. 20:3-1, ET SEQ

WHEREAS, the Township of Piscataway (the "Township") wishes to acquire a certain property owned by the New Jersey Department of Transportation adjacent on Davidson Road for public purpose; and

WHEREAS, the property known as portions of Block 9903, Lots 4.09 and 4.11 on the Tax Map of the Township of Piscataway, which include areas designated as Parcels V17A1 and V17B1 by the NJDOT (the "Property"), are desired by the Township to be used for public purpose as it pertains to the placement of a radio tower; and

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

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

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

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

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

D. 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 in the Property, either by negotiation or by instituting action by exercising the Township's right of eminent domain (condemnation).

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 acquisition, whether by negotiation or eminent domain proceedings, and to pay said consultants and experts a reasonable fee for their services.

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

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

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

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

Mr. Uhrin opened the Meeting to the Remote Attendees for Comments

Praik Patel, 29 Redbud Rd, asked what the public use for this land would be and also asked the address of the property
Mayor Brian Wahler told Pratik that this property is at the end of Davidson Rd. and that the DOT is giving the township the land.

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

Mr. Uhrin opened the Meeting to the In-Person Attendees for Comments

There being no comments, the public portion was closed.

RESOLUTION offered by Mr. Shah seconded by Ms. Cahill, 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 PORTIONS OF BLOCK 9903, LOTS 4.09 and 4.11 IN THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY FOR PUBLIC PURPOSE PURSUANT TO N.J.S.A. 20:3-1, ET SEQ

was introduced on the 7th day of March, 2023 and had passed the first reading and was published on the 12th day of March, 2023.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on April 18, 2023, 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. 2023-09.

On roll call vote: Messrs. Cahill, Carmichael, Espinosa, Rouse, Shah and Uhrin answered yes.

The Clerk read for FIRST READING the following ORDINANCE: AN ORDINANCE OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AUTHORIZING THE SALE OF CERTAIN LANDS OWNED BY THE TOWNSHIP OF PISCATAWAY PURSUANT TO N.J.S.A. 40A:12-13

RESOLUTION offered by Mr. Rouse seconded by Mr. Espinosa, AN ORDINANCE OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AUTHORIZING THE SALE OF CERTAIN LANDS OWNED BY THE TOWNSHIP OF PISCATAWAY PURSUANT TO N.J.S.A. 40A:12-13

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 May, 2023.

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, Carmichael, Espinosa, Rouse, Shah and Uhrin answered yes.

The Clerk read for FIRST READING the following ORDINANCE: ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING CHAPTER II (2) ADMINISTRATION, SECTION 2-18, DIVISION OF POLICE

RESOLUTION offered by Ms. Cahill seconded by Ms. Carmichael, ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING CHAPTER II (2) ADMINISTRATION, SECTION 2-18, DIVISION OF POLICE

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 May, 2023.

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, Carmichael, Espinosa, Rouse, Shah and Uhrin answered yes.

The Clerk read for FIRST READING the following ORDINANCE: ORDINANCE AUTHORIZING THE ACQUISITION OF CERTAIN PROPERTIES IDENTIFIED AS BLOCK 3402, LOT 5.01 and BLOCK 3402, LOT 12.01 IN THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY FOR PUBLIC PURPOSE PURSUANT TO N.J.S.A. 20:3-1, ET SEQ.

RESOLUTION offered by Ms. Carmichael seconded by Mr. Shah, ORDINANCE AUTHORIZING THE ACQUISITION OF CERTAIN PROPERTIES IDENTIFIED AS BLOCK 3402, LOT 5.01 and BLOCK 3402, LOT 12.01 IN THE TOWNSHIP OF

PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY FOR PUBLIC PURPOSE PURSUANT TO N.J.S.A. 20:3-1, ET SEQ.

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 May, 2023.

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, Carmichael, Espinosa, Rouse, Shah and Uhrin answered yes.

The Clerk read for FIRST READING the following ORDINANCE: ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING CHAPTER IV (4) LICENSING AND BUSINESS REGULATIONS, SECTION 12, ROTATING VEHICLE TOWING/WRECKER SERVICES FOR TOWNSHIP POLICE, IN THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY

RESOLUTION offered by Ms. Cahill seconded by Ms. Carmichael, ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING CHAPTER IV (4) LICENSING AND BUSINESS REGULATIONS, SECTION 12, ROTATING VEHICLE TOWING/WRECKER SERVICES FOR TOWNSHIP POLICE, 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 2nd day of May, 2023.

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, Carmichael, Espinosa, Rouse, Shah and Uhrin answered yes.

RESOLUTION #23-154

RESOLUTION offered by Mr. Shah, 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 April 18, 2023 Regular Meeting appear to have the unanimous approval of all members of the Township Council:

- a. RESOLUTION – Authorizing Chapter 159 – 2023 Safe and Secure Communities Grant.
- b. RESOLUTION – Authorizing Reading of CY2023 Budget by Title.
- c. RESOLUTION – Authorizing Return of Escrow:
 - Block 703, Lot 1.04 – 3 Lakeview Avenue – 16-ZB-24/25/26V.
 - Block 703, Lot 1.04 – 3 Lakeview Avenue – 18-ZB-63/64/65V.

- Block 3610, Lots 5 & 8.09 – 25 Maplehurst Lane & 44 Barbour Place – 21-PB-29/30V.
 - Block 8604, Lot 25.03 – 8 Brotherhood St – 21-ZB-32/33V
- d. RESOLUTION – Authorizing Return of Engineering and Inspection Fees:
- Block 6813, Lot 9.02 – 216 Plainfield Avenue - 20-ZB-78V.
- e. RESOLUTION – Authorizing Return of Cash Bond – Temporary Certificate of Occupancy Guarantee – Block 703, Lot 1.04 – 3 Lakeview Avenue – 18-ZB-63/64/65V.
- f. RESOLUTION – Authorizing Award of Contract Under HCESC Cooperative – Sterling Village Apartment Improvements for Units 453 and 224 – Northeastern Interiors, Inc – Not to Exceed \$43,816.00.
- g. RESOLUTION – Authorizing Return of Soil Erosion/Landscape Bond:
- Block 8301, Lot 1.10 – 1201 Brookside Road.
- a. RESOLUTION – Authorizing Participation in the Defense Logistics Agency, Law Enforcement Support Office, 1033 Program.
- j. RESOLUTION – Authorizing Waiving of Late Fees – Tax and Sewer Utility Payments.
- k. RESOLUTION – Authorizing Award of Contract Under State Contract for Desk, Return, Overhead, Tackboard – Affordable Interior System, Inc. – Not to Exceed \$3,826.20.
- l. RESOLUTION – Authorizing Refund of Overpayment to Fire Prevention – Americold Logistics, LLC.
- m. RESOLUTION – Authorizing Refunds of Overpayment of Taxes Due to 100% Disabled Veteran Status.
- n. RESOLUTION – Authorizing Return of Sterling Village Security Deposit and Payment of Arrears to Township of Piscataway – Apt. 355.
- o. RESOLUTION – Authorizing Sterling Village Security Guard Services – Aron Inc. d/b/a Arrow Security – Not to Exceed \$354,169.25.
- p. RESOLUTION – Authorizing Award of Bid – 2023-2024 Landscape Maintenance of Township Properties – Custom Care Services, Inc. – Year 1 Not to Exceed \$226,740.000 and Year 2 Not to Exceed \$226,740.00.
- q. RESOLUTION - Authorizing Award of Bid – 2023 New Market Lake Park Area Improvements – Phase V (Part II) – Jads Construction Co. of New Jersey, Inc. – Not to Exceed \$475,847.00.
- r. RESOLUTION – Authorizing Acceptance of Project and Release of Retainage – Rehabilitation of Various Park Courts and Rinks, 2022 – Nickolaus Construction Co., Inc.
- s. RESOLUTION – Authorizing Affordability Assistance Grant – 2000 Avalon Way Unit # 2303
- t. RESOLUTION – Authorizing Refund of Overpayment of Taxes Due to Tax Court Judgment:
- Block 7401, Lot 2.02.
 - Block 7401, Lot 2.03.
- u. RESOLUTION – Authorizing Electronic Tax Sale and Advertising Bids for Electronic Tax Sale.
- v. RESOLUTION – Authorizing Cancellation of Taxes – Block 11303, Lot 4.
- w. RESOLUTION – Authorizing Contract Amendment No. 4– Old New Brunswick Road Roadway Improvements Phase One – T&M Associates – Not to Exceed \$16,840.00.
- x. RESOLUTION – Authorizing Refund of One Day Temporary Food License Fees – Why Not Burgerz.
- y. RESOLUTION – Authorizing 2023 Solicitors License – Shane Mock.
- z. RESOLUTION – Authorizing Rejection of Bids – 2023 Community Development Building Completion.
- aa. RESOLUTION – Authorizing Return of Street Opening Bond – Block 1933, Lot 1.01 – 25 Desna Street.
- bb. RESOLUTION – Authorizing Return of Cash Performance Bond:

- Former Block 30 (New Block 209), Lot 13.03 – 301 Rock Avenue.
- cc. RESOLUTION – Release of Performance Surety and Cash Bond – Quick Check Corporation. – Block 703, Lot 1.04 (3 Lakeview Avenue).
- dd. RESOLUTION – Authorizing Return of Sterling Village Security Deposit:
 - Marcia Stevens – Apt 217
- ee. RESOLUTION – Authorizing Award of Contract 2023 Police Ammunition Purchase Through New Jersey State Contract #17-FLEET-00721 – Eagle Point Gun/J.T. Morris & Son – Not to Exceed \$27,520.90.
- ff. RESOLUTION – Authorizing Award of Contract Alcotest 9510 Purchase Through New Jersey State Contract T-3031 – Drager, Inc - Not to Exceed \$19,305.00
- gg. RESOLUTION – Authorizing Refund of Picnic Permit Fees:
 - Tanya Sutton - \$400.00
 - Tanya Sutton - \$400.00
 - Quincey Taylor - \$250.00
 - Renee V. McMillan - \$400.00
- hh. RESOLUTION – Authorizing Re-Bid – 2023 Cedarwood Drive Storm Sewer Rehabilitation
- ii. RESOLUTION – Authorizing Refunds of Overpayment – Police Department.
- jj. RESOLUTION – Authorizing Agreement with PSE&G for Surveillance Equipment.
- kk. Authorizing Award of Bid – Kennedy Library Fire Alarm Panel Replacement – ADT Commercial, LLC through the National CO-OP OMNIA Contract #R220701. – Not to Exceed \$9,980.00.
- ll. RESOLUTION – Authorizing Release of 120% Cash Bond
 - Block 11203, Lot 17 – 230 Park Ave – 18-ZB-20V
- mm. RESOLUTION - Authorizing Award of Bid – Leslie Avenue Roadway Improvement Phase II – ADG Contracting Corp D/B/A Crossroads Paving. – Not to Exceed \$913,328.20.
- nn. RESOLUTION – Authorizing Settlement of Litigation.
- oo. RESOLUTION - Authorizing Award of Bid – 2023 Multihog CV 350 Sweeper –Under Soucewell Cooperative 030619-MUL – Trius, Inc. – Not to Exceed \$157,508.00.
- pp. RESOLUTION – Authorizing Award of Bid – 2023 Baseball and Softball Infield Maintenance - Under ESCNJ 19/20-10 – JCW, Inc. dba Natural Green Lawn Care – Not to Exceed \$30,794.24.
- qq. RESOLUTION – Authorizing Rejection of Bids – 2023 Re-Bid Restoration and Expansion of the Historic Metlar-Bodine House.
- rr. MOTION – Accept Report of Clerk’s Account – February 2023.
- ss. MOTION – Accept Minutes – Council Meeting – February 28, 2023.
- tt. MOTION – Accept Report of the Division of Revenue – February and March 2023.
- uu. MOTION – Receive and Enter into Minutes Disbursements for the Months of February and March 2023.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway that each of the above-listed Resolutions, Motions or Proclamations be approved and adopted by the Township Council, with the same legal effect as through each was read in its entirety at the April 18, 2023 Regular meeting and adopted by separate vote.

On roll call vote: Mesrrs. Cahill, Carmichael, Espinosa, Lombardi, Shah and Uhrin answered yes.

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

RESOLUTION #23-155

WHEREAS, The Piscataway Township Police Department has been awarded the 2023 Safe and Secure Communities Grant Program, Grant Sub award Number 23-1217 from the New Jersey Department of Law and Public Safety Sub Award. The Subgrant, award of \$32,400.00 from the State, and \$136,519.45 Local Matching Funds for fringe benefits, (Total award and fringe benefits \$168,919.45), for the period August 1, 2022 to July 31, 2023 is for the purposes set forth in the approved application; and

WHEREAS, the subgrant award incorporates all conditions and representation contained or made in the application and notice of award number 23-1217; and

WHEREAS, the Application for Subgrant Award calls for a match for fringe benefits amounting to \$136,519.45 which the Piscataway Township Police Department adequately through the 2023 Piscataway Township approved budget for Division salaries and wages and fringe benefits; and

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of Piscataway, that the Township of Piscataway herewith accepts the subaward # 23-1217 of the 2023 Safe and Secure Communities Program, in the amount of \$32,400.00, and the match for fringe benefits in the amount of \$136,519.45, for a final total not to exceed \$168,919.45; for the period August 1, 2022 to July 31, 2023; and

BE IT FURTHER RESOLVED, that the Township Administrator, The Township Chief Financial Officer and the Chief of Police of the Township of Piscataway are hereby authorized to sign the appropriate subgrant award documents; and

BE IT FURTHER RESOLVED that copies of this Resolution shall be forwarded to the New Jersey Department of Law and Public Safety, the Township Administrator, the Township Chief Financial Officer, and the Chief of Police, of the Township of Piscataway.

RESOLUTION #23-156

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

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

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

RESOLUTION #23-157

WHEREAS, on November 28, 2018, January 2, 2020, January 22, 2020, and March 16, 2020, QuickChek Corporation, Whitehouse Station, NJ posted escrow checks with the Township of Piscataway in the amount of \$4,000.00, \$1,500.00, \$1,000.00, and \$2,000.00, respectively, regarding Zoning Board Application # 18-ZB-63/64/65V for Block 703, Lot 1.04 (3 Lakeview Avenue); and

WHEREAS, pursuant to a Request for Release of Funds dated February 24, 2023 and a Memorandum from the Township Supervisor of Planning dated March 1, 2023, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$596.21 to QuickChek Corporation, Whitehouse Station, NJ; and

WHEREAS, on August 10, 2018, QuickChek Corporation, Whitehouse Station, NJ, posted an escrow check with the Township of Piscataway in the amount of \$500.00, regarding Zoning Board Application # 16-ZB-24/25/26V for Block 703, Lot 1.04 (3 Lakeview Avenue); and

WHEREAS, pursuant to a Request for Release of Funds dated February 24, 2023 and a Memorandum from the Township Supervisor of Planning dated March 1, 2023, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$198.10 to QuickChek Corporation, Whitehouse Station, NJ; and

WHEREAS, on September 22, 2021, Crescenzo DiCostanzo, Piscataway, NJ, posted an escrow check with the Township of Piscataway in the amount of \$2,500.00, regarding Planning Board Application # 21-PB-29/30V for Block 3610, Lot 5 & 8.09 (25 Maplehurst & 44 Barbour Place); and

WHEREAS, pursuant to a Request for Release of Funds dated October 28, 2022 and a Memorandum from the Township Supervisor of Planning dated February 24, 2023, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$251.65 to Crescenzo DiCostanzo, Piscataway, NJ; and

WHEREAS, on October 18, 2021 Daxaben Patel, West Caldwell, NJ, posted an escrow check with the Township of Piscataway in the amount of \$1,500.00, regarding Planning Board Application # 21-PB-32/33V for Block 8601, Lot 25.03 (8 Brotherhood Street); and

WHEREAS, pursuant to a Request for Release of Funds dated February 14, 2023 and a Memorandum from the Township Supervisor of Planning dated April 5, 2023, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$1,134.70 to Daxaben Patel, West Caldwell, 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 QuickChek Corporation, Whitehouse, NJ in the amount of \$596.21, regarding Zoning Board Application #: 18-ZB-63/64/65V as it pertains to Block 703, Lot 1.04 (3 Lakeview Avenue); 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 release unexpended escrow fees to QuickChek Corporation, Whitehouse, NJ in the amount of \$198.10, regarding Zoning Board Application # 16-ZB-24/25/26V for Block 703, Lot 1.04 (3 Lakeview Avenue); 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 release unexpended escrow fees to Crescenzo DiCostanzo, Piscataway, NJ in the amount of \$251.65, regarding Planning Board Application # 21-PB-29/30V for Block 3610, Lot 5 & 8.09 (25 Maplehurst & 44 Barbour Place); 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 release unexpended escrow fees to Daxaben Patel, West Caldwell, NJ in the amount of \$1,134.70, regarding Planning Board Application # 21-PB-32/33V for Block 8601, Lot 25.03 (8 Brotherhood Street).

RESOLUTION #23-158

WHEREAS, Lukasz Grzech, South River, NJ has completed their project on Block 6813, Lot 9.02 (216 Plainfield Avenue) regarding Application # 20-ZB-78V; and

WHEREAS, pursuant to a Request for Release of Funds dated October 14, 2022 and a Memorandum from the Township Supervisor of Engineering dated January 31, 2023, 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 \$134.76, be returned to Lukasz Grzech, South River, 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, in the amount of \$134.76, to Lukasz Grzech, South River, NJ, regarding Block 6813, Lot 9.02 (216 Plainfield Avenue) regarding Application # 20-ZB-78V

RESOLUTION #23-159

WHEREAS, QuickChek Corporation, Whitehouse Station, NJ, requests the release of a Cash Bond in the original amount of \$49,000.00, posted with the Township of Piscataway on September 20, 2021, as a Temporary Certificate of Occupancy Guarantee for Block 703, Lot 1.04 (3 Lakeview Avenue); and

WHEREAS, pursuant to a Request for Release of Funds dated February 24, 2023 and a letter from the Township Supervisor of Engineering dated March 2, 2023, copies of which are attached hereto and made a part hereof, the said Supervisor of Engineering advised that all improvements were satisfactorily completed, a final Certificate of Occupancy has been issued, and recommends the release of the Cash Bond to QuickChek Corporation; 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 the Temporary Certificate of Occupancy Guarantee Cash Bond in the amount of \$49,162.03, to QuickChek Corporation, Whitehouse Station, NJ, for improvements on Block 703, Lot 1.04 (3 Lakeview Avenue).

RESOLUTION #23-160

WHEREAS, the Township of Piscataway is in need of Apartment Improvements Sterling Village, Units 453 and 224 (the "Improvements"); and

WHEREAS, the Township of Piscataway Assistant Director of Public Works recommends awarding a contract for the Improvements through the Hunterdon County Educational Services Commission purchasing cooperative HCESC-SER-20F "General Construction Repairs and Carpentry" to Northeastern Interiors, Inc., Little Falls, NJ, in an amount not to exceed \$43,816.00; 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, there is funding available pursuant to certification # R-2023-0211; 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 with Northeastern Interiors, Inc., Little Falls, NJ, for the Apartment Improvements Sterling Village, Units 453 and 224, in the amount not to exceed \$43,816.00, through the Hunterdon County Educational Services Commission purchasing cooperative HCESC-SER-20F "General Construction Repairs and Carpentry," subject to all bid specifications and contract documents.

RESOLUTION #23-161

WHEREAS, Henry Hinterstien, on behalf of HBR Properties, LLC, Westfield, NJ requests the return of a Soil Erosion/Sediment Control Bond in the amount of \$1,000.00, posted on December 13, 2022 with the Township of Piscataway (the "Township") for improvements for Block 8301, Lot 1.10 (1201 Brookside Road); and

WHEREAS, pursuant to a Request for Release of Funds dated March 1, 2023 and a Memorandum from the Township Supervisor of Engineering dated March 2, 2023, copies of which are attached hereto and made a part hereof, the Supervisor of Engineering advised that the necessary inspections and approvals have been made, and therefore recommended the return of said Soil Erosion/Sediment Control Bond to Henry Hinterstien, on behalf of HBR Properties, LLC; 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 Soil Erosion/Sediment Control Bond in the amount of \$1,000.00 to Henry Hinterstien, on behalf of HBR Properties, LLC, Westfield, NJ, regarding Block 8301, Lot 1.10 (1201 Brookside Road).

RESOLUTION #23-162

WHEREAS, the United States Congress authorized the Defense Logistics Agency (DLA) Law Enforcement Support Office (LESO) 1033 Program to make use of excess Department of Defense personal property by making that personal property available to municipal, county and State law enforcement agencies; and

WHEREAS, DLA rules mandate that all equipment acquired through the 1033 Program remain under the control of the requesting law enforcement agency; and

WHEREAS, participation in the 1033 Program allows municipal and county law enforcement agencies to obtain weapons, equipment and vehicles they might not otherwise be able to afford in order to enhance community preparedness, response, and resiliency; and

WHEREAS, although property is provided through the 1033 Program at no cost to municipal and county law enforcement agencies, these entities are responsible for the costs associated with delivery, maintenance, fueling, and upkeep of the property, and for specialized training on the operation of any acquired property; and

WHEREAS, N.J.S.A. 40A:5-30.2 requires that the governing body of the municipality or county approve, by a majority of the full membership, both enrollment in, and the acquisition of any property through, the 1033 Program; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway that the Piscataway Township Police Department is hereby authorized to enroll in the 1033 Program for a one-year period from January 1, 2023 to December 31, 2023 and to acquire property through the 1033 Program; and

BE IT FURTHER RESOLVED that the Piscataway Township Police Department is hereby authorized to acquire items of non-controlled property designated “DEMIL A,” which may include office supplies, office furniture, computers, electronic equipment, generators, field packs, non-military vehicles, clothing, traffic and transit signal systems, exercise equipment, farming and moving equipment, storage devices and containers, tools, medical and first aid equipment and supplies, personal protection equipment and supplies, construction materials, lighting supplies, beds and sleeping mats, wet and cold weather equipment and supplies, respirators, binoculars, and any other supplies or equipment of a non-military nature identified by the Piscataway Township Police Department, if it shall become available in the next twelve months, based on the needs of the Piscataway Township Police Department, without restriction; and

BE IT FURTHER RESOLVED that the Piscataway Township Police Department is hereby authorized to acquire the following “DEMIL B through Q” property, if it shall become available in the next twelve months, including but not limited to weapons, equipment, vehicles, and M16/M4 - MRAP/HMMWV; and

BE IT FURTHER RESOLVED that the "DEMIL B through Q" controlled 3-page prop list in its entirety is hereby approved and hereto attached to this resolution; and

BE IT FURTHER RESOLVED that the Piscataway Township Police Department shall develop and implement a full training plan and policy for the maintenance and use of the acquired property; and

BE IT FURTHER RESOLVED that the Piscataway Township Police Department shall provide a quarterly accounting of all property obtained through the 1033 Program which shall be available to the public upon request; and

BE IT FURTHER RESOLVED that this Resolution shall be valid to authorize requests to acquire “DEMIL A” property that may be made available through the 1033 Program from January 1, 2023 until December 31, 2023 and requests to acquire “DEMIL B through Q” property that may be made available through the 1033 Program from January 1, 2023 until December 31, 2023.

RESOLUTION #23-163

WHEREAS, all first quarter sewer and tax payments for CY 2023 are owed and due on March 10, 2023 to the Township of Piscataway (the “Township”); and

WHEREAS, pursuant to N.J.S.A. 54:4-66.1, the Township is required to charge interest for any late sewer or tax payments (“Late Fees”); and

WHEREAS, the United States Postal Service (“USPS”) failed to promptly deliver the Township’s mail during the week of March 6, 2023 through March 10, 2023; and

WHEREAS, the Township has decided to waive the Late Fees, as described in N.J.S.A. 54:4-66.1 for any first quarter sewer or tax payments received by the Township that were received late due to USPS’ failure to promptly deliver mail during the week of March 6, 2023 through March 10, 2023; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to waive the late fee required pursuant to N.J.S.A. 54:4-66.1, for any delayed first quarter sewer or tax payment received by the Township which were received late due to USPS’s failure to deliver mail during the week of March 6, 2023 through March 10, 2023.

RESOLUTION #23-164

WHEREAS, the Township of Piscataway (“Township”) is in need of Furniture for the Sterling Village Management Office (“Furniture”); and

WHEREAS, the Township Chief of Staff recommends awarding a contract for the Furniture, through NJ State Contract #19-FOOD-00876 to Affordable Interiors Systems, Inc., Leominster, MA, in the amount not to exceed \$3,826.20; and

WHEREAS, there is funding available pursuant to certification # R-2023-0212;

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 with Affordable Interiors Systems, Inc., Leominster,

MA for Furniture for the Sterling Village Management Office, in the amount not to exceed \$3,826.20, through NJ State Contract #19-FOOD-00876.

RESOLUTION #23-165

WHEREAS, on March 10, 2023, Joseph Tomei, on behalf of Americold Logistics, LLC, Piscataway, NJ made a payment in the amount of two hundred ninety dollars (\$290.00) for a Fire Permit for 5 Access Road, Piscataway, NJ, which payment should have only been fifty-five dollars (\$55.00); 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 the overpayment for said Fire Permit Fee for 5 Access Road, Piscataway, NJ, in the amount of two hundred thirty five dollars (\$235.00) to Art AL Holding LLC, on behalf of Americold Logistics, LLC, Atlanta, GA.

RESOLUTION #23-166

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

Block	Lot	Qual	Name	Year	Amount	Reason
2501	14.01		Tara E. Texiera	2023	1,946.94	100% Disabled Vet
10002	2	C2416	William Jackson Jr.	2023	1,463.24	100% Disabled Vet

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

RESOLUTION #23-167

WHEREAS, the Township of Piscataway (the "Township") is in possession of a Security Deposit being held on behalf of Paul Tedesco, in the amount of \$559.40, posted with the Township for Apartment 355 at Sterling Village; and

WHEREAS, the Township Finance Department recommends the release of said Security Deposit, in the amount of \$559.40, less \$59.04 in outstanding rent owed to the Township, for a total amount to be released of \$500.36; and

NOW, THEREFORE, BE IT RESOLVED that the appropriate municipal officials be and are hereby authorized to release said Security Deposit in the amount of \$500.36 to Paul Tedesco and in the amount of \$59.04 to the Township of Piscataway for outstanding rent, in regard to Apartment 355 at Sterling Village.

RESOLUTION #23-168

WHEREAS, on April 13, 2023, the Township of Piscataway (the "Township") received two (2) bids in regard to the Security Guard Services for Sterling Village (the "Services"); and

WHEREAS, Aegis Security, Randolph, NJ, who was the apparent lowest bidder, contained a fatal flaw in their bid response and therefore the Director on Aging recommends rejection of Aegis Security's bid pursuant to same; and

WHEREAS, pursuant to Recommendation to Award dated April 17, 2023, the Township Director on Aging reviewed the bids and recommended awarding a contract for the Services to Aron Security Inc, d/b/a Arrow Security, Smithtown, NY, who is the lowest qualifying bidder, in the amount not to exceed \$354,169.25 for the period of May 1, 2023 through April 30, 2025; and

WHEREAS, funds are available pursuant to certification # B-2023-008;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the bid by Aegis Security, Randolph, NJ is rejected due to a fatal flaw in the bid response; and

BE IT FURTHER RESOLVED that the appropriate municipal officials be and are hereby authorized to award a contract for the Security Guard Services for Sterling

Village to Aron Security Inc, d/b/a Arrow Security, Smithtown, NY, who is the lowest qualifying bidder, in the amount not to exceed \$354,169.25, for the period of May 1, 2023 through April 30, 2025, subject to all bid specifications and contract documents.

RESOLUTION #23-169

WHEREAS, on March 16, 2023, the Township of Piscataway (the "Township") received two (2) bids in regard to the 2023-2024 Landscape Maintenance of Township Properties - Year 1 and 2023-2024 Landscape Maintenance of Township Properties - Second Year Option (the "Projects"); and

WHEREAS, the Township Director of Public Works reviewed the bids and recommends awarding a contract for the Projects to Custom Care Services, Inc., Wall, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$226,740.00 for Year One, with a Second Year Option in the amount not to exceed \$226,740.00; and

WHEREAS, funds are available pursuant to certification # B-2023-004;

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 2023-2024 Landscape Maintenance of Township Properties - Year 1 and 2023-2024 Landscape Maintenance of Township Properties - Second Year Option from April 18, 2023 to April 17, 2025 to Custom Care Services, Inc., Wall, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$226,740.00 for Year One, with a Second Year Option in the amount not to exceed \$226,740.00, subject to all bid specifications and contract documents.

RESOLUTION #23-170

WHEREAS, on March 16, 2023, the Township of Piscataway (the "Township") received five (5) bids in regard to the 2023- New Market Lake Park Area Improvements – Phase V (Part II) (the "Project"); and

WHEREAS, the Township Landscape Architect reviewed the bids and recommends awarding a contract for the Project to Jads Construction Co. of New Jersey, Inc., South River, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$475,847.00; and

WHEREAS, funds are available pursuant to certification # B-2023-005;

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 2023- New Market Lake Park Area Improvements – Phase V (Part II) to Jads Construction Co. of New Jersey, Inc., South River, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$475,847.00 subject to all bid specifications and contract documents.

RESOLUTION #23-171

WHEREAS, Nickolaus Construction Company, Inc., Vincetown, NJ entered into an agreement with the Township of Piscataway for the Rehabilitation of Various Park Courts and Rinks, 2022 (the "Project"), where Nickolaus Construction Company, Inc. would complete certain improvements at cost, in the amount not to exceed \$1,144,080.00; and

WHEREAS, as specified in the Change Order Form signed by the Landscape Architect of the Township of Piscataway dated March 16, 2023, 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") for the Project; and

WHEREAS, this change order would represent a \$42,480.00 decrease in the amount of the contract from the previous total for a final cost not to exceed \$1,101,600.00, a 3.74% 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 March 16, 2023, from the Township Landscape Architect, said Township Landscape Architect recommends that the Township approve the Final Change Order Request; and

WHEREAS, pursuant to a Memorandum from the Township Landscape Architect dated March 16, 2023, the Township Landscape Architect has received the required one (1) year maintenance bond in the amount of \$110,160.00, and recommends the acceptance of the project and release of the retainage in the amount of \$22,032.00; 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 amend the total contract amount for the Project with Nickolaus Construction Company, Inc., Vincetown, NJ from \$1,144,080.00 to a final total not to exceed \$1,101,600.00 and execute the enclosed Final Change Order in the amount of \$42,480.00, subject to all bid specifications and contact 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 Nickolaus Construction Company, Inc., Vincetown, NJ, in the amount of \$22,032.00 as it pertains to the Rehabilitation of Various Park Courts and Rinks, 2022.

RESOLUTION #23-172

WHEREAS, AVALON PISCATAWAY LLC / AVALON PISCATAWAY rents property located at 2000 Avalon Way, Apt. #2303 which property is governed by the statutes, ordinances, rules and regulations restricting ownership and use of the property as an Affordable Housing unit; and

WHEREAS, the tenant has requested Affordability Assistance Program grant from the Affordable Housing Trust Fund; and

WHEREAS, the Township is willing to extend a grant to the tenant in the amount of \$538.99 which covers half of the first month's rent.

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 an Affordability Assistance Program grant for the amount of \$538.99 with the owner/renter of an Affordable Housing unit located at 2000 Avalon Way, Apt. #2303, Piscataway, NJ, 08854.

RESOLUTION #23-173

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

Block	Lot	Qual	Name	Year	Amount	Reason
7401	2.02		ERICSSON, INC	2018	118,600.00	Tax Court DOC NO.008038-2018
7401	2.02		ERICSSON, INC	2019	111,790.80	Tax Court DOC NO.002124-2019
7401	2.03		ERICSSON, INC	2019	248,054.40	Tax Court DOC NO.002145-2019

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

RESOLUTION #23-174

WHEREAS, the Township of Piscataway (the "Township") wishes to authorize an electronic municipal tax lien sale, pursuant to N.J.A.C 5:33-1.1(b); and

WHEREAS, the Administration has recommended that the Township Council of the Township of Piscataway authorize appropriate municipal officials to prepare bid specifications, advertise and receive bids in regard to the electronic municipal tax lien sale; 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 complete an electronic municipal tax lien sale, pursuant to N.J.A.C. 5:33-1.1(b); and

BE IT FURTHER RESOLVED that the appropriate municipal officials be and are hereby authorized to prepare bid specifications, advertise and receive bids in regard to

the electronic municipal tax lien sale.

RESOLUTION #23-175

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

Block	Lot	Name	Year	Amount	Reason
11303	4	Township of Piscataway	2023	\$2,258.78	100% Tax Exempt

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

RESOLUTION #23-176

WHEREAS, T and M Associates, Middletown, NJ was awarded a contract for Professional Services in regard to the Old New Brunswick Road Improvements Phase I Project (the "Project"), in the amount not to exceed \$233,992.00; and

WHEREAS, additional work is required for the Project that was not included in the original scope of work outlined by the Township and not anticipated in the proposal from T and M Associates to the Township for the 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, Township Supervisor of Engineering has reviewed the Contract Amendment Request No. 4 in the amount of \$16,840.00, dated March 28, 2023, a copy of which is attached hereto and made a part hereof, and recommends approval of same; and

WHEREAS, funds are available pursuant to certification #R-2018-0076-004;

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 and M Associates, Middletown, NJ, from \$233,992.00 to a final total not to exceed \$250,832.00, an increase of not to exceed \$16,840.00, due to unanticipated work for the Old New Brunswick Road Improvements Phase I Project, subject to all bid specifications and contract documents.

RESOLUTION #23-177

WHEREAS, Why Not Burgerz, Washington, NJ, submitted a One Day Temporary Food License Fee, in the amount of \$100.00, to the Township of Piscataway (the "Township") and accidentally paid twice; 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 One Day Temporary Food License Fee to Why Not Burgerz, Washington, NJ in the amount of \$100.00.

RESOLUTION #23-178

WHEREAS, Shane Mock has applied with the Township of Piscataway for a Solicitors License for 2023; and

WHEREAS, pursuant to a letter from the Piscataway Township Police Department, dated March 30, 2023, a copy of which is attached hereto and made a part hereof, the Piscataway Township Police Department recommends granting a Solicitors License to Shane Mock; 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 Solicitors License for 2023 to Shane Mock.

RESOLUTION #23-179

WHEREAS, on March 23, 2023, the Township of Piscataway (the "Township") received two (2) bids for the 2023-Community Development Building Completion (the "Project"); and

WHEREAS, the two (2) bids substantially exceeded the Township's budgeted appropriation for the Project; and

WHEREAS, the Township administration recommends rejection of all bids based on the above and pursuant to N.J.S.A. 40A:11-13.2(b); 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 reject the two (2) bids for the 2023-Community Development Building Completion for substantially exceeding the Township's budgeted appropriation for the goods and services.

RESOLUTION #23-180

WHEREAS, Kevin Uherek, Piscataway NJ, requests the return of a Street Opening Bond in the amount of \$500.00, posted with the Township of Piscataway on March 31, 2022, regarding repairs and inspections for Block 1933, Lot 1.01 (25 Desna Street); and

WHEREAS, pursuant to a Request for Release of Funds dated March 12, 2023 and a memorandum from the Supervisor of Engineering dated March 31, 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 Kevin Uherek; 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 Kevin Uherek, Piscataway, NJ, in the amount of \$500.00, regarding Block 1933, Lot 1.01 (25 Desna Street).

RESOLUTION #23-181

WHEREAS, Bruce Long, on behalf of the Greater Plainfield Habitat for Humanity, Plainfield, NJ, requests the release of a Cash Performance Bond in the original amount of \$3,693.60, posted with the Township of Piscataway on December 22, 2003, for improvements on Block 209 (F/Blk 30), Lot 13.03 (301 Rock Avenue) regarding Zoning Board Application #01-ZB-61V; and

WHEREAS, pursuant to a Request for Release of Funds dated March 1, 2023, and a letter from the Township Supervisor of Engineering dated March 1, 2023, copies of which are attached hereto and made a part hereof, the said Supervisor of Engineering advised that no maintenance bond is required, all improvements required and covered have been satisfactorily installed, and recommends the release of the Cash Performance Bond; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to release a Cash Bond in the amount of \$3,693.60 to Bruce Long, on behalf of the Greater Plainfield Habitat for Humanity, Plainfield, NJ, for improvements to Block 209 (F/Blk 30), Lot 13.03 (301 Rock Avenue) regarding Zoning Board Application #01-ZB-61V.

RESOLUTION #23-182

WHEREAS, QuickChek Corporation, Whitehouse, NJ, requests the release of a Performance Surety Bond in the original amount of \$52,579.71 and a Cash Bond in the original amount of \$4,779.97, posted with the Township of Piscataway on August 12, 2019 and May 31, 2019, respectively, for improvements on Block 703, Lot 1.04 (3 Lakeview Avenue) regarding Application #18-ZB-63/64/65V; and

WHEREAS, pursuant to a Request for Release of Funds dated March 2, 2023 and a letter from the Township Supervisor of Engineering dated March 15, 2023, 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 Performance Surety Bond and Cash Bond to QuickChek Corporation upon QuickChek Corporation posting of two (2) year Maintenance Bonds for Off-Site Improvements in the amount of \$7,169.96 and for On-Site Storm Management System in the amount of \$17,210.40 with the Township; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to release a Performance Surety Bond in the amount of \$52,579.71 and a Cash Bond in the amount of \$4,779.97, to QuickChek Corporation, Whitehouse Station, NJ, for improvements Block 703, Lot 1.04 (3 Lakeview Avenue), regarding Application #18-ZB-63/64/65V, subject to QuickChek Corporation posting of two (2) year Maintenance Bonds for Off-Site Improvements in the amount of \$7,169.96 and for On-Site Storm Management System in the amount of \$17,210.40 with the Township.

RESOLUTION #23-183

WHEREAS, the Township of Piscataway (the "Township") is in possession of a Security Deposit being held on behalf of Marcia Stevens, in the amount of \$1,185.62, posted with the Township for Apartment 217 at Sterling Village; and

WHEREAS, Marcia Stevens owes the Township outstanding rent in the amount of \$2,362.00; and

WHEREAS, the Township Finance Department recommends the release of said Security Deposit to the Township, in the amount of \$1,185.62, as partial payment of the outstanding rent balance; and

NOW, THEREFORE, BE IT RESOLVED that the appropriate municipal officials be and are hereby authorized to release said Security Deposit of Marcia Stevens regarding Apartment 217 in Sterling village in the amount of \$1,185.62 to the Township of Piscataway as partial payment of Marcia Steven's outstanding rent balance owed to the Township.

RESOLUTION #23-184

WHEREAS, the Township of Piscataway Police Department (the "Police Department") is in need of 2023 Police Ammunition; and

WHEREAS, the Township Police Captain recommends awarding a contract for the Ammunition through New Jersey State Contract #17-FLEET-00721, #T0106 Line #3 to Eagle Point Gun/T.J. Morris & Son, Thorofare, NJ, in the amount not to exceed \$27,520.90; and

WHEREAS, there is funding available pursuant to certification # R-2023-0216,

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 with Eagle Point Gun/T.J. Morris & Son, Thorofare, NJ, for 2023 Police Ammunition, in the amount not to exceed \$27,520.90, through New Jersey State Contract #17-FLEET-00721, #T0106 Line #3.

RESOLUTION #23-185

WHEREAS, the Township of Piscataway Police Department (the "Police Department") is in need of an Alcotest 9510; and

WHEREAS, the Township Police Captain recommends awarding a contract for the Alcotest 9510 through New Jersey State Contract T-3031 to Drager, Inc., Telford, PA in the amount not to exceed \$19,305.00; and

WHEREAS, there is funding available pursuant to certification # R-2023-0217;

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 with Drager, Inc., Telford, PA for the Alcotest 9510, in the amount not to exceed \$19,305.00, through New Jersey State Contract T-3031.

RESOLUTION #23-186

WHEREAS, Tanya Sutton, Piscataway, NJ requests the return of a Picnic and Alcohol Permit Fee in the amount of \$400.00, posted with the Township of Piscataway for a picnic at Riverside Park on August 5, 2023; and

WHEREAS, the Piscataway Township Department of Recreation recommended the return of said Picnic and Alcohol Permit Fee, in the amount of \$400.00, as the picnic was cancelled; and

WHEREAS, Tanya Sutton, Piscataway, NJ requests the return of a Picnic and Alcohol Permit Fee in the amount of \$400.00, posted with the Township of Piscataway for a picnic at Riverside Park on August 6, 2023; and

WHEREAS, the Piscataway Township Department of Recreation recommended the return of said Picnic and Alcohol Permit Fee, in the amount of \$400.00, as the picnic was cancelled; and

WHEREAS, Quincey Taylor, Piscataway, NJ requests the return of a Picnic Fee in the amount of \$250.00, posted with the Township of Piscataway for a picnic at Riverside Park on June 11, 2023; and

WHEREAS, the Piscataway Township Department of Recreation recommended the return of said Picnic Permit Fee, in the amount of \$250.00, as the picnic was cancelled; and

WHEREAS, Renee V. McMillan, Piscataway, NJ requests the return of a Picnic and Alcohol Permit Fee in the amount of \$400.00, posted with the Township of Piscataway for a picnic at Possumtown Park on June 17, 2023; and

WHEREAS, the Piscataway Township Department of Recreation recommended the return of said Picnic and Alcohol Permit Fee, in the amount of \$400.00, as the picnic was cancelled; 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 a Picnic and Alcohol Permit Fee in the amount of \$400.00, pursuant to receipt #145247, to Tanya Sutton; and

FURTHER, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to return a Picnic and Alcohol Permit Fee in the amount of \$400.00, pursuant to receipt #145248, to Tanya Sutton; and

FURTHER, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to return a Picnic Permit Fee in the amount of \$250.00, pursuant to receipt #145269, to Quincey Taylor; and

FURTHER, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to return a Picnic and Alcohol Permit Fee in the amount of \$400.00, pursuant to receipt #145236, to Renee V. McMillan.

RESOLUTION #23-187

WHEREAS, on April 6, 2023, the Township of Piscataway (the "Township") received zero (0) bids for the 2023-Cedarwood Drive Storm Sewer Rehabilitation (the "Project"); and

WHEREAS, the Township Supervisor of Engineering requests that the Township be authorized to rebid the Project; 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 rebid for the 2023-Cedarwood Drive Storm Sewer Rehabilitation.

RESOLUTION #23-188

WHEREAS, April 4, 2023, Tomas Cizek paid one hundred (\$100.00) dollars online in error as it pertains to a Gun Permit, for which payment should have only been for fifty (\$50.00) dollars; 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 overpayment for said Gun Permit Fee, in the amount of fifty (\$50.00) dollars to Tomas Cizek.

RESOLUTION #23-189

WHEREAS, the Township of Piscataway (the "Township") has an interest in increasing public safety; and

WHEREAS, the Township wishes to enter into a Public Service Electric and Gas Company Distribution Pole Attachment License Agreement for Overt Surveillance Equipment with the Public Service Electric and Gas Company ("PSE&G"), regarding the attachment of overt surveillance equipment or devices to certain PSE&G utility poles; and

WHEREAS, the Township Attorney has reviewed the Public Service Electric and Gas Company Distribution Pole Attachment License Agreement, a copy of which is

attached hereto as Exhibit A and made a part hereof, and recommends execution of same; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the Township Council formally approves the Public Service Electric and Gas Company Distribution Pole Attachment License Agreement; and

BE IT FURTHER RESOLVED that the appropriate municipal officials and the Mayor are hereby authorized to execute the Public Service Electric and Gas Company Distribution Pole Attachment License Agreement on behalf of the Township of Piscataway.

RESOLUTION #23-190

WHEREAS, the Township of Piscataway is in need of a Kennedy Library Fire Alarm Panel Replacement (the "Replacement"); and

WHEREAS, the Township of Piscataway Library Director recommends awarding a contract for the Replacement through National Co-op OMNIA Partners Contract R220701 "Facility Technology Integration & Security Systems Services" to The ADT Security Corp/ ADT Commercial, LLC, Boca Raton, FL in an amount not to exceed \$9,980.00; 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, there is funding available pursuant to certification # R-2023-0213;

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 with ADT Security Corp/ ADT Commercial, LLC, Boca Raton, FL, for the Kennedy Library Fire Alarm Panel Replacement in the amount not to exceed \$9,980.00 through the National Co-op OMNIA Partners Contract R220701 "Facility Technology Integration & Security Systems Services."

RESOLUTION #23-191

WHEREAS, Aamir Motiwala, on behalf of Grand Home Investments XIV LLC, Piscataway, NJ, requests the release of a Cash Bond in the original amount of \$11,742.00, posted with the Township of Piscataway on April 28, 2021, for improvements on Block 11203, Lot 17 (230 Park Avenue) regarding Application #18-ZB-20V; and

WHEREAS, pursuant to a Request for Release of Funds dated April 6, 2023 and a letter from the Township Supervisor of Engineering dated April 10, 2023, 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 Cash Bond to Aamir Motiwala, on behalf of Grand Home Investments XIV LLC upon Grand Home Investments XIV LLC posting of a two (2) year Maintenance in the amount of \$1,467.75 with the Township; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to release a Cash Bond in the amount of \$11,742.00, to Aamir Motiwala, on behalf of Grand Home Investments XIV LLC., Piscataway, NJ, for improvements on Block 11203, Lot 17 (230 Park Avenue) regarding Application #18-ZB-20V, subject to Grand Home Investments XIV LLC posting of a two (2) year Maintenance in the amount of \$1,467.75 with the Township.

RESOLUTION #23-192

WHEREAS, on April 6, 2023, the Township of Piscataway (the "Township") received ten (10) bids in regard to Leslie Avenue Roadway Improvement Phase II (the "Project"); and

WHEREAS, the Township Supervisor of Engineering has reviewed the bids and recommends awarding a contract for the Project to ADG Contracting Corp d/b/a Crossroads Paving, Newark, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$913,328.20; and

WHEREAS, funds are available pursuant to certification #B-2023-007;

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 Leslie Avenue Roadway Improvement Phase II to ADG Contracting Corp d/b/a Crossroads Paving, Newark, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$913,328.20, subject to all bid specifications and contract documents.

RESOLUTION #23-193

WHEREAS, the Township of Piscataway is a party to a lawsuit captioned Air Systems Maintenance, Inc. v. Township of Piscataway Department of Public Works (Dkt. No. MID-L-1076-23); and

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

WHEREAS, the Township Attorney has reviewed the Settlement Agreement and recommends execution of same; 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 claims of the Piscataway Township Public Works Department and Township of Piscataway; 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, subject to changes agreed upon by the Mayor upon the advice of the Township Attorney, and to take any and all actions necessary to finalize such settlement.

RESOLUTION #23-194

WHEREAS, the Township of Piscataway is in need of a 2023 Multihog CV 350 Sweeper (the Sweeper”); and

WHEREAS, the Township of Piscataway Assistant Director of Public Works recommends awarding a contract for the Sweeper through the Sourcewell Cooperative #030619-MUL to Trius, Inc. Farmingdale, NJ, in an amount not to exceed \$157,508.00; 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, there is funding available pursuant to certification # R-2023-0215;

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 with Trius, Inc. Farmingdale, NJ, for the 2023 Multihog CV 350 Sweeper, in the amount not to exceed \$157,508.00, through the Sourcewell Cooperative #030619-MUL, subject to all bid specifications and contract documents.

RESOLUTION #23-195

WHEREAS, the Township Landscape Architect has advised that the Township of Piscataway is in need of 2023, Baseball and Softball Field Infield Maintenance (the “Maintenance”); and

WHEREAS, pursuant to a Recommendation to Award Contract, a copy of which is attached hereto and made a part hereof, said Landscape Architect recommends awarding a contract for the Maintenance through the ESCNJ Co-op Bid # 19/20-10 to JCW, Inc. d/b/a Natural Green Lawn Care, Bridgewater, NJ in the amount not to exceed \$30,794.24; 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-2023-0219;

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 2023, Baseball and Softball Field Infield Maintenance through the ESCNJ Co-op Bid # 19/20-10 to JCW, Inc. d/b/a Natural Green Lawn Care, Bridgewater, NJ in the amount not to exceed \$30,794.24, subject to all bid specifications and contract documents.

RESOLUTION #23-196

WHEREAS, on April 13, 2023, the Township of Piscataway (the “Township”) received one (1) bid for the 2023 Re-bid Restoration and Expansion of the Historic Metlar-Bodine House (the “Project”); and

WHEREAS, the one (1) bid substantially exceeded the Township’s budgeted appropriation for the Project; and

WHEREAS, the Township administration recommends rejection of all bids based on the above and pursuant to N.J.S.A. 40A:11-13.2(b); 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 reject the one (1) bid for 2023-Re-bid Restoration and Expansion of the Historic Metlar-Bodine House for substantially exceeding the Township’s budgeted appropriation for the goods and services.

Mr. Uhrin opened the Meeting to the Remote Attendees for Comments regarding the CY 2023 Municipal Budget.

Pratik Patel, 29 Redbud Rd, suggests that a line item is added to the budget for repairs on roads.

Brian Rak, 1247 Brookside Rd, asked where the budget was posted on the website.

Jessica Kratovil, 1247 Brookside Rd, asked why the budget was difficult to find on the website.

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

Mr. Uhrin opened the Meeting to the In-Person Attendees for Comments regarding the CY 2023 Municipal Budget.

There being no comments, the public portion was closed.

RESOLUTION #23-197

RESOLUTION offered by Ms. Cahill, seconded by Ms. Carmichael:

WHEREAS, the local municipal budget for the year CY-2023 was approved on the 7th day of March, 2023; and

WHEREAS, the public hearing on said budget has been held as advertised; and

WHEREAS, it is desired to amend said approved budget;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, in the County of Middlesex, State of New Jersey, that the following amendments to the approved budget of CY-2023 be made:

Anticipated Revenues	FROM	TO	Difference	%
1. Surplus Anticipated	\$ 12,000,000.00	\$ 12,612,002.00	\$ 612,002.00	5.10%
Total Surplus Anticipated	\$ 12,000,000.00	\$ 12,612,002.00		
3. Miscellaneous Revenues				
Energy Receipts Tax	\$ 5,858,579.00	\$ 5,899,076.00	\$ 40,497.00	0.69%
Total Miscellaneous Revenues	\$ 14,771,855.73	\$ 14,812,352.73		
5. Subtotal General Revenues (Items 1,2,3,and 4)	\$ 27,621,855.73	\$ 28,274,354.73	\$ 652,499.00	
7. TOTAL GENERAL REVENUE	\$ 80,710,226.71	\$ 81,362,725.71	\$ 652,499.00	

8. General Appropriations

(E) Contribution to:

Public Employees' Retirement System	\$ 1,638,633.00	\$ 1,804,409.00	\$ 165,776.00	10.12%
Police and Firemen's Retirement System	\$ 3,599,468.00	\$ 4,086,191.00	\$ 486,723.00	13.52%
9. TOTAL GENERAL APPROPRIATION	\$ 80,710,226.71	\$ 81,362,725.71	\$ 652,499.00	

AND BE IT FURTHER RESOLVED that two certified copies of this resolution is to be filed forthwith with the Director of the Division of Local Government Services for approval.

On roll call vote: Messrs. Cahill, Carmichael, Espinosa, Rouse, Shah and Uhrin answered yes.

Mr. Uhrin opened the Meeting to the Remote Attendees for Comments regarding the Amendment to CY 2023 Municipal Budget.

There no further comments, the public portion was closed.

Mr. Uhrin opened the Meeting to the In-Person Attendees for Comments regarding the Amendment to CY 2023 Municipal Budget.

There being no comments, the public portion was closed.

RESOLUTION #23-198

RESOLUTION offered by Ms. Carmichael, seconded by Ms. Cahill:
 BE IT RESOLVED, By the Township Council of Piscataway Township, New Jersey that:
MUNICIPAL BUDGET NOTICE

Municipal Budget of the Township of Piscataway, County of Middlesex for the Fiscal Year 2023.

Be It Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the Year 2023.

Be It Further Resolved that said Budget be published in the Star Ledger, New Jersey in the issue of March 13, 2023.

The Governing Body of the Township of Piscataway does hereby approve the following as the Budget for the year 2023

Be it Resolved by the TOWNSHIP COUNCIL of the TOWNSHIP of PISCATAWAY , County of MIDDLESEX that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a)\$ 49,543,426.98 (Item 2 below) for municipal purposes, and
- (b)\$ (Item 3 below) for school purposes in Type I School District only (N.J.S. 18A:9-2) to be raised by taxation and,
- (c)\$ (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.
(Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust
- (d)\$ Fund Levy (Sheet 38)
- (e)\$ 3,544.944.00 Minimum Library Levy

1. General Revenues

Surplus Anticipated	08-100	\$ 12,612,002.00
Miscellaneous Revenues Anticipated	13-099	\$ 14,812,352.73
Receipts from Delinquent Taxes	15-499	\$ 850,000.00
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)	07-190	\$ 49,543,426.98
3. AMOUNT TO BE RAISED BY TAXATION FOR _SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:		

Item 6(b), Sheet 11 (N.J.S. 40A:4-14)	07-		
Total Amount to be Raised by Taxation for Schools in Type I School Districts Only	191	\$	
4. To Be Added TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR _SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:			
Item 6(b), Sheet 11 (N.J.S. 40A:4-14)	07-		
	191	\$	
5. AMOUNT TO BE RAISED BY TAXATION MINIMUM LIBRARY LEVY	07-		
	192	\$	3,544,944.00
	13-		
Total Revenues	299	\$	81,362,725.71

SUMMARY OF APPROPRIATIONS

5. GENERAL APPROPRIATIONS	xxxxxxxxx		xxxxxxxxxxxxxxxxx
Within "CAPS"	xxxxxxxxx		xxxxxxxxxxxxxxxxx
(a&b) Operations including Contingent	34-201	\$	47,056,206.50
(e) Deferred Charges and Statutory Expenditures - Municipal	34-209	\$	7,440,600.00
(g) Cash Deficit	46-885	\$	
Excluded from "CAPS"	xxxxxxxxx		xxxxxxxxxxxxxxxxx
(a) Operations - Total Operations Excluded from "CAPS"	34-305	\$	8,542,039.51
(c) Capital Improvements	44-999	\$	5,300,000.00
(d) Municipal Debt Service	45-999	\$	9,759,425.00
(e) Deferred Charges - Municipal	46-999	\$	1,100,000.00
(f) Judgements	37-480	\$	
(n) Transferred to Board of Education for Use of Local Schools (N.J.S. 40:48-17.1 &17.3)	29-405	\$	
(g) Cash Deficit	46-885	\$	
(k) For Local District School Purposes	29-410	\$	
(m) Reserve for Uncollected Taxes (Include Other Reserves if Any)	50-899	\$	2,164,454.70
6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICTS ONLY (N.J.S. 40A:4-13)	07-195	\$	
Total Appropriations	34-499	\$	81,362,725.71

On roll call vote: Messrs. Cahill, Carmichael, Espinosa, Rouse, Shah and Uhrin answered yes.

The following are Disbursements for the months of February and March 2023.

PROCLAMATION:

WHEREAS, distracted driving is a dangerous epidemic on New Jersey's roadways contributing to thousands of motor vehicle crashes and deaths each year; and

WHEREAS, distracted driving is any activity that can divert a person's attention away from the primary task of driving including but not limited to texting, using a cell phone or smartphone, eating and drinking, using a navigation system or adjusting the radio; and

WHEREAS, all drivers, bicyclists and pedestrians deserve to live in communities that promote safe driving behaviors; and

WHEREAS, the State of New Jersey will participate in the nationwide Distracted Driving 2023 Crackdown from April 1 - 30, 2023 in an effort to raise awareness and decrease driver distraction through a combination of enforcement and education; and

WHEREAS, the national UDrive. UText. UPay campaign has resulted in significant reductions in impaired driving; and

WHEREAS, a curtailment in distracted driving in New Jersey will save lives on our roadways.

NOW THEREFOR IT BE RESOLVED, that I, Brian C. Wahler, Mayor of the Township of Piscataway, County of Middlesex, State of New Jersey along with the Township Council do hereby declare support for the Distracted Driving 2023 Crackdown, both locally and nationally from April 1 – 30, 2023 and pledge to increase awareness, education and enforcement to stop distracted driving.

PROCLAMATION:

WHEREAS, Arbor Day was established in Nebraska in 1872 as a way to inspire people to plant more trees to improve the environment; and

WHEREAS, the purpose of Arbor Day has been expanded to encourage the planting and care of trees across the nation for the benefit of urban, community and rural landscapes; and

WHEREAS, trees play an important role in the ecosystem in which we live; and

WHEREAS, trees provide shade to conserve energy, prevent soil erosion, improve water quality and help control noise pollution; and

WHEREAS, neighborhood trees provide habitats for wildlife, beautify parks, streets and residential developments, provide buffers from traffic; and

WHEREAS, the Township is known for its numerous and beautiful trees which enhance the desirability of Piscataway as a community in which to live, work and play; and

WHEREAS, the Township of Piscataway has been named a Tree City USA Community for 36 consecutive years; and

WHEREAS, tree planting and maintenance programs are essential to improving the quality of life in each community.

NOW THEREFOR IT BE RESOLVED, that I, Brian C. Wahler, Mayor of the Township of Piscataway do hereby recognize April 28, 2023 as ARBOR DAY and urge all residents to support efforts to protect our trees to promote the well-being of this and future generations.

ANNOUNCEMENTS & COMMENTS FROM OFFICIALS:

Sharon Carmichael talks about the Piscataway Pacers club and encourages residents to sign up.

Dennis Espinosa reminds residents that the Shred it & Forget it event is this weekend

The Council considered the matters on the Agenda for May 2, 2023:

- **ORDINANCE – SECOND READING – Providing for the Construction of Local Improvement Sidewalks on Ethel Road West – OPEN TO PUBLIC - RESOLUTION Adopting Ordinance.**

OPEN TO PUBLIC – REMOTE ATTENDEES:

Pratik Patel, 29 Redbud Rd, complimented the Township on all of the trees that have been planted and how nice they look. He also make recommendations to the Council on line items that he believes should be added to the budget. Lastly, he commented on the salaries of government employees.

Jessica Kratovil, 1247 Brookside Rd, said that she appreciate the Mayor’s proclamation for Arbor Day and expressed the importance of trees. She also expressed her disappointment that the Township granted a permit to clear trees on South Washington.

Ezra Militsky, 72 Ethel Rd West, asks what the need is for the sidewalks that the Township is adding on Ethel Rd W.

Mayor Brian Wahler responds to Ezra and provides him with clarification. Gabrielle Cahill also responds to Ezra.

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

OPEN TO PUBLIC – IN PERSON ATTENDEES:

Costas Efthymious, 58 Curtis Ave, expresses his concerns with the potholes in town. He also encourages the Township to maintain the trees that they have planted.

Curtis Grubs, 1750 W Third St, asks when Hazelwood is getting done. He also talks about a shooting that occurred on South 2nd St and asks what is going to be done to solve the issue.

Mayor Brian Wahler responded to Mr. Grubs and describes the process of installing the security system.

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

Mayor Brian Wahler thanked the council members for their work on the budget. He also thanked the Finance Department and Auditor for their work on the budget and the residents for their suggestions.

Council President Frank Uhrin says that the Little League Opening over the weekend was a huge success, with over 300 kids playing this year.

There being no further business to come before the council, the meeting was adjourned at 8:39pm. Motion by Ms. Cahill seconded by Mr. Shah, carried unanimously.

Respectfully submitted,

Kelly Mitch, Deputy Township Clerk

Accepted:

Frank Uhrin
Council President