

NORTH BRUNSWICK TOWNSHIP COUNCIL

REGULAR MEETING AGENDA
710 HERMAN ROAD
NORTH BRUNSWICK, NEW JERSEY

December 7,
2020
7:00 PM

1. **Call to Order, Roll Call and Cell Phone Statement**
2. **Sunshine Notice**
3. **Pledge of Allegiance**
4. **Consent Agenda**
 - a. **280-12.20 Authorizing the acceptance of the 2020 Municipal Recycling Grant from Middlesex County - \$3,675.00**
 - b. **281-12.20 Authorizing the Award of Contract BID20011 to New Cingular Wireless PCS, LLC for the construction and operation of a Wireless Telecommunications Monopole on property located on Block 148.06, Lot 106, in the Township of North Brunswick, Middlesex County, New Jersey**
 - c. **282-12.20 Authorizing the Private Improvements Bond Release for CIS Construction, LLC**
 - d. **283-12.20 Amending Contract BID20006 with Blackrock Enterprises for the High School Access Way Improvement Project Closeout Change Order (\$38,441.74)**
 - e. **284-12.20 Amending Contract BID19001 with Lucas Brothers, Inc. for the 2019 Road Improvement Program Project Closeout Change Order (\$218,653.79)**
 - f. **285-12.20 Authorizing an amendment to agreement with David P. Lonski of the firm Shamy,Shipers and Lonski, PC to serve as Municipal Prosecutor**
 - g. **286-12.20 Bill List**
5. **Approval of minutes**
 - a. **Minutes / Special Council Meeting / November 9, 2020**
 - b. **Minutes / Regular Council Meeting / November 16, 2020**
6. **Ordinances / First Reading / Introduction:**
 - a. **Ordinance #20-25 - An Ordinance amending and supplementing Chapter 205, "Land Use" of the Code of the Township of North Brunswick**
7. **Ordinances / Second Reading / Public Hearing:**
 - a. **Ordinance #20-24 - Second Reading and Public Hearing - An Ordinance amending and supplementing Chapter 334 Vehicles and Traffic of the Code of the Township of North Brunswick to amend Traffic Controls on Joseph Street**

- 8. Reports from Mayor, Council, Administrator, CFO**
- 9. Public Hearing**
- 10. Adjourn**

NORTH BRUNSWICK TOWNSHIP

Agenda Item - 4.a.

Authorizing the acceptance of the 2020 Municipal Recycling Grant from Middlesex County - \$3,675.00

Resolution Number: 280-12.20

ATTACHMENTS:

Description

Type

Reso

Cover Memo

**A RESOLUTION OF THE TOWNSHIP COUNCIL OF NORTH BRUNSWICK
AUTHORIZING THE ACCEPTANCE OF THE
2020 MUNICIPAL RECYCLING ENHANCEMENT GRANT
FROM MIDDLESEX COUNTY - \$3,675.00**

WHEREAS, The County of Middlesex has a successful recycling program that has achieved a total recycling rate of over 60% for nineteen of the last twenty-one years, however, the County has been unable to achieve the State's municipal solid waste recycling goal; and

WHEREAS, to meet this goal, the Middlesex County Division of Solid Waste Management is sponsoring a 2020 Municipal Recycling Enhancement Grant Program for municipalities; and

WHEREAS, this is a competitive program whereby municipalities submit grant applications for recycling projects; and

WHEREAS, the Township of North Brunswick has sent in their application to the County and therefore, has been approved; and

WHEREAS, the Interim Township Business Administrator on behalf of the Department of Public Works, desires to accept monies from Middlesex County in the amount of \$3,675.00; and

WHEREAS, it would be in the best interest of the Township of North Brunswick to accept monies; and

NOW THEREFORE, BE IT RESOLVED, on this 7th day of December 2020, by the Township Council of the Township of North Brunswick, that the Mayor and the Clerk are hereby authorized to execute and sign any and all documents in order to effectuate the receipt of the Grant monies between the Township of North Brunswick and Middlesex County in the amount of \$3,675.00.

Cavel Gallimore
Chief Financial Officer

Eric Chaszar
Director of Public Works

Justine Progebin
Interim Business Administrator

Ronald Gordon, Esq.
Township Attorney
Approved as to Legal Form

RECORDED VOTE:

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
CORTES				
LOPEZ				
GUADAGNINO				
DAVIS				
SOCIO				
ANDREWS				
MAYOR WOMACK				

I hereby certify that the above Resolution was duly adopted by the Township Council of the Township of North Brunswick, County of Middlesex, at its meeting held on December 7, 2020.

 Lisa Russo
 Township Clerk



Middlesex County

Adopted

Resolution: 19-1726-R

Administration Building
75 Bayard Street
New Brunswick, NJ
08901

File Number: 19-1726-R

Authorize Award Of 2020 Municipal Recycling Enhancement Grants To Various Municipalities In The Total Amount Of \$53,858.00 (Grant Funded)

WHEREAS, The County of Middlesex has a successful recycling program that has achieved a total recycling rate of over 60% for nineteen of the last twenty-one years, however, the County has been unable to achieve the State's municipal solid waste recycling goal; and

WHEREAS, to meet this goal, the Middlesex County Division of Solid Waste Management is sponsoring a 2020 Municipal Recycling Enhancement Grant Program for municipalities; and

WHEREAS, this is a competitive program whereby municipalities submit grant applications for recycling projects; and

WHEREAS, the funding guidelines imposed on municipalities certain requirements as a condition for applying for enhancement grants, including but not limited to, submission of a resolution by the applicants governing body and monthly or quarterly billing of actual expenditures being requested for reimbursement by the County; and

WHEREAS, the County of Middlesex has received thirteen (13) applications, all of which were consistent with the grant guidelines, with attached municipal resolutions from various municipalities requesting funds from the 2020 Municipal Recycling Enhancement Grant Program for municipalities, as follows:

Carteret	\$6350.00
East Brunswick	\$2175.00
Edison	\$1769.00
Jamesburg	\$2582.00
Monroe	\$4928.00
North Brunswick	\$3675.00
Old Bridge	\$7495.00
Sayreville	\$7257.00

December 19, 2019



Middlesex County

Adopted

Resolution: 19-1726-R

Administration Building
75 Bayard Street
New Brunswick, NJ
08901

South Amboy	\$1000.00
South Brunswick	\$2552.00
South Plainfield	\$3290.00
South River	\$4455.00
Woodbridge	\$6330.00

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Middlesex hereby authorizes the award of funds to the above-mentioned municipalities in the total amount of \$53,858.00 in connection with the 2020 Municipality Recycling Enhancement Grant Program sponsored by the Division of Solid Waste Management for municipal recycling projects;

BE IT FURTHER RESOLVED that certified copies of this resolution be forwarded to the Director of Public Works of each of the above-mentioned municipalities.

Handwritten signature of Giuseppe Pruiti in blue ink.

Giuseppe Pruiti, CFO

12/4/2019

Approved as to form and legality

Handwritten signature of Alessandro Balduini in blue ink.

Alessandro Balduini, Deputy County Counsel

12/10/2019

Handwritten signature of Shanti Narra in blue ink.

Shanti Narra, Freeholder

12/20/2019

December 19, 2019



Middlesex County

Adopted

Resolution: 19-1726-R

Administration Building
75 Bayard Street
New Brunswick, NJ
08901

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Blanquita B. Valenti, Freeholder
SECONDER:	Charles E. Tomaro, Freeholder Deputy Director
AYES:	Leslie Koppel, Kenneth Armwood, Charles Kenny, Shanti Narra, Charles E. Tomaro, Blanquita B. Valenti, Ronald G. Rios

I, Amy R. Petrocelli, Clerk of the Board of Chosen Freeholders of the County of Middlesex and State of New Jersey, do hereby certify that the above is a true copy of a resolution adopted at a meeting of the Board held on December 19, 2019


Amy R. Petrocelli, Clerk of the Board 12/20/2019

December 19, 2019

NORTH BRUNSWICK TOWNSHIP

Agenda Item - 4.b.

Authorizing the Award of Contract BID20011 to New Cingular Wireless PCS, LLC for the construction and operation of a Wireless Telecommunications Monopole on property located on Block 148.06, Lot 106, in the Township of North Brunswick, Middlesex County, New Jersey

Resolution Number: 281-12.20

ATTACHMENTS:

Description

Type

Reso

Cover Memo

**A RESOLUTION OF THE TOWNSHIP OF NORTH BRUNSWICK
AUTHORIZING THE AWARD OF CONTRACT BID20011
TO NEW CINGULAR WIRELESS PCS, LLC
FOR THE CONSTRUCTION AND OPERATION OF
A WIRELESS TELECOMMUNICATIONS MONOPOLE
ON PROPERTY LOCATED ON BLOCK 148.06, LOT 106,
IN THE TOWNSHIP OF NORTH BRUNSWICK, MIDDLESEX COUNTY, NEW JERSEY**

WHEREAS, the Director of Community Development of the Township of North Brunswick recommends that a new 180' monopole cell tower be constructed on Block 148.06 Lot 106, on the Property known as 5 Lindsey Drive; and

WHEREAS, the Township Council of the Township of North Brunswick believes that it would be of benefit to the municipality to have a new monopole tower constructed and to have co-location of cellular antennas on the cell tower to be constructed in order to improve the quality of cellular communications within the Township.

WHEREAS, on October 5, 2020 the Township Council approved Resolution 251-10.20 authorizing advertisement for receipt of bids for Ground Lease for Construction and Operation of a Wireless Telecommunications Monopole, BID20011; and

WHEREAS, the Municipal Clerk witnessed the receipt of one (1) bid on November 24, 2020 submitted by New Cingular Wireless PCS, LLC (One AT&T Way Bedminster, NJ 07921) with a monthly ground lease rental amount of \$3,450.00; and

WHEREAS, Ron Gordon with Rainone Coughlin Minchello LLC, appointed Municipal Legal Counsel, has reviewed the proposal submitted by New Cingular Wireless PCS, LLC and determined them responsive under the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey; and

WHEREAS, it is the Director's recommendation to authorize a contract with New Cingular Wireless PCS, LLC under BID20011, for Ground Lease for Construction and Operation of a Wireless Telecommunications Monopole, with a monthly ground lease rental amount of \$3,450.00; and

NOW THEREFORE, BE IT RESOLVED, that the bid submitted by New Cingular Wireless PCS, LLC is hereby accepted.

BE IT FURTHER RESOLVED, on this 7th day of December that the Township Council of the Township of North Brunswick does hereby authorize the Mayor to execute and the Township Clerk to witness an agreement with New Cingular Wireless PCS, LLC for Ground Lease for Construction and Operation of a Wireless Telecommunications Monopole, pursuant to contract BID20011, with a monthly ground lease rental amount of \$3,450.00.

 Michael C. Hritz
 Director of Community Development

 Justine Progebin
 Interim Business Administrator

 Ronald Gordon, Esq.
 Township Attorney
 Approved as to legal form

RECORDED VOTE:

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
CORTES				
LOPEZ				
GUADAGNINO				
DAVIS				
SOCIO				
ANDREWS				
MAYOR WOMACK				

I hereby certify that the above Resolution was duly adopted by the Township Council of the Township of North Brunswick, County of Middlesex, at its meeting held on December 7, 2020.

 Lisa Russo
 Township Clerk

RECEIPT OF BIDS

November 24, 2020

Results from the receipt of bids on Tuesday, November 24, 2020, at 11:00 a.m., Municipal Complex, 710 Hermann Road, North Brunswick, NJ.

Present: Justine Progebin, Interim Business Administrator
Samantha Sickles, Purchasing Assistant
Lisa Russo, Municipal Clerk

Resolution #251-10.20 adopted on October 5, 2020 by the Township Council authorizing receipt of bids and advertised in the Home News & Tribune as according to law.

Receipt of bids is closed.

The following receipt of bids were received:

<u>Contract BID20011</u> Ground Lease for Construction and Operation of a Wireless Telecommunications Monopole	<u>Bond</u> 10% BID Bond Required	<u>Total</u>
New Cingular Wireless PCS, LLC One AT&T Way Bedminster, NJ 07921		\$3,450.00

A report will be presented to the Township Council for possible awards at the next Township Council Meeting.

Lisa Russo
Municipal Clerk

PROPOSAL SHEET

North Brunswick Township
Municipal Building
710 Hermann Road
North Brunswick, New Jersey 08902

Attn: Justina Progebin, Qualified Purchasing Agent

Sealed Bids: BID20011

Bid Title: Ground Lease Agreement for the Construction and Operation of a Wireless Telecommunications Monopole

The bidder (identified above) hereby certifies that he has examined and fully understands the requirements and intent of the BIDDING AND CONTRACT DOCUMENTS, including Ground Lease Agreement to be executed by successful bidder, and any Addenda issued; and proposes to furnish all labor, materials, and equipment necessary to complete the Work specified in the Ground Lease Agreement Documents for the BASE BID (Monthly Rental Amount) sum of:

Monthly Rental Amount \$ 3,450.00
(Minimum bid amount of \$2,583.33)

Monthly Rental Amount in words:

Three thousand four hundred fifty dollars and zero cents.

Bidder proposes the Township to receive one hundred percent (100%) of rents from any Co-Locators.

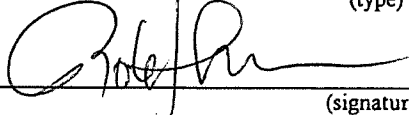
The undersigned herein states that he or an authorized member of his firm has studied all the bid documents and conditions and we are thoroughly familiar with the items to be provided and the delivery provisions. We further agree to enter into a contract if awarded.

It is certified that the below named is authorized to make such a proposal.

Vendor Name: New Cingular Wireless PCS, LLC ("AT&T")
(type)

Address: One AT&T Way
(type)

Bedminster, NJ 07921
(type)


(signature)

Robert A. Manzo, Director - Construction and Engineering
(type position)

NORTH BRUNSWICK TOWNSHIP

Agenda Item - 4.c.

Authorizing the Private Improvements Bond Release for CIS Construction, LLC

Resolution Number: 282-12.20

ATTACHMENTS:

Description	Type
Reso	Cover Memo
Back up	Cover Memo

**RESOLUTION AUTHORIZING THE PRIVATE IMPROVEMENTS BOND RELEASE
FOR CIS CONSTRUCTION, LLC.**

WHEREAS, security was posted by CIS Construction, LLC., for the project known as Crescent Court Apartments, located in Block 30, Lot 2.01, 1000 Crescent Court; and,

WHEREAS, the following security was posted:

- \$37,533.46 in performance bond for private improvements
- \$4,170.38 in cash performance bond for private improvements; and,

WHEREAS, CME Associates has performed a bond release analysis and submitted a written report dated November 16, 2020, recommending to release the safety and stabilization security; and,

WHEREAS, the Chief Financial Officer certifies that funds for the release of the cash bond are available in account #22-24731, PO# 21-01282; and,

WHEREAS, the Township Attorney is satisfied that said certification is in proper form; and,

NOW THEREFORE BE IT RESOLVED, on this 7th day of December, 2020, that the Township of North Brunswick does hereby authorize releasing the private improvements bond to CIS Construction, LLC, in the following amount:

- \$37,533.46 in performance bond for private improvements
- \$4,170.38 in cash performance bond for private improvements

CERTIFICATION

I, Cavel S. Gallimore, Chief Financial Officer of the Township of North Brunswick, certify that funds for the release of the cash private improvements performance bond in the amount of \$4,170.38, are available in account #22-24731, PO# 21-01282.

Cavel S. Gallimore
Chief Financial Officer

Justine Progebin
Interim Business Administrator

Approved as to Legal Form

Michael C. Hritz
Director of Community Development

Ronald Gordon
Township Attorney

RECORDED VOTE:

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
CORTES				
LOPEZ				
GUADAGNINO				
DAVIS				
SOCIO				
ANDREWS				
MAYOR WOMACK				

I, Lisa Russo, Township Clerk of North Brunswick, County of Middlesex, State of New Jersey, do hereby certify that the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a Regular Meeting of said Council held on December 7, 2020.

Lisa Russo, Municipal Clerk

JOHN H. ALLGAIR, PE, PP, LS (1983-2001)
DAVID J. SAMUEL, PE, PP, CME
JOHN J. STEFANI, PE, LS, PP, CME
JAY B. CORNELL, PE, PP, CME
MICHAEL J. McCLELLAND, PE, PP, CME
GREGORY R. VALES, PE, PP, CME



TIM W. GILLEN, PE, PP, CME (1991-2019)
BRUCE M. KOCH, PE, PP, CME
LOUIS J. PLOSKONKA, PE, CME
TREVOR J. TAYLOR, PE, PP, CME
BEHRAM TURAN, PE, LSRP
LAURA J. NEUMANN, PE, PP
DOUGLAS ROHMEYER, PE, CFM, CME
ROBERT J. RUSSO, PE, PP, CME
JOHN J. HESS, PE, PP, CME

November 16, 2020

Mr. Scott Kunz, Engineering Project Manager
Township of North Brunswick
710 Hermann Road
North Brunswick, NJ 08902

**RE: North Brunswick Crescent Urban Renewal LLC
Request for Bond Release
Block 30, Lot 2.01
1435 Oak Tree Drive/1000 Crescent Court
Our File No.: PNOP0030.06**

Dear Mr. Kunz:

Pursuant to a request from CIS Construction, LLC for North Brunswick Crescent Urban Renewal, LLC for the release of the performance guarantees for the above referenced project, please be advised that we have made the necessary site evaluation and we are reporting herein.

SITE IMPROVEMENTS

The original private performance guarantees reportedly posted by the Developer were as follows:

10% Cash Portion:	\$4,170.38
90% Bond Portion:	<u>\$37,533.46</u>
Total Performance Guarantee:	\$41,703.84

Accordingly, the total performance guarantee which should have been posted for the site improvements is \$41,703.84 of which ten percent (\$4,170.38) should have been submitted as a cash guarantee with the remainder (\$37,533.46) submitted as a performance bond or other form acceptable to the Township.

It is our understanding that the private Performance Guarantee was not previously reduced and remains at one hundred percent of the original bond.



Mr. Scott Kunz, Engineering Project Manager
North Brunswick Crescent Urban Renewal, LLC
Our File No.: PNOP0030.06
Performance Bond Release
Page 2 of 2

November 16, 2020

Concerning our recent observation of the site and review of our records, the improvements have been satisfactorily completed. As a result, from an engineering perspective, we have no objection to the release of the performance guarantees at this time.

We recommend that the provision of maintenance guaranty be discussed with the Township Attorney relative to the timing for the posting of said guaranty. The Township's Ordinance indicates that a maintenance guaranty may be required for a period not to exceed two (2) years after final acceptance of the improvements, in an amount not to exceed fifteen percent (15%) of the cost of the improvement.

Should you have any questions regarding this matter, please do not hesitate to contact this office.

Very truly yours,

John D. Kriskowski, P.E.
Township Engineer's Office

JK/ma

cc: Mayor and Township Council
Justine Progebin, Interim Township Administrator
Michael Hritz, Director of Community Development
Lisa Russo, Township Clerk
Ronald Gordon, Esq., Township Attorney

NORTH BRUNSWICK TOWNSHIP

Agenda Item - 4.d.

Amending Contract BID20006 with Blackrock Enterprises for the High School Access Way Improvement Project Closeout Change Order (\$38,441.74)

Resolution Number: 283-12.20

ATTACHMENTS:

Description

Type

Reso

Cover Memo

**A RESOLUTION OF THE TOWNSHIP OF NORTH BRUNSWICK
AMENDING CONTRACT BID20006 WITH BLACK ROCK ENTERPRISES
FOR THE HIGH SCHOOL ACCESS WAY IMPROVEMENT PROJECT
CLOSEOUT CHANGE ORDER (\$38,441.74)**

WHEREAS, in the summer of 2020 Roosevelt Avenue and Raider Road are anticipated to be repaved as part of the 2020 Road Improvement Program; and

WHEREAS, the segment of road connecting Roosevelt Avenue and Raider Road known as the High School Access Way, which is part of the soil remediation site, has also exceeded its useful life and is in disrepair; and

WHEREAS, Township and Board of Education Officials have been in discussion to remediate and restore this section of road, with both parties agreeing that the Township will be the lead agent for this project and once complete, the Board of Education will turn this access way over to the Township to be used as a municipal road; and

WHEREAS, a Site Investigation in accordance with New Jersey Department of Environmental standards has previously been conducted in this area by Environmental Engineering firm T&M Associates, headed by Michael Heumiller as the LSRP (Licensed Site Remediation Professional) for the site; and

WHEREAS, in February of 2020, T&M Associates was engaged to provide design through bid phase services relating to the remediation and restoration of the High School Access Way segment of road; and

WHEREAS, in May of 2020, pursuant to Resolution 149-5.20, the Township Council authorized Contract BID20006 with Black Rock Enterprises of 1316 Englishtown Road, Old Bridge, NJ 08857 in the amount of \$491,196.00 for Items 1 through 34 inclusive; and

WHEREAS, there have been no previous change orders for this project; and

WHEREAS, with favorable conditions encountered throughout the project, Black Rock Enterprises, Inc. has presented a Closeout Change Order that reflects reductions and increases in contract quantities and supplementary items required to satisfactorily complete the work, resulting in a net reduction in the contract amount of (\$38,441.74); and

WHEREAS, T&M Associates, engineering firm for this project, has reviewed and indicated in a report attached hereto that this Closeout Change Order reflects reductions and increases in contract quantities and supplementary items required to satisfactorily complete the work; and

WHEREAS, a recommendation is hereby made that the Council authorize amending the contract with Black Rock Enterprises to reduce the contract amount by (\$38,441.74) pursuant to the Closeout Change Order prepared by T&M Associates, for a revised contract amount of \$3451,754.26.

NOW THEREFORE, BE IT RESOLVED, on this 7th day of December 2020, the Township Council of the Township of North Brunswick does hereby authorize the Mayor to execute Closeout Change Order documents for the High School Access Way Improvement Project contract, which reflects a net contract reduction of (\$38,441.74).

CERTIFICATION

I, Cavel Gallimore, Chief Financial Officer of the Township of North Brunswick, certify that funds previously encumbered under BID20006 under the following account have been released and made available for future road projects: \$38,441.74 FY2020 Capital account C-04-55-C20-200-101.

Cavel Gallimore
Chief Financial Officer

Michael C. Hritz
Director of Community Development

Justine Progebin
Interim Business Administrator

Ronald Gordon, Esq.
Township Attorney
Approved as to legal form

RECORDED VOTE:

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
CORTES				
LOPEZ				
GUADAGNINO				
DAVIS				
SOCIO				
ANDREWS				
MAYOR WOMACK				

I hereby certify that the above Resolution was duly adopted by the Township Council of the Township of North Brunswick, County of Middlesex, at its meeting held on December 7, 2020.

Lisa Russo
Township Clerk

NORTH BRUNSWICK TOWNSHIP

Agenda Item - 4.e.

**Amending Contract BID19001 with Lucas Brothers, Inc. for the 2019 Road Improvement Program
Project Closeout Change Order (\$218,653.79)**

Resolution Number: 284-12.20

ATTACHMENTS:

Description

Type

Reso

Cover Memo

**A RESOLUTION OF THE TOWNSHIP OF NORTH BRUNSWICK AMENDING
CONTRACT BID19001 WITH LUCAS BROTHERS, INC. FOR THE
2019 ROAD IMPROVEMENT PROGRAM PROJECT
CLOSEOUT CHANGE ORDER (\$218,653.79)**

WHEREAS, the Mayor and Council have continued to fund and support having a Municipal Road Program initiated in 2000 for pavement and reconstruction improvements of municipal streets, roads and curbing; and

WHEREAS, the of the roles under the Department of Community Development is to work with the Municipal Engineer and oversee the Municipal Road Program; and

WHEREAS, in May of 2018, pursuant to Resolution 142-5.19, the Township Council authorized Contract BID19001 with Lucas Brothers, Inc. of 80 Amboy Road, Morganville, NJ 07751 in the amount of \$4,098,098.00 for Items 1 through 132, which was inclusive of Deletion Items **A** - White Drive and **B** - Axel Avenue; and

WHEREAS, there have been no previous change orders for this project; and

WHEREAS, with favorable conditions encountered throughout the project, Lucas Brothers, Inc. has presented a Closeout Change Order that reflects reductions and increases in contract quantities and supplementary items required to satisfactorily complete the work, resulting in a net reduction in the contract amount of (\$218,653.79); and

WHEREAS, CME Associates, engineering firm for this project, has reviewed and indicated in a report attached hereto that this Closeout Change Order reflects reductions and increases in contract quantities and supplementary items required to satisfactorily complete the work; and

WHEREAS, a recommendation is hereby made that the Council authorize amending the contract with Lucas Brothers, Inc. to reduce the contract amount by (\$218,653.79) pursuant to the Closeout Change Order prepared by CME Associates, for a revised contract amount of \$3,879,444.21.

NOW THEREFORE, BE IT RESOLVED, on this 7th day of December 2020, the Township Council of the Township of North Brunswick does hereby authorize the Mayor to execute Closeout Change Order documents for the 2019 Road Improvements Program contract, which reflects a net contract reduction of (\$218,653.79).

CERTIFICATION

I, Cavel Gallimore, Chief Financial Officer of the Township of North Brunswick, certify that funds previously encumbered under BID19001 under the following account have been released and made available for future road projects: \$218,653.79 FY2019 Capital account C-04-55-C19-180-201.

Cavel Gallimore
Chief Financial Officer

Michael C. Hritz
Director of Community Development

Justine Progebin
Interim Business Administrator

Ronald Gordon, Esq.
Township Attorney
Approved as to legal form

RECORDED VOTE:

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
CORTES				
LOPEZ				
GUADAGNINO				
DAVIS				
SOCIO				
ANDREWS				
MAYOR WOMACK				

I hereby certify that the above Resolution was duly adopted by the Township Council of the Township of North Brunswick, County of Middlesex, at its meeting held on December 7, 2020.

Lisa Russo
Township Clerk

NORTH BRUNSWICK TOWNSHIP

Agenda Item - 4.f.

Authorizing an amendment to agreement with David P. Lonski of the firm Shamy,Shipers and Lonski, PC to serve as Municipal Prosecutor

Resolution Number: 285-12.20

ATTACHMENTS:

Description

Type

Reso

Cover Memo

**A RESOLUTION OF THE TOWNSHIP COUNCIL OF NORTH BRUNSWICK
AUTHORIZING AN AMENDMENT TO AGREEMENT WITH
DAVID P. LONSKI OF THE FIRM SHAMY, SHIPERS AND LONSKI, PC
TO SERVE AS MUNICIPAL PROSECUTOR**

WHEREAS, Resolution 2-1.20 approved by the Township Council authorized David P. Lonski (or his designee) of the firm Shamy, Shippers & Lonski, PC (334 Milltown Road, East Brunswick, NJ 08816) to serve in the position of Municipal Prosecutor for calendar year 2020, and was awarded under a fair and open contract process, pursuant to the provisions of N.J.S.A. 19:44A-20.1 et seq.; and

WHEREAS, compensation for said services shall be paid at a rate of \$275.00 per session for regularly scheduled and special sessions, and reimbursable expenses in an amount not-to-exceed \$56,000.00 for calendar year 2020; and

WHEREAS, due to the increase in virtual court sessions during 2020 and the COVID-19, Emergency and its effect on the operations of the Municipal Court, it has become necessary to increase the authorized amount from \$56,000.00 to \$71,000.00, a net increase of \$15,000.00; and

WHEREAS, the Chief Financial Officer has certified that additional funds in the amount of \$15,000.00 are available in FY2021 Legal OE budget account 1-01-20-155-000-982.

NOW, THEREFORE, BE IT RESOLVED on this 7^h day of December, 2020 that the Township Council of the Township of North Brunswick does hereby authorize the Mayor to execute and the Township Clerk to witness an amendment to the agreement with David P. Lonski (or his designee) of the firm Shamy, Shippers & Lonski, PC, serving as Municipal Prosecutor for calendar year 2020, and increase the authorized amount from \$56,000.00 to \$71,000.00; and

BE IT FURTHER RESOLVED notice of this action shall be published in the Home News & Tribune as required by law within 10 (ten) days after its passage.

CERTIFICATION

I, Cavel Gallimore, Chief Financial Officer, certify that \$15,000.00 is available for this purpose in FY2021 Legal OE budget account 1-01-20-155-000-982. Contract PRO20004

Cavel Gallimore
Chief Financial Officer

Justine Progebin
Interim Business Administrator

Ronald Gordon, Esq.
Township Attorney
Approved as to Legal Form

RECORDED VOTE:

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
CORTES				
LOPEZ				
GUADAGNINO				
DAVIS				
SOCIO				
ANDREWS				
MAYOR WOMACK				

I hereby certify that the above Resolution was duly adopted by the Township Council of the Township of North Brunswick, County of Middlesex, at its meeting held on December 7, 2020.

 Lisa Russo
 Township Clerk

NORTH BRUNSWICK TOWNSHIP

Agenda Item - 4.g.

Bill List

Resolution Number: 286-12.20

NORTH BRUNSWICK TOWNSHIP

Agenda Item - 5.a.

Minutes / Special Council Meeting / November 9, 2020

ATTACHMENTS:

Description

Type

Minutes

Cover Memo

**NORTH BRUNSWICK TOWNSHIP COUNCIL
MINUTES....**

**SPECIAL MEETING
November 9, 2020**

A Special Meeting of the North Brunswick Township Council was held on Monday November 9, 2020 at 7:32 pm in the Municipal Complex located at 710 Hermann Road, North Brunswick, Middlesex County, New Jersey.

Mayor Womack called the meeting to order.

Roll call:

Present: Ms. Cortes, Ms. Guadagnino, Messrs. Davis, Socio and Andrews
Nays: None
Abstain: None
Absent: Dr. Lopez

Ms. Russo announced that the notice requirements of the law have been satisfied. Notices were sent by certified mail on January 2, 2020 to the following:

- a) The Home News Tribune b) Star Ledger c) North Brunswick Sentinel

Notice receipts are on file in the Municipal Clerk's Office. Also, notices were posted on the bulletin board in the Municipal Complex and filed in the Municipal Clerk's Office.

Councilman Davis led the assembly in the Pledge of Allegiance.

Also present (Via Go to Meeting): Interim Business Administrator Justine Progebin, Township Attorney Ron Gordon, Esq., Director of Department of Community Development Michael Hritz, Chief Financial Officer Cavel Gallimore, Director of Department Parks, Recreation & Community Services Lou Ann Benson, Director of Public Works Eric Chaszar, Municipal Clerk Lisa Russo, and Administrative Secretary Marilu Ruiz.

Consent Agenda

- a. 271-11.20 Bill List

Mayor Womack called for a motion to approve Consent Agenda "item 4 a" so moved by Mr. Socio seconded by Council President Andrews.

Roll call:

Present: Ms. Cortes, Ms. Guadagnino, Messrs. Davis, Socio and Andrews
Nays: None
Abstain: None
Absent: Dr. Lopez

Dr. Lopez arrived at 7:34 pm

Reports from Mayor, Council, Administrator, CFO

Mayor Womack opened the Public Hearing at 7:35 pm.

Mayor Womack called for a motion to adjourn the public hearing. so, moved by Mr. Socio seconded by Ms. Guadagnino.

Mayor Womack called for a motion to adjourn the meeting. So, moved by Mr. Socio seconded by Ms. Cortes.

Adjourn 7:35 pm
Lisa Russo
Municipal Clerk

NORTH BRUNSWICK TOWNSHIP COUNCIL

REGULAR MEETING AGENDA
710 HERMAN ROAD
NORTH BRUNSWICK, NEW JERSEY

November 9,
2020
7:00 PM

1. **Call to Order, Roll Call and Cell Phone Statement**
2. **Sunshine Notice**
3. **Pledge of Allegiance**
4. **Consent Agenda**
 - a. **271-11.20 Bill List**
5. **Reports from Mayor, Council, Administrator, CFO**
6. **Public Hearing**
7. **Adjourn**

NORTH BRUNSWICK TOWNSHIP

Agenda Item - 5.b.

Minutes / Regular Council Meeting / November 16, 2020

ATTACHMENTS:

Description

Type

Minutes

Cover Memo

**NORTH BRUNSWICK TOWNSHIP |
MINUTES....**

**REGULAR MEETING
November 16, 2020**

A regular meeting of the North Brunswick Township Council was held on Monday, November 16, 2020 (**Via Go to Meeting**) at 7:00 p.m. in the Municipal Complex located at 710 Hermann Road, North Brunswick, Middlesex County, New Jersey.

Mayor Womack called the meeting to order.

Roll call:

Present: Ms. Cortes, Ms. Guadagnino, Messrs. Lopez, Davis, Socio and Andrews
Nays: None
Abstain: None
Absent: None

Ms. Russo announced that the notice requirements of the law have been satisfied. Notices were sent by certified mail on January 2, 2020 to the following:

- a) The Home News Tribune b) Star Ledger c) North Brunswick Sentinel

Notice receipts are on file in the Municipal Clerk's Office. Also, notices were posted on the bulletin board in the Municipal Complex and filed in the Municipal Clerk's Office.

Councilwoman Cortes lead the assembly in the Pledge of Allegiance.

Also present: (Via Go to Meeting) Interim Business Administrator Justine Progebin, Township Attorney Ron Gordon, Esq., Director of Parks, Recreation & Community Services Lou Ann Benson, Director of Community Development Michael Hritz, Chief Financial Officer Cavel Gallimore, Director of Department of Public Works Eric Chaszar, Clerk Lisa Russo, Administrative Secretary Marilu Ruiz and Clerk 2 Nelli Sowell.

Mayor Womack asked council members if any items are to be removed from the Consent Agenda. Mayor Womack called for a motion to approve *items* 4a, c-g on the consent agenda. Motion made by Mr. Davis to approve items 4a, c-g on the agenda, second by Council President Andrews.

b. 273-11.20 Authorizing the Award of Contract BID20009 for Snow Removal was removed from the consent agenda for further review. No Bids Received.

Consent Agenda

- a. 272-11.20 To confirm and ratify the annual submission of the Fiscal Year 2021 Best Practices Inventory by the Chief Financial Officer.
- c. 274-11.20 Authorizing a Contract with Beyer Bros Corp for the Purchase of Pick Up Trucks.
- d. 275-11.20 Authorizing the submittal of a Grant Application for the New Jersey Department of Transportation (NJDOT) Local Freight Impact Fund 2021 for Corporate Road Improvements.
- e. 276-11.20 Authorizing a credit to Township Resident for their Water-Sewer Utility Account.
- f. 277-11.20 Authorizing the Person to Person Transfer of Liquor License No. 1215-33-013-012.

g. 278.11.20 Bill List

Roll call:

Present: Ms. Cortes, Ms. Guadagnino, Messrs. Lopez, Davis, Socio and Andrews
Nays: None
Abstain: None
Absent: None

Mayor Womack called for a motion to approve item **#5a** on the agenda Approval of Special Council Meeting Minutes October 26, 2020 so moved by Ms. Guadagnino second by Mr. Socio.

Mayor Womack called for a motion to approve item **#5b** on the agenda Approval of Regular Council Meeting Minutes November 2, 2020 so moved by Council President Andrews second by Mr. Socio.

Ordinances/First Reading / Introduction:

#20-24 First Reading and Introduction- An Ordinance amending and supplementing Chapter 334 Vehicles and Traffic of the Code of the Township of North Brunswick to amend Traffic Controls on Joseph Avenue.

Mayor Womack opened the Public Hearing. No comments from the public.

Mayor Womack called for a motion to close Public Hearing, so moved by Mr. Davis second by Mr. Socio.

Mayor Womack called for a motion to introduce Ordinance #20-24, So moved by Mr. Davis second by Council President Andrews second reading and public hearing to be held at a regular meeting on December 7, 2020 at 7:00 p.m. in the Municipal Complex, 710 Hermann Road, North Brunswick, Middlesex County, New Jersey Following legal publication in the December 10, 2020 issue of the Home News Tribune according to the law. This ordinance is posted in the Municipal Complex, 710 Hermann Road, North Brunswick, Middlesex County, New Jersey and copies are available upon request.

Roll call:

Present: Ms. Cortes, Ms. Guadagnino, Messrs. Lopez, Davis, Socio and Andrews
Nays: None
Abstain: None
Absent: None

Ordinances/Second Reading/Public Hearing:

#20-23- Second Reading and Public Hearing – An Ordinance amending and supplementing Chapter 205, “Land Use” of the Code of the Township of North Brunswick.

Mayor Womack opened the Public Hearing. No comments from the public.

Mayor Womack called for a motion to close Public Hearing, so moved by Mr. Davis second by Ms. Guadagnino.

Mayor Womack called for a motion to adopt Ordinance #20-23, So moved Mr. Socio second by Mr. Davis that Ordinance #20-23 approved on second and final reading and referred to the Mayor for his action and then published in the November 19, 2020 issue of the Home News Tribune according to the Law. This ordinance is posted in the Municipal Complex, 710 Hermann Road, North Brunswick, Middlesex County, New Jersey and copies are available upon request.

Roll call:

Present: Ms. Cortes, Ms. Guadagnino, Messrs. Lopez, Davis, Socio and Andrews
Nays: None
Abstain: None
Absent: None

Reports from Mayor, Council, Administrator, CFO

Mayor Womack announced that there will be a viewing from 5-9 on Thursday evening at the Gleason Funeral Home in Somerset for Airman Richard Samaroo. Information will be on the Townships website www.northbrunswicknj.gov

Councilman Davis – Last week's ringing of the bell for Veteran's had a nice turnout. The American Legion also, had something for Veteran's.

Ms. Cortes – E-mails regarding internet issues the Council President is working on it. To Small businesses NJ DEA has a discount rate for PPE. Please check.

Council President Andrews- Item that came up with Optimum are instances with internal Wi-Fi. He suggests a short video on how to check speeds so that if you have a connection issue you can see if the router is compatible. Sometimes nodes can get overloaded. Video should be posted and ran on our North Brunswick Township channel 15.

Justine Progebin – Nodes Timber Glen Area

Council President Andrews – Kids may qualify in schools that have low income households. Which would help with the BOE.

Lou Ann Benson- The Mayor's wellness challenge is still ongoing.

Mayor Womack asked if anyone would like to be heard in Public Hearing. 7:15pm

Mayor Womack called for a motion to close the Public Hearing, so moved by Mr. Davis second by Mr. Socio.

Adjourn 7:15 pm

Lisa Russo
Municipal Clerk

NORTH BRUNSWICK TOWNSHIP

Agenda Item - 6.a.

Ordinance #20-25 - An Ordinance amending and supplementing Chapter 205, "Land Use" of the Code of the Township of North Brunswick

ATTACHMENTS:

Description	Type
Ordinance	Cover Memo
Back up	Cover Memo

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 205, “LAND USE”
OF THE CODE OF THE TOWNSHIP OF NORTH BRUNSWICK**

BE IT ORDAINED, by the Township Council of the Township of North Brunswick, County of Middlesex and State of New Jersey, that Chapter 205, Land Use, be amended and supplemented as follows:

Article XXXVI Fees; Deposits; General Provisions

§ 205-139(B) Fees shall be replaced in its entirety as follows:

1. Zoning Permit fees. A non-refundable Zoning Permit Application review fee, calculated pursuant to the Department of Community Development Fee Schedule as adopted by resolution of the Township of North Brunswick Council, shall be paid to the Township of North Brunswick before any construction permit is issued, and prior to the commencement of use or before any structure is erected, restored, added to or structurally altered. The established fee shall be due at the time of the submission of the zoning permit application, and shall be payable to the Township of North Brunswick in connection with projects such as, but not limited to, new use or tenant, new buildings, building additions or alterations, decks, porches, sheds, gazebos, pergolas, fences, patios, detached garages, above or in-ground pools, solar panels, generators, finished basements, signs, antennas, temporary portable storage units, temporary storage containers, and temporary tents. If more than one structure is proposed, the applicant shall pay applicable fees for each such structure.

2. Engineering Permit fees. A non-refundable Engineering Permit Application review fee, calculated pursuant to the Department of Community Development Fee Schedule as adopted by resolution of the Township of North Brunswick Council, shall be paid prior to the construction of any nonresidential building or residential dwelling unit, installation of public and private improvements, private driveway expansion or extension, installation of in-ground pools, retaining walls, and alteration of existing grades. For the purposes of this paragraph, retaining walls shall be defined as vertical, self-supporting structures which exceed 30 inches in height, and constructed of concrete, durable wood, masonry or other materials, and designed to resist the lateral displacement of soil or other materials.

3. Land use application fees. A non-refundable development application fee, calculated pursuant to the Department of Community Development Fee Schedule as adopted by resolution of the Township of North Brunswick Council, shall be paid at the time of filing for an approval or appeal before the Zoning Board of Adjustment or Planning Board. If more than one approval is required, the applicant shall pay the fee required for each such approval.

§ 205-139(C) Fees and escrow deposits shall be replaced in its entirety as follows:

C. Technical review escrow deposits. A technical review escrow deposit calculated in accordance with this subsection shall be paid at the time of filing for any approval or action listed herein. The required escrow deposits for technical review fees shall be as follows:

- (1) Minor subdivision (new additional lots created): \$750 per lot. Lot line adjustment (no additional lots created): \$500.
- (2) Preliminary major subdivision: \$500 per lot for the first 10 lots, plus \$200 per lot for all lots in excess of 10, including a minimum escrow deposit fee of \$2,000 and up to a total maximum escrow deposit fee of \$20,000.
- (3) Final major subdivision: 1/3 of the escrow deposit calculated for preliminary major subdivision.
- (4) Site plan.
 - (a) For non-residential development: an amount equal to \$0.15 per square foot up to 15,000 square feet of lot area, plus \$0.05 per square foot for all lot area in excess of 15,000 square feet, including a minimum escrow deposit fee of \$2,000 and up to a total maximum escrow deposit fee of \$20,000. In cases where only a portion of the parcel or site is to be involved in the proposed site plan, the fee shall be based on the total area of disturbance, including grading and landscaping.
 - (b) For residential development: an amount equal to \$200 per unit for the first 50 units, plus \$100 per unit for all units in excess of 50, including a minimum escrow deposit fee of \$2,000 and up to a total maximum escrow deposit fee of \$20,000.
 - (c) Site plan waiver request: \$500.
- (5) Revised subdivision and site plan submissions. One-third of the total escrow deposit calculated for the original submission.
- (6) General development plan: \$2,000.
- (7) Conditional uses: \$2,000.
- (8) Variances pursuant to N.J.S.A. 40:55D-70(c):
 - (a) Single and two-family dwellings: \$350.
 - (b) All other applications: \$300 per variance.

- (9) Variances pursuant to N.J.S.A. 40:55D-70(d):
 - (a) Individual single-family home: \$500 per variance.
 - (b) All other applications: \$2,000 per variance.
- (10) Development permit (N.J.S.A. 40:55D-34 and 40:55D-35): \$1,000.
- (11) Extension of time:
 - (a) Single-family and two-family homes: \$300.
 - (b) All other extensions: \$500.
- (12) Appeal from decision of Zoning Officer: \$750.
- (13) Interpretation of Zoning Map or ordinance: \$750.
- (14) Request for zoning change: \$2,000.
- (15) Certificate of nonconformity (N.J.S.A. 40:55D-68): \$750.
- (16) Requests for processing of sanitary sewer or potable water applications: \$500.
- (17) Special meetings (scheduled and convened for the benefit of an applicant): \$2,500 per meeting.

BE IT FURTHER ORDAINED, that if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective; and

BE IT FURTHER ORDAINED, that any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict.

BE IT FURTHER ORDAINED, This Ordinance shall take effect upon passage and publication in accordance with applicable law.

TITLE

This Ordinance shall be known as may be cited as the Ordinance
Amending and Supplementing Chapter 205, Land Use
Article XXXVI Fees; Deposits; General Provisions

Michael C. Hritz
Director of Community Development

Justine Progebin
Interim Business Administrator

Ronald H. Gordon, Township Attorney
(Approved as to legal form)

RECORDED VOTE FIRST READING

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
CORTES				
LOPEZ				
GUADAGNINO				
DAVIS				
SOCIO				
ANDREWS				
MAYOR WOMACK				

RECORDED VOTE SECOND READING

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
CORTES				
LOPEZ				
GUADAGNINO				
DAVIS				
SOCIO				
ANDREWS				
MAYOR WOMACK				

CERTIFICATION

I hereby certify that the above Ordinance was duly adopted by the Township Council of the Township of North Brunswick, County of Middlesex, at its meeting held on December 14, 2020.

Lisa Russo, Township Clerk

EFFECTIVE DATE

This Ordinance shall take effect on January 1, 2021, upon passage and publication in accordance with applicable law.

- APPROVED
- REJECTED

Francis M. Womack III, Mayor
Township of North Brunswick

Date Signed: _____, 2020

Fees.

~~(1) Zoning permit fees. A nonrefundable zoning permit fee calculated in accordance with this subsection shall be paid before any building permit shall be issued and before any structures shall be erected, restored, added to or structurally altered, pursuant to the Department of Community Development Fee Schedule as adopted by resolution of the Township of North Brunswick. If more than one permit is required, the applicant shall pay the fee required for each such permit.~~

~~(a) New building.~~

~~(b) Building addition.~~

~~(c) Building alteration, first 50,000 square feet.~~

~~(d) Building alteration, second 50,000 square feet.~~

~~(e) Building alteration over 100,000 square feet.~~

~~(f) Deck.~~

~~(g) Fence.~~

~~(h) Finished basement.~~

~~(i) Garage, detached.~~

~~(j) Pool, aboveground.~~

~~(k) Pool, in-ground.~~

~~(l) Sign.~~

~~(m) Temporary sign.~~

~~(n) Temporary structures. [NOTE: "Temporary structures" are defined as any membrane or fabric structures which exceed 400 square feet and which will be in place for a period of time greater than 14 days.]~~

~~(o) Yard utility building (shed) less than 100 square feet.~~

~~(p) Temporary storage containers. [NOTE: "Temporary storage containers" are defined as containers without wheels on a nonresidential property for a one-time nonrenewable period of one year.]~~

~~(q) Portable storage units.~~

~~(r) Retaining walls. [NOTE: "Retaining walls" are defined as not connected to the principal building and exceeding 30 inches in height.]~~

~~(s) Telecommunications tower.~~

~~(t) Occupancy for use up to 2,500 square feet.~~

~~(u) Occupancy for use up to 20,000 square feet.~~

~~(v) Occupancy for use up to 50,000 square feet.~~

~~(w) Occupancy for use over 50,000 square feet.~~

Zoning Permit fees. A nonrefundable Zoning Permit Application review fee, calculated pursuant to the Department of Community Development Fee Schedule as adopted by resolution of the Township of North Brunswick Council, shall be paid to the Township of North Brunswick before any building permit is issued and before any structure is erected, restored, added to or structurally altered. The established fee shall be due at the time of the submission of the zoning permit application, and shall be payable to the Township of North Brunswick in connection with projects such as, but not limited to, new buildings, building additions or alterations, decks, porches, sheds, gazebos, pergolas, fences, patios, detached garages, above or in-ground pools, solar panels, generators, finished basements, signs, antennas, temporary portable storage units, temporary storage containers, and temporary tents. If more than one structure is proposed, the applicant shall pay applicable fees for each such structure.

~~(2) Engineering permit. A nonrefundable engineering permit calculated in accordance with this subsection shall be paid prior to the construction of any dwelling unit; installation of public and private improvements; private driveway expansion or extension; or alteration of existing grades, associated with the following types of projects, pursuant to the Department of Community Development Fee Schedule as adopted by resolution of the Township of North Brunswick;~~

~~(a) Site improvements.~~

~~(b) Plot plan.~~

~~(c) Grading (residential).~~

~~(d) Grading (nonresidential).~~

~~(e) Driveway.~~

~~(f) Aboveground pool.~~

~~(g) In-ground pool.~~

~~(h) Home addition, including garage.~~

Engineering Permit fees. A nonrefundable Engineering Permit Application review fee, calculated pursuant to the Department of Community Development Fee Schedule as adopted by resolution of the Township of North Brunswick Council, shall be paid prior to the construction of any nonresidential building or residential dwelling unit, installation of public and private improvements, private driveway expansion or extension, installation of in-ground pools, retaining walls, and alteration of existing grades. For the purposes of this paragraph, retaining walls shall be defined as vertical, self-supporting structures which exceed 30 inches in height, and constructed of concrete, durable wood, masonry or other

materials, and designed to resist the lateral displacement of soil or other materials.

~~(3) Land use application fees. A nonrefundable zoning application fee calculated in accordance with this subsection shall be paid at the time of filing for an approval before the Zoning Board of Adjustment or Planning Board or action listed herein, pursuant to the Department of Community Development Fee Schedule as adopted by resolution of the Township of North Brunswick. If more than one approval is required, the applicant shall pay the fee required for each such approval.~~

~~(a) Minor subdivision.~~

~~(b) Preliminary major subdivision.~~

~~(c) Final major subdivision.~~

~~(d) Site plan.~~

~~(e) Revised subdivision and site plan.~~

~~(f) Informal reviews.~~

~~(g) General development plan.~~

~~(h) Conditional use.~~

~~(i) C variances: residential single and two family units per variance.~~

~~(j) C variances: all others.~~

~~(k) D variances: residential single-family units.~~

~~(l) D variances: all others.~~

~~(m) Development permit (per N.J.S.A. 40:55D-34 and 40:55D-35).~~

~~(n) Extension of time: residential single and two family approvals.~~

~~(o) Extension of time: all others.~~

~~(p) Appeal from decision of Zoning Officer (per N.J.S.A. 40:55D-70a).~~

~~(q) Interpretation of Zoning Map or ordinance.~~

~~(r) Request for zoning change.~~

~~(s) Certificate of nonconformity.~~

~~(t) Zoning certification letters.~~

Land use application fees. A nonrefundable development application fee, calculated pursuant to the Department of Community Development Fee Schedule as adopted by resolution of the Township of North Brunswick Council, shall be paid at the time of filing for an approval or appeal before the Zoning Board of Adjustment or Planning Board. If more than one approval is required, the applicant shall pay the fee required for each such approval.

C. Technical review escrow deposits. A technical review escrow deposit calculated in accordance with this subsection shall be paid at the time of filing

for any approval or action listed herein. The required escrow deposits for technical review fees shall be as follows:

- (1) Minor subdivision (**new additional lots created**): ~~\$200~~ 750 per lot. **Lot line adjustment (no additional lots created): \$500.**
- (2) Preliminary major subdivision: \$500 per lot for the first 10 lots, plus ~~\$400~~ 200 per lot for all lots in excess of 10, **including a minimum escrow deposit fee of \$2,000 and up to a total maximum escrow deposit fee of \$20,000.**
- (3) Final major subdivision: 1/3 of the escrow deposit calculated for preliminary major subdivision.
- (4) Site plan.
 - (a) For nonresidential development: an amount equal to ~~\$0.70~~ 15 per square foot up to 15,000 square feet of **building lot area**, ~~plus \$0.35 per square foot from 5,001 square feet to 15,000 square feet of building area~~, plus ~~\$0.40~~ 05 per square foot for all lot area in excess of 15,000 square feet, including a minimum **charge escrow deposit fee** of \$2,000 and up to a total maximum **charge escrow deposit fee** of \$20,000. **In cases where only a portion of the parcel or site is to be involved in the proposed site plan, the fee shall be based on the total area of disturbance, including grading and landscaping.**
 - (b) For residential development: an amount equal to \$200 per unit for the first ~~100~~ 50 units, plus ~~\$25~~ 100 per unit for all units in excess of ~~100~~ 50, **including a minimum escrow deposit fee of \$2,000 and up to a total maximum escrow deposit fee of \$20,000.**
 - (c) Site plan exemption request: \$500.
- (5) Revised subdivision and site plan submissions. One-third of the **total** escrow deposit calculated for the original submission.
- ~~(6) Informal reviews: \$200.~~
- (7) General development plan: \$2,000.
- (8) Conditional uses: ~~\$500-2000.~~
- (9) N.J.S.A. 40:55D-70c variances.
 - ~~(a) Single-family and two-family homes: \$300.~~
 - (b) All **other** C variances: ~~\$300~~ 350 per variance.
- (10) N.J.S.A. 40:55D-70d variances.
 - (a) Individual single-family home: \$500.
 - (b) All other D variances: \$2,000.
- (11) Development permit (N.J.S.A. 40:55D-34 and 40:55D-35): ~~\$300-1000.~~
- (12) Extension of time:
 - (a) Single-family and two-family homes: ~~\$100-300.~~
 - (b) All other extensions: ~~\$300~~ 500.

- (13) Appeal from decision of Zoning ~~Map or ordinance~~ Officer: \$~~400-750~~.
- (14) Interpretation of Zoning Map or ordinance: \$~~400-750~~.
- (15) Request for zoning change: \$2,000.
- (16) Certificate of nonconformity (N.J.S.A. 40:55D-68): \$~~100~~ 750.
- (17) Requests for processing of sanitary sewer or potable water applications: \$500.
- (18) Special meetings (scheduled and convened for the benefit of an applicant): \$2,500 per meeting.

NORTH BRUNSWICK TOWNSHIP

Agenda Item - 7.a.

Ordinance #20-24 - Second Reading and Public Hearing - An Ordinance amending and supplementing Chapter 334 Vehicles and Traffic of the Code of the Township of North Brunswick to amend Traffic Controls on Joseph Street

ATTACHMENTS:

Description

Type

Ordinance

Cover Memo

#20-24

**AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER 334 VEHICLES AND TRAFFIC OF THE
CODE OF THE TOWNSHIP OF NORTH BRUNSWICK
TO AMEND TRAFFIC CONTROLS ON JOSEPH STREET**

WHEREAS, N.J.S.A. 39:4-197 et seq., permits a municipality to enact an ordinance regulating the parking of vehicles on streets and portions thereof and to establish certain traffic controls and erect appropriate signs without NJDOT review or approval; and

WHEREAS, the Director of Community Development, in conjunction with the Traffic Safety Bureau, has determined that traffic conditions on Joseph Street should be amended to promote pedestrian and traffic safety; and

WHEREAS, it is necessary to establish a stop intersection as a matter of traffic safety;

NOW, THEREFORE, BE IT ORDAINED, by the Township Council of the Township of North Brunswick, that Chapter 334-39, Vehicles and Traffic, Article XIV Schedules, Schedule IX: Stop Intersections, be hereby amended and supplemented as follows:

Stop Sign On	At Intersection Of
Joseph Street	Seminole Road

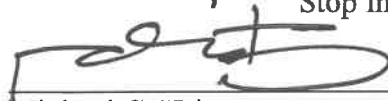
BE IT FURTHER ORDAINED, if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective.

BE IT FURTHER ORDAINED, any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict.

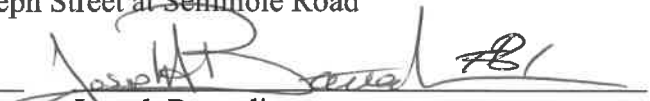
BE IT FURTHER ORDAINED, this Ordinance shall take effect upon passage and publication in accordance with applicable law.

TITLE

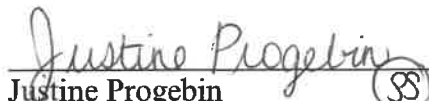
This Ordinance shall be known and may be cited as the Ordinance Authorizing a
Stop Intersection on Joseph Street at Seminole Road



Michael C. Hritz
Director of Community Development



Joseph Battaglia
Deputy Police Chief



Justine Progebin
Interim Business Administrator

Ronald H. Gordon, Township Attorney
(Approved as to legal form)

RECORDED VOTE FIRST READING:

11-16-20

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
CORTES	✓			
LOPEZ	✓			
GUADAGNINO	✓			
DAVIS 1	✓			
SOCIO	✓			
ANDREWS 2	✓			
MAYOR WOMACK				

RECORDED VOTE SECOND READING:

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
CORTES				
LOPEZ				
GUADAGNINO				
DAVIS				
SOCIO				
ANDREWS				
MAYOR WOMACK				

CERTIFICATION

I hereby certify that the above Ordinance was duly adopted by the Township Council of the Township of North Brunswick, County of Middlesex, at its meeting held on December 7, 2020.

Lisa Russo, Township Clerk

EFFECTIVE DATE

This Ordinance shall take effect upon passage and publication in accordance with applicable law.

- APPROVED
- REJECTED

Francis M. Womack III, Mayor
Township of North Brunswick

Date signed: _____, 2020