

**EAST BRUNSWICK TOWNSHIP
COUNCIL AGENDA\ACTION MEETING
July 12, 2021**

1 Jean Walling Civic Center
East Brunswick, New Jersey 08816

7:30 P.M.

**All agendas\attachments are available on the Website: www.EastBrunswick.org at section Government.*

1. Council President Sullivan called the meeting to order. After a Pledge of Allegiance and a Moment of Silence, the Clerk called the roll:

Present: Councilman Behal, Councilman McEvoy, Councilman Spadafino
Councilman Wendell, Council President Sullivan

Also Present: Mayor Brad Cohen, Michael Baker, Township Attorney
Joseph Criscuolo, Administrator; Nennette Perry, Township Clerk

2. Statement of Notice of Publication:

The Clerk read the following statement:

Adequate notice of this meeting has been provided by specifying time, date, location and to the extent known, the agenda by posting a copy on the Bulletin Board located in the main lobby of the East Brunswick Municipal Building, providing a copy to the Home News Tribune and Sentinel newspapers, posting a copy on the Township's website and by a filing a copy in the office of the Township Clerk which will be entered in the minutes.

3. Presentations, Proclamations and Discussions:

John Archer new Library Director introduced himself.

4. Agenda Session: (Discussion Only – No Vote)

None

5. Public Hearing:

Council President Sullivan read the following ordinance:

- A. Ord. 21-16 Prohibiting the Operation of any Class of Cannabis Businesses within the Township of East Brunswick's Geographical Boundaries and Amending Chapter 228, Zoning, Section 3, Definitions and Word Usage and Section 229.4, Prohibited Uses, of the Revised General Ordinances of the Township of East Brunswick

Councilman McEvoy moved that the ordinance be adopted on second and final reading, that it be submitted to the Mayor for his approval and thereafter published according to law. Councilman Behal seconded the motion. Council President Sullivan opened the meeting to the public for discussion.

Angela Fam, 38 Fern Road indicated she was running for Assembly. She also indicated she was not in favor of selling marijuana in East Brunswick and wanted to see the specifics before voted on.

Jonathan Powers, 361 Stelton Road, Piscataway a member of the United Food Workers asked us to allow medical dispensaries. He also opposes banning recreational dispensaries. Indicated the town should follow the Bayonne ordinance.

David Herrera, 32 Cosgrove Court indicated he is not in favor of recreational marijuana and has a fear about the future generations.

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There being no further discussion, the public portion was closed. There being no discussion from the Council, the Clerk called the roll:

Behal - yes, McEvoy - yes, Spadafino - yes, Wendell - yes, Sullivan - yes, and the ordinance was adopted on second reading.

Council President Sullivan read the following ordinance:

- B. Ord. 21-17 Amending Chapter 228, Article XXVI, Regulations Applicable in All Districts, Zoning of the Township of East Brunswick (*EVCS Charging Stations*)

Councilman Wendell moved that the ordinance be adopted on second and final reading, that it be submitted to the Mayor for his approval and thereafter published according to law. Councilman Behal seconded the motion. Council President Sullivan opened the meeting to the public for discussion.

Alex Spielman, 6 Douglas Road – asked about the change to Level 2 and if this affects current parking lots.

The Administrator indicated that level 2 is faster. Mr. Baker indicated that this affects future filings before the Planning Board. There being no further discussion, the public portion was closed. There being no discussion from the Council, the Clerk called the roll:

Behal - yes, McEvoy - yes, Spadafino - yes, Wendell - yes, Sullivan - yes, and the ordinance was adopted on second reading.

Council President Sullivan read the following ordinance:

- C. Ord. 21-18 Amending Chapter 192, Article IV, Design and Performance Standards Applicable to All Development, Zoning of the Township of East Brunswick (*Parking – Striping*)

Councilman Wendell moved that the ordinance be adopted on second and final reading, that it be submitted to the Mayor for his approval and thereafter published according to law. Councilman Spadafino seconded the motion. Council President Sullivan opened the meeting to the public for discussion. There being no discussion, the public portion was closed. There being no discussion from the Council, the Clerk called the roll:

Behal - yes, McEvoy - yes, Spadafino - yes, Wendell - yes, Sullivan - yes, and the ordinance was adopted on second reading.

6. Reports of Mayor, Administrator, Director of Law, Clerk, Council Committee/Board, Ad Hoc Committees Reports, Request Communication:

Mayor Cohen indicated that East Brunswick was at 76% fully vaccinated. The State approved their budget which includes \$1 million grant for expansion of the Community Art Center. He indicated roads are being refurbished. He also thanked EB Police Department and Recreation for a great 4th of July.

Joseph Criscuolo, Administrator – no report.

Michael Baker, Township Attorney – no report.

Nennette Perry, Township Clerk – no report.

Councilman McEvoy indicated the town and nation have had 15 months of challenging times.

7. Public Portion:

Council President Sullivan opened the meeting to the public.

Alex Spielman, 6 Douglas Road – Spoke about road repairs and delays in performance. He also said some of the lawns have been destroyed in the area. The Administrator spoke about why there were delays mostly due to poor weather conditions.

Darius Mayfield, 28 River Road – Indicated he was running for Congress and asked that political rhetoric be kept civil – we are all Americans.

Denise Medford – 2 Cosgrove indicated her home backs up to Cranbury Road and would like to have police monitor truck traffic because they are not abiding by the speed limit.

Shannon Christi, Dean Lane – She is 4th generation East Brunswick. Not in favor of recreational marijuana but in favor of medical. Wants the town to do for the people and not money. Also, wants more money for recreational programs for the youth.

David Herrera, 32 Cosgrove – is in favor of medical not recreational marijuana. He has concerns for the youth.

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

8. Consent Agenda: (Resolutions)

Council President Sullivan asked if anyone wished to have any items separated from the Consent Agenda. Councilman McEvoy asked that Items A, B and F be separated from the agenda. Council President Sullivan read the remaining items on the Consent Agenda.

- C. 17123 Of the Township of East Brunswick, County of Middlesex, State of New Jersey, Authorizing the Issuance of a New Plenary Retail Consumption License for a Hotel/Motel in Accordance with N.J.S.A. 33:1-1 et seq to Surati Management Group L.L.C. (*4 Tower Center Boulevard*)
- D. 17124 Authorizing the Tax Collector to Refund Tax/Utility Overpayments
- E. 17125 Granting Renewal of Alcoholic Beverage License 1204-44-032-004, The Wine Cellar of New Jersey Inc. in the Township of East Brunswick for the Year 2021-2022
- G. 17127 Authorizing the Township of East Brunswick, County of Middlesex, State of New Jersey, Awarding a Contract for Furnishing and Delivery of Road Materials to Stavola Construction Materials Inc., Trap Rock Industries LLC and Lucas Brothers, Inc.
- H. Approval of Council Agenda\Action Meeting Minutes – June 28, 2021
- I. Approval of Bill List (approval of bills owed by Township to various individuals, companies and accounts).

Resolution Re: Approval of Bill List

WHEREAS, the Township Council for the Township of East Brunswick has approved Ordinance 74-1-BB amending the municipal ordinances accordingly requiring the Township Council's approval before any disbursements are made. NOW, THEREFORE, BE IT RESOLVED by the Township Council for the Township of East Brunswick that the following bills have been duly audited and found correct by the Director of Finance and she is ordered to pay the amounts as hereinafter stated.

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Councilman Behal moved the adoption of the Consent Agenda Items C to E and G to I. Councilman Wendell seconded the motion. There being no further discussion from Council, the Clerk called the roll:

Behal - yes, McEvoy - yes, Spadafino - yes, Wendell - yes, Sullivan - yes and the Consent Agenda Items C to E and G to I were declared adopted.

Council President Sullivan read the following resolution.

- A. 17121 Authorizing a Five Year Solid Waste Agreement with the Middlesex County Utilities Authority (MCUA) in Accordance with N.J.S.A. 11-10 Providing for Guaranteed Per Ton Rate

Councilman Wendell moved the adoption of the resolution. Councilman Spadafino seconded the motion. Councilman McEvoy pulled so the public would understand what the town is entering into. The Administrator explained the need for the resolution. There being no further discussion from Council, the Clerk called the roll:

Behal - yes, McEvoy - yes, Spadafino - yes, Wendell - yes, Sullivan - yes and the resolution was declared adopted.

Council President Sullivan read the following resolution.

- B. 17122 To Escheat Tax Sale Premiums to Township of East Brunswick

Councilman Behal moved the adoption of the resolution. Councilman Wendell seconded the motion. Councilman McEvoy wanted the definition of "Escheat" in reference to this resolution. There being no further discussion from Council, the Clerk called the roll:

Behal - yes, McEvoy - yes, Spadafino - yes, Wendell - yes, Sullivan - yes and the resolution was declared adopted.

Council President Sullivan read the following resolution.

- F. 17126 Authorizing the Township Attorney to File a Petition of Intervention for BPU Docket WR21050813 (*Middlesex Water Company*)

Councilman Wendell moved the adoption of the resolution. Council President Sullivan seconded the motion. Councilman McEvoy asked for an explanation. There being no further discussion from Council, the Clerk called the roll:

Behal - yes, McEvoy - yes, Spadafino - yes, Wendell - yes, Sullivan - yes and the resolution was declared adopted.

9. Ordinance Requiring a Public Hearing Date: July 26, 2021

Council President Sullivan read the following ordinance by title only:

- A. Ord. 21-19 To Provide for Various Water Utility Improvements in and by the Township of East Brunswick, in the County of Middlesex, New Jersey, Appropriating \$1,000,000 Therefor and Authorizing the Issuance of \$1,000,000 Bonds or Notes of the Township to Finance the Cost Thereof.

Councilman Wendell moved that the ordinance be adopted on first reading, that it be published according to law and a public hearing on the ordinance be held on July 26, 2021 at the Municipal Building located at 1 Jean Walling Civic Center Drive in the Township of East Brunswick. Councilman Spadafino seconded the motion. There being no further discussion from Council, the Clerk called the roll:

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Behal - yes, McEvoy - yes, Spadafino - yes, Wendell - yes, Sullivan - yes and the ordinance was adopted on first reading.

10. New Business:

None

11. For Good of the Cause:

Councilman Behal – July 19th 6 to 7:30 Ice Cream with the Cops at Bicentennial Park.

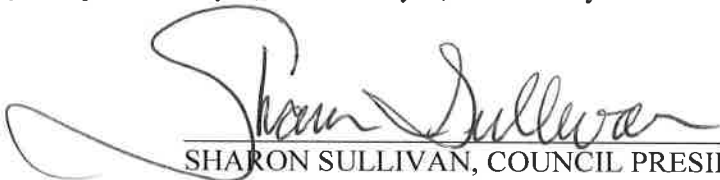
Council President Sullivan will be having hours for residents on July 22nd at 9:15 to 11:00 am.

Councilman Spadafino asked the Administrator to comment on where residents could file a complaint about potholes.

12. Adjournment: 8:45 P.M.

Councilman Wendell moved that the meeting be adjourned. Councilman Spadafino seconded the motion. There being no discussion, the Clerk called the roll:

Behal - yes, McEvoy - yes, Spadafino - yes, Wendell - yes, Sullivan - yes and the meeting was adjourned at 8:45 P.M.


SHARON SULLIVAN, COUNCIL PRESIDENT

ATTEST:


NENNETTE PERRY, MUNICIPAL CLERK