

**AGENDA
MUNICIPAL COUNCIL
COMBINED MEETING
Wednesday, January 25, 2017
7:00 p.m.**

1. Call to Order and Pledge of Allegiance.
2. Roll Call.
3. Adequate Notice of this meeting as required by the Open Public Meetings Act of 1975, has been provided by an Annual Notice sent to The Home News Tribune, The Star Ledger and the Sentinel on December 30, 2016 and posted in the Main Lobby of the Municipal Complex on the same date.
4. **ADMINISTRATIVE AGENDA:
FROM MAYOR THOMAS LANKEY:**
 - a. Appointment of John Poyner to the Environmental Commission
5. **REPORTS FROM ALL COUNCIL COMMITTEES:**
6. **POINTS OF LIGHT**
7. **FROM THE BUSINESS ADMINISTRATOR:**
 - a. Award of Contract for Public Bid No. 16-02-24 Emergency Vehicle Lettering, Decals and Window Tinting for the Division of Police and Fire (Resolution R.037-012017)
 - b. Award of Contract for Public Bid No. 16-12-07 Elevator Maintenance and Repair (Resolution R.038-012017)
 - c. Resolution authorizes the Development and Submission of the 2016 USDHS FEMA SAFER grant application (Resolution R.039-012017)
 - d. Resolution in support of Military and Veteran Caregivers (Resolution R.040-012017)
 - e. Resolution of Support from the Municipal Council of the Township of Edison, authorizing the Sustainable Jersey™ Grant, funded by PSE&G, to develop and submit an application to the 2017 PSE&G Sustainable Jersey Small Grant Program, for funding not to exceed \$20,000.00. The focus of this grant application is to obtain fiscal support for the green/sustainable ETEC Dudash Park Middlesex Greenway Access Enhancement Project (Resolution R.046-012017)
8. **FROM THE DEPARTMENT OF FINANCE:**
 - a. Report of Disbursements through May 22, 2014 (Resolution R.034-012017)
 - b. Resolution authorizing refund in the amount of \$ 523,539.56for redemption of tax sale certificates (Resolution R.035-012017)

- c. Resolution authorizing refund for tax overpayments totaling \$77,438.71 (Resolution R.036-012017)

9. **FROM THE DEPARTMENT OF LAW:**

- a. Resolution rescinding Resolution R.873-122016 and providing the Municipal Council's Advice and consent to the appointment of JoAnn Jimenez as Township Tax Assessor for a partial term beginning January 9, 2017 until June 30, 2017 and a four (4) year term beginning July 1, 2017 until June 30, 2021 (Resolution R.041-012017)
- b. Resolution authorizing the entering of a Share Services Agreement with Piscataway Township for legal services regarding the condemnation of certain parcels of land and/or obtaining temporary construction , permanent roadway and/or permanent drainage easements of certain parcels of land situated on Brotherhood Street in both the Township of Edison and Piscataway Township (R.042-012017)
- c. Bond Ordinance providing for the analysis of the Water and Sewer System appropriating \$300,000 therefore issuance of \$285,000. Bonds or Notes to finance part of the cost thereof. (O.1958-2017)
- d. Bond Ordinance for Various Capital Improvements Appropriating \$15,000,000 therefore and authorizing the Issuance of \$14,250,000 Bonds or Notes of the Township to Finance Part of the cost thereof.(O.1959-2017)
- e. Ordinance authorizing the survey, wetlands and environmental investigations (including a Phase II Environmental Site Assessment Study) a building hazard analysis and geotechnical soil borings at the property identified as Block 50, Lots 12 and 13 (aka National Road Pump Station).(O.1960-2017)
- f. Ordinance appropriating \$50,000. From the Capital Improvement Fund for a feasibility study in connection with the construction of a Parking Deck on Amboy Avenue in and by the Township of Edison in the County of Middlesex, New Jersey. (O.1961-2017)
- g. Resolution approving the Township's portion of the payment to the County of Middlesex as set forth in the Final Engineer's Estimate, as well as the plans and specifications, regarding the Oak Tree Road and Woodland Avenue project. (Resolution R.052-012017)

10. **FROM THE DEPARTMENT OF PLANNING AND ENGINEERING:**

- a. Resolutions approving the submission of a 2017 New Jersey Department of Transportation – Municipal Aid Grant applications (Resolution R.043-012017 through R.045-012017)
- b. Resolution provides for a Senior Resident refund of the Construction Permit Fee (Resolution R.047-012017)
- c. Resolution provides for Township Acceptance of the constructed improvements under Public Bid No. 15-31-02: 2015 Road Resurfacing Program – Various Streets – Phase II; authorizes a Corrective Change Order No. 1 for Final As-Built quantities and authorizes Final Contract Payment for release of retainage and close out of the construction project (Resolution R.048-012017)

- d. Resolution authorizing the grant of \$13,519.10 from the Township's Affordable Housing Emergency Repairs Program to New Jersey Institute for Disabilities for replacement of two client lift systems (bedroom and bathroom) (Resolution R.053-012017)

11. **FROM THE DEPARTMENT OF PUBLIC WORKS:**

- a. Award of Contract for Public Bid No. 16-12-12 Electrical Services for Sewer Pump Stations (Resolution R.049-012017)

12. **FROM THE CHIEF OF FIRE:**

- a. Approval of Volunteer Fire Fighters

13. **FROM THE TOWNSHIP CLERK:**

- a. Resolution approving the Person to Person/Place to Place Liquor License to Zin Burger (Resolution R.050-012017)
- b. Resolution re-appointing Robert Diehl to the Dismal Swamp Commission (Resolution R.051-012017)

14. **FROM THE COUNCIL MEMBER TO THE PLANNING BOARD:**

15. **COMMUNICATIONS:**

- a. None

16. **DISCUSSION ITEMS:**

Council President Lombardi

- a. None

Councilmember Coyle

- a. None

Councilmember Diehl

- a. None

Councilmember Gomez

- a. None

Councilmember Patil

- a. None

Councilmember Sendelsky

- a. None

Councilmember Shah

a. None

17. **COUNCIL PRESIDENT'S REMARKS**

18. **ADMINISTRATIVE AGENDA:
FROM MAYOR THOMAS LANKEY:**

a. Appointment of John Poyner to the Environmental Commission

19. **APPROVAL OF VOLUNTEER FIREFIGHTERS:**

Oak Tree Volunteer Fire Company

Frank N. Conditto III

Raritan Engine Company #1

Joshua T. Olexa

20. **NEW BUSINESS:
PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR
WEDNESDAY, FEBRUARY 8, 2017.**

O.1958-2017 BOND ORDINANCE PROVIDING FOR THE ANALYSIS OF THE WATER AND SEWER SYSTEM APPROPRIATING \$300,000 THEREFORE ISSUANCE OF \$285,000. BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF.

O.1959-2017 BOND ORDINANCE FOR VARIOUS CAPITAL IMPROVEMENTS APPROPRIATING \$15,000,000 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$14,250,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

O.1960-2017 ORDINANCE AUTHORIZING THE SURVEY, WETLANDS AND ENVIRONMENTAL INVESTIGATIONS (INCLUDING A PHASE II ENVIRONMENTAL SITE ASSESSMENT STUDY) A BUILDING HAZARD ANALYSIS AND GEOTECHNICAL SOIL BORINGS AT THE PROPERTY IDENTIFIED AS BLOCK 50, LOTS 12 AND 13 (AKA NATIONAL ROAD PUMP STATION).

O.1961-2017 ORDINANCE APPROPRIATING \$50,000. FROM THE CAPITAL IMPROVEMENT FUND FOR A FEASIBILITY STUDY IN CONNECTION WITH THE CONSTRUCTION OF A

PARKING DECK ON AMBOY AVENUE IN AND BY THE
TOWNSHIP OF EDISON IN THE COUNTY OF MIDDLESEX,
NEW JERSEY.

21. **PUBLIC COMMENT ON THE RESOLUTIONS**

22. **PROPOSED RESOLUTIONS**

Copies of these Resolutions are available for review only and are posted in the Council Chambers. Anyone desiring a copy may contact the Township Clerk after the meeting.

Consent Agenda

- R.034-012017 Resolution approving disbursements for the period ending January 20, 2017.
- R.035-012017 Resolution authorizing refund in the amount of \$523,539.56 for redemption of tax sale certificates.
- R.036-012017 Resolution authorizing refund of tax overpayments, totaling \$77,438.71.
- R.037-012017 Award of Contract for Public Bid No. 16-02-24 Emergency Vehicle Lettering, Decals and Window Tinting for the Division of Police and Fire to Cranbury Custom Lettering in an amount not to exceed \$20,000.00.
- R.038-012017 Award of Contract for Public Bid No. 16-12-07 Elevator Maintenance and Repair to Federal Elevator, Inc. in an amount not to exceed \$45,000.00.
- R.039-012017 Resolution authorizes the Development and Submission of the 2016 USDHS FEMA SAFER grant application.
- R.040-012017 Resolution in support of Military and Veteran Caregivers
- R.041-012017 Resolution rescinding Resolution R.873-122016 and providing the Municipal Council's Advice and consent to the appointment of JoAnn Jimenez as Township Tax Assessor for a partial term beginning January 9, 2017 until June 30, 2017 and a four (4) year term beginning July 1, 2017 until June 30, 2021.
- R.042-012017 Resolution authorizing the entering of a Share Services Agreement with Piscataway Township for legal services regarding the condemnation of certain parcels of land and/or obtaining temporary construction , permanent roadway and/or permanent drainage easements of certain parcels of land situated on Brotherhood Street in both the Township of Edison and Piscataway Township.
- R.043-012017 Resolution approving the submission of a 2017 New Jersey Department of Transportation – Municipal Aid Grant application for Grandview Avenue Rehabilitation project.
- R.044-012017 Resolution approving the submission of a 2017 New Jersey Department of Transportation – Municipal Aid Grant application for Talmadge Road Phase III project.
- R.045-012017 Resolution approving the submission of a 2017 New Jersey Department of Transportation – Municipal Aid Grant application for the Edison Station Pedestrian Improvements project.

- R.046-012017 Resolution of Support from the Municipal Council of the Township of izing the Sustainable Jersey™ Grant, funded by PSE&G, to develop and submit an application to the 2017 PSE&G Sustainable Jersey Small Grant Program, for funding not to exceed \$20,000.00. The focus of this grant application is to obtain fiscal support for the green/sustainable ETEC Dudash Park Middlesex Greenway Access Enhancement Project.
- R.047-012017 Resolution provides for a Senior Resident refund of the Construction Permit Fee to Taeyong Lee at 116 Westgate Drive in the amount of \$395.00.
- R.048-012017 Resolution provides for Township Acceptance of the constructed improvements under Public Bid No. 15-31-02: 2015 Road Resurfacing Program – Various Streets – Phase II; authorizes a Corrective Change Order No. 1 for Final As- Built quantities and authorizes Final Contract Payment for release of retainage and close-out of the construction project.
- R.049-012017 Award of Contract for Public Bid No. 16-12-12 Electrical Services for Sewer Pump Stations to Longo Electrical Mechanical, Inc. in an amount not to exceed \$30,000.00.
- R.050-012017 Resolution approving the Person to Person/Place to Place Liquor License to Zin Burger. (1205-33-030-006)
- R.051-012017 Resolution re-appointing Robert Diehl to the Dismal Swamp Commission for five years effective this date.
- R.052-012017 Resolution approving the Township’s portion of the payment to the County of Middlesex as set forth in the Final Engineer’s Estimate, as well as the plans and specifications, regarding the Oak Tree Road and Woodland Avenue project.
- R.053-012017 Resolution authorizing the grant of \$13,519.10 from the Township’s Affordable Housing Emergency Repairs Program to New Jersey Institute for Disabilities for replacement of two client lift systems (bedroom and bathroom).

23. **ORAL PETITIONS AND REMARKS**

24. **ADJOURNMENT**

O.1958-2017

BOND ORDINANCE PROVIDING FOR THE ANALYSIS OF THE WATER AND SEWER SYSTEMS IN AND BY THE TOWNSHIP OF EDISON, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$300,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$285,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON, 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 Edison, 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 \$300,000, including the sum of \$15,000 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 \$285,000 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 analysis of Township's water and sewer system in anticipation of the expiration of agreement with the private operator for the water system and possible privatization of the sewer system, including engineering, financial, legal and audit of same and preparation of recommendations for capital improvements including implementation of such capital improvements as may be recommended; such analysis to include identification of alternative structures for ownership, operation and financing of such system and required capital improvements to same, 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 chief financial officer; provided that no bond anticipation note shall mature later than one year from its date. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be

determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer'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. The chief financial officer 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 chief financial officer 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 15 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 \$285,000, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$300,000 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 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 real 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.

O.1959-2017

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF EDISON, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$15,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$14,250,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

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

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Township of Edison, in the County of Middlesex, New Jersey (the "Township") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$15,000,000, and further including the aggregate sum of \$750,000 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made 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 several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$14,250,000 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. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
a) The acquisition of self-contained breathing apparatus, self-contained breathing apparatus bottles, self-contained breathing apparatus masks/bags, a fire pumper and emergency generators, including all related costs and expenditures incidental thereto.	\$1,050,000	\$997,500	10 years
b) Upgrades to lighting, courts and fields, including all work and materials necessary therefor and incidental thereto and further including all work and materials necessary therefor and incidental thereto.	\$500,000	\$475,000	15 years

c) Paving and reconstruction of various streets, all as set forth on a list on file in the Office of the Clerk, including all work and materials necessary therefor and incidental thereto.	\$6,000,000	\$5,700,000	10 years	
d) Upgrades to radios, upgrades to Sally Port and building security and the acquisition of mobile and portable radios, computers, furniture, ballistic shields, external defibrillators, mobile data computers/digital in car videos, and a pick-up truck, including all related costs and expenditures incidental thereto and further including all work and materials necessary therefor and incidental thereto.	\$2,500,000	\$2,375,000	5 years	
e) The acquisition of equipment for the Department of Public Works, including all related costs and expenditures incidental thereto.	\$1,000,000	\$950,000	15 years	
f) Various projects, improvements and repairs to municipally owned buildings throughout the Township, including all work and materials necessary therefor and incidental thereto.	\$2,000,000	\$1,900,000	15 years	
g) The acquisition of computer equipment, including all related costs				

and expenditures incidental thereto.	\$200,000	\$190,000	5 years
h) The acquisition of various Township (non-passenger) vehicles, including all related costs and expenditures incidental thereto.	\$250,000	\$237,500	5 years
i) Preliminary, planning and engineering expenses in connection with various road and drainage projects throughout the Township, including all related costs and expenditures incidental thereto.	<u>\$1,500,000</u>	<u>\$1,425,000</u>	10 years
TOTAL:	<u>\$15,000,000</u>	<u>\$14,250,000</u>	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer'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. The chief financial officer 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 chief financial officer 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 improvements or purposes described in Section 3(a) of this bond ordinance are not current expenses. They are all improvements or purposes that the Township may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 10.18 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 \$14,250,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$1,050,000 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 purposes or improvements.

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 or improvements described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements 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 *ARule*) 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 real 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.

EXPLANATION: An Ordinance authorizing the survey, wetlands and environmental investigations (including a Phase II Environmental Site Assessment study), a building hazard analysis and geotechnical soil borings at the property identified as Block 50, Lots 12 and 13 (aka National Road Pump Station).

WHEREAS, the Township of Edison (the “Township”) is the owner of property commonly known as Block 50, Lots 12 and 13 (aka National Road Pump Station) on the tax map of the Township of Edison (the “Township Parcel”); and

WHEREAS, Middlesex Water Company seeks an easement over the Township Parcel for the survey, wetlands and environmental investigations (including a Phase II Environmental Site Assessment study), a building hazard analysis and geotechnical soil borings at the Township Parcel; and

WHEREAS, the Township has determined that granting an easement to Middlesex Water Company substantially in the form attached hereto (the “Deed of Easement”) for the purpose of permitting Middlesex Water Company to survey, conduct wetlands and environmental investigations (including a Phase II Environmental Site Assessment study), a building hazard analysis and geotechnical soil borings under the terms and conditions in the Deed of Easement would be in the best interests of the Township; and

WHEREAS, pursuant to the Local Lands and Buildings Law, *N.J.S.A. 40A:12-1 et seq.*, an ordinance is required to authorize and approve the attached Deed of Easement.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Edison, County of Middlesex, New Jersey, that:

1. The Township Council hereby authorizes and approves the Easement substantially in the form attached hereto.
2. The Township Council hereby authorizes the Mayor, Township Administrator, Township Clerk, Township Attorney, Chief Financial Officer and other necessary Township Officials to execute, deliver and accept the Easement and all other necessary documents and undertake all actions reasonably necessary to effectuate the aforementioned Deed of Easement and this Ordinance.
3. This Ordinance shall take effect after twenty (20) days of its final passage by the Municipal Council, upon approval by the Mayor and publication as required by law.

O.1961-2017

ORDINANCE APPROPRIATING \$50,000 FROM THE CAPITAL IMPROVEMENT FUND FOR A FEASIBILITY STUDY IN CONNECTION WITH THE CONSTRUCTION OF A PARKING DECK ON AMBOY AVENUE IN AND BY THE TOWNSHIP OF EDISON, IN THE COUNTY OF MIDDLESEX, NEW JERSEY.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON, IN THE COUNTY OF MIDDLESEX, NEW JERSEY AS FOLLOWS:

Section 1. \$50,000 is hereby appropriated from the Capital Improvement Fund of the Township of Edison, in the County of Middlesex, New Jersey (the "Township") for a feasibility study in connection with the construction of a parking deck on Amboy Avenue, including all related costs and expenditures incidental thereto.

Section 2. 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 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 3. This ordinance shall take effect after final adoption and publication and otherwise as provided by law.

RESOLUTION R.034-012017

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING JANUARY 20, 2017.

WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through January 20, 2017.

FUND	AMOUNT
Current	\$18,634,238.74
Affordable Housing	1,748,412.68
Capital	1,278,775.35
Cash Performance	0.00
CDBG	10,836.35
Developers Escrow	30,156.09
Dog (Animal Control)	66,538.54
Federal Forfeited	639.92
Grant Funds	3,177.43
Law Enforcement	0.00
Open Space	0.00
Park Improvements	0.00
Payroll Deduction	590,169.25
Sanitation Fund	647,695.69
Sewer Utility	897,159.98
Tax Sale Redemption	676,774.78
Tree Fund	550.00
Tree Planting	0.00
Trust	1,596,979.91
Water Operating Fund	90,693.51
TOTAL	\$26,272,798.22

/s/ Nicholas C. Fargo
Chief Financial Officer

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, that the above-referenced disbursements report is hereby approved.

RESOLUTION R.035-012017

Authorizing refund for redemption of tax sale certificates

WHEREAS, the Tax Collector of the Township of Edison, Lina Vallejo, reports and advises that at various sales of land for delinquent taxes held by the Edison Township Collector of Taxes, Middlesex County, New Jersey, the attached listing of tax sale certificates were sold; and

WHEREAS, the Tax Collector further reports that the said tax sale certificates have been redeemed thereof, and further advises that the purchasers of said property are legally entitled to a refund of monies paid at the time of redemption.

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, that the aforementioned recitals are incorporated herein as though fully set forth at length.

BE IT FURTHER RESOLVED, by the Municipal Council of the Township of Edison, that the appropriate official of the Township is hereby authorized to draw checks to the noted parties in the amounts specified on the attached listing, totaling **\$523,539.56**.

RESOLUTION R.036-012017

Authorizing refund for tax overpayments

WHEREAS, the Tax Collector of the Township of Edison, Lina Vallejo, reports and advises that on various properties located within the Township of Edison, overpayments of real estate taxes have been made due to erroneous or duplicate payments, and

WHEREAS, applications have been made to the Tax Collector for refunds of the said overpayments, and the Tax Collector advises that the requesters are entitled to refunds as provided the attached listing; and

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, that the aforementioned recitals are incorporated herein as though fully set forth at length.

BE IT FURTHER RESOLVED, by the Municipal Council of the Township of Edison that the appropriate official of the Township is hereby authorized to draw checks to the noted parties in the amounts specified on the attached listing totaling **\$77,438.71**.

RESOLUTION R.037-012017

RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO CRANBURY CUSTOM LETTERING INCORPORATED FOR EMERGENCY VEHICLE LETTERING, DECALS AND WINDOW TINTING

WHEREAS, bids were received by the Township of Edison on November 15, 2016 for Public Bid No. 16-02-24-Emergency Vehicle Lettering, Decals and Window Tinting for the Divisions of Police and Fire; and

WHEREAS, CRANBURY CUSTOM LETTERING INC., 566 Route 33 West, Mercerville, NJ 08619, submitted the lowest legally responsible, responsive bid; and

WHEREAS, the total amount of this contract, not to exceed \$20,000.00 cannot be encumbered at this time; and

WHEREAS, pursuant to N.J.A.C. 5:30-11.10 funds for Open-End Contracts shall be committed at the time an order is placed and shall not exceed the unit price; and

WHEREAS, no amount shall be chargeable or certified until such time as goods or services are ordered or otherwise called for. Prior to incurring the liability by placing the order, the certification of available funds shall be made by the Chief Financial Officer or Certifying Financial Officer. It shall be the responsibility of the official responsible for issuing the purchase order to notify and seek the certification of availability of funds of the Chief Financial Officer or Certifying Finance Officer, as appropriate (N.J.A.C. 5:30-5.5(b)); and

WHEREAS, the Township Council accepts Edison Township's recommendations as described herein and as submitted on the summary spreadsheet.

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

1. All bids have been reviewed, and the bid submitted by CRANBURY CUSTOM LETTERING INC., 566 Route 33 West, Mercerville, NJ 08619 for Emergency Vehicle Lettering, Decals and Window Tinting for the Divisions of Police and Fire is determined to be the lowest legally responsible, responsive bid.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$20,000.00, and any other necessary documents, with CRANBURY CUSTOM LETTERING INC. as described herein.

RESOLUTION R.038-012017

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO FEDERAL ELEVATOR INC.
FOR THE FURNISHING OF ELEVATOR MAINTENANCE AND REPAIR**

WHEREAS, bids were received by the Township of Edison on November 30, 2016 for Public Bid No. 16-12-07 ELEVATOR MAINTENANCE AND REPAIR; and

WHEREAS, FEDERAL ELEVATOR INC., 1106B Industrial Parkway, Brick, NJ 08724, submitted the lowest legally responsible bid; and

WHEREAS, the initial contract shall be for one year from execution of the contract with the option to renew for the second year at the sole discretion of the Township at the same prices, conditions, requirements and terms of the contract, subject to and contingent upon appropriation of sufficient funds for the second year; and

WHEREAS, the total amount of the first year and any succeeding renewal year shall not exceed \$45,000.00, and cannot be encumbered at this time; and

WHEREAS, pursuant to N.J.A.C. 5:30-11.10 funds for Open-End Contracts shall be committed at the time an order is placed and shall not exceed the unit price; and

WHEREAS, no amount shall be chargeable or certified until such time as goods or services are ordered or otherwise called for. Prior to incurring the liability by placing the order, the certification of available funds shall be made by the Chief Financial Officer or Certifying Financial Officer. It shall be the responsibility of the official responsible for issuing the purchase order to notify and seek the certification of availability of funds of the Chief Financial Officer or Certifying Finance Officer, as appropriate (N.J.A.C. 5:30-5.5(b)); and

WHEREAS, the Township Council accepts Edison Township's recommendations as described herein and as submitted on the summary spreadsheet.

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

1. All bids have been reviewed, and the bid by FEDERAL ELEVATOR INC., 1106B Industrial Parkway, Brick, NJ 08724 for Elevator Maintenance and Repair is determined to be the lowest legally responsible bid.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$45,000.00 for the first year and any succeeding renewal year and any other necessary documents, with FEDERAL ELEVATOR, INC., as described herein.

RESOLUTION R.039-012017

Explanation: Approval and execution of this Municipal Resolution officially authorizes the development and submission of a detailed, on-line grant application to the FY 2016 USDHS FEMA SAFER Program for a maximum of \$2,000,000.00 in grant funds to support the salaries and benefits required to hire twelve (12), new, full-time, paid, career firefighters for the Edison Division of Fire, in accordance with all applicable program guidelines, regulations and statutes.

WHEREAS, the United States Department of Homeland Security (USDHS) Federal Emergency Management Agency (FEMA) provides an opportunity to U.S. Municipalities, Territories and Protectorates to apply for grant funding under the FY 2016 Staffing for Adequate Fire and Emergency Response (SAFER) Hiring Program; and

WHEREAS, USDHS FEMA SAFER provides grant funds to assist local Fire Fighter Companies to recruit, train, certify and retain Career Fire Fighters, under the FY 2016 USDHS FEMA SAFER Hiring Grant Program; and

WHEREAS, the Township of Edison Department of Public Safety Division of Fire will submit an on-line grant application for a maximum of \$2,000,000.00 in grant funds to the FY 2016 USDHS FEMA SAFER program; and

WHEREAS, the Edison Division of Fire intends to hire twelve (12) new, Full-Time, Paid, Career Fire Fighters with the assistance of a grant to be provided by the FY 2016 USDHS FEMA SAFER Program; and

WHEREAS, the FY 2016 USDHS FEMA SAFER program requires a local cash cost share for its three-year Period of Performance, 25%, 25% and 65% respectively; and

WHEREAS, the specific guidelines and regulations of the FY 2016 USDHS FEMA SAFER grant program are not retroactive to prior funding years;

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, Middlesex County, New Jersey, does hereby authorize the development and submission of said 2016 USDHS FEMA SAFER grant application, at a regularly-scheduled, public meeting, convened on January 25, 2017.

What Is The Purpose Of The 2009 USDHS FEMA SAFER Program?

The Staffing for Adequate Fire and Emergency Response (SAFER) Grants are managed by the Federal Emergency Management Agency's Assistance to Firefighters Grants (AFG) Program Office. SAFER Grants provide financial assistance to help fire departments to increase their cadre of frontline firefighters or to rehire firefighters that have been laid off. The goal is to assist local fire departments with staffing and deployment capabilities so they may respond to emergencies whenever they occur, assuring their communities have adequate protection from fire and fire-related hazards.

RESOLUTION R.040-012017

A RESOLUTION IN SUPPORT of TOWNSHIP OF EDISON 'S MILITARY AND VETERAN CAREGIVERS

WHEREAS, the series of wars in which our nation has been engaged over time, since World War II, has resulted in 5.5 million military and veteran caregivers who are parents, spouses, siblings and friends, caring for those wounded, ill or injured who have served our nation, as documented by the 2014 Rand study commissioned by the Elizabeth Dole Foundation; and

WHEREAS, the daily tasks of these military and veterans caregivers can include bathing, feeding, dressing, and caring for the grievous injuries of wounded warriors, administering medications, providing emotional support, caring for the family and the home, and working outside the home to earn essential income; and

WHEREAS, the nation provides multi-faceted support to our wounded, ill and injured veterans and service members through public, private and philanthropic resources, but their caregivers receive little support or acknowledgement; and

WHEREAS, most military and veteran caregivers consider the challenging work they do as simply carrying out their civic and patriotic duty, without realizing they are, in fact, caregivers, and do not identify themselves as such; and

WHEREAS, an alarming number of military and veteran caregivers, according to research, are suffering numerous debilitating mental, physical and emotional effects as a result of their caregiving duties; and

WHEREAS, the Township of Edison desires to recognize and support those who are serving in these vital roles in our own community; now, therefore,

BE IT RESOLVED, by the Township of Edison as follows:

- I.** That the Township of Edison become a Hidden Heroes City in support of military and veteran caregivers.
- II.** That the Township of Edison seek to identify military and veteran caregivers residing in our city.
- III.** That the Township of Edison work to ensure that our government, organizations, employers and non-profits are aware of the unique challenges of military and veteran caregivers and are encouraged to create supportive environments and opportunities for assistance.
- IV.** That the Township of Edison plan an observance each May, during Military Appreciation Month, to honor and recognize the city's military and veteran caregivers in partnership with the Elizabeth Dole Foundation's national Hidden Heroes campaign.
- V.** That the Township of Edison encourage all who care for and support veterans and service members to extend that support to their caregivers.
- VI.** That the Township of Edison designate a point of contact for our city, from the public or private sector, for citizens and organizations wanting to offer support, and caregivers who need that support.

RESOLUTION R.041-012017

EXPLANATION: A Resolution rescinding Resolution R.873-122016 and providing the Municipal Council's advice and consent to the appointment by the Mayor of JoAnn Jimenez as Township Tax Assessor for a partial term beginning January 9, 2017 until June 30, 2017, and a four (4) year term beginning July 1, 2017 until June 30, 2021.

WHEREAS, the Township of Edison (the "Township") is a public body corporate and politic of the State of New Jersey, and seeks to hire a Tax Assessor to fill the partial term the Township Tax Assessor, effective January 9, 2017 through June 30, 2017, and filling the four (4) year term effective July 1, 2017 through June 30, 2021; and

WHEREAS, the Tax Assessor shall, among other duties, establish values for all real property within the Township; and

WHEREAS, the Municipal Council of the Township ("Municipal Council") has reviewed the qualifications of JoAnn Jimenez ("Ms. Jimenez") to serve as Tax Assessor, including her education, training, experience and various licenses and certifications, and found her both highly experienced and suitable to fill the available position; and

WHEREAS, the Municipal Council desires to rescind R.873-122016 in its entirety upon advice of the New Jersey Division of Taxation that Ms. Jimenez's partial term as Township Tax Assessor is effective from January 9, 2017 until June 30, 2017, and Ms. Jimenez's four (4) year term as Township Tax Assessor shall be effective July 1, 2017 until June 30, 2021; and

WHEREAS, the Mayor desires to appoint Ms. Jimenez as Tax Assessor, for the reasons set forth herein, to the partial term of January 9, 2017 until June 30, 2017, and the four (4) year term of July 1, 2017 until June 30, 2021, term pursuant to *N.J.S.A. 40A:9-148*, at a salary of \$112,500.00; and

WHEREAS, the Municipal Council seeks to provide its advice and consent to the aforesaid appointment, in accordance with *N.J.S.A. 40:69A-43(b)*; and

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison, Middlesex County, State of New Jersey, as follows:

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council hereby rescinds R.873-122016 in its entirety.
3. The Municipal Council hereby provides its advice and consent to the Mayor's appointment of Ms. Jimenez to serve as Township Tax Assessor for a partial term beginning January 9, 2017 until June 30, 2017, and a four (4) year term beginning July 1, 2017 until June 30, 2021, at a salary of \$112,500.00.
4. A copy of this Resolution shall be available for public inspection at the offices of the Township Clerk.
5. This Resolution shall take effect immediately.

RESOLUTION R.042-012017

EXPLANATION: A Resolution authorizing the entering of a Shared Services Agreement with Piscataway Township for legal services regarding the condemnation of certain parcels of land and/or obtaining temporary construction, permanent roadway and/or permanent drainage easements of certain parcels of land situated on Brotherhood Street in both the Township of Edison and Piscataway Township.

WHEREAS, the Township of Edison (the “Township”) is a municipal corporation of the State of New Jersey authorized under the Uniform Shared Services and Consolidation Act, *N.J.S.A. 40A:65-1 et seq.* (“Shared Services Act”) to enter into an agreement with other local units to provide jointly (or through the agency of one of them on behalf of the other) any service which such entity may legally perform for itself; and

WHEREAS, in the spirit of mutual cooperation, the Township has the capacity to and seeks to receive from Piscataway Township (“Piscataway”) (together with the Township, the “Parties”), legal services with regard to the acquisition of certain parcels of land and/or obtaining temporary construction, permanent roadway and/or permanent drainage easements and, if necessary, fee simple interests in properties designated on the Piscataway tax maps as Block 8705, Lot 23; Block 8705, Lot 22.01; Block 20-A, Lot 6; Block 20-B; Lot 1-A; Block 20-B, Lot 1-B; and Block 8802, Lot 4, that are situated on Brotherhood Street in both the Township and Piscataway, for the purpose of promoting efficiency in government and reducing each Party’s respective expense for such services; and

WHEREAS, in furtherance, the Parties desire to enter a Shared Services Agreement (“Agreement,” in the form attached hereto as *Exhibit A*) pursuant to the Shared Services Act to establish the terms of Piscataway’s provision of legal services to the Township for a term beginning January 25, 2017 and ending January 25, 2018; and

WHEREAS, the municipal council of the Township (the “Municipal Council”) further authorizes James F. Clarkin III, Esq., counsel for Piscataway, to negotiate the purchase of and, if necessary, fee simple interests, temporary construction, permanent roadway and/or permanent drainage easements of properties on the Piscataway tax maps as, designated as Block 8705, Lot 23; Block 8705, Lot 22.01; Block 20-A, Lot 6; Block 20-B; Lot 1-A; Block 20-B, Lot 1-B; and Block 8802, Lot 4, that are situated on Brotherhood Street in both the Township and Piscataway, to be paid by the Township on either a full or pro-rata basis, as more fully described in the Memorandum of James F. Clarkin III, Esq., dated August 8, 2016 and attached to the Agreement; and

WHEREAS, the Agreement provides for and shall be subject to cancellation by either Party upon thirty (30) days’ written notice; and

WHEREAS, the Municipal Council of the Township (“Municipal Council”) seeks to hereby authorize the Township’s entering and execution of the Agreement.

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

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

Section 2. The form of the Agreement is hereby approved, and the Municipal Council hereby authorizes and directs the Mayor subject to such additions, deletions, modifications or amendments deemed necessary by the Mayor in his discretion in consultation with counsel, which additions, deletions, modifications or amendments do not alter the substantive rights and obligations of the parties thereto, and to take all other necessary and appropriate action to effectuate the Agreement on behalf of the Township. A copy of this Resolution and the executed Agreement shall be maintained on file with the Township Clerk.

Section 3. The Township Clerk is hereby instructed to forward a copy of the signed Agreement to the Director of the Division of Local Government Services in the New Jersey Department of Community Affairs, for informational purposes, in accordance with the Shared Services Act.

Section 4. This Resolution shall take effect immediately.

RESOLUTION R.043-012017

EXPLANATION: Resolution approving the submission of a 2017 New Jersey Department of Transportation – Municipal Aid Grant application and execution of a grant agreement for the Grandview Avenue Rehabilitation project.

WHEREAS, the Township of Edison wishes to apply for and obtain funding through the New Jersey Department of Transportation – Municipal Aid grant program for the completion of the Grandview Avenue Rehabilitation Project.

NOW THEREFORE BE IT RESOLVED, that the Township Council of the Township of Edison do hereby authorize the submission of such a grant application, for the said project, titled *MA-2017-Grandview Avenue Rehabilitation-00283*.

BE IT FURTHER RESOLVED, that upon the receipt of a grant award the Mayor and City Clerk are hereby authorized to sign the grant agreement and that their signatures constitute acceptance of the terms and conditions of the grant agreement.

RESOLUTION R.044-012017

EXPLANATION: Resolution approving the submission of a 2017 New Jersey Department of Transportation – Municipal Aid grant application and execution of a grant agreement for the Talmadge Road Phase III project.

WHEREAS, the Township of Edison wishes to apply for and obtain funding through the New Jersey Department of Transportation – Municipal Aid grant program for the completion of the Talmadge Road Phase III Project.

NOW THEREFORE BE IT RESOLVED, that the Township Council of the Township of Edison do hereby authorize the submission of such a grant application, for the said project, titled *MA-2017-Talmadge Road Phase III-00273*.

BE IT FURTHER RESOLVED, that upon the receipt of a grant award the Mayor and City Clerk are hereby authorized to sign the grant agreement and that their signatures constitute acceptance of the terms and conditions of the grant agreement.

RESOLUTION R.045-012017

EXPLATION: Resolution approving the submission of a 2017 New Jersey Department of Transportation – Safe Streets to Transit grant application and execution of a grant agreement for the Edison Station Pedestrian Improvements project.

WHEREAS, the Township of Edison wishes to apply for and obtain funding through the New Jersey Department of Transportation – Safe Streets to Transit grant program for the completion of the Edison Station Pedestrian Improvements project.

NOW THEREFORE BE IT RESOLVED, that the Township Council of the Township of Edison do hereby authorize the submission of such a grant application, for the said project, titled *SST-2017-Edison Station Pedestrian Improveme-00017*.

BE IT FURTHER RESOLVED, that upon the receipt of a grant award the Mayor and City Clerk are hereby authorized to sign the grant agreement and that their signatures constitute acceptance of the terms and conditions of the grant agreement.

RESOLUTION R.046-012017

Explanation: A Resolution of Support from the Municipal Council of the Township of Edison, authorizing the Sustainable Jersey™ Grant, funded by PSE&G, to develop and submit an application to the 2017 PSE&G Sustainable Jersey Small Grant Program, for funding not to exceed \$20,000.00. The focus of this grant application is to obtain fiscal support for the green/sustainable ETEC Dudash Park Middlesex Greenway Access Enhancement Project.

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

WHEREAS, the Township of Edison strives to save tax dollars, assure clean land, air and water, improve working and living environments; and

WHEREAS, the Township of Edison is a certified, Bronze Level participant of the Sustainable Jersey Program; and

WHEREAS, one of the purposes of the Sustainable Jersey Program is to provide resources to municipalities to make progress on sustainability issues and therefore created a public initiative titled: the 2017 PSE&G Sustainable Jersey Small Grants Program; and

WHEREAS, no matching funds are required of the Township of Edison in order to participate in the 2017 PSE&G Sustainable Jersey Small Grants Program; and

WHEREAS, the Municipal Council of the Township of Edison has determined that the Township of Edison should develop and submit a viable application to the 2017 PSE&G Sustainable Jersey Small Grants Program, in order to support local green/sustainable initiatives.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, State of New Jersey, authorizes the development and submission of an application to the 2017 Sustainable Jersey Small Grant Program, funded by PSE&G, for an amount not to exceed \$20,000.00, at a regularly-scheduled, public meeting, on January 25, 2017.

Sustainable Jersey

The Sustainable Jersey Program is the product of a coalition of public and private organizations and agencies, throughout New Jersey, working together to identify the actions municipalities need to pursue in order to become green and sustainable, develop the guidance resources that will be needed in order to initiate such efforts, as well as to assist them to progress and build upon their successes. The Small Grants Program is one of many resources provided to municipalities through Sustainable Jersey.

RESOLUTION R.047-012017

EXPLANATION: This resolution provides for Senior Resident refund of the construction permit fee, less the DCA fee, posted for a residential construction permit.

WHEREAS, on April 20,2016, two Construction Permit fees, permit #2016-1390 & 2016-1389, were posted in the total amount of \$398.00 by the Homeowner, Taeyong Lee; and

WHEREAS, the applications were submitted for a Finished Basement & Furnance/ Hot water heater at 116 Westgate Drive, Edison, NJ 08820, by the homeowner,who did not make known to the Construction Code Enforcement Division that Taeyong Lee, is a bonafide Edison Senior Resident who is eligible for Senior Citizen waiver of municipal fees on construction permits, per the Edison Municipal Code, chapter 2-128.3; and

WHEREAS, appropriate documents have been submitted to the Township indicating that the work was done for a bonafide senior resident it is therefore appropriate that the municipal permit fee in the amount of \$395.00, derived from the \$398.00 total construction permit fee less the \$3.00 DCA fee, be refunded to the homeowner, Taeyong Lee; and

WHEREAS, the Township Engineer recommends the refund of the municipal permit fees, on Construction Permit #2016-1389 & 2016-1390, in the amount of \$395.00 for the referenced application;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum not to exceed \$395.00 on construction permit fees posted by the homeowner Taeyong Lee be refunded ;

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$395.00 from the Refund of Revenue Fund to the Homeowner Taeyong Lee at 116 Westgate Drive Edison, NJ 08820.

RESOLUTION R.048-012017

EXPLANATION: This resolution provides for Township Acceptance of the constructed improvements under Public Bid No. 15-31-02: 2015 Road Resurfacing Program – Various Streets – Phase II; authorizes a Corrective Change Order No. 1 for Final As-Built Quantities; and authorizes FINAL CONTRACT PAYMENT for release of retainage and close-out of the construction project.

WHEREAS, the Township of Edison advertised for a construction contract for the 2015 Road Resurfacing Program – Various Streets – Phase II, Township of Edison, Middlesex County, New Jersey under Public Bid No. 15-31-02; and

WHEREAS, Lucas Brothers, Inc., 80 Amboy Road, Morganville, NJ 07751 was awarded a construction contract through resolution R.659-092015 in a contract amount not to exceed \$3,268,834.61 for the project; and

WHEREAS, upon tabulation and review of as-built construction quantities and necessary field changes during construction, it has been determined by the Township Engineer that there is a net reduction of \$355,475.02 in the final construction costs resulting in a revised and final total construction contract amount of \$2,913,359.59, as detailed in the attached Change Order No. 1; and

WHEREAS, the Township Engineer has reviewed the project and certifies the construction work has been completed, and therefore recommends project acceptance, release of the performance bond following receipt of a two-year maintenance bond; and that final payment, including retainage, be made to Lucas Brothers Inc., in an amount of \$86,785.09 for a total construction contract as-built cost of \$2,913,359.59.

NOW, THEREFORE BE IT RESOLVED by the Municipal Council of the Township of Edison, Middlesex County, New Jersey that the project under Public Bid No. 15-31-02: 2015 Road Resurfacing Program – Various Streets – Phase II, is deemed accepted by the Township of Edison, and that the performance bond shall be released upon receipt of a fully executed Maintenance Bond, and that final payment, including retainage, shall be made to Lucas Brothers, Inc., in an amount of \$86,785.09 for a total construction contract as-built cost of \$2,913,359.59, and that the remaining contract balance of \$355,475.02 be deducted from the contract, be unencumbered after final payment is made, and said unexpended contract amount shall be restored to the appropriate Township account.

RESOLUTION R.049-012017

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO LONGO ELECTRICAL MECHANICAL INC. FOR THE FURNISHING OF ELECTRICAL SERVICES FOR SEWER PUMP STATIONS

WHEREAS, bids were received by the Township of Edison on January 4, 2017 for Public Bid No. 16-12-12 ELECTRICAL SERVICES FOR SEWER PUMP STATIONS; and

WHEREAS, LONGO ELECTRICAL MECHANICAL INC., 1 Harry Shupe Blvd., Wharton, NJ 07885 submitted the sole, legally responsible, responsive bid; and

WHEREAS, the initial contract shall be for one year from execution of the contract with the option to renew for the second year at the sole discretion of the Township at the same prices, conditions, requirements and terms of the contract, subject to and contingent upon appropriation of sufficient funds for the second year; and

WHEREAS, the total amount of the first year and any succeeding renewal year shall not exceed \$30,000.00, and cannot be encumbered at this time; and

WHEREAS, pursuant to N.J.A.C. 5:30-11.10 funds for Open-End Contracts shall be committed at the time an order is placed and shall not exceed the unit price; and

WHEREAS, no amount shall be chargeable or certified until such time as goods or services are ordered or otherwise called for. Prior to incurring the liability by placing the order, the certification of available funds shall be made by the Chief Financial Officer or Certifying Financial Officer. It shall be the responsibility of the official responsible for issuing the purchase order to notify and seek the certification of availability of funds of the Chief Financial Officer or Certifying Finance Officer, as appropriate (N.J.A.C. 5:30-5.5(b)); and

WHEREAS, the Township Council accepts Edison Township's recommendations as described herein and as submitted on the summary spreadsheet.

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

1. The sole bid submitted has been reviewed, and that bid submitted by LONGO ELECTRICAL MECHANICAL INC., 1 Harry Shupe Blvd., Wharton, NJ 07885 for electrical services for sewer pump stations is the sole, legally responsible, responsive bid.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$30,000.00 for the first year and any succeeding renewal year and any other necessary documents, with LONGO ELECTRICAL MECHANICAL INC. as described herein.

RESOLUTION R.050-012017

EXPLANATION: A Resolution authorizing and approving the Person-to-Person and Place-to-Place transfer of the Plenary Retail Consumption License held by Edison Land Investment to Zin Edison, LLC with respect to business premises to be located at Edison Town Square, Route 1 in Edison.

WHEREAS, an application has been filed with the Township of Edison (“Township”) for a Person-to-Person and Place-to-Place transfer of the Plenary Retail Consumption Liquor License, No. 1205-33-030-005 (“License”), issued to Edison Land Investment. (“Seller”) to Zin Edison, LLC (“Applicant”) to be used at Applicant’s new business location at Edison Town Square, 1003 Route 1, Edison; and

WHEREAS, the Applicant’s submitted application form is complete in all respects, the transfer fees have been paid and the License has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 13 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the License and the licensed business and all additional financing obtained in connection with the licensed business; and

WHEREAS, public notice of this transfer has been published in the Home News Tribune, a New Jersey publication, in accordance with law; and

WHEREAS, no legally valid objections have been received nor made as to why this transfer should not be granted to the Applicant.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, NEW JERSEY AS FOLLOWS:

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council hereby approves the Person-to-Person and Place-to-Place transfer of the License to the Applicant as to business premises now to be located at Edison Town Square, 1003 Route 1, effective January 25, 2017.
3. The Township Clerk is hereby directed to endorse the Applicant’s current license certificate as follows: “This license, subject to all of its terms and conditions, is hereby transferred to Zin Edison, LLC at business premises to be located at Edison Town Square, 1003 Route 1, Edison, New Jersey.”
4. This Resolution shall take effect immediately.

(New License No. 1205-33-030-006)

RESOLUTION R.051-012017

EXPLANATION: This Resolution fulfills the Township Council's responsibility as to the establishment of the Dismal Swamp Commission by offering it advice and consent to the re- appointing of Robert Diehl to the Dismal Swamp Commission.

BE IT RESOLVED, by the Township Council of the Township of Edison, County of Middlesex, State of New Jersey, that it accordance with Dismal Swamp Preservation Act, P.L. 2009, c 132 as codified at N.J.S.A. 40:55D-88.1 et seq. (the"Act"); and

BE IT FURTHER RESOLVED, that the Township Council hereby appoints Robert Diehl, a Democrat as a Member to the Dismal Swamp Commission per N.J.S.A. 40:55D-88.4(a) (1) for a five (5) year term effective as of the date the Dismal Swamp Commission first meets; and

BE IT FURTHER RESOLVED, that upon adoption of said Resolution, the Township Clerk, is hereby directed to forward a certified copy of said Resolution to (i) Metuchen Borough clerk; (ii) South Plainfield Borough clerk; (iii) John Pulomena, Middlesex County Administrator, for distribution of all Middlesex County Freeholders, and to (iv) Senator Patrick J. Diegnan.

RESOLUTION R.052-012017

EXPLANATION:A resolution approving the Township's portion of the payment to the County of Middlesex as set forth in the Final Engineer's Estimate, as well as the plans and specifications, regarding the Oak Tree Road and Woodland Avenue project.

WHEREAS, the municipal council of the Township of Edison (the "**Municipal Council**") found it in the best interest of public safety to authorize the installation of a traffic signal at the intersection of Oak Tree Road and Woodland Avenue the ("**Project**"); and

WHEREAS, on or about May 23, 2008, the Township of Edison (the "**Township**") entered into an agreement with the County of Middlesex (the "**County**") and the Borough of South Plainfield (the "**Borough**") regarding the Project (the "**Agreement**," attached hereto as **Exhibit A**); and

WHEREAS, pursuant to the Agreement, the Township is in receipt of the County's final engineer's estimate (the "**Final Engineer's Estimate**"), attached hereto as **Exhibit B**, of which the Township's portion of costs for the Project is \$230,336.95;

WHEREAS, the Municipal Council hereby desires to approve and authorize the \$230,336.95 payment of the Township's portion of the Project to the County; and

WHEREAS, the Township's Engineer has reviewed the plans and specifications regarding the Project and approves of same; and

WHEREAS, in conjunction with and predicated upon the Township Engineer's review of the plan and specifications regarding the Project, the Municipal Council desires to provide its approval of the Project.

NOW THEREFORE BE IT RESOLVED by the Municipal Council of the Township of Edison, County of Middlesex, State of New Jersey, as follows:

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council hereby approves and authorizes the payment of the Township's share of costs for the Project to the County in an amount of \$230,336.95.
3. The Municipal Council, with the advice of the Township Engineer, hereby provides its approval of the plans and specifications regarding the Project.
4. This Resolution shall take effect immediately.

RESOLUTION R.053-012017

Explanation: A Resolution authorizing the grant of \$13,519.10 from the Township's Affordable Housing Emergency Repairs Program to New Jersey Institute for Disabilities for replacement of two client lift systems (bedroom and bathroom).

WHEREAS, by Resolution the Township Council approved, authorized and established an Emergency Repairs Program pursuant to N.J.A.C. 5:97-8.8(a), to assist eligible owner or rental property, sponsors of permanent supportive housing, shared living arrangements (group homes) and certain public housing units in the Township of Edison, to make eligible repairs/replacements to systems or items, that if neglected, pose threats to the health and/or safety of the current or prospective tenants, and committed \$500,000 from the Township's Affordable Housing Trust Fund for this purpose; and

WHEREAS, the Township Council also approved and adopted a Manual at that time for the Emergency Repairs Program in accordance with COAH's directives, which set forth the application process for applicants to comply with in order to participate in the Program and receive a grant for such repairs under the Program; and

WHEREAS, an application to participate in the Program was submitted by New Jersey Institute for Disabilities, was reviewed and deemed complete and in compliance with the Program requirements; and

WHEREAS, the Township Council desires to award a grant to New Jersey Institute for Disabilities for two client lift systems at the Oak Drive Group Home in the amount of \$13,519.10 for the purposes set forth herein under the Township's Emergency Repair Program and to authorize the execution of an Agreement between the Township and two client lift systems, with respect to such grant.

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

1. The Township Council hereby approves and authorizes a grant in the amount of \$13,519.10 from the Township's Affordable Housing Trust Fund with respect to the Township's Emergency Repairs Program, to New Jersey Institute for Disabilities for the Oak Drive Group Home, for the purposes set forth herein and authorizes the execution of an Agreement with New Jersey Institute for Disabilities, 10 Oak Drive, Edison NJ 08837 with respect to such grant.
2. That an original certified copy of this resolution shall be forwarded to the Municipal Housing Liaison.