

**MINUTES OF
MUNICIPAL COUNCIL
WORKSESSION AND REGULAR MEETING
February 22, 2017**

A Combined Meeting of the Municipal Council of the Township of Edison was held in the Council Chambers of the Municipal Complex. The meeting was called to order at 6:09 p.m. by Council President Lombardi followed by the Pledge of Allegiance.

Present were Councilmembers Coyle, Gomez, Lombardi, Patil, Sendelsky and Shah.

Councilmember Diehl was absent.

Also present were Township Clerk Russomanno, Deputy Township Clerk McCray, Township Attorney Northgrave, Business Administrator Ruane, Health Director Elliott, Township Engineer Kataryniak, Assistant Public Works Director Russomanno, Police Captain Kelly, Fire Chief Latham and Cameraman Cologne.

The Township Clerk advised that 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 REVIEW OF MINUTES:**
a. and b. Accepted as submitted

- 5. ADMINISTRATIVE AGENDA
FROM MAYOR LANKEY:**
a. No comment was made.

6. REPORTS FROM ALL COUNCIL COMMITTEES:

Councilmember Coyle, the Flower Show this weekend at the Expo Center will be donating all the flowers to the committee to use throughout the Township.

Councilmember Gomez reported the sub-committee for Top Golf visited the residents and they are working with the Administration and Engineer gathering all the facts and information.

Councilmember Gomez, Finance Committee met on Tuesday, February 14th he thanked everyone for coming out on Valentine's Day. In reviewing the financials, we went through all expenses which stayed within budget and maintaining targets. Our Moody review came in we ranked highest rate for short term notes. He thanked our Business Administrator Ruane and Mr. Ken DeRoberts of Government Strategy Group for their work keeping our township financially sound.

7. POINTS OF LIGHT:

Council President Lombardi, State of Township address is tomorrow night at 7:00 pm at the Pines Manor. Next Wednesday, March 1st is Ash Wednesday the start of lent. Also on March 1, 2017 the Edison Chamber of Commerce Present Mayors Luncheon at Pines Manor from 11:30 to 1:30 on Coping with Addiction in Work Place and Community. Councilmember Coyle will be coordinating getting the flowers from the show toward our beautification project.

8. FROM THE BUSINESS ADMINISTRATOR:

- a. and b. No comments were made
- c. Councilmember Shah asked how much money do we spend for the entire town on the Avaya Phone System. Her concern is they just filed bankruptcy and will we be we wasting good money.

Ms. Ruane, this is an upgrade to the system.

- d. Through f. No comments were made.

- g. Councilmember Shah, which vehicles is this system for.

Ms. Ruane, GPS is for the new vehicles.

- h. Council President Lombardi, please explain the changes in the contract.

Ms. Ruane explained the changes as follows:

- 1) Effective January 1, 2017 any new accrual of sick leave shall have a maximum pay out o\$15,000.
- 2) Elimination of Traditional Health Care Coverage.
- 3) All employees shall contribute toward health benefits

- 4) Eligible employees will be entitled to receive a hearing aid credit of \$500.00 on an as needed basis.
- 5) Effective January 1, 2014 – 0% increase
- 6) Effective January 1, 2015 - 0% increase
- 7) Effective January 1, 2016 – 2% increase
- 8) Effective January 1, 2017 – 2.9% increase
- 9) One time , non pensionable “lump sum” bonus of \$1,000.00

Council President Lombardi, as of now isn't there only one more contract to negotiate.

Ms. Ruane, yes.

- 9. **FROM THE DEPARTMENT OF FINANCE:**
a. through f. No comments were made.

- 10. **FROM THE DEPARTMENT OF LAW:**
a. through c. No comments were made.

d. Councilmember Shah, is this just for a Health License, not a health officer.

Mr. Elliot explained this is a renewal for Health Officer with Middlesex County, we have health inspectors. This is a flat rate, no benefits.

e. and f. No comments were made.

f. Councilmember Shah, are we pooling our services.

Council President Lombardi, this is a share agreement to do maintenance along with the County and Borough of Metuchen.

- 11. **FROM THE DEPARTMENT OF PLANNING AND ENGINEERING:**
a. through c. No comments were made.

- 12. **FROM THE PUBLIC WORKS:**
a. through d. No comments were made

- 13. **FROM THE DEPARTMENT OF RECREATION:**
a. and b. No comments were made.

- 14. **FROM THE CHIEF OF FIRE:**
a. No comment was made.

- 15. **FROM THE CHIEF OF POLICE:**
a. No comment was made

- 16. **FROM THE COUNCIL MEMBER OF THE PLANNING BOARD:**

Councilmember Sendelsky gave his report as follows:

Minutes of Township of Edison Planning Board Meeting Wednesday February 15, 2017

There were three resolutions to be approved. The first was #P5178 Gulberg Builders 121 Alfred Street approved minor subdivision. Resolution was approved with two abstentions. The second was Equistar Chemicals 340 Meadow Road, denial of an area in need of re-development. It was approved with my abstention. The third was #P5177 Hawkeye Developers 1 Brook Avenue an approved minor subdivision was also approved with two abstentions.

The next item that was heard was comments and recommendations on resolution R.872-122016 referring the proposed ordinance amending the G-B and G-BH districts to include a convenience store with a fuel station as a permitted use and rescinding Resolution R696-092016 referring the proposed ordinance amending the G-B General Business District to include a Convenience store with fuel station as a permitted use. It was unanimously approved to send back to council.

The first new case was #P13-2016 American Real Estate Company U-Haul Preliminary and final 100 Route 1 Block 300 A Lots 16A, 17A, 18.A, 10-25, 26B, & 27.B. This was a proposal to construct a loading dock and a canopy. This project was approved subject to all recommendations of our professionals and granting a waiver for lighting and landscaping waiving curbing but requiring sidewalk on three streets and having the four corners of the canopy painted yellow. This was approved by a 6-1 vote.

The second case was #P1-2017 Federal Business Center Preliminary and Final and minor subdivision 225 Raritan Center Parkway Block 390.DD Lot #8.B. Proposal to construct a free standing 190,263 square foot warehouse building. This was declared an area in need of re-development by the council. No variances were required. The Lot to the Easterly side of the proposed new building which consists of 4.45 acres Block 390 DD will be deed restricted and will become lot #8.2. The lot containing the new office building will become Lot#8.1. Testimony was given by

the applicant's Engineer Robert Espana and Architect James Franco. The architect stated that the clear height to the underside of the steel will be 32 feet. He also said that the building was built with a potential of two tenants. It would have the typical exterior look of other Federal Business center buildings. The application was approved unanimously subject to the boards professional reports, and Mr. Carley's requirement of putting a camera inside the existing sanitary sewer line in the street, and will comply with the solid waste management report, applicants engineer will provide the height of water table, will provide a conservation easement for lot #8.2 will remove water company "hot box" if allowable, will agree to provide money to the tree fund, and provide a variance for lot depth.

The third and last case was #P 2-2017 Camp Kilmer A Urban Renewal Associates - Preliminary and Final Block 3E Lot#3.041 a proposal to construct two four story buildings, a total of 172 units with no variances requested. The property is 4.26 acres in size. In November 2016 the Edison Council Selected Pen Rose properties to construct the 172 affordable units. This project is part of the Township's Fair Share Housing Plan and will have preference to Veterans and homeless. The project will have 170 affordable units and 2 staff units and will be composed of 1, 2 and 3 bedroom units. The property will have a full time manager and a superintendent on site along with a porter. The project will consist of both apartment units and townhouse units. There will be security access controls at entry points as well as security cameras. The tenants pay their own electric and gas bills. The manager does the screening and the income verification. Transportation via transport will be three days per week. Gregory Domalewski from Mid Atlantic Engineering testified that the project will be built in two phases, Phase 1 building "A" will be built and Phase 2 will be the construction of Building "B". The access to the site will be via Road #2. The site will have five foot wide sidewalks for handicapped accessibility and 1 parking space per unit. The project will require access agreements form the Vocational School as a condition of approval as well as an understanding as to who will be maintaining the road (snow, repairs, etc). The project will have 172 parking spaces and 2 bike racks. The project was unanimously approved with the conditions set forth in our professionals reports as well as the conditions mentioned above.

**17. UNFINISHED BUSINESS:
ORDINANCES FOR FURTHER CONSIDERATION AND PUBLIC HEARING:**

O.1962-2017 No comment was made.

18. COMMUNICATIONS:

a. None

19. DISCUSSION ITEMS:

Council President Lombardi:

a. Middlesex County has received all funding for Oaktree and Woodland light hopefully it will be done this spring.

Councilmember Coyle:

a. He asked Mr. Russomanno if Public Works, since this nice weather is there a chance to get plants and flower planted.

Mr. Russomanno, if there are some shrubs he will have supervisors arrange, but we cannot plant bulbs yet, don't think this nice weather is going to last.

Councilmember Diehl:

a. Absent

Councilmember Gomez:

a. None

Councilmember Patil:

a. None

Councilmember Sendelsky:

a. He asked Mr. Elliot if he followed up on the Julius Engel Apartments complaint.

Mr. Elliot, yes it was fully functional.

Councilmember Shah:

a. None

20. CLOSED SESSION:

a. Personnel

Closed Session was canceled no longer needed.

21. APPROVAL OF MINUTES:

On a motion made by Councilmember Gomez, seconded by Councilmember Coyle and duly carried, the Minutes of the Combined Meeting of January 25, 2017 and February 8, 2017 were accepted as submitted.

22. ADMINISTRATIVE AGENDA FROM MAYOR THOMAS LANKEY:

February 13, 2017

Ms. Cheryl Russomanno
Municipal Clerk
Township of Edison

Dear Municipal Clerk:

Please be advised that I hereby appoint Charles Backmann, 308 Horizon Drive, Edison, New Jersey to service on the Environmental Commission for a term of three years. Mr. Backman’s term will expire on December 31, 2019.

Thank you.

Sincerely,

/s/ Thomas Lankey
Mayor

Cc: Charles Backmann

The above appointment was received on a motion made by Councilmember Gomez seconded by Councilmember Coyle and duly carried.

23. COUNCIL PRESIDENT’S REMARKS:

Council President Lombardi, no additional remarks, all said in Points of Light.

24. APPROVAL OF VOLUNTEER FIRE FIGHTERS:

Applications for membership were received by:

Raritan Engine Company #1
Mark M. Tarlow

Edison Volunteer Fire Company #
Michael J. Wright

A motion was made by Councilmember Sendelsky, seconded by Councilmember Gomez and duly carried, the above application were approved.

**25.. UNFINISHED BUSINESS
ORDINANCES FOR FURTHER CONSIDERATION AND PUBLIC HEARING**

The following Ordinances, which were introduced by Title on February 8, 2017 passed on first reading, published according to law for further consideration at this meeting, were read by the Township Clerk:

O.1962-2017 AN ORDINANCE AMENDING THE TOWNSHIP CODE CHAPTER 37-62 TO REGARDING REQUIREMENTS FOR TEMPORARY “OPEN HOUSE” REAL ESTATE DIRECTIONAL SIGNS.

(The above Ordinance O.1962-2017 can be found in its entirety in Ordinance Book #27.)

Council President Lombardi declared the Public Hearing opened for O.1962-2017

Lois Wolke, 10 Peake Road, does this apply to the strip between street and sidewalk.

Mr. Northgrave, the purpose is for the four to six hour window for Open House Directional signs.

Bruce Shapiro of the Association of Realtors, thanked the administration for putting this forward.

Hearing no further comments, on a motion made by Councilmember Sendelsky seconded by Councilmember Patil and duly carried, this Public Hearing was closed.

On a motion made by Councilmember Sendelsky seconded by Councilmember Gomez the Ordinance was adopted.

AYES - Councilmembers Coyle, Gomez, Patil, Sendelsky, Shah and Council President Lombardi

ABSENT: Councilmember Diehl

NAYS - None

NEW BUSINESS

PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR WEDNESDAY, MARCH 8, 2017

O.1963-2017

ORDINANCE AMENDING CHAPTER 37 OF THE TOWNSHIP OF EDISON CODE OF GENERAL ORDINANCES TO AMEND THE G-B AND G-GH GENERAL BUSINESS DISTRICTS TO INCLUDE A CONVENIENCE STORE WITH FUEL STATION AS A PERMITTED USE.

On a motion made by Councilmember Sendelsky seconded by Councilmember Gomez this Ordinance was passed on first reading and ordered published according to law for further consideration and Public Hearing at the next Regular Meeting of the Township Council to be held on March 8, 2017.

AYES - Councilmembers Coyle, Gomez, Patil, Sendelsky, Shah and Council President Lombardi

ABSENT - Councilmember Diehl

NAYS – None

O.1964-2017

ORDINANCE AUTHORIZING THE PRIVATE SALE OF BLOCK 922, LOT 11.D ON THE TAX MAPS OF THE TOWNSHIP (LOCATED ON NICHOLSON AVENUE) AN UNDERSIZED LAND NOT NEEDED FOR PUBLIC USE PURSUANT TO N.J.S.A. 40A:12-13.

On a motion made by Councilmember Shah seconded by Councilmember Gomez this Ordinance was passed on first reading and ordered published according to law for further consideration and Public Hearing at the next Regular Meeting of the Township Council to be held on March 8, 2017.

AYES - Councilmembers Coyle, Gomez, Patil, Sendelsky, Shah and Council President Lombardi

ABSENT: Councilmember Diehl

NAYS – None

PUBLIC COMMENTS AS TO PROPOSED RESOLUTIONS

Council President Lombardi opened the meeting to the public for comments on Proposed Resolutions R.097-022017 through R.129-022017.

Lois Wolke, 10 Peake Road, Resolutions R.124-022017 and R.125-022017 for paving why is there two and yet they are the same company.

Mr. Kataryniak, based on size of the project we did two bids and it just happened that the same vendor was the low bidder.

There were no other comments from the public regarding Proposed Resolutions. On a motion made by Councilmember Sendelsky seconded by Councilmember Gomez and duly carried, the public hearing was closed.

Councilmember Shah requested that Resolution R.112-022017 be pulled for separate vote.

The following Resolutions R.097-022017 through R.111-022017 and R.113-022017 through R.129-022017 were adopted under the Consent Agenda on a motion made by Councilmember Sendelsky and seconded by Councilmember Coyle.

RESOLUTION R.097-022017

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING FEBRUARY 16, 2017

WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through February 16, 2017.

FUND	AMOUNT
Current	\$80,352,984.84
Affordable Housing	27,409.27
Capital	246,566.89
Cash Performance	88,643.71
CDBG	0.00
Developers Escrow	37,789.89
Dog (Animal Control)	688.13
Federal Forfeited	0.00
Grant Funds	8,610.29
Law Enforcement	0.00
Open Space	3,199.69
Park Improvements	0.00
Payroll Deduction	571,126.76
Sanitation Fund	196,612.61
Self Insurance	7,400.00
Sewer Utility	82,049.48
Tax Sale Redemption	581,645.99
Tree Fund	0.00
Tree Planting	15,707.67
Trust	511,582.87
Water Operating Fund	
TOTAL	\$82,732,018.09

/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.098-022017

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 **\$447,723.66**.

RESOLUTION R.099-022017

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 **\$8,996.01**.

RESOLUTION R.100-022017

AUTHORIZING THE REFUND OF SEWER CHARGE OVERPAYMENTS TO CERTAIN PROPERTY OWNERS IN THE TOWNSHIP

WHEREAS, the Tax Collector of the Township of Edison, Lina Vallejo, reports and advises that certain property owners in the Township have overpaid for sewer use charges due to erroneous or duplicate payments totaling amounts greater than that assessed to them for the year **2017**; and

WHEREAS, applications have been made to the Tax Collector for refunds of the aforesaid overpayments, and the Tax Collector advises that the property owners are entitled to refunds as provided for below; and

WHEREAS, the Municipal Council of the Township of Edison desires to authorize the refund of these sewer charge overpayments.

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

1. The aforementioned Recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council hereby authorizes the appropriate official of the Township to draw and issue checks to the person(s) in the amounts provided for below, in satisfaction of sewer charge overpayments:

Property Owner Property Location: Block/Lot/Qualifier Sewer Account: Amount to be Refunded:	Dai, Changming 17 Laurie Lane 272 / 35 7017-0 \$ 1,618.23
Property Owner Property Location: Block/Lot/Qualifier Sewer Account: Amount to be Refunded:	Szurko, John 7 Doreen Ct 626 / 78.A 16490-0 \$ 254.14
Property Owner Property Location: Block/Lot/Qualifier Sewer Account: Amount to be Refunded: GRAND TOTAL	Winters, David & Latham, Deborah 30 Crescent Rd 1100 / 22 21724-0 \$ 625.80 \$ 2,498.17

3. This Resolution shall take effect immediately.

RESOLUTION R.101-022017

AUTHORIZING OVERPAYMENT REFUND CAUSED BY SUCCESSFUL TAX COURT APPEAL WITH FREEZE ACT PROVISION

WHEREAS, This office has received successful tax appeals judgment from the Tax Court of New Jersey for the case below as specified on Council’s resolution **R.124-022016**:

TAXPAYER	JERSEY GLOBAL LLC
PROPERTY LOCATION	1897 WOODBRIDGE AVE
BLOCK / LOT / QUALIFIER	212/41.01
DOCKET NUMBER:	011958-2015
TAX YEAR	2016

WHEREAS, in accordance with the Tax Court of New Jersey, the assessed value of the property have been reduced for the applied tax year, but also the provisions of N.J.S.A. 54:51A-8 (Freeze Act) shall be applicable to the assessment on the property referred to herein for the Freeze Act Year (s): 2016.

WHEREAS, the reduction in assessed value, for the Freeze Act Year(s) listed, has caused a real estate tax overpayment in the amount of **\$14,361.27** and

WHEREAS, pursuant to N.J.S.A. 54:3-27.2, “in the event a taxpayer is successful in an appeal from an assessment on real property, the respective taxing district shall refund any excess paid within 60 days of final judgment.”

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison, shall and is hereby authorized to draw checks to the property owner or legal representative in the amounts of **\$14,361.27**.

RESOLUTION R.102-022017

**AUTHORIZING OVERPAYMENT REFUND CAUSED BY
SUCCESSFUL TAX COURT APPEAL**

WHEREAS, The Office of the Tax Collector has received a successful tax appeal judgment from the Tax Court of New Jersey for the case below:

TAXPAYER	PARIKH REAL ESTATE HOLDINGS LLC
PROPERTY LOCATION	1818 OAK TREE RD
BLOCK / LOT / QUALIFIER	546.MM / 6

WHEREAS, in accordance with the Tax Court of New Jersey, the assessed value of the property has been reduced for the tax years below, as follows:

DOCKET NUMBER	TAX YEAR	OLD ASSESS	NEW ASSESS	ASSESS CHANGE
014510-2013	2013	676700	639700	(37000)
013384-2014	2014	676700	639700	(37000)

WHEREAS, the reduction in assessed value has caused a real estate tax overpayment in the amount of **\$3589.74** for the years as follows:

TAX YEAR	TAX AMOUNT
2013	1767.12
2014	1822.62

WHEREAS, pursuant to N.J.S.A. 54:3-27.2, “in the event a taxpayer is successful in an appeal from an assessment on real property, the respective taxing district shall refund any excess paid within 60 days of final judgment.”

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison, shall and is hereby authorized to draw checks to the property owner or legal representative in the amounts of **\$3589.74**.

RESOLUTION R.103-022017

**EDISON TOWNSHIP MEMORIAL POST 3117 VFW, 55 NATIONAL ROAD, BLOCK 48, LOT10-B2
RELEASE OF BALANCE ON PERFORMANCE BOND & CASH PERFORMANCE BOND**

WHEREAS, Edison Memorial Post 3117 VFW, having offices at 55 National Road, Edison, NJ 08817, posted a Performance Bond #FP0017270 on August 4, 2011 of First Indemnity of America Insurance Company in the amount of \$344,496.24, to guarantee the installation of improvements for the project known as Memorial Post 3117 VFW located in Block #48 and Lot #10-B2 and designated Application #Z22-09/10; and

WHEREAS, The Performance Bond was reduced by Resolution R.430-062016 to a balance of \$103,348.87; and

WHEREAS, a Cash Performance Bond was posted on June 28, 2011, by Check #7000239933 of Capital One Bank, in the amount of \$38,277.36. A Cash Bond Reduction was posted on July 21, 2016 by Resolution #R.430-062016, reducing the balance of the Cash Bond to **\$11,483.21**, on deposit in account #7761417182; and

WHEREAS a final inspection of the constructed improvements has been made, and the Township Engineer has determined that the project has been satisfactorily completed; and

WHEREAS the applicant has posted a Maintenance Bond, under Bond Number RU100661, in the amount of \$47,846.70, for a two-year period effective the date of acceptance of this Resolution by the governing body of the Township of Edison; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Final Acceptance of the improvements be granted, and that the reduced Performance Bond #FP0017270 of \$103,348.87 be released.

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the sum of **\$11,483.21**, plus accrued interest as applicable, on deposit in Account #7761417182 to Edison Township Memorial Post 3117 VFW having offices at 55 National Road, Edison, N.J. 08817.

RESOLUTION R.104-022017

AUTHORIZING OVERPAYMENT REFUND CAUSED BY SUCCESSFUL TAX COURT APPEAL

WHEREAS, The Office of the Tax Collector has received a successful tax appeal judgment from the Tax Court of New Jersey for the case below:

TAXPAYER	AZIZ, ROSE
PROPERTY LOCATION	13 N RIVERVIEW AVE
BLOCK / LOT / QUALIFIER	147/22

WHEREAS, in accordance with the Tax Court of New Jersey, the assessed value of the property has been reduced for the tax years below, as follows:

DOCKET NUMBER	TAX YEAR	OLD ASSESS	NEW ASSESS	ASSESS CHANGE
01440-2012	2012		39000	(10000)

WHEREAS, the reduction in assessed value has caused a real estate tax overpayment in the amount of **\$472.90** for the years as follows:

TAX YEAR	TAX AMOUNT
2012	472.90

WHEREAS, pursuant to N.J.S.A. 54:3-27.2, “in the event a taxpayer is successful in an appeal from an assessment on real property, the respective taxing district shall refund any excess paid within 60 days of final judgment.”

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison, shall and is hereby authorized to draw checks to the property owner or legal representative in the amounts of **\$472.90**.

RESOLUTION R.105-022017

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON, COUNTY OF MIDDLESEX, NEW JERSEY, AUTHORIZING AN EXTENSION OF THE STATUTORY, INTEREST-FREE GRACE PERIOD FOR THE PAYMENT OF FIRST QUARTER 2017 AD VALOREM REAL ESTATE TAXES AND, AS APPLICABLE, WATER AND SEWER CHARGES PURSUANT TO N.J.S.A. 54:4-99

WHEREAS, pursuant to State law, payment of First Quarter 2017 *Ad Valorem* real estate taxes and, as applicable, water and sewer charges for all real property within the Township of Edison (“Township”) must be paid

to the Township Tax Collector on or before Friday, February 10, 2017 in order to avoid the imposition of statutory interest on all amounts remaining unpaid after that date (such period the “Grace Period”); and

WHEREAS, due to inclement winter weather on Thursday, February 9, 2017, the Office of the Township Tax Collector closed, potentially resulting in many Township taxpayers being unable to pay their taxes and, as applicable, water and sewer charges on that date, and also resulting in a commensurate shortening of the Grace Period in consequence thereof; and

WHEREAS, the Township Council (“Township Council”) of the Township has determined that due to and under the circumstances noted above, it is in its best interests, and those of all Township residents, to extend the Grace Period to Tuesday, February 14, 2017 (Monday, February 13, 2017 being Lincoln’s Birthday observed, a legal holiday), pursuant to the statutory authority granted to the Township under *N.J.S.A. 54:4-99*, so that Township taxpayers have the benefit of a commensurate extension of the Grace Period to account for the closure of the Tax Collector’s Office on Thursday, February 9, 2017; and

WHEREAS, in consequence of the foregoing, the Township Council is desirous of extending the Grace Period as aforesaid, and doing so with retroactive effect to so extend the Grace Period until Tuesday, February 14, 2017; and

WHEREAS, the Township Council desires to adopt this Resolution to memorialize the extension of the Grace Period set forth herein accordingly.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Township Council pursuant to *N.J.S.A. 54:4-99* hereby retroactively authorizes an extension of the Grace Period defined above, so that Township taxpayers may pay their First Quarter 2017 *Ad Valorem* real estate taxes and, as applicable, water and sewer charges for all real property on or before Tuesday, February 14, 2017, without imposition of statutory interest or other charges, provided that the said taxes and, as applicable, water and sewer charges were in fact paid on or before that date.
3. All pertinent Township personnel, including without limit the Township Tax Collector, the Township Finance Director, the Township Business Administrator and the Township Clerk, be and hereby are authorized and directed to comply with the foregoing extension of the Grace Period in all respects as may be applicable to the payment of First Quarter 2017 *Ad Valorem* real estate taxes and, as applicable, water and sewer charges by Township taxpayers.
4. This Resolution shall take effect immediately, and shall have retroactive effect in order to effectuate the extension of the Grace Period as set forth herein.

RESOLUTION R.106-022016

EXPLANATION: A Resolution designating redeveloper and authorizing execution of the Redevelopment Agreement with Carmax Auto Superstores, Inc for the property identified on the Township Tax Maps as Block 198.L, Lot 39, also known as 1015 Route 1 in the Township, pursuant to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.*

WHEREAS, the Municipal Council (the “**Municipal Council**”) of the Township of Edison (the “**Township**”) pursuant to *N.J.S.A. 40A:12A-14*, authorized the Planning Board of the Township (the “**Planning Board**”) to determine whether Block 198.L, Lot 39, also known as 1015 Route 1, in the Township met the statutory criteria for designation as an “area in need of rehabilitation” (the “**Study Area**”) pursuant to the provisions of the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (“**Redevelopment Law**”); and

WHEREAS, the Planning Board undertook said investigation and conducted a public hearing, all in accordance with *N.J.S.A. 40A:12A-14*; and

WHEREAS, the Planning Board found that the Study Area satisfied certain statutory criteria and thus constituted an area in need of rehabilitation in accordance with *N.J.S.A. 40A:12A-14*; and

WHEREAS, on May 11, 2016 the Municipal Council adopted Resolution R. 349-052016 which designated the Study Area as an “area in need of redevelopment” pursuant to the Redevelopment Law (“**Redevelopment Area**”); and

WHEREAS, on October 13, 2016, the Municipal Council adopted Ordinance O. 1947-2016 by which it accepted the findings of the Planning Board and adopted, in accordance with the Redevelopment Law, a redevelopment plan entitled 1015 Route 1 Redevelopment Plan” prepared by Heyer, Gruel & Associates (the “**Redevelopment Plan**”); and

WHEREAS, pursuant to *N.J.S.A. 40A:12A-4*, the Township has determined to act as the “**Redevelopment Entity**” (as such term is defined at *N.J.S.A. 40A:12A-3*) for the Redevelopment Area to exercise the powers contained in the Redevelopment Law; and

WHEREAS, Carmax Auto Superstores, Inc. (the “**Redeveloper**”) desires to be designated as the “redeveloper” (as such term is defined in the Redevelopment Law) to implement and complete the redevelopment of a pre-owned automobile dealership which shall consist of the following: pre-owned automobile sales, vehicle accessory sales and installation; retail vehicle service; vehicle reconditioning; outdoor vehicle storage; outdoor display of vehicles; private car wash; private automobile auctions; private fuel storage and pump; outdoor tire storage and parts recycling; and vehicle appraisals and acquisition; and

WHEREAS, Redeveloper has an option to ground lease the Redevelopment Area from Clayton Block Company, Inc., a New Jersey corporation (“**Clayton Block**”), pursuant to an Option to Lease between Clayton Block and Redeveloper, dated as of October 12, 2015 (as amended, the “**Option**”); and

WHEREAS, upon Redeveloper’s exercise of the Option and the execution of the Ground Lease Agreement (“**Ground Lease**”) between Redeveloper, as tenant, and Clayton Block and Ralph Clayton & Sons, a New Jersey partnership (“**Clayton & Sons**” and together with Clayton Block, “**Landlord**”), as landlord, contemplated by the Option, Redeveloper will have a leasehold interest in the Redevelopment Area; and

WHEREAS, the Township has determined that the Redeveloper meets all necessary criteria, including financial capabilities, experience, and expertise to implement and complete the rehabilitation of the Project in accordance with the Redevelopment Plan and all other applicable laws, ordinances and regulations; and

WHEREAS, the Township and Redeveloper have negotiated the terms and conditions of a redevelopment agreement governing the Redeveloper’s rehabilitation of the Project (the “**Redevelopment Agreement**”); and

WHEREAS, the Township has determined the Project to be in the vital and best interests of the Township, and that it promotes the health, safety, morals and welfare of the Township’s residents; and

WHEREAS, the Township desires to designate the Redeveloper as the redeveloper of the Project and to authorize the execution of the Redevelopment Agreement,

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

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

Section 2. The Municipal Council hereby authorizes the execution of a redevelopment agreement with the Redeveloper in substantially the form attached hereto as Exhibit A and by this reference incorporated herein.

Section 3. The Mayor is authorized to execute the Redevelopment Agreement with the Redeveloper in substantially the same form as the Redevelopment Agreement attached hereto, with such additions, deletions and modifications as the Mayor may determine necessary upon consultation with counsel and the Redeveloper.

Section 4. Carmax Auto Superstores, Inc., is hereby designated as the redeveloper of the Project, subject to the execution of the Redevelopment Agreement.

Section 5. If any part of this Resolution shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Resolution.

Section 6. A copy of this Resolution shall be filed and available for public inspection at the in the offices of the Township.

Section 7. This Resolution shall take effect immediately.

RESOLUTION R.107-022017

EXPLANATION: A Resolution authorizing the execution of the Interlocal Health Service Contract between the Township and the County of Middlesex, for the County of Middlesex to provide a properly licensed Health Officer to the Township.

WHEREAS, the Township of Edison (the “**Township**”) is a municipal corporation of the State of New Jersey, and is 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, the Middlesex County Office of Health Services (the “**County Office of Health Services**”) provides an array of public health services; and

WHEREAS, the Township is desirous of entering into a contract with the County Office of Health Services pursuant to the Shared Services Act, for health services of a technical and professional nature (the “**Contract**”), as more fully described and set forth in the Contract attached hereto as **Exhibit A**; and

WHEREAS, the County Office of Health Services shall provide properly licensed personnel within the territorial jurisdiction of the Township, specifically, the Director of the County Office of Health Services shall serve as the Township Health Officer, and will carry-out the enforcement of the local health ordinances and law, rules and regulations of the New Jersey Department of Health, for a period of two (2) years, or upon written notice by either party desiring to terminate the Contract, such notice being given no later than thirty (30) days prior to termination of the contract; and

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

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

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

Section 2. The form of the Contract 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 Contract 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 Middlesex County Director-Health Officer, so that the Middlesex County Director-Health Officer may request a formal resolution from the Middlesex County Board of Chosen Freeholders in order to memorialize the Contract.

Section 4. This Resolution shall take effect immediately.

RESOLUTION R.108-022017

WHEREAS, the Edison Township Environmental Commission (ETEC) was established during 1978, subsequently reconstituted during 2009 and last year (2016) with seven commissioners and one liaison from the Municipal Council; and

WHEREAS, the focus of the ETEC is to review, investigate and recommend the address of local, environmental, ecological and natural issues, on an advisory basis; and

WHEREAS, the ETEC intends to apply to the Association of New Jersey Environmental Commissions (ANJEC) for funding under its 2017 ANJEC Open Space Stewardship Grants For Environmental Commissions, supported by the Sandy Batty Grant Fund; and

WHEREAS, the ETEC will work in partnership with the previously-established Edison Greenways Group, Inc., Edison Open Space Advisory Committee, Edison Clean Communities Program and the Edison Sustainable Jersey Green Team on this grant application and subsequent project; and

WHEREAS, the focus of ETEC’s ANJEC Open Space Stewardship Grants For Environmental Commissions application will be to support the ***ETEC Dudash Park Middlesex Greenway Access Enhancement Project***; and

WHEREAS, ANJEC will provide small grants of up to **\$1500** each to environmental commissions that do both of the following: Advance local open space stewardship and Help to raise the profile of the environmental commission in the community through publicity and public participation or collaboration with local groups on their selected open space project; and

WHEREAS, no cash match is required to submit an application to the 2017 ANJEC Open Space Stewardship Grants For Environmental Commissions, ETEC members and affiliated project volunteers must provide and track a minimum of 80 hours of labor and in-kind support toward the project; and

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, Middlesex County, New Jersey, does hereby approve and authorize the development and submission of said grant application, at a regularly-scheduled, combined Work Session and Public Meeting, on the evening of Wednesday, February 22, 2017.

RESOLUTION R.109-022017

EXPLANATION: A Resolution referring the Beauty Rest Motel Redevelopment Plan (520 U.S. Route 1 aka Block 252, Lot 24.A and Block 254, Lot 19) in the Township, to the Township Planning Board for review and comment pursuant to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1, et seq.*

WHEREAS, the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.*, as amended and supplemented (the "Redevelopment Law"), authorizes a municipality to determine whether certain property within the municipality constitutes an area in need of redevelopment; and

WHEREAS, to make such a determination under the Redevelopment Law, the municipal council (the "Township Council") of the Township of Edison (the "Township"), by way of Resolution R.519-072016, adopted July 27, 2016, authorized and directed the planning board of the Township (the "Planning Board") to conduct a preliminary investigation of the property identified as 520 U.S. Route 1, and more commonly known as Block 252, Lot 24.A and Block 254, Lot 19 on the Township's tax maps (the "Study Area"), and to determine that the Study Area meets the criteria for a Non-Condensation Redevelopment Area, pursuant to Sections 5 and 6 of the Redevelopment Law; and

WHEREAS, on September 19, 2016, the Planning Board, after providing due notice, conducted a public hearing in accordance with the Redevelopment Law, at which hearing it determined that the Study Area qualified as an area in need of redevelopment and recommended that the Township Council designate the Study Area as an area in need of redevelopment pursuant to the criteria and requirements of the Redevelopment Law; and

WHEREAS, on September 28, 2016, the Municipal Council accepted the recommendation of the Planning Board and adopted a resolution which designated Block 252, Lot 24.A and Block 254, Lot 19 (also known as 520 U.S. Route 1) as an "area in need of redevelopment" ("Redevelopment Area") in accordance with the Redevelopment Law;

WHEREAS, by commission of the Municipal Council, the Planning Consultant has prepared a redevelopment plan for the Redevelopment Area entitled the "Beauty Rest Motel Redevelopment Plan" ("Redevelopment Plan," attached hereto as *Exhibit A*); and

WHEREAS, the Municipal Council desires to refer the Redevelopment Plan to the Planning Board for its review and comment, pursuant to *N.J.S.A. 40A:12A-7* of the Redevelopment Law.

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

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

Section 2. Pursuant to *N.J.S.A. 40A:12A-7(e)*, the Municipal Council hereby refers the Redevelopment Plan to the Planning Board for review and recommendation. The Planning Board shall prepare a report regarding its recommendations as to the Redevelopment Plan and submit same to the Municipal Council within 45 days after referral, as required by the Redevelopment Law.

Section 3. The Clerk of the Township shall forward a copy of this Resolution and the Redevelopment Plan to the Planning Board for review.

Section 4. This Resolution shall take effect immediately.

RESOLUTION R.110-022017

RESOLUTION AWARDING A RENEWAL CONTRACT TO FREEHOLD FORD, INC. FOR THE FURNISHING OF COLLISION REPAIRS

WHEREAS, bids were received by the Township of Edison on January 6, 2016 for Public Bid No. 16-10-25-Collision Repairs; and

WHEREAS, R.097-022016 dated February 10, 2016 authorized the first year contract with FREEHOLD FORD, INC., 3572 ROUTE 9, Freehold, NJ 07728 which expires on March 7, 2017; and

WHEREAS, the contract allows for a second year renewal with all conditions, requirements and terms of the contract remaining the same; and

WHEREAS, the Township of Edison would like to exercise the option to renew the contract for the second year with an expiration date of March 7, 2018; and

WHEREAS, the total amount of this contract shall not exceed \$110,000.00; 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 Municipal Council of the Township of Edison, Middlesex County, New Jersey, that the appropriate Township Officials are hereby authorized to execute a second year contract with FREEHOLD FORD, INC., 3572 ROUTE 9, Freehold, NJ 07728 expiring March 7, 2018 in the amount of \$110,000.00.

RESOLUTION R.111-022017

RESOLUTION AWARDING A RENEWAL CONTRACT TO CENTRAL JERSEY COLLISION D/B/A ELIZABETH TRUCK CENTER FOR THE FURNISHING OF COLLISION REPAIRS

WHEREAS, bids were received by the Township of Edison on January 6, 2016 for Public Bid No. 16-10-25-Collision Repairs; and

WHEREAS, R.116-022016 dated February 10, 2016 authorized the first year contract with CENTRAL JERSEY COLLISION D/B/A ELIZABETH TRUCK CENTER, 878 North Ave., Elizabeth, NJ 07201 which expires on March 7, 2017; and

WHEREAS, the contract allows for a second year renewal with all conditions, requirements and terms of the contract remaining the same; and

WHEREAS, the Township of Edison would like to exercise the option to renew the contract for the second year with an expiration date of March 7, 2018; and

WHEREAS, the total amount of this contract shall not exceed \$80,000.00; 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 Municipal Council of the Township of Edison, Middlesex County, New Jersey, that the appropriate Township Officials are hereby authorized to execute a second year contract with CENTRAL JERSEY COLLISION D/B/A ELIZABETH TRUCK CENTER, 878 North Ave., Elizabeth, NJ 07201 expiring March 7, 2018 in the amount of \$80,000.00.

RESOLUTION R.113-022017

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO CDW GOVERNMENT, LLC FOR DATA SWITCHES FOR SIX FIREHOUSES

WHEREAS, there is a need for data switches at six Firehouses to support the expanded data network and IP based telephones for the new phone systems to be installed at the six Firehouses; and

WHEREAS, CDW GOVERNMENT LLC, 230 North Milwaukee Avenue, Vernon Hills, IL 60061 has been awarded State Contract Number 87722 under M-7000/DATA COMMUNICATIONS EQUIPMENT; and

WHEREAS, in accordance with the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, public bidding is not required when the purchase is under a state contract; and

WHEREAS, funds in the amount of \$10,254.00 have been certified to be available in the Acquisition of Computer and Camera Equipment Account, Number C-04-15-1914-101-000; and

WHEREAS, the Township Council accepts Edison Township’s recommendations as described herein.

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$10,254.00 and any other necessary documents, with CDW GOVERNMENT LLC, 230 North Milwaukee Avenue, Vernon Hills, IL 60061 as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract, No. 87722 under M-7000.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$10,254.00** are available for the above in Account No. **C-04-15-1914-101-000**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.114-022017

RESOLUTION AUTHORIZING ADDITIONAL FUNDS WITH TSUJ FOR THE FURNISHING OF ELECTRICAL SERVICES FOR PHONE SYSTEM UPGRADE AT SIX FIREHOUSES

WHEREAS, TSUJ CORPORATION, P.O. Box 4621, Wayne, NJ 07474 was awarded Contract No. 16-07-01-Electrical Services on December 14, 2016 through Resolution R.841-122016 for the period of January 9, 2017 through January 8, 2018 in the amount of \$75,000.00; and

WHEREAS, The Township is requesting additional funds to install new and repair damaged data cabling in six (6) Firehouses to support a new phone system; and

WHEREAS, funds in the amount of \$29,917.00 have been certified to be available in the Various Building Improvements Account, Number C-04-14-1872-310-001; and

WHEREAS, the Township Council accepts Edison Township’s recommendations as described herein.

NOW, THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison the Mayor, or his designee, is hereby authorized to amend and execute the contract in the amount not to exceed \$29,917.00 and any other necessary documents with TSUJ CORPORATION described herein.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$29,917.00 are available for the above contract in Account No. C-04-14-1872-310-001.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.115-022017

RESOLUTION AWARDING A RENEWAL CONTRACT TO NATIONAL FUEL OIL, INC. FOR FUEL

WHEREAS, bids were received on January 5, 2016 for Public Bid No. 15-12-06, Fuel; and

WHEREAS, R.101-022016 dated February 10, 2016 authorized the first year contract with NATIONAL FUEL OIL, INC., 175 Orange St., Newark, NJ 07103, for Ultra Low Sulfur Diesel Fuel, Ultra Low Sulfur Diesel Fuel Premium/WinterBlend Mix and the emergency allocation which expires April 7, 2017; and

WHEREAS, the contract allows for a second year renewal with all conditions, requirements and terms of the contract remaining the same; and

WHEREAS, the Township of Edison would like to exercise the option to renew the contract for the second year with an expiration date of April 7, 2018; and

WHEREAS, the total amount of this contract, not to exceed \$500,000.00 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 Municipal Council of the Township of Edison, Middlesex County, New Jersey, that the appropriate Township Officials are hereby authorized to execute a second year contract with NATIONAL FUEL OIL, INC., 175 Orange St., Newark, NJ 07103, expiring April 7, 2018 in the amount of \$500,000.00.

RESOLUTION R.116-022017

RESOLUTION AWARDING A RENEWAL CONTRACT TO RACHLES/MICHELE'S OIL CO., INC. FOR FUEL

WHEREAS, bids were received on January 5, 2016 for Public Bid No. 15-12-06, Fuel; and

WHEREAS, R.117-022016 dated February 10, 2016 authorized the first year contract with RACHLES/MICHELE'S OIL CO., INC., 116 Kuller Rd., Clifton, NJ 07011, submitted the lowest legally responsible, responsive bid for Gasoline-Regular and Unleaded and Gasoline Emergency Allocation which expires April 7, 2017; and

WHEREAS, the contract allows for a second year renewal with all conditions, requirements and terms of the contract remaining the same; and

WHEREAS, the Township of Edison would like to exercise the option to renew the contract for the second year with an expiration date of April 7, 2018; and

WHEREAS, the total amount of this contract, not to exceed \$425,000.00 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 Municipal Council of the Township of Edison, Middlesex County, New Jersey, that the appropriate Township Officials are hereby authorized to execute a second year contract with RACHLES/MICHELE'S OIL CO., INC., 116 Kuller Rd., Clifton, NJ 07011 expiring April 7, 2018 in the amount of \$425,000.00.

RESOLUTION R.117-022017

RESOLUTION AWARDING ADDITIONAL CONTRACT/PURCHASE ORDERS TO CDW GOVERNMENT INCORPORATED THROUGH THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY (FORMALLY MRESC) COOPERATIVE PRICING SYSTEM FOR THE PURCHASE OF GPS REAL TIME TRACKING SYSTEMS FOR TOWNSHIP VEHICLES

WHEREAS, the Township of Edison purchased GPS Real Time Tracking Systems from CDW GOVERNMENT INCORPORATED, 2 Corporate Dr., Suite 800, Shelton, CT 06484, for Township's Vehicles through Resolution R.566-082016; and

WHEREAS, this purchase was authorized under EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY (FORMALLY MRESC) COOPERATIVE PRICING SYSTEM #65MCESCCPS, MRESC 15/16-11 for which Edison Township is a member; and

WHEREAS, the Township wishes to add additional vehicles and maintenance, including Animal Shelter, Finance, Recreation, Fire Prevention, and new upcoming township vehicle purchases under Contract MRESC 15/16-11(Technology Supplies & Services); and

WHEREAS, the total amount of this contract, not to exceed \$45,000.00, 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.

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order(s) and any other necessary documents, in the amount not to exceed \$45,000.00 with CDW GOVERNMENT INCORPORATED, 2 Corporate Dr., Suite 800, Shelton, CT 06484, the approved Educational Services Commission of New Jersey Cooperative Pricing System vendor through this resolution, which shall be subject to all the conditions applicable to the current EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY Cooperative Pricing System Contract as set forth above.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-11 et seq.

RESOLUTION R.118-022017

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 December 7th, 2016, a Construction Permit fee, check #20808, permit #2016-5186, was posted in the total amount of \$77.00 by the contractor, Plumb-Rite Heating, Inc , having offices at 86 Gibian Street, Edison, NJ, 08837; and

WHEREAS, the application was submitted for a Water Heater at 72 Rodak Circle., Edison, NJ 08817, by the hired contractor, Plumb-Rite, Inc who did not make known to the Construction Code Enforcement Division that the homeowner, Michael Meehan, 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 \$75.00, derived from the \$77.00 total construction permit fee less the \$2.00 DCA fee, be refunded to the contractor Edison Heating & Cooling; and

WHEREAS, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2016-5186, in the amount of \$75.00 for the referenced application;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum not to exceed \$75.00 on construction permit fees posted by Plum-Rite Plumbing & Heating, Inc for 72 Rodak Circle, be refunded to the contractor;

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$75.00 from the Refund of Revenue Fund to the Contractor, Plumb-Rite Plumbing & Heating, Inc , 86 Gibian Street, Edison, NJ 08837

RESOLUTION R.119-022017

RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO TRANSAXLE, LLC FOR THE FURNISHING OF REMANUFACTURED POLICE AUTOMATIC TRANSMISSIONS

WHEREAS, bids were received by the Township of Edison on January 19, 2016 for Public Bid No. 17-03-07-Remanufactured Police Automatic Transmissions, for the Division of Police; and

WHEREAS, TRANSAXLE, LLC, 2501 Route 73 & O'Donnell Lane, Cinnaminson, NJ 08077, submitted the lowest legally responsible 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 TRANSAXLE, LLC, 2501 Route 73 & O'Donnell Lane, Cinnaminson, NJ 08077 for Remanufactured Police Automatic Transmissions, 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 TRANSAXLE, LLC as described herein.

RESOLUTION R.120-022017

RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO PURCHASE AUTOMOTIVE AND LIGHT DUTY TRUCK PARTS FROM GENUINE PARTS COMPANY THROUGH THE SOMERSET COUNTY COOPERATIVE PRICING SYSTEM

WHEREAS, N.J.S.A. 40A:11-11 et seq., authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, GENUINE PARTS COMPANY, 1770 New Durham Road, South Plainfield, NJ 07080, has been awarded Contract Number CC-0113-16 for the cooperative purchase of Automotive and Light Duty Truck Parts through the Somerset County Cooperative Pricing System (#2SOCCP) for which Edison is a member; and

WHEREAS, the Township of Edison wishes to purchase same through this cooperative pricing system; and

WHEREAS, the total amount of this contract, not to exceed \$30,000.00, 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.

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order(s) and any other necessary documents, in the amount of \$30,000.00 with GENUINE PARTS COMPANY, 1770 New Durham Road, South Plainfield, NJ 07080, the approved Somerset County Cooperative Pricing System vendor through this resolution, which shall be subject to all the conditions applicable to the current Somerset County Cooperative Pricing System Contract as set forth above.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-11 et seq.

RESOLUTION R.121-022017

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO AIR BRAKE & EQUIPMENT FOR THE FURNISHING OF MAINTENANCE AND REPAIR FOR HEAVY DUTY VEHICLES FOR THE TOWNSHIP OF EDISON

WHEREAS, there is a need to maintain and repair heavy duty vehicles (class 5 or higher, over 15,000 LB GVWR) for the Township of Edison; and

WHEREAS, AIR BRAKE & EQUIPMENT, 225 Route 22 West, Hillside, NJ 07205, has been awarded State Contract Number 89279 under T-2108 Maintenance and Repair for Heavy Duty Vehicles; and

WHEREAS, in accordance with the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, public bidding is not required when the purchase is under a state contract; 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.

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$20,000.00 and any other necessary documents, with AIR BRAKE & EQUIPMENT, 225 Route 22 West, Hillside, NJ 07205, as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract, No. 89279 under T-2108.

RESOLUTION R.122-022017

RESOLUTION AWARDING STATE CONTRACT/PURCHASE ORDER(S) TO A & K EQUIPMENT COMPANY INC. FOR THE FURNISHING OF SNOW PLOW PARTS AND GRADER AND LOADER BLADES

WHEREAS, there is a need to purchase snow plow parts and grader and loader blades for the Township of Edison; and

WHEREAS, A & K EQUIPMENT COMPANY, 221 Wescott Drive, Rahway, NJ 07065-4711 has been awarded State Contract Number 88273 under T-0085/Snow Plow Parts and Grader and Loader Blades; and

WHEREAS, the total amount of this contract, not to exceed \$25,000.00, cannot be encumbered at this time; and

WHEREAS, in accordance with the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, public bidding is not required when the purchase is under a state contract; 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.

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order(s) in the amount not to exceed \$25,000.00 and any other necessary documents, with A & K EQUIPMENT COMPANY, 221 Wescott Drive, Rahway, NJ 07065-4711 with as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract, No. 88273/T-0085.

RESOLUTION R.123-022017

RESOLUTION AWARDING A RENEWAL CONTRACT TO JEN ELECTRIC INCORPORATED FOR EMERGENCY TRAFFIC SIGNAL REPAIRS

WHEREAS, bids were received on January 8, 2016 for Public Bid No.16-06-26- Emergency Traffic Signal Repairs; and

WHEREAS, R.080-012016 dated January 27, 2016 authorized the first year contract with JEN ELECTRIC INCORPORATED, 631 Morris Ave., Springfield, NJ 07081 which expires on April 7, 2017; and

WHEREAS, the contract allows for a second year renewal with all conditions, requirements and terms of the contract remaining the same; and

WHEREAS, the Township of Edison would like to exercise the option to renew the contract for the second year with an expiration date of April 7, 2018; and

WHEREAS, the total amount of this contract shall not exceed \$75,000.00; 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 Municipal Council of the Township of Edison, Middlesex County, New Jersey, that the appropriate Township Officials are hereby authorized to execute a second year contract with JEN ELECTRIC INCORPORATED, 631 Morris Ave., Springfield, NJ 07081 expiring April 7, 2018 in the amount of \$75,000.00.

RESOLUTION R.124-022017

RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO Z BROTHERS CONCRETE CONTRACTORS, INC. FOR THE 2016 ROAD RESURFACING PROGRAM – VARIOUS STREETS CONTRACT 1

WHEREAS, bids were received by the Township of Edison on February 15, 2017 for Public Bid No. 16-30-01 2016 ROAD RESURFACING PROGRAM – VARIOUS STREETS CONTRACT 1; and

WHEREAS, Z BROTHERS CONCRETE CONTRACTORS, INC., 304 Jernee Mill Road, Sayreville, NJ 08872 submitted the lowest, legally responsible, responsive bid; and

WHEREAS, the maximum amount of the purchase shall not exceed \$2,629,124.90; and

WHEREAS, funds in the amount of \$2,629,124.90 have been certified to be available in the Paving & Reconstruction Various Streets Account, Number C-04-16-1948-102-000; 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 lowest bid, submitted by Z BROTHERS CONCRETE CONTRACTORS, INC., 304 Jernee Mill Road, Sayreville, NJ 08872 for the 2016 Road Resurfacing Program Various Streets-Contract 1, has been 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 \$2,629,124.90, and any other necessary documents, with Z BROTHERS CONCRETE CONTRACTORS, INC. as described herein.
3. The Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$2,629,124.90 are available for the above contract in Account No. C-04-16-1948-102-000.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.125-022017

RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO Z BROTHERS CONCRETE CONTRACTORS, INC. FOR THE 2016 ROAD RESURFACING PROGRAM – VARIOUS STREETS CONTRACT 2

WHEREAS, bids were received by the Township of Edison on February 15, 2017 for Public Bid No. 16-30-02 2016 ROAD RESURFACING PROGRAM – VARIOUS STREETS CONTRACT 2; and

WHEREAS, Z BROTHERS CONCRETE CONTRACTORS, INC., 304 Jernee Mill Road, Sayreville, NJ 08872 submitted the lowest, legally responsible, responsive bid; and

WHEREAS, the maximum amount of the purchase shall not exceed \$2,670,528.10; and

WHEREAS, funds in the amount of \$2,670,528.10 have been certified to be available in the Paving & Reconstruction Various Streets Account, Number C-04-16-1948-102-000; 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 lowest bid, submitted by Z BROTHERS CONCRETE CONTRACTORS, INC., 304 Jernee Mill Road, Sayreville, NJ 08872 for the 2016 Road Resurfacing Program Various Streets-Contract 2, has been 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 \$2,670,528.10, and any other necessary documents, with Z BROTHERS CONCRETE CONTRACTORS, INC. as described herein.
3. The Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$2,670,528.10 are available for the above contract in Account No. C-04-16-1948-102-000.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.126-022017

RESOLUTION APPROVING THE MEMORANDUM OF AGREEMENT BETWEEN THE TOWNSHIP OF EDISON AND THE INTERNATIONAL ASSOCIATION OF FIREFIGHTERS, LOCAL NO. 2883

WHEREAS, the Township of Edison has been involved in collective bargaining with the International Association of Firefighters, Local 2883; and

WHEREAS, an agreement has been reached between the parties, as reflected in the attached Memorandum of Agreement, subject to ratification by the Municipal Council of the Township of Edison and the International Association of Firefighters, Local 2883;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the Mayor of the Township of Edison is hereby authorized to execute and the City Clerk to attest said Memorandum of Agreement and the Collective Negotiations Agreement between the Township of Edison and the International Association of Firefighters, Local 2883, covering the period from January 1, 2014 through December 31, 2017.

RESOLUTION R.127-022017

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO
JAYA JWALAPURAM FOR THE Y.A.P. PROGRAM**

WHEREAS Jaya Jwalapuram made payment in the amount of \$360.00 for her child Keshav Jwalapuram's participation in the Y.A.P. Program at Woodrow Wilson Middle School for the months of March 2017 and April 2017; and

WHEREAS Keshav Jwalapuram was removed from the program before he attended in the months of March and April.

NOW; THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison shall refund the amount of \$360.00 to Jaya Jwalapuram, 27 Hillsdale Rd., Edison, NJ 08820, which represents the amount for the Y.A.P. Program.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$360.00 are available in Account #7-01-55-0291-000-000.

RESOLUTION R.128-022017

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO
GITA PANCHAL FOR THE KIDS FUN CLUBS PROGRAM**

WHEREAS Gita Panchal made a duplicate payment in the amount of \$10.00 for her child Divyanshu Panchal's participation in the Kids Fun Clubs Program; and

NOW; THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison shall refund the amount of \$10.00 to Gita Panchal, 202 Maplecrest Rd., Edison, NJ 08820, which amount represents the duplicate payment.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$10.00 are available in Account #7-01-55-0291-000-000.

RESOLUTION R.129-022017

EXPLANATION: A Resolution authorizing the Mayor to execute a Shared Services Agreement with the Borough of Metuchen and Middlesex County for the construction of playground, safety surfacing and fencing at Whitman Avenue Park in the 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, the Township, Borough of Metuchen ("**Borough**") and Middlesex County ("**County**" and, together with the Township and Borough, the "**Parties**") desire to construct playground equipment, safety surfacing and fencing at 125 Whitman Avenue (Block 199.A, Lot 31.B1) in the Township (the "**Project**"); and

WHEREAS, in the spirit of mutual cooperation, the Township, Borough and County desire to share the cost for the Project and its ongoing operation, for the purpose of promoting efficiency in government and reducing each Party's respective expense for such asset in benefit of their respective constituents; 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 with respect to the construction of the Project and the sharing of its cost and operation, commencing on April 1, 2017 and terminating upon completion of the Project, but not to exceed the period of one (1) year, and shall not be renewed without proper authorization of the Parties in writing; 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:

1. The foregoing recitals are hereby incorporated by reference as if fully repeated herein.
2. The Mayor or his designee is hereby authorized to execute the Agreement in the form as attached hereto as *Exhibit A*, subject to such additions, deletions, modifications or amendments deemed necessary in consultation with counsel that do not substantially alter the rights and responsibilities of the parties, and to take all other necessary and appropriate action to effectuate said agreement.
3. A copy of this Resolution and the executed Agreement shall be maintained on file with the Township Clerk.
4. This Resolution shall take effect immediately.

AYES - Councilmembers Coyle, Gomez, Patil, Sendelsky, Shah and Council President Lombardi

ABSENT- Councilmember Diehl

NAYS - None

The following Resolutions will be voted upon separately:

RESOLUTION R.112-022017

RESOLUTION AWARDED CONTRACT/PURCHASE ORDER TO JOHNSTON GP, INC. /JOHNSTON COMMUNICATIONS FOR THE UPGRADE TO THE AVAYA PHONE SYSTEM AT SIX FIREHOUSES

WHEREAS, there is a need to upgrade the Avaya phone system at six Firehouses; and

WHEREAS, JOHNSTON GP, INC./JOHNSTON COMMUNICATIONS, 322 Belleville Turnpike, North Arlington, NJ 07031 has been awarded State Contract Number 80802 under T-1316/Telecommunications Equipment and Services; and

WHEREAS, in accordance with the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, public bidding is not required when the purchase is under a state contract; and

WHEREAS, the total amount of this project for the six Firehouses shall not exceed \$68,732.66; and

WHEREAS, funds in the amount of \$10,000.00 have been certified to be available in the Dispatch 911 Computer Hardware & Software Account, Number 7-01-25-0250-000-059 and funds in the amount of \$58,732.66 have been certified to be available in the Acquisition of Computer and Camera Equipment Account, Number C-04-15-1914-101-000; and

WHEREAS, the Township Council accepts Edison Township’s recommendations as described herein.

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$68,732.66 and any other necessary documents, with JOHNSTON GP, INC./JOHNSTON COMMUNICATIONS, 322 Belleville Turnpike, North Arlington, NJ 07031, as described herein.

2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract, No. 80802 under T-1316.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$10,000.00** are available for the above in Account No. **7-01-25-0250-000-059** and funds in the amount of **\$58,732.66** are available in Account No. **C-04-15-1914-101-000**.

/s/ Nicholas C. Fargo
Chief Financial Officer

A motion was made by Councilmember Gomez seconded by Councilmember Sendelsky to adopt this Resolution.

AYES - Councilmembers Coyle, Gomez, Patil, Sendelsky and Council President Lombardi

ABSENT: Councilmember Diehl

NAYS - Councilmember Shah

ORAL PETITIONS AND REMARKS

Council President Lombardi opened the meeting for public comment.

Fank J. Abella Jr, 21 Oak Grove Lane, many residents on our road have been here over 40 years our road is in need of repair of pot holes and should be on the paving list. He went on to ask a few questions regarding the criteria of the paving, funding, list, and priority.

Council President Lombardi asked Mr. Kataryniak to address some of the questions between now and the next council meeting. Over the past three years we have resurfaced about 60 roads.

Mr. Kataryniak, we have been strategically planning with our resources. We are inventorying our roads on their physical condition. The NJDOT has a policy we follow. Currently we are planning to do approximately 50 streets.

Mr. Abella, reported a storm sewer that is broken on their street.

Mr. Russomanno made an appointment with Mr. Ablella for 8:00am tomorrow to evaluate the Storm Sewer.

Mr. Fred Carbone, 33 Oak Grove Lane, supports all of Mr. Abella's comments. Our street hasn't been paved in the past twenty (20) years. We have a Deer problem in our area, what can be done

Council President asked Mr. Elliot if there is anything the residents can do regarding the Deer.

Mr. Elliot will look into.

Mr. Northgrave, please I urge you not to take out your bow and arrow to shoot the deer.

Robert Hamlet, 27 Oak Grove Lane, said he put out a bell, the deer do not like loud sounds. He has been in Edison for Fifty (50) years, it's a wonderful town.

John Mitio, 44 Madison Avenue, he asked about the Recycling Calendar. Is there a way to have the traffic light adjusted for left hand turn on Woodbridge Avenue heading south by the Speed gas station.

Council President Lombardi, that is a county road.

Mr. Russomanno the calendars are in the mail , should be receiving shortly.

Walt Shneer, 108 Park Way, do we have remote cameras to put at the park by boat basin, the ground is being destroyed by people driving their quads.

Ms. Ruane, Captain Kelly will send patrol the area.

Fred Wolke, 10 Peak Road, Resolutions R.112,113 and 114- agrees with Councilmember Shah.

Mr. Northgrave said AVAYA has filed Chapter 11 bankruptcy which is reorganizing their debt.

John Poyner, 40 Roosevelt Blvd., regarding the flowers from the show, we will need to borrow a truck. At the last Environmental Commission meeting there were some High School students in attendance. He is looking forward to doing good things with the Commission.

Frank Paterson, 25 South Locust Ave., He thanked the council for the special committee meeting with them to go over their problems. Top golf is sending out a lighting person. He also had concerns over the noise being past 10:00pm.

Mr. Northgrave, we recognize the problem and looking into a solution, it's not simple.

Ms. Wolke, asked what about the berms to be built to help the noise.

Council President Lombardi, the Sub-committee is pulling all the plans and will be working with the Administration.

Hearing no further comments from the public Councilmember Sendelsky made a motion to close the public hearing, which was seconded by Councilmember Gomez and duly carried.

Having no further business to discuss, on a motion made by Councilmember Gomez, seconded by Councilmember Patil the meeting was adjourned at 7:31 p.m.

Michael R. Lombardi
Council President

Cheryl Russomanno, RMC
Municipal Clerk