

**MINUTES OF A REGULAR MEETING
OF THE MUNICIPAL COUNCIL - TOWNSHIP OF EDISON**

March 28, 2018

A Regular Meeting of the Municipal Council was held in the Council Chambers of the Municipal Building on Wednesday, March 28, 2018. The meeting was called to order at 7:05 p.m. by Council President Patil followed by the Pledge of Allegiance.

Present were Councilmembers Coyle, Diehl, Gomez, Joshi, Lombardi, Patil, and Sendelsky.

Also present were Township Clerk Russomanno, Deputy Township Clerk McCray, Township Attorney Northgrave, Business Administrator Ruane, Health Director Elliott, Public Works Director Russomanno, Police Chief Bryan, Fire Chief Latham and Cameraman Cologna.

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 9, 2017 and posted in the Main Lobby of the Municipal Complex on the same date.

APPROVAL OF MINUTES:

On a motion made by Councilmember Joshi seconded by Councilmember Sendelsky and duly carried, the Minutes of the Regular Meeting of January 24, 2018 were accepted as submitted.

COUNCIL PRESIDENT’S REMARKS

Council President Patil, announced the following events, March 30, 2018 – Good Friday, Township Offices will be closed, April 7, 2018 – Saturday, at Lake Papaianni from 8:00am – 2:00pm - Electronics Recycling, April 9, 2018, Monday Worksession Council Meeting Mr. DeNicola from White Buffalo will be doing a brief presentation on Deer Population, April 11, 2018, Wednesday, at the JCC on Oak Tree Road, Holocaust Remembrance Ceremony 7:30pm – 8:00pm, April 13, 2018 – Friday, Edison Chamber of Commerce Health & Wellness expo at Pines Manor from 11am – 2:00pm, April 14, 2018, Saturday, North Edison Baseball and Softball Opening Day Parade - starts at 9:00am from John Adams Middles School to Baseball Complex, April 14, 2018- Saturday, Edison Boys Baseball Opening Day, starts at 8:00am at Central Avenue near the Jets Field, April 22, 2018, Earth Day From 9:00 – 3:00 At Papaianni Park Also From 12:00 To 4:00pm Grand Re-Opening Of Our Animal Shelter, April 22, 2018 Sunday, Midtown Little League Opening Day at 12:00pm at their field on Glenville Road, May 5, 2018 Saturday – 3rd Annual Clara Barton Neighborhood Yard Sale, May 5, 2018 Saturday, 9:00am at Williams Park, Sewaren, NJ Middlesex County Coalition of Domestic Violence Response Teams - COLOR ME RUN TO END DOMESTIC VIOLENCE.

RESOLUTIONS OF RECOGNITION

The following Resolutions were read in it’s entirely

RESOLUTION R.165-032018

WHEREAS, Ken Durkin serves as the Quartermaster for Edison VFW Post #3117 and is active in numerous Community and Veteran activities.

WHEREAS, Ken was born in Queens County, New York and raised in Valley Stream Long Island, graduated from SUNY in 1970 and enlisted in the US Army, did basic training at Fort Dix, NJ, when on to serve from November 1970 until June 1973.

WHEREAS, upon graduation he was sent to Ft. Bliss Texas and enrolled in the Defense Language Institute for a 47 week course in the North Vietnamese Language. After completion he was deployed to Republic of Vietnam.

WHEREAS, during his time in Vietnam he served as a translator capturing enemy documents and intercepts of North Vietnamese military radio traffic. In addition he was assigned as a M60 machine gunner on perimeter defense.

WHEREAS, in Spring of 1972 he was posted in the Republic of Thailand where he served out the balance of his military commitment until discharged.

WHEREAS, Ken and his wife Hara moved to Edison in 1990.

WHEREAS, Ken has worked with the Metlar Bodine Museum for over 20 years and is a board member.

WHEREAS, Ken has also been a volunteer tutor with the New Jersey Department of Education’s “English as a Second Language” teaching English Language skills to recent immigrants.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, NEW JERSEY AS FOLLOWS: The Municipal Council hereby recognizes Ken Durkin for his service to our country, commitment and dedication to Veteran and Community service to the Township of Edison.

Council President opened for Public Comment.

Frank Aleck, VFW Post 3117, he thanked the council for recognizing our veterans.

Ken Durkin, thanks great pleasure for our wonderful country and town.

Lois Wolke, 10 Peake Road, thanks to every member of armed services for keeping us safe. She remembers World War II.

Esther Nemitz, 162BFay Street, she also remembers World War II, thank you so much we don’t know where we would be today without our veterans.

Teacher from John Adams has worked with Mr. Durkin to speak on Patriotism.

Fred Wolke, 10 Peake Road, not much more to add what our veterans have done we won’t be here today. Honoring veterans is a great thing.

Hearing no further comments, on a motion ,made by Councilmember seconded by Councilmember
And duly carried, tis Public hearing was closed.

Councilmember Sendelsky, Ken thank you for all your service to both our Country and Edison. We are honored to have people like you and your service to our community, best of luck in the future.

Councilmember Gomez, Ken thank you for your service also what you have done for Edison it’s always an honor.

Councilmember Lombardi, echo sentiments all councilmembers and public have said. Thank you for serving our country also to all other servicemen and woman what they do now and future.

Councilmember Diehl, Congratulations, hope you have many more years. Thank you for your services you have given.

Council President Patil, on behalf of Edison Township Mayor and Town Council we welcome you and your family. Thank you Ken for the service that you have given to this country. You have not only protected but have also educated, not only saved but have also enriched and we cannot thank you enough for this. We will always remember that freedom isn’t free and those who are willing to pay the price, the time from their families the endless dangers of the battleground are true heroes. Congratulations and thank you sir.

Councilmember Joshi, he is a big history buff reading about our military men and woman it is incredible the most noble thing to do thank you so much.

Councilmember Coyle presented the resolution to Ken. Thank you for all you have done all the things you have accomplished and serve to the country. You created the Democracy to live in the world of freedom. You risked your life and family sacrifices.

Ken Durkin, very kind Thank You.

On a motion made by Councilmember Sendelsky, seconded by Councilmember Gomez this Resolution was adopted.

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

NAYS – None

RESOLUTION R.166-032018

WHEREAS, cable and satellite television network C-SPAN sponsored Student Cam 2018 Competition, a national competition for middle school and high school students to produce five- to seven-minute documentaries addressing the theme “The Constitution and You” Choose a provision of the US Constitution and create a video illustrating why it’s important to you.

WHEREAS, C-SPAN received a record **2,985** video submissions from almost **5,700** participants in forty-six states and Washington, D.C.

WHEREAS, **150** prize winner documentaries and one of the winners was a submission created by Shreya Jangada a 7th grade student from John Adams Middle School in the Township of Edison and

WHEREAS, Shreya thinks that being actively involved in government is important because every citizen has a voice on how we live and the laws that we have to follow.

WHEREAS, Shreya received Honorable Mention for her video project interviewing several elected officials for their opinions on how to increase voter participation.

WHEREAS, Shreya feels improving voter turnout should be on top of this Country’s to do list.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, NEW JERSEY AS FOLLOWS: the Municipal Council desires to recognize and commend the outstanding achievement of Shreya Jangada for her exceptional contributions to the winning video project, submission in the nationwide Student Cam 2018 competition sponsored by C-SPAN.

Council President opened for Public Comment.

Teacher, from John Adams, they start in September, she went above and beyond traveled down to Trenton. It’s an honor Congratulations and thank you for honoring her.

Jerry Shi, 9 Beech Court, very happy we are honoring our student of Edison School District. Congratulations to Shreya.

Esther Nemitz, 162B Fay Street, she believes in voting participation. This is outstanding you have great parent and good teachers. The young people are the future to voting, thank you.

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

Councilmember Diehl Congratulations on winning this award. How impression how young people are and articulated they can get. Mr. Shi pointed out continue to be proud of our school children, teachers and staff. We are the best of the best. Recognizing the best of the best extremely proud thank you very much.

Councilmember Sendelsky, your town is very proud of you. We saw all the hard work that goes into this we are proud of our youth in this town.

Council President Patil, he cannot tell you how proud he is looking back on what you achieved you put us again on the map. One of the great things this council does it to recognize thank you fantastic job.

Councilmember Lombardi, your teacher, school and parents thank you for your part. It’s not uncommon for Mayor and Council to recognize your achievements. He took part in an interview, your questions were on point, congratulations again.

Councilmember Coyle echoed the sentiments of council colleagues. The sacrifice you and your family made along is incredible. Your opportunity to inspire others must be commented, great job.

Councilmember Gomez, Congratulations it’s not easy running around asking serval questions. Thank you to your parents for allowing you to participate in this very important topic. Hope to see you again next year.

Councilmember Joshi presented the Resolution to Shreya. He’s happy to present this recognition he is a former student of John Adams. It’s refreshing to see young people going out of their way to make an effort to take part in government.

On a motion made by Councilmember Sendelsky, seconded by Councilmember Gomez this Resolution was adopted.

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

NAYS – None

UNFINISHED BUSINESS
ORDINANCES FOR FURTHER CONSIDERATION AND PUBLIC HEARING

The following Ordinance, which was introduced by Title on March 14, 2018, passed on first reading, published according to law for further consideration at this meeting, was read by the Township Clerk:

O.2002-2018 AN ORDINANCE APPROVING THE APPLICATION FOR LONG TERM TAX EXEMPTION AND AUTHORIZING THE EXECUTION OF A FINANCIAL AGREEMENT WITH 225 RARITAN CENTER PARKWAY URBAN RENEWAL, LLC, CONCERNING THE PROPERTY KNOWN AS BLOCK 390.D LOT 8.03 (ALSO KNOWN AS 225 RARITAN CENTER PARKWAY, EDISON, NEW JERSEY).

(The above Ordinance O.2002-2018 can be found in its entirety in Ordinance Book #27.)

Council President Patil declared the Public Hearing opened for O.2002-2018.

Jerry Shi, President of Board of Education, he would like to know how much money for the school district. With pilots the school system gets nothing. We need a share.

Mr. Northgrave, same as before.

Esther Nemitz, 162B Fay Street, Mr. Shi makes an important point why have your decided to do a pilot in Edison.

Councilmember Coyle, the opportunity to build an incentive to build. For thirty years there has been nothing there.

Mr. Northgrave, it's true, warehouse owners are doing this in Woodbridge and Carteret. The Mayor reviewed and recommended. There were discussions early on to get this facility to get a tenant to complete. They were approved in January of 2017.

Maria Orchid, 83 Jefferson Ave., what is the long term?

Mr. Northgrave, thirty years.

Mr. Shi, feels there should be some allocate to school district. Woodbridge gives something to the schools.

Mr. Northgrave, Woodbridge has been doing pilots, they have twenty years of pilot build up.

Council Vice President Sendelsky, agrees with our attorney and respects Mr. Shi what he is trying to do. However we are trying to do roads and a community center like Woodbridge gave back need to have a base before moving forward.

Councilmember Diehl, everyone knows there is a serious overcrowding in our schools. Woodbridge is debt free through pilots. They have a long history of dozens of pilots. When do we start if not this one then when?

Council President Patil, he will discuss with the Mayor to meet with the Board of Education to see what we can do.

Councilmember Coyle, explained not every property meets the criteria for a pilot. Our redevelopment committee is working hard to get things going.

Fred Wolke, 10 Peake Road, I personally am not in favor of pilots, it reduces the amount the industry pays. The school has their own budget. He feels we shouldn't reduce industry taxes while increasing residential taxes.

Mr. Shi, hope it doesn't take twenty years.

Hearing no further comments, on a motion made by Councilmember Lombardi seconded by Councilmember Sendelsky 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, Diehl, Gomez, Joshi, Lombardi, Sendelsky, and Council President Patil

NAYS - None

The following Ordinance, which was introduced by Title on March 14, 2018, passed on first reading, published according to law for further consideration at this meeting, was read by the Township Clerk:

**O.2003-2018 AN ORDINANCE AMENDING THE TOWNSHIP CODE
CHAPTER 11-11 "MASSAGE, BODYWORK AND SOMATIC
THERAPY ESTABLISHMENTS," SETTING FORTH
REQUIREMENTS FOR THE LOCATION OF THE
AFOREMENTIONED REGULATED ENTITIES WITHIN THE
TOWNSHIP.**

(The above Ordinance O.2003-2018 can be found in its entirety in Ordinance Book #27.)

Council President Patil declared the Public Hearing opened for O.2032-2018

None

Hearing no further comments, on a motion made by Councilmember Diehl seconded by Councilmember Lombardi 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, Diehl, Gomez, Joshi, Lombardi , Sendelsky, and Council President Patil

NAYS - None

PUBLIC COMMENTS AS TO PROPOSED RESOLUTIONS

Council President Patil opened the meeting to the public for comments on Proposed Resolutions R.167-032018 through R.188-032018.

Walt Shneer, Park Way, Resolution R.175-032018 please explain.

Mr. Northgrave explained the amendments.

Esther Nemitz, Resolution R.175-032018 asked what is going to be there.

Mr. Northgrave, this is clarifying a height change.

Maria Orchid, 83 Jefferson Avenue, Resolution R.173-032018 thank you for taking care of our Firefighters. Resolution R.184-032018 asked for explanation.

Ms. Ruane explained this is the yearly maintenance for the 911 service.

John Poyner,40 Roosevelt Blvd. Resolution R.175-032018 does this come back to council for final vote.

Mr. Northgrave explained the process they still have to go to through the planning board process.

Lois Wolke, 10 Peake Road, Resolution R.176-032018 asked who owns this house and how is the \$100,000 to be used.

Councilmember Lombardi, this is a non-profit company. The list is held by the Health and Human Services.

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

On a motion made by Councilmember Gomez, and seconded by Councilmember Lombardi to add to Consent Agenda Resolution R.189-032018 and R.190-032018.

RESOLUTION R.189-032018

EXPLANATION: A Resolution authorizing the Township Planning Board to investigate whether the property commonly known on the Township tax maps as Block 124, Lot, 20.01 (2195 Lincoln Highway Route 27) should be designated as an “area in need of redevelopment.”

WHEREAS, the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the “**Redevelopment Law**”), authorizes municipalities to determine whether certain parcels of land in the municipality constitute areas in need of redevelopment; and

WHEREAS, to determine whether certain parcels of land constitute areas in need of redevelopment under the Redevelopment Law the municipal council (“**Municipal Council**”) of the Township of Edison (the “**Township**”) must authorize the planning board of the Township (the “**Planning Board**”) to conduct a preliminary investigation of the area and make recommendations to the Municipal Council; and

WHEREAS, the Municipal Council believes it is in the best interest of the Township that an investigation occur with respect to certain parcels within the Township and therefore authorizes and directs the Planning Board to conduct an investigation of the property commonly known on the Township tax maps as Block 124, Lot, 20.01 (2195 Lincoln Highway Route 27) (hereinafter the “**Study Area**”), to determine whether the Study Area meets the criteria set forth in the Redevelopment Law, specifically *N.J.S.A. 40A:12A-5*, and should be designated as an area in need of redevelopment; and

WHEREAS, the redevelopment area determination requested hereunder authorizes the Township and Municipal Council to use all those powers provided by the Redevelopment Law for use in a redevelopment area, other than the power of eminent domain (hereinafter referred to as a “**Non-Condemnation Redevelopment Area**”).

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

Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. The Planning Board is hereby authorized and directed to conduct an investigation pursuant to *N.J.S.A. 40A:12A-6* to determine whether the Study Area satisfies the criteria set forth in *N.J.S.A. 40A:12A-5* to be designated as an area in need of redevelopment.

Section 3. As part of its investigation, the Planning Board shall prepare a map showing the boundaries of the Study Area and the location of the parcel contained therein, and appended thereto shall be a statement setting forth the basis of the investigation.

Section 4. The Planning Board shall conduct a public hearing in accordance with the Redevelopment Law, specifically *N.J.S.A.* 40A:12A-6, after giving due notice of the proposed boundaries of the Study Area and the date of the hearing to any persons who are interested in or would be affected by a determination that the Study Area is an area in need of redevelopment. The notice of the hearing shall specifically state that the redevelopment area determination shall not authorize the Township or Municipal Council to exercise the power of eminent domain to acquire any property in the delineated area, for the Study Area is being investigated as a possible Non-Condensation Redevelopment Area.

Section 5. At the public hearing, the Planning Board shall hear from all persons who are interested in or would be affected by a determination that the Study Area is a redevelopment area. All objections to a determination that the Study Area is an area in need of redevelopment and evidence in support of those objections shall be received and considered by the Planning Board and made part of the public record.

Section 6. After conducting its investigation, preparing a map of the Study Area, and conducting a public hearing at which all objections to the designation are received and considered, the Planning Board shall make a recommendation to the Municipal Council as to whether the Municipal Council should designate all or some of the Study Area as an area in need of redevelopment.

Section 7. This Resolution shall take effect immediately.

RESOLUTION R.190-032018

EXPLANATION: A Resolution authorizing the Township Planning Board to investigate whether the property commonly known on the Township tax maps as Block 556, Lots, 2-D2, 2-W1, 2-E, 2-G3, 2-J2, 2-H2, 2-E2 and 2-P (at the intersection of Oak Tree Road and Plainfield Road, and partially bounded by Alpine Street) should be designated as an “area in need of redevelopment.”

WHEREAS, the Local Redevelopment and Housing Law, *N.J.S.A.* 40A:12A-1 *et seq.* (the “**Redevelopment Law**”), authorizes municipalities to determine whether certain parcels of land in the municipality constitute areas in need of redevelopment; and

WHEREAS, to determine whether certain parcels of land constitute areas in need of redevelopment under the Redevelopment Law the municipal council (“**Municipal Council**”) of the Township of Edison (the “**Township**”) must authorize the planning board of the Township (the “**Planning Board**”) to conduct a preliminary investigation of the area and make recommendations to the Municipal Council; and

WHEREAS, the Municipal Council believes it is in the best interest of the Township that an investigation occur with respect to certain parcels within the Township and therefore authorizes and directs the Planning Board to conduct an investigation of the property commonly known on the Township tax maps as Block 556, Lots, 2-D2, 2-W1, 2-E, 2-G3, 2-J2, 2-H2, 2-E2 and 2-P (at the intersection of Oak Tree Road and Plainfield Road, and partially bounded by Alpine Street) (hereinafter the “**Study Area**”), to determine whether the Study Area meets the criteria set forth in the Redevelopment Law, specifically *N.J.S.A.* 40A:12A-5, and should be designated as an area in need of redevelopment; and

WHEREAS, the redevelopment area determination requested hereunder authorizes the Township and Municipal Council to use all those powers provided by the Redevelopment Law for use in a redevelopment area, other than the power of eminent domain (hereinafter referred to as a “**Non-Condensation Redevelopment Area**”).

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

Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. The Planning Board is hereby authorized and directed to conduct an investigation pursuant to *N.J.S.A.* 40A:12A-6 to determine whether the Study Area satisfies the criteria set forth in *N.J.S.A.* 40A:12A-5 to be designated as an area in need of redevelopment.

Section 3. As part of its investigation, the Planning Board shall prepare a map showing the boundaries of the Study Area and the location of the parcel contained therein, and appended thereto shall be a statement setting forth the basis of the investigation.

Section 4. The Planning Board shall conduct a public hearing in accordance with the Redevelopment Law, specifically *N.J.S.A.* 40A:12A-6, after giving due notice of the proposed boundaries of the Study Area and the date of the hearing to any persons who are interested in or would be affected by a determination that the Study Area is an area in need of redevelopment. The notice of the hearing shall specifically state that the redevelopment area determination shall not authorize the Township or Municipal

Council to exercise the power of eminent domain to acquire any property in the delineated area, for the Study Area is being investigated as a possible Non-Condensation Redevelopment Area.

Section 5. At the public hearing, the Planning Board shall hear from all persons who are interested in or would be affected by a determination that the Study Area is a redevelopment area. All objections to a determination that the Study Area is an area in need of redevelopment and evidence in support of those objections shall be received and considered by the Planning Board and made part of the public record.

Section 6. After conducting its investigation, preparing a map of the Study Area, and conducting a public hearing at which all objections to the designation are received and considered, the Planning Board shall make a recommendation to the Municipal Council as to whether the Municipal Council should designate all or some of the Study Area as an area in need of redevelopment.

Section 7. This Resolution shall take effect immediately.

AYES - Councilmembers Diehl, Gomez, Joshi, Lombardi, and Sendelsky

NAYS – Councilmember Coyle and Council President Patil

PUBLIC COMMENTS AS TO PROPOSED RESOLUTIONS R.189-032018 AND R.190-032018

Council President Patil opened the meeting for public comment on Resolution R.189-032018 and R.190-032018.

Resident, of Oak Tree Road, Resolution R.190-032018 asked why isn't the residents asked their opinion if they are within the 200 feet.

Mr. Northgrave explained this resolution is only for the investigation, it goes to the Planning Board and then back to the governing body.

Esther Nemitz, Resolution R.189-032018, where are Route 27. Resolution R.190-032018 isn't there a business there already?

Mr. Northgrave, it is the Luke Oil and Dunkin donuts. This is to extend the Route 287 to have traffic flow better.

John Poyner, Roosevelt Blvd., Resolution R.189-032018, he is in support of this resolution, the ramp will be helpful.

Jerry Shi, 9 Finch Ct., Can this be a pilot program?

Mr. Northgrave, any area in need of redevelopment is eligible to apply.

Mr. Northgrave explained this is a referral to the planning board.

On a motion made by Councilmember Lombardi seconded by Councilmember Sendelsky and duly carried, the public hearing was closed.

The following Resolutions will be voted upon separately:

Councilmember Joshi pulled for separate vote.

RESOLUTION R.178-032018

EXPLANATION: Resolution Returning the Cash Performance Bond to 180 Talmadge Road LLC. Located at 180 Talmadge Road and Brunswick Avenue, Edison, NJ, 08817 for Application Z69-09/10 Block 22 Lot 4-0-1 .

WHEREAS, the Township Engineer advises that an inspection has been made of 180 Talmadge Road LLC. located 180 Talmadge Road and Brunswick Avenue Application #Z69-09/10 and located in Block: 22, Lot: 4-0-1 and said inspection indicates all improvements are complete and in accordance with Site Plan approval and Municipal Standards of the Township of Edison; and

WHEREAS, the Certificate of Occupancy was issued on 10/17/2014, and since this project has extended beyond the 2-year maintenance bond period from project completion there will be no maintenance bond required; and

WHEREAS, the Township Engineer, recommends the release of the Cash Performance Bond check #1484, in the amount of \$17,803.44, plus accrued interest, if applicable, on deposit in account #7763342480 with the Township of Edison, principal being 180 Talmadge Road LLC. having offices at 180 Talmadge Road and Brunswick Avenue , Edison, N.J. 08817 and acceptance of the subject improvements; and

BE IT FURTHER RESOLVED that the Director of Finance be and is hereby authorized to return the aforesaid Cash Performance Bond in the amount of \$17,803.44 plus accrued interest, if applicable, on deposit in account #7763342480 to the applicant.

A motion was made by Councilmember Lombardi seconded by Councilmember Diehl to adopt this Resolution.

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

ABSTAIN – Councilmember Joshi

Councilmember Lombardi pulled for separate vote.

RESOLUTION R.179-032018

EXPLANATION: Resolution Returning the Cash Performance Bond to Hawkeye Developers located at 1862 Oak Tree Road, Edison, NJ, 08820 for Application P5154 Block 1010 Lot 1.A 301 Plainfield Avenue.

WHEREAS, the Township Engineer advises that an inspection has been made of Hawkeye Development located at Application #P5154 and located in Block: 1010, Lot: 1.A and said inspection indicates all improvements are complete and in accordance with Site Plan approval and Municipal Standards of the Township of Edison; and

WHEREAS, the Certificate of Occupancy was issued on December 12, 2016, and since this project has extended beyond the 2-year maintenance bond period from project completion there will be no maintenance bond required; and

WHEREAS, the Township Engineer, recommends the release of the Cash Performance Bond check #102756, in the amount of \$37,470.00, plus accrued interest, if applicable, on deposit in account #7763342513 with the Township of Edison, principal being Hawkeye Development Company, having offices at 1862 Oak Tree Road, Edison, N.J. 08820 and acceptance of the subject improvements; and

BE IT FURTHER RESOLVED the Director of Finance be and is hereby authorized to return the aforesaid Cash Performance Bond in the amount of \$37,470.00, plus accrued interest, if applicable, on deposit in account #7763342513 to the applicant.

RESOLUTION R.180-032018

EXPLANATION: Resolution Returning the Cash Performance Bond to Hawkeye Developers, 1862 Oak Tree Road , Edison , NJ , 08820 for Application #P 5020 – Menlo Terrace , Block 645 Lot 15.

WHEREAS, the Township Engineer advises that an inspection has been made of Hawkeye Development located at Application #P5020 and located in Block: 645, Lot: 15 and said inspection

indicates all improvements are complete and in accordance with Site Plan approval and Municipal Standards of the Township of Edison; and

WHEREAS, the Certificate of Occupancy was issued, and since this project has extended beyond the 2-year maintenance bond period from project completion there will be no maintenance bond required; and

WHEREAS, the Township Engineer, recommends the release of the Cash Performance Bond check #4208, in the amount of \$45,526.94, plus accrued interest, if applicable, on deposit in account #7760013213 with the Township of Edison, principal being Hawkeye Development Company, having offices at 1862 Oak Tree Road, Edison, N.J. 08820 and acceptance of the subject improvements; and

BE IT FURTHER RESOLVED the Director of Finance be and is hereby authorized to return the aforesaid Cash Performance Bond in the amount of \$45,526.94, plus accrued interest, if applicable, on deposit in account #7760013213 to the applicant.

RESOLUTION R.187-032018

WHEREAS, in accordance with Municipal Code Section 4-2 and N.J.S.A. 40A:9-22.19 et seq., it is the duty of the Municipal Council to appoint members to the Edison Township Ethics Board; and

WHEREAS, the Municipal Council wishes to appoint the following members to the Ethics Board;

<u>Name and Address</u>	<u>Term Expires</u>
Peter F. Bentey, 10 Five Acre Drive, Edison, NJ 08820	December 12, 2022

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison that the abovementioned individuals here appointed as members of the Ethics Board.

A motion was made by Councilmember Diehl seconded by Councilmember Sendelsky to adopt these Resolutions.

AYES - Councilmembers, Coyle, Diehl, Gomez, Joshi, Sendelsky and Council President Patil

ABSTAIN – Councilmember Lombardi

NAYS - None

The following Resolutions will be voted upon separately:

Councilmember Coyle pulled for separate vote:

RESOLUTION R.189-032018

EXPLANATION: A Resolution authorizing the Township Planning Board to investigate whether the property commonly known on the Township tax maps as Block 124, Lot, 20.01 (2195 Lincoln Highway Route 27) should be designated as an “area in need of redevelopment.”

WHEREAS, the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the “**Redevelopment Law**”), authorizes municipalities to determine whether certain parcels of land in the municipality constitute areas in need of redevelopment; and

WHEREAS, to determine whether certain parcels of land constitute areas in need of redevelopment under the Redevelopment Law the municipal council (“**Municipal Council**”) of the Township of Edison (the “**Township**”) must authorize the planning board of the Township (the “**Planning Board**”) to conduct a preliminary investigation of the area and make recommendations to the Municipal Council; and

WHEREAS, the Municipal Council believes it is in the best interest of the Township that an investigation occur with respect to certain parcels within the Township and therefore authorizes and directs the Planning Board to conduct an investigation of the property commonly known on the Township tax maps as Block 124, Lot, 20.01 (2195 Lincoln Highway Route 27) (hereinafter the “**Study Area**”), to determine whether the Study Area meets the criteria set forth in the Redevelopment Law, specifically *N.J.S.A. 40A:12A-5*, and should be designated as an area in need of redevelopment; and

WHEREAS, the redevelopment area determination requested hereunder authorizes the Township and Municipal Council to use all those powers provided by the Redevelopment Law for use in a redevelopment area, other than the power of eminent domain (hereinafter referred to as a “**Non-Condensation Redevelopment Area**”).

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

Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. The Planning Board is hereby authorized and directed to conduct an investigation pursuant to *N.J.S.A. 40A:12A-6* to determine whether the Study Area satisfies the criteria set forth in *N.J.S.A. 40A:12A-5* to be designated as an area in need of redevelopment.

Section 3. As part of its investigation, the Planning Board shall prepare a map showing the boundaries of the Study Area and the location of the parcel contained therein, and appended thereto shall be a statement setting forth the basis of the investigation.

Section 4. The Planning Board shall conduct a public hearing in accordance with the Redevelopment Law, specifically *N.J.S.A. 40A:12A-6*, after giving due notice of the proposed boundaries of the Study Area and the date of the hearing to any persons who are interested in or would be affected by a determination that the Study Area is an area in need of redevelopment. The notice of the hearing shall specifically state that the redevelopment area determination shall not authorize the Township or Municipal Council to exercise the power of eminent domain to acquire any property in the delineated area, for the Study Area is being investigated as a possible Non-Condensation Redevelopment Area.

Section 5. At the public hearing, the Planning Board shall hear from all persons who are interested in or would be affected by a determination that the Study Area is a redevelopment area. All objections to a determination that the Study Area is an area in need of redevelopment and evidence in support of those objections shall be received and considered by the Planning Board and made part of the public record.

Section 6. After conducting its investigation, preparing a map of the Study Area, and conducting a public hearing at which all objections to the designation are received and considered, the Planning Board shall make a recommendation to the Municipal Council as to whether the Municipal Council should designate all or some of the Study Area as an area in need of redevelopment.

Section 7. This Resolution shall take effect immediately.

RESOLUTION R.190-032018

EXPLANATION: A Resolution authorizing the Township Planning Board to investigate whether the property commonly known on the Township tax maps as Block 556, Lots, 2-D2, 2-W1, 2-E, 2-G3, 2-J2, 2-H2, 2-E2 and 2-P (at the intersection of Oak Tree Road and Plainfield Road, and partially bounded by Alpine Street) should be designated as an “area in need of redevelopment.”

WHEREAS, the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the “**Redevelopment Law**”), authorizes municipalities to determine whether certain parcels of land in the municipality constitute areas in need of redevelopment; and

WHEREAS, to determine whether certain parcels of land constitute areas in need of redevelopment under the Redevelopment Law the municipal council (“**Municipal Council**”) of the Township of Edison (the “**Township**”) must authorize the planning board of the Township (the “**Planning Board**”) to conduct a preliminary investigation of the area and make recommendations to the Municipal Council; and

WHEREAS, the Municipal Council believes it is in the best interest of the Township that an investigation occur with respect to certain parcels within the Township and therefore authorizes and directs the Planning Board to conduct an investigation of the property commonly known on the Township tax maps as Block 556, Lots, 2-D2, 2-W1, 2-E, 2-G3, 2-J2, 2-H2, 2-E2 and 2-P (at the intersection of Oak Tree Road and Plainfield Road, and partially bounded by Alpine Street) (hereinafter the “**Study Area**”), to determine

whether the Study Area meets the criteria set forth in the Redevelopment Law, specifically *N.J.S.A. 40A:12A-5*, and should be designated as an area in need of redevelopment; and

WHEREAS, the redevelopment area determination requested hereunder authorizes the Township and Municipal Council to use all those powers provided by the Redevelopment Law for use in a redevelopment area, other than the power of eminent domain (hereinafter referred to as a “**Non-
Condemnation Redevelopment Area**”).

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

Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. The Planning Board is hereby authorized and directed to conduct an investigation pursuant to *N.J.S.A. 40A:12A-6* to determine whether the Study Area satisfies the criteria set forth in *N.J.S.A. 40A:12A-5* to be designated as an area in need of redevelopment.

Section 3. As part of its investigation, the Planning Board shall prepare a map showing the boundaries of the Study Area and the location of the parcel contained therein, and appended thereto shall be a statement setting forth the basis of the investigation.

Section 4. The Planning Board shall conduct a public hearing in accordance with the Redevelopment Law, specifically *N.J.S.A. 40A:12A-6*, after giving due notice of the proposed boundaries of the Study Area and the date of the hearing to any persons who are interested in or would be affected by a determination that the Study Area is an area in need of redevelopment. The notice of the hearing shall specifically state that the redevelopment area determination shall not authorize the Township or Municipal Council to exercise the power of eminent domain to acquire any property in the delineated area, for the Study Area is being investigated as a possible Non-Condemnation Redevelopment Area.

Section 5. At the public hearing, the Planning Board shall hear from all persons who are interested in or would be affected by a determination that the Study Area is a redevelopment area. All objections to a determination that the Study Area is an area in need of redevelopment and evidence in support of those objections shall be received and considered by the Planning Board and made part of the public record.

Section 6. After conducting its investigation, preparing a map of the Study Area, and conducting a public hearing at which all objections to the designation are received and considered, the Planning Board shall make a recommendation to the Municipal Council as to whether the Municipal Council should designate all or some of the Study Area as an area in need of redevelopment.

Section 7. This Resolution shall take effect immediately.

A motion was made by Councilmember Gomez seconded by Councilmember Sendelsky to adopt these Resolutions.

AYES - Councilmembers, Diehl, Gomez, Joshi, Lombardi and Sendelsky

NAYS - Councilmember Coyle and Council President Patil.

The following Resolution will be voted upon separately:

Councilmember Diehl pulled for separate vote:

RESOLUTION R.188-032018

WHEREAS, it is the duty of the Municipal Council to appoint members to the Open Space Advisory Committee; and

WHEREAS, the Municipal Council has selected the following persons to serve on said Committee:

Walter Stochel, 2118 Oak Tree Road, Edison, NJ 08820

Robert Takash, 27 Park Way, Edison, NJ 08817
 Frank Greco, 12 Maida Road, Edison, NJ 08820
 Esther Nemitz, 162B Fay Street, Edison, NJ 08817
 Bruce Diamond, 74 Calvert Avenue West, Edison, NJ 08820

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison, Middlesex County, New Jersey, that the abovementioned persons be and they are hereby appointed as Members of the Open Space Advisory Committee for a one year term, said terms to expire December 31, 2018.

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

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

NAYS - None

The following Resolutions R.167-032018 through R.177-032018 and R.181-032018 through R.186-032018 were adopted under the Consent Agenda on a motion made by Councilmember Diehl and seconded by Councilmember Sendelsky.

RESOLUTION R.167-032018

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING MARCH 22, 2018.

WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through March 22, 2018.

FUND	AMOUNT
Current	\$14,323,414.10
Sewer Utility	129,773.01
Capital	58,307.81
Grant Funds	2,592.67
Dog (Animal Control)	876.25
Trust	107,173.89
CDBG	116.84
Tree Fund	0.00
Payroll Deduction	558,311.57
Law Enforcement	0.00
Open Space	0.00
Park Improvements	0.00
Sanitation Fund	120,576.33
Self Insurance	0.00
Affordable Housing	15,230.50
Cash Performance	0.00
Developers Escrow	51,918.75
Tree Planting	0.00
Federal Forfeited	0.00
Tax Sale Redemption	299,501.44
Water Operating Fund	0.00
Edison Landfill Closure Trust	0.00
TOTAL	\$15,667,793.16

/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.168-032018

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 **\$137,300.69**.

RESOLUTION R. 169-032018

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 **\$2,085.89**.

RESOLUTION R.170-032018

RESOLUTION AWARDED CONTRACT/PURCHASE ORDER(S) TO JOHNSTON COMMUNICATIONS THROUGH THE UNION COUNTY COOPERATIVE PRICING SYSTEM TO UPGRADE AVAYA PHONE SYSTEM

WHEREAS, the Township of Edison wishes to upgrade the phone system from Avaya version 6.3 to version 7.1, relocate the CPU to a virtual environment, and increase our level of redundancy; and

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, the County of Union hereinafter referred to as the “Lead Agency” has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services; and

WHEREAS, the Township of Edison is a member of the UNION COUNTY COOPERATIVE PRICING SYSTEM #8UCCP; and

WHEREAS, JOHNSTON GP, INC./JOHNSTON COMMUNICATIONS, P.O. Box 390, Kearny, NJ 07032, has been awarded Bid No. UCCP 42-2017 through State Coop #8UCCP, under Telephone/Associated Services Systems-Equipment, Installation, Maintenance Services; and

WHEREAS, the total amount of this contract shall not exceed \$59,247.96; and

WHEREAS, funds in the amount of \$59,247.96 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 \$59,247.96 and any other necessary documents, with JOHNSTON GP, INC./JOHNSTON COMMUNICATIONS, P.O. Box 390, Kearny, NJ 07032, as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11 et seq. of the Local Public Contracts Law, Bid No. UCCP 42-2017 through State Coop #8UCCP, under Telephone/Associated Services Systems-Equipment, Installation, Maintenance Services.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$59,247.96** are available for the above in Account No. **C-04-15-1914-101-000**.

s/s Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.171-032018

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER(S) TO CDW GOVERNMENT INCORPORATED THROUGH THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY (FORMALLY MRESC) COOPERATIVE PRICING SYSTEM FOR THE UPGRADE AND REPLACEMENT OF FIFTEEN (15) FIREWALLS AT REMOTE SITES WITHIN THE TOWNSHIP OF EDISON

WHEREAS, the Township of Edison wishes to upgrade and replace fifteen (15) firewalls at remote sites, including a three (3) year subscription for a suite of security features; and

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

WHEREAS, funds in the amount of **\$16,800.00** have been certified to be available in Acquisition of Computer and Camera Equipment Account, Number C-04-15-1914-101-000; 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 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 \$16,800.00 with CDW-GOVERNMENT LLC, 230 North Milwaukee Ave., Vernon Hills, IL 60061 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.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$16,800.00 are available in Account Number C-04-15-1914-101-000.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.172-032018

EXPLANATION: A Resolution authorizing the entering of a Shared Services Agreement with the Borough of Metuchen, for the Township of Edison’s provision of animal control services effective January 1, 2018 and ending December 31, 2020.

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 provide animal control services, including the regulation, collection and housing of stray animals, to the Borough of Metuchen, (collectively, with the Township, the “**Parties**”) for the purpose of promoting efficiency in government and reducing respective expense for such services; and

WHEREAS, in furtherance, the Parties desire to enter a Shared Services Agreement (“**Agreement**,” in the form substantially similar to that attached hereto as Exhibit A) pursuant to the Shared Services Act to establish the terms of the Township’s provision of animal control services to be charged as a monthly amount of \$2,216.46 per month for the calendar year 2018, \$2,260.79 per month for the calendar year 2019, and \$2,306.00 per month for the calendar year 2020; 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 to execute 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 shall provide animal control services to the Borough of Metuchen pursuant to the Agreement at the aforementioned monthly rates, terminable upon thirty (30) days’ notice.

Section 4. 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, as well as the Business Administrator for the Township of Metuchen.

Section 5. This Resolution shall take effect immediately.

RESOLUTION R.173-032018

EXPLANATION: A Resolution authorizing the execution of a Memorandum of Agreement between the Township and the International Association of Fire Fighters Local No. 1197, effective for the period commencing January 1, 2014 and ending December 31, 2018.

WHEREAS, the Township of Edison, County of Middlesex (the “**Township**”) is a public body corporate and politic of the State of New Jersey; and

WHEREAS, the Township and the International Association of Fire Fighters Local No. 1197 (the “**Association**,” and collectively with the Township, the “**Parties**”) have negotiated a Memorandum of Agreement (“**MOA**”) with respect to the terms of a successor collective bargaining agreement between the

Township and the Association; and

WHEREAS, the MOA sets forth key terms between the Parties regarding salaries, medical benefits, leave without pay, salary guide and recognition of certain titles; and

WHEREAS, the Parties desire to execute the MOA and implement its terms as set forth therein, pending finalization of the successor collective bargaining agreement; and

WHEREAS, the MOA is subject to ratification by the Parties and the Township desires to provide such ratification, and authorize execution of the MOA and implementation of its terms, pending finalization of the successor collective bargaining agreement

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 Mayor to execute the Memorandum of Agreement and to implement its terms as set forth therein, pending finalization of the successor collective bargaining agreement between the Parties.
3. 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.
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 as provided by law.

RESOLUTION R.174-032018

EXPLANATION: This Resolution names and authorizes the Township Engineer to execute treatment works approval (TWA) applications and temporary discharge approval (TDA) applications on behalf of the Township of Edison for the purpose of approval of sanitary sewer extensions and/or temporary discharge approvals to Edison’s sanitary sewer system.

WHEREAS, under certain parameters promulgated by the New Jersey Department of Environmental Protection (“**NJDEP**”), it is necessary that an application be submitted with an Edison Township endorsement to the aforesaid agency for treatment works approvals and/or extensions to the Edison Township sanitary sewer system; and

WHEREAS, pursuant to State Law, it is a requirement that the applicants gain approval of the aforementioned Edison Township sanitary sewer system extension from the Middlesex County Utilities Authority (“**MCUA**”) and the New Jersey Department of Environmental Protection (“**NJDEP**”); and

WHEREAS, the required approval for the Edison Township sanitary sewer extensions, and/or temporary discharges to the Edison Township sanitary sewer system, will not be approved unless the applications bear the signature of the Edison Township Engineer, Carl P. O’Brien, P.E., to indicate his approval.

NOW, THEREFORE, BE IT RESOLVED, by Municipal Council of the Township of Edison that the Edison Township Engineer, Carl P. O’Brien, P.E., be and is hereby authorized to sign the required applications for treatment works approval (“**TWA**”) for extensions to the Edison Township sanitary sewer system, and for applications for temporary discharge approval (“**TDA**”), as the case may be, for submission to the MCUA and/or the NJDEP.

RESOLUTION R.175-032018

EXPLANATION: A Resolution referring certain amendments to the Redevelopment Plan for the Ford Assembly Plant Redevelopment Area 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 “**Municipal Council**”) of the Township of Edison (the “**Township**”), by way of Resolution R. 353.072006 adopted July 10, 2006, authorized and directed the planning board of the Township (the “**Planning Board**”) to conduct a preliminary investigation of the property identified as the Former Ford

Assembly Plant, and more commonly known as Block 198L, Lots 28B, 27E, 27G, 28C, 32, 33A, 34D-1, 37A-1, 19P-1, 34C and 38 on the Township’s tax maps (the “**Study Area**”), and to determine that the Study Area meets the criteria for a Non-Condemnation Redevelopment Area, pursuant to Sections 5 and 6 of the Redevelopment Law; and

WHEREAS, on October 4, 2006, 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 October 12, 2006, the Municipal Council accepted the recommendation of the Planning Board and adopted a resolution which designated the Study Area as an “area in need of redevelopment” (the “**Redevelopment Area**”) in accordance with the Redevelopment Law;

WHEREAS, by commission of the Municipal Council, the Township’s Planning Consultant prepared a redevelopment plan for the Redevelopment Area entitled the “Redevelopment Plan for the Ford Assembly Plant” (“**Redevelopment Plan**,”), which was adopted by the Municipal Council on October 18, 2007 after hearing by the Planning Board; and

WHEREAS, on January 28, 2015, the Municipal Council referred certain amendments to the Redevelopment Plan to the Planning Board for its review and recommendation, which were considered by the Planning Board at its March 16, 2015 meeting; and

WHEREAS, on April 22, 2015, by Ordinance O.1900-2015, the Municipal Council adopted those certain amendments to the Redevelopment Plan;

WHEREAS, the Municipal Council desires to refer additional amendments to 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 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. 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.176-032018

EXPLANATION: A Resolution authorizing the release of \$100,000 from the Township’s Affordable Housing Trust Fund to SERV to be used towards the purchase of a home to be used as a group home for the special needs population

WHEREAS, the Township of Edison’s Approved Affordable Housing Trust Fund Spending Plan (the “Spending Plan”) provides an allocation for and authorizes the use of Affordable Housing Trust Funds, for among other things, the purchase of homes that will be used as group homes for the special needs population; and

WHEREAS, SERV Properties and Management, Inc. (“SERV”) has requested funding in the amount of \$100,000 (\$25,000 per bedroom) from the Township’s Affordable Housing Trust Fund to be used towards the purchase of a property located at 9 Bergen Place (Block 265.DD, Lot 81), which is a four bedroom colonial style house, which will be used as a group home for the special needs population; and

WHEREAS, the use of such funds as requested by SERV from the Affordable Housing Trust Fund, is consistent with the Spending Plan, which Plan projects and anticipates the expenditure of such funds by the Township each year to ensure that the Township meets its affordable housing obligations and goals; and

WHEREAS, adequate funds are available in the Affordable Housing Trust Fund for such use by SERV; and

WHEREAS, the Township Council desires to authorize the release of \$100,000 from the Township’s Affordable Housing Trust Fund to SERV for use towards the purchase of a home to be used as a group home for the special needs population.

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 the release of \$100,000 from the Township’s Affordable Housing Trust Fund to SERV for the purposes set forth herein and in accordance with the Township’s Spending Plan.

2. That an original certified copy of this resolution shall be forwarded to the Municipal Housing Liaison.

RESOLUTION R.177-032018

Explanation: Release Cash Performance and Surety Bond for Wick Plaza, application#Z01-06/07, Block #22 Lots 5A,6A,11B1,12AE.

WHEREAS, the Township Engineer advises that an inspection has been made of Wick Plaza located in Block #22 Lots 5A,6A,11B1,12AE, and said inspection indicates all improvements are complete and in accordance with Site Plan approval and Municipal Standards of the Township of Edison; and

WHEREAS, the Division of Engineering Services recommends the release of the Surety Bond #39BCSGO1496 of Hartford Fire Insurance Company dated October 31,2017 in the amount of \$359,160.48, principal being Wick Plaza Shopping Associates, having offices at 100 Woodbridge Center Drive, Suite 301, P.O. Box 29, Woodbridge, N.J. 07095 and acceptance of the subject improvements; and

WHEREAS, the Division of Engineering Services recommends the release of the Cash Performance Bond check dated October 31, 2017 in the amount of \$36,367.20 in Account 7763342662 principal being Wick Plaza Shopping Associates, having offices at 100 Woodbridge Center Drive, Suite 301, P.O. Box 29, Woodbridge, N.J. 07095; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the aforementioned improvements are hereby complete and satisfactory and the Township Clerk is hereby authorized to release the aforesaid Letter of Credit; and

BE IT FURTHER RESOLVED that the Director of Finance be and is hereby authorized to return the Cash Performance Bond in the amount of \$36,367.20 plus accrued interest if any on deposit in account #7763342662 to the applicant.

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

NAYS - None

ORAL PETITIONS AND REMARKS

Council President Patil opened the meeting for public comment.

Resident, expressed his concerns regarding the recent school shootings. How can we start a speak out campaign and or educate students not to be afraid to speak up.

Resident of 4 Utica asked about the criteria for Road repaving.

Mr. O’Brien explained we are preparing a plan it is an extensive process.

Councilmember Gomez added we also need to coordinate with the Utility Companies before we finalize our paving program.

Mr. O’Brien we also cannot control any pipe failures, things changes

John Poyner, 40 Roosevelt Blvd. the environmental commission meeting is April 19th.

Fred Wolke, 10 Peake Road, on Ordinance O.2002-2018, taxes what will they be paying?

Mr. Northgrave, it's a formula that is laid out in the agreement.

Councilmember Diehl has been working with Chief Bryan on the flyer investigation. He asked the Chief Bryan to give a report.

Chief Bryan reported there is another law enforcement agency that has taken over the investigation we don't have any part in it. If they need us they will contact us.

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

Having no further business to discuss, on a motion made by Councilmember Diehl seconded by Councilmember Sendelsky, the meeting was adjourned at 9:28 p.m.

Ajay Patil
Council President

Cheryl Russomanno, RMC
Municipal Clerk