

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

**May 10, 2017**

A Regular Meeting of the Municipal Council was held in the Council Chambers of the Municipal Building on Wednesday, May 10, 2017. The meeting was called to order at 7:02 p.m by Council President Lombardi, followed by the Pledge of Allegiance.

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

Councilmember Patil entered at 7:06pm.

Also present were Township Clerk Russomanno, Deputy Township Clerk McCray, Township Attorney London, Business Administrator Ruane, Health Inspector Spearneck, Police Captain Kelly, 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 30, 2016 and posted in the Main Lobby of the Municipal Complex on the same date.

Council President Lombardi, at this Mayor Lankey is here to present Mayoral Proclamations to two individuals Mr. Anil Venavoli and Mr. Hassan.

Mayor Lankey, on April 28<sup>th</sup> Edison Train Station there was an accident, a woman lost consciousness and fell onto the tracks. There were three individuals who jumped onto tracks putting themselves at risk to rescue a woman from the train. We are still trying to identify the third individual. They were good samaritans. He read the Proclamation. Mayor gave his sincere thanks and gratitude, thank you very much.

Inamul Hassan, thank you it's a pleasure to be here. I am a person not expecting anything. His dad taught him to respect human life is a great thing. Saving a life is like saving a nation. He always keeps his eyes open. Community cannot change if people don't change. Has been here for four years. The police protect us and I am happy to be here.

Mayor Lankey introduced Anil Venavoli while he jumped on tracks someone stole his back pack. Our PBA did reimbursement for his back pack.

Anil Venavoli, thanked Mayor Lankey also Police Chief Bryan and Edison Police Department. He thanked his teachers, parents and grandparents. They taught him to help one another. Thanked his better half his wife very supportive in all my acts.

Councilmember Shah, both of you represent the best of Edison Township, I applaud you for your courage. Thank you for teaching us something very important our common bonds as people. Very proud to be calling you my neighbors.

Councilmember Diehl, congrats to these men tonight, it's a proud moment. You are heroes to jump in front of a train. The teachings of your father and message they gave them culture and compassion. It would be wonderful if everyone helped each other. We are very proud.

Councilmember Gomez, said thank you as a resident and part of the governing body representing the residents of Edison. As a member of humanity what you did by risking your life for someone else. You sacrificed your own life and your families. This is teaching us it not only about us but teaching us to keep our community together. Thank you again.

Councilmember Sendelsky gentlemen thank you on behalf of myself and the residents of Edison. What a wonderful random act of kindness. If everyone did an act of kindness the world would be a better place. You risked your lives and your families you didn't even hesitate. Again I thank you from the bottom of my heart.

Councilmember Patil, this is an act of humanity. I especially applaud the Mayor, Police Chief for recognizing this act. You both spoke about your values from the past, how you were raised from one generation to another, the roots of humanity.

Councilmember Coyle, Congratulations, to act immediately and respond in seconds, it's unbelievable. Thank you so much. I am looking forward to a new friendship.

Council President Lombardi, echoed what all my council colleagues have said, and if I may Mr. Hassan steal a quote from your wife you both did a great job and Mayor thank you for recognizing these gentlemen. I hope we can identify the other person to also recognize.

**APPROVAL OF MINUTES:**

On a motion made by Councilmember Diehl, seconded by Councilmember Sendelsky and duly carried, the Minutes of the Combined Meeting of April 24, 2017 were accepted as submitted.

**COUNCIL PRESIDENT’S REMARKS**

Council President Lombardi, going back to January 25<sup>th</sup> of this year this council at the Mayors request made Edison Township A Hidden Hero’s Society, the Month of May. Veterans subcommittee worked with Melissa and Freeholder Tomaro we have made some steps in supporting our Military Caregivers. 1) Hidden Hero will walk in the part of Memorial Day parade, on May 28<sup>th</sup>, 2) Freeholder Tomaro, provided us with dates the Care givers can attend Plays in the Park free of charge. June 26 & 27, July 17 & 18 August 7 & 8<sup>th</sup>. All Military Caregivers can call Jackie at the county to obtain their tickets, 732-745-3936. With the help of Melissa Perilstein, the YMCA has joined this Hidden Hero movement and offering military caregivers a discounted rate. If anyone has suggestions to support other ways to please contact Melissa, Freeholder Tomaro or this council.

**UNFINISHED BUSINESS**

**ORDINANCES FOR FURTHER CONSIDERATION AND PUBLIC HEARING**

The following Ordinance, which was introduced by Title on April 24, 2017 passed on first reading, published according to law for further consideration at this meeting, was read by the Township Clerk:

**O. 1973-2017                      ORDINANCE AMENDING THE TOWNSHIP CODE CHAPTER 11 “GENERAL LICENSING AND BUSINESS REGULATIONS” SETTING FORTH REQUIREMENTS FOR FILMING AND VIDEOTAPING IN THE TOWNSHIP**

(The above Ordinance O.1973-2017 can be found in its entirety in Ordinance Book #27.)

Council President Lombardi declared the Public Hearing opened for O.1973-2017

None

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

NAYS - None

The following Ordinance, which was introduced by Title on April 24, 2017, passed on first reading, published according to law for further consideration at this meeting, was read by the Township Clerk:

**O.1974-2017                      ORDINANCE REVOKING AND RESCINDING ORDINANCE O.1861-2014)**

(The above Ordinance O.1974-2017 can be found in its entirety in Ordinance Book #27.)

Council President Lombardi declared the Public Hearing opened for O.1974-2017

Fred Wolke, 10 Peake Road, asked what exactly are we revoking?

Ms. Ruane explained it was for tax maps we passed to fund the project now we no longer need.

Councilmember Sendelsky said there is a resolution on today to share services with the County and it will save us approximately \$300,000.

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

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

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

NAYS - None

**NEW BUSINESS:**

**PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR WEDNESDAY, MAY 24, 2017.**

The following Ordinance was introduced by title:

**O. 1975-2017** AN ORDINANCE AUTHORIZING THE GRANT OF CONSERVATION EASEMENT IN THE NEWLY SUBDIVIDED BLOCK 390.DD, LOT 8.B (A/K/A 225 RARITAN CENTER) BY FEDERAL BUSINESS CENTERS, INC. TO THE TOWNSHIP OF EDISON.

On a motion made by Councilmember Coyle, seconded by Councilmember Shah, 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 May 24, 2017.

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

NAYS - None

Council President Lombardi asked for a motion to add Resolution R.323-052017 to Consent Agenda.

On a motion made by Councilmember Sendelsky, seconded by Councilmember Diehl, this Resolution R.323-052017 was added to Consent Agenda

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

NAYS – None

**PUBLIC COMMENTS AS TO PROPOSED RESOLUTIONS**

Council President Lombardi opened the meeting to the public for comments on Proposed Resolutions R.293-052017 through R.323-052017.

Walt Stochel, 2118 Oak Tree Road, Resolution R.303-052017 he is in favor of this resolution. Glad to see County taking action.

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.

The following Resolutions R.293-052017 through R.323-052017 were adopted under the Consent Agenda on a motion made by Councilmember Gomez and seconded by Councilmember Sendelsky

**RESOLUTION R.293-052017**

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING MAY 4, 2017

**WHEREAS**, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through May 4, 2017.

| FUND                 | AMOUNT                 |
|----------------------|------------------------|
| Current              | \$13,882,206.15        |
| Affordable Housing   | 54,258.75              |
| Capital              | 268,603.40             |
| Cash Performance     | 5,448.61               |
| CDBG                 | 72,413.33              |
| Developers Escrow    | 21,119.04              |
| Dog (Animal Control) | 12,410.88              |
| Federal Forfeited    | 1,105.41               |
| Grant Funds          | 10,269.95              |
| Law Enforcement      | 0.00                   |
| Open Space           | 0.00                   |
| Park Improvements    | 0.00                   |
| Payroll Deduction    | 572,613.35             |
| Sanitation Fund      | 87,874.05              |
| Self Insurance       | 0.00                   |
| Sewer Utility        | 61,733.64              |
| Tax Sale Redemption  | 362,046.59             |
| Tree Fund            | 0.00                   |
| Tree Planting        | 2,850.00               |
| Trust                | 261,246.05             |
| Water Operating Fund |                        |
| <b>TOTAL</b>         | <b>\$15,676,239.20</b> |

/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.294-052017****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 **\$213,221.37**.

**RESOLUTION R.295-052017****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 **\$3,840.03**.

**RESOLUTION R.296-052017**

**TEMPORARY EMERGENCY APPROPRIATIONS**

**WHEREAS**, the Local Budget Law, specifically N.J.S.A. 40A:4-20, requires that the governing body of a municipality shall by Resolution make appropriations if any contract, commitments or payments are to be made between the beginning of the Calendar year and the adoption of budget; and

**WHEREAS**, the Local budget Law and the Optional Municipal Charter Act of 1950 provide for the adoption of municipal budget by March 20, 2017 unless said budget calendar is extended according to law; and

**WHEREAS**, the date of this Resolution is prior to the adoption of the 2017 Calendar Year Budget,

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the Township of Edison, County of Middlesex, New Jersey that the following Temporary Emergency Appropriations be made and that a certified copy of this Resolution be transmitted to the Director of Finance for his record.

| <b><u>CURRENT FUND</u></b>              | <b><u>AMOUNT</u></b> |
|---|----------------------|
| BUSINESS ADMINISTRATOR Salary           | 49,500.00            |
| BUSINESS ADMINSTRATOR Other Expenses    | 2,149.42             |
| <br>                                    |                      |
| PURCHASING Salary                       | 19,000.00            |
| PURCHASING Other Expenses               | 22,000.00            |
| PURCHASING CENTRAL STORE Other Expenses | 30,000.00            |
| <br>                                    |                      |
| COMMUNICATIONS/EDISON TV Salary         | 11,000.00            |
| COMMUNICATIONS/EDISON TV Other Expenses | 3,987.50             |
| <br>                                    |                      |
| PERSONNEL/HR Salary                     | 13,000.00            |
| PERSONNEL/HR Other Expenses             | 804.17               |
| <br>                                    |                      |
| MAYOR Salary                            | 3,800.00             |
| MAYOR Other Expenses                    | 200.00               |
| <br>                                    |                      |
| COUNCIL Salary                          | 6,600.00             |
| COUNCIL Other Expenses                  | 615.00               |
| <br>                                    |                      |
| MUNICIPAL CLERK Salary                  | 14,000.00            |
| MUNICIPAL CLERK Other Expenses          | 9,612.50             |
| <br>                                    |                      |
| ETHICS COMMISSION Other Expenses        | 191.67               |
| <br>                                    |                      |
| FINANCE DEPARTMENT Salary               | 600.00               |
| FINANCE DEPARTMENT Other Expenses       | 28,945.83            |

|                                       |              |
|---------------------------------------|--------------|
| DISBURSEMENTS Salary                  | 18,000.00    |
| DISBURSEMENTS Other Expenses          | 91.67        |
| PAYROLL Salary                        | 4,500.00     |
| PAYROLL Other Expenses                | 0.00         |
| AUDIT SERVICES                        | 6,007.33     |
| DATA PROCESSING Other Expenses        | 0.00         |
| TAX COLLECTION Salary                 | 22,000.00    |
| TAX COLLECTION Other Expenses         | 2,287.50     |
| TAX ASSESSMENT Salary                 | 19,650.00    |
| TAX ASSESSMENT Other Expenses         | 13,900.00    |
| LEGAL DEPARTMENT Salary               | 6,230.76     |
| LEGAL DEPARTMENT Other Expenses       | 111,666.67   |
| ENGINEERING SERVICES Salary           | 51,245.75    |
| ENGINEERING SERVICES Other Expenses   | 13,140.08    |
| PLANNING BOARD Other Expenses         | 2,083.33     |
| ENVIRONMENTAL COMM Other Expenses     | 25.00        |
| ZONING BOARD Other Expenses           | 2,158.33     |
| PLANNING & ZONING DEPT Salary         | 16,200.00    |
| PLANNING & ZONING Other Expenses      | 8,416.67     |
| CONSTRUCTION ENFORC AGENCY Salary     | 78,816.72    |
| CONST ENF AGENCY Other Expenses       | 26,941.67    |
| RENT CONTROL BOARD Salary             | 1,400.00     |
| RENT CONTROL BOARD Other Expenses     | 274.17       |
| GROUP HEALTH INSURANCE                | 1,621,292.13 |
| EMPLOYEE SALARY AND WAGES(WAIVERS)    | 0.00         |
| UNEMPLOYMENT INSURANCE EXPENSE        | 16,666.67    |
| INSURANCE & SURETY Expense            | 0.00         |
| LOSAP-Other Expenses                  | 8,333.33     |
| POLICE DEPARTMENT Salary              | 1,983,827.26 |
| POLICE DEPARTMENT Other Expenses      | 140,700.00   |
| DISPATCH 911 Salary                   | 135,495.54   |
| DISPATCH 911 Other Expenses           | 233,400.00   |
| OFFICE OF EMRGNCY MGMT Other Expenses | 1,291.67     |
| AID TO VOL FIRE                       | 9,166.67     |
| AID TO VOL FIRST AID                  | 8,750.00     |

|                                       |              |
|---------------------------------------|--------------|
| FIRE FIGHTING Salary                  | 1,581,187.18 |
| FIRE FIGHTING Other Expenses          | 0.00         |
| FIRE PREVENTION Salary                | 27,000.00    |
| FIRE PREVENTION Other Expenses        | 9,520.00     |
| FIRE HYDRANT CHARGES                  | 125,807.91   |
| STREETS & ROADS Salary                | 99,900.00    |
| STREETS & ROADS Other Expenses        | 27,066.67    |
| SOLID WASTE RECYCLING Salary          | 80,600.00    |
| SOLID WASTE RECYCLING Other Expenses  | 5,154.17     |
| BUILDINGS & GROUNDS Salary            | 134,324.35   |
| BUILDINGS & GROUNDS Other Expenses    | 11,958.33    |
| MUNICIPAL GARAGE Salary               | 79,353.15    |
| MUNICIPAL GARAGE Other Expenses       | 7,991.67     |
| POLICE VEHICLES Salary                | 21,516.90    |
| POLICE VEHICLES Other Expenses        | 65,000.00    |
| CONDO COMMUNITY COSTS                 | 13,333.33    |
| HEALTH Salary                         | 111,047.83   |
| HEALTH Other Expenses                 | 5,791.04     |
| SENIOR CITIZEN Salary                 | 27,527.78    |
| SENIOR CITIZEN Other Expenses         | 3,237.50     |
| RECREATION Salary                     | 123,983.70   |
| RECREATION Other Expenses             | 46,682.31    |
| PARKS & TREES Salary                  | 110,166.66   |
| PARKS & TREES Other Expenses          | 20,000.00    |
| FREE PUBLIC LIBRARY Salary            | 166,352.22   |
| FREE PUBLIC LIBRARY Other Expenses    | 249,422.83   |
| CELEBRATION OF PUBLIC EVENTS EXPENSES | 5,000.00     |
| PUBLIC BUILDINGS HEAT,LIGHT,POWER     | 78,872.41    |
| STREET LIGHTING EXPENSE               | 91,666.67    |
| PUBLIC BUILDINGS TELEPHONE            | 20,833.33    |
| FUEL & LUBRICANTS Other Expenses      | 68,820.41    |
| CONTINGENT Expense                    | 4,166.67     |
| PERS Expense                          | 4,000.00     |
| O.A.S.I. (SOCIAL SECURITY) Expense    | 222,386.68   |
| MUNICIPAL COURT Salary                | 46,257.68    |
| MUNICIPAL COURT Other Expenses        | 4,255.83     |

|                                |          |
|--------------------------------|----------|
| PUBLIC DEFENDER Salary         | 2,416.67 |
| PUBLIC DEFENDER Other Expenses | 166.67   |

|                    |                            |
|--------------------|----------------------------|
| TOTAL CURRENT FUND | <u><u>8,482,733.56</u></u> |
|--------------------|----------------------------|

| <u>SEWER UTILITY FUND</u>              | <u>AMOUNT</u>              |
|--|----------------------------|
| SEWER Salary                           | 264,000.00                 |
| SEWER Other Expenses                   | 1,225,650.01               |
| SEWER Sewerage Disposal Charges        |                            |
| SEWER Public Emp Retirement Sys (PERS) |                            |
| SEWER Social Security (OASI)           | 12,500.00                  |
| Sewer Unemployment Insurance           | <u>2,083.33</u>            |
| TOTAL SEWER UTILITY FUND               | <u><u>1,504,233.34</u></u> |

| <u>SANITATION FUND</u>                      | <u>AMOUNT</u>            |
|---|--------------------------|
| SANITATION Salary                           | 212,500.00               |
| SANITATION Other Expenses                   | 240,599.69               |
| SANITATION EMPLOYEE GROUP HEALTH INSURANCE  | 298,605.50               |
| SANITATION Public Emp Retirement Sys (PERS) |                          |
| SANITATION Social Security (OASI)           | 16,666.67                |
| SANITATION Disposal Fees                    | 141,666.67               |
| TOTAL SANITATION FUND                       | <u><u>910,038.53</u></u> |

**RESOLUTION R.297-052017**

**RESOLUTION AWARDING CONTRACT TO SUBURBAN CONSULTING ENGINEERS, INC.  
FOR CONSULTING SERVICES FOR RECREATION NEEDS ASSESSMENT AND FACILITY  
FEASIBILITY STUDY**

**WHEREAS**, the Township of Edison advertised on the Township website for Request for Proposals on February 17, 2017, for RFP 17-02-CONSULTING SERVICES FOR RECREATION NEEDS ASSESSMENT AND FACILITY FEASIBILITY STUDY for a bid opening date of March 23, 2017 and four (4) proposals were received; and

**WHEREAS**, after review and evaluation of said proposals, it has been recommended by the Township that the contract be awarded to **SUBURBAN CONSULTING ENGINEERS, INC.**, 96 U.S. HWY 206, Suite 101, Flanders, NJ 07836 in the amount not to exceed \$59,915.00; and

**WHEREAS**, funds in the amount of \$59,915.00 have been certified to be available in the Section 20 Costs Capital Account, Number C-04-14-1872-490-000; 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. All proposals have been reviewed, and the proposal as submitted by **SUBURBAN CONSULTING ENGINEERS, INC.**, 96 U.S. HWY 206, Suite 101, Flanders, NJ 07836 is determined to be in the best interest of the township, price and other factors considered, for **CONSULTING SERVICES FOR RECREATION NEEDS ASSESSMENT AND FACILITY FEASIBILITY STUDY**.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$59,915.00, and any other necessary documents, with **SUBURBAN CONSULTING ENGINEERS, INC.** in accordance with the RFP and their proposal.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$59,915.00** are available for the above contract in Account No. **C-04-14-1872-490-000**.

/s/ Nicholas C. Fargo  
Chief Financial Officer

**RESOLUTION R.298-052017**

**RESOLUTION AWARDING CONTRACT AMENDMENT/CHANGE ORDER #1 WITH A.M.E., INC. FOR HVAC MAINTENANCE AND REPAIR-LIBRARIES**

**WHEREAS**, A.M.E., INC., 1275 Bloomfield Ave., Bldg. 2, Suite 17B, Fairfield, NJ 07004, was awarded Contract No. 16-03-01-HVAC Maintenance and Repair-Libraries on January 11, 2017 through Resolution R.013-12017 in the amount of \$45,000.00; and

**WHEREAS**, during the performance of said contract it has been discovered that there is additional equipment that needs to be maintained that is not in the original contract resulting in a need for an amendment to the contract/change order #1 in the amount of \$4,000.00; and

**WHEREAS**, the changes will not alter the contract in such a manner as to nullify the effect of the competitive determination of lowest responsible bidder which was made at the time of the contract award; and

**WHEREAS**, the Township recommends authorization of the required amendment/Change Order #1 be made to A.M.E., INC in an amount not to exceed \$4,000.00 for a total contract amount of \$49,000.00; 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 the Township's recommendations as described herein.

**NOW, THEREFORE IT IS RESOLVED** by the Municipal Council of the Township of Edison, Middlesex County, New Jersey, that the contract amendment/change order #1 to Contract 16-03-01 with A.M.E., INC is authorized and approved in the amount of \$4,000.00 resulting in a total revised contract amount of \$49,000.00.

**RESOLUTION R.299-052017**

**RESOLUTION AWARDING THE THIRD AND FINAL YEAR OF THE DATA AND VOICE SERVICE CONTRACT TO BUSINESS AUTOMATION TECHNOLOGIES, INC. D/B/A DATA NETWORK SOLUTIONS**

**WHEREAS**, bids were received by the Township of Edison on April 14, 2015 for Public Bid No. 15-01-23-Data and Voice Service for the Township of Edison; and

**WHEREAS**, BUSINESS AUTOMATION TECHNOLOGIES, INC. D/B/A DATA NETWORK SOLUTIONS, 116 Oceanport Ave., Bldg. 1, Little Silver, NJ 07739 submitted the lowest legally responsible, responsive bid; and

**WHEREAS**, R.284-052015 dated May 13, 2015 authorized the first year of a three year contract with BUSINESS AUTOMATION TECHNOLOGIES, INC. D/B/A DATA NETWORK SOLUTIONS for the period of July 8, 2015 through July 7, 2016; and

**WHEREAS**, we are awarding the third and final year of the contract for the period of July 7, 2017 through July 6, 2018; with all terms and conditions of the contract remaining the same; and

**WHEREAS**, the total amount of the third year contract shall not exceed \$35,000.00; and

**WHEREAS**, the maximum amount for this contract cannot be determined at this time, and the total amount of the award of this contract cannot be encumbered; 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 that the Mayor, or his designee, is hereby authorized to execute the third and final year of the contract in the amount not to exceed \$35,000.00 and any other necessary documents, with BUSINESS AUTOMATION TECHNOLOGIES, INC. D/B/A DATA NETWORK SOLUTION as described herein.

**RESOLUTION R.300-052017**

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO CENTRAL JERSEY JOINT INSURANCE FUND (CJJIF) FOR OVERPAYMENT OF WORKERS COMPENSATION BENEFITS**

**WHEREAS**, Central Jersey Joint Insurance Fund, made an overpayment for Workers Compensation Benefits for Julie Shamy to the Township of Edison for the amount of \$1,160.00; and

**WHEREAS**, in accordance with the Code of the Township of Edison, Section 12-6.2(m) the appropriate fee for Central Jersey Joint Insurance Fund for overpayment of \$1,160.00.

**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 \$1,160.00 to Central Jersey Joint Insurance Fund of P.O. Box 1209 Piscataway, NJ 08855, which amount represents the amount of overpayment for Workers Compensation Benefits.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount not to exceed **\$1,160.00** are available for the above refund in Account No. **6-01-55-0291-000-000**.

/s/ Nicholas Fargo,  
Chief Financial Officer

**RESOLUTION R.301-052017**

**RESOLUTION ACCEPTING A GRANT IN THE AMOUNT OF \$1,000 FROM WAL-MART FOUNDATION TO SUPPORT EDISON MUNICIPAL ALLICANCE PROGRAMMING**

**WHEREAS**, The Township of Edison has been approved to receive a grant in the amount of \$1,000 from the Wal-Mart Foundation; and

**WHEREAS**, the Edison Department of Health and Human Services is desirous of accepting those grant funds in support of various programs conducted by the Edison Municipal Alliance; and

**WHEREAS**, these programs have a significant benefit to the residents of Edison; and

**WHEREAS**, no matching funds are required to accept this grant award;

**NOW, THEREFORE, BE IT RESOLVED**, that the Municipal Council of the Township of Edison, that the appropriate fiscal officer will accept said funds in the amount of \$1,000, and that the Mayor, or his designee is hereby authorized to execute any and all documents with respect to this grant described herein.

**RESOLUTION R.302-052017**

**EXPLANATION:** A Resolution appointing Carl O'Brien, P.E., as the Stormwater Coordinator for the Township of Edison.

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

**WHEREAS**, the Township is the owner and operator of a Municipal Separate Storm Sewer System ("**MS4**"), the operation of which is subject to the provisions of the New Jersey Department of Environmental Protection ("**NJDEP**") Tier 'A' Municipal Stormwater General Permit No. NJ0141852 ("**MS4 Permit**"); and

**WHEREAS**, *N.J.A.C. 7:14A-4.9* and the MS4 Permit require the Township to appoint a Municipal Stormwater Program Coordinator ("**Stormwater Coordinator**"), whose responsibilities include, but are not limited to, signing and certifying all reports submitted to the NJDEP pursuant to the MS4 Permit; and

**WHEREAS**, pursuant to *N.J.A.C. 7:14A-4.9(b)*, the Township may assign these Stormwater Coordinator responsibilities to a person that is already responsible for overall MS4 facilities or municipal environmental matters; and

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

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

Section 2. The Township desires to appoint Carl O'Brien, P.E., as Stormwater Coordinator in accordance with *N.J.A.C. 7:14A-9* and the provisions of the MS4 Permit.

Section 3. Notice of this Resolution shall be published in the designated official newspaper as required by law within ten (10) days of passage.

Section 4. A certified copy of this resolution, together with a copy of the contract between the parties, shall be provided by the Township Clerk to the Business Administrator.

Section 5. This Resolution shall take effect immediately.

**RESOLUTION R.303-052017**

**EXPLANATION:** A Resolution supporting the purchase of the property identified as Block 415, Lot 5.N on the tax maps of the Township of Edison (a/k/a 1665 Woodland Avenue), by the Board of Chosen Freeholders of the County of Middlesex, New Jersey, with the intention to preserve same as open space.

**WHEREAS**, the Township of Edison (the "**Township**"), and the County of Middlesex, New Jersey (the "**County**"), when appropriate, have displayed interests and furthered preservation of certain parcels in the Township and County, as open space, parks, farmland, and/or historic sites; and

**WHEREAS**, it has come to the attention of the municipal council of the Township (the “**Municipal Council**”), by way of a recent Township Public Open Space meeting, that the property owner of Block 415, Lot 5.N on the tax maps of the Township (a/k/a 1665 Woodland Avenue) (the “**Ferrante Property**”) has indicated a desire to sell the Ferrante Property to the County in furtherance of the Ferrante Property’s preservation as open space; and

**WHEREAS**, it is the understanding of the Municipal Council that the County is undertaking its due diligence in furtherance of the County’s potential purchase of the Ferrante Property; and

**WHEREAS**, in furtherance of certain Township objectives to, where appropriate, encourage the preservation of certain parcels in the Township as open space, and in support of the County’s interest in same, the Municipal Council hereby supports the County’s efforts to purchase the Ferrante Property in furtherance of the Ferrante Property’s preservation as open space; and

**WHEREAS**, the Municipal Council seeks to transmit the Township’s support of the County’s prospective purchase of the Ferrante Property, and the County’s continued preservation of same as open space, to the Board of Chosen Freeholders of the County of Middlesex, New Jersey

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council supports the County’s purchase of the Ferrante Property in furtherance of Open Space planning.
3. The Municipal Clerk of the Township shall forward a certified copy of this resolution to Board of Chosen Freeholders of the County of Middlesex, New Jersey.
4. This Resolution shall take effect immediately.

**RESOLUTION R.304-052017**

**EXPLANATION:** This Resolution authorizes the Mayor to execute the attached Developer’s Agreement with Gayarti Associates, LLC, with respect to Block 412.A, Lots 4 and 5 (aka 7 Progress Street) as shown on the Township of Edison tax maps.

**WHEREAS**, Block 412.A, Lots 4 and 5 (aka 7 Progress Street) as shown on the Township of Edison tax maps (the “**Property**”) was the subject of an application before the Zoning Board of the Township of Edison (hereinafter the “**Board**”) made by Gayarti Associates, LLC (“**Developer**”) for preliminary and final site plan approval to convert a vacant building into a mixed-use building with an adult day care, medical offices and general office space (the “**Project**”); and

**WHEREAS**, the Board granted final site plan approval for the Project by adoption of a resolution on February 21, 2017 (the “**Resolution**”); and

**WHEREAS**, the Township of Edison (the “**Township**”) and Developer desire to enter this Agreement to establish the terms pursuant to which the Developer shall connect to the Township’s sanitary sewer system, and related matters; and

**WHEREAS**, the Resolution and the Code of the Township of Edison require the developer to enter into a developer’s agreement with the Township in connection with the Project; and

**WHEREAS**, the developer’s agreement attached hereto between the Township and Developer (the “**Agreement**”) has been prepared by the Township Attorney and has been reviewed and approved by the Township Engineer and by the attorney for the Developer.

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

1. The Mayor is hereby authorized to execute the Agreement substantially in the form as attached hereto as Exhibit A, subject to such additions, deletions, modifications or amendments deemed necessary by the Mayor in his discretion in consultation with counsel, which additions, deletions, modifications or amendments do not alter the substantive rights and obligations of the parties thereto, and to take all other necessary and appropriate action to effectuate the Agreement.
2. The Township Clerk is hereby authorized to forward the original and certified copies of the Agreement to the Township Attorney for recording with the Clerk of the County of Middlesex.
3. This Resolution shall take effect immediately.

**RESOLUTION R.305-052017**

**EXPLANATION:** This Resolution authorizes the Mayor to execute the attached Developer's Agreement with Lotus PSP, LLC, with respect to Block 545.T, Lots 24.C, 25, 26, 27 & 61.B (aka 1916-1924 Oak Tree Road) as shown on the Township of Edison tax maps.

**WHEREAS,** Block 545.T, Lots 24.C, 25, 26, 27 & 61.B (aka 1916-1924 Oak Tree Road) as shown on the Township of Edison tax maps (the "**Property**") was the subject of an application before the Planning Board of the Township of Edison (hereinafter the "**Board**") made by Lotus PSP, LLC ("**Developer**") for preliminary and final site plan approval to construct 12,480 square feet of medical/general office/retail building space and to provide a parking lot for 73 parking spaces (the "**Project**"); and

**WHEREAS,** the Board granted final site plan approval for the Project by adoption of a resolution on July 14, 2014 (the "**Resolution**"); and

**WHEREAS,** the Township of Edison (the "**Township**") and Developer desire to enter this Agreement to establish the terms pursuant to which the Developer shall connect to the Township's sanitary sewer system, and related matters; and

**WHEREAS,** the Resolution and the Code of the Township of Edison require the developer to enter into a developer's agreement with the Township in connection with the Project; and

**WHEREAS,** the developer's agreement attached hereto between the Township and Developer (the "**Agreement**") has been prepared by the Township Attorney and has been reviewed and approved by the Township Engineer and by the attorney for the Developer.

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

1. The Mayor is hereby authorized to execute the Agreement substantially in the form as attached hereto as Exhibit A, subject to such additions, deletions, modifications or amendments deemed necessary by the Mayor in his discretion in consultation with counsel, which additions, deletions, modifications or amendments do not alter the substantive rights and obligations of the parties thereto, and to take all other necessary and appropriate action to effectuate the Agreement.

1. The Township Clerk is hereby authorized to forward the original and certified copies of the Agreement to the Township Attorney for recording with the Clerk of the County of Middlesex.

2. This Resolution shall take effect immediately.

**RESOLUTION R.306-052017**

**RESOLUTION ACCEPTING BID AND AWARING CONTRACT TO T. GALANTE CONSTRUCTION INC. FOR INTERIOR RENOVATIONS AT FIREHOUSE NO. 3 – 849 AMBOY AVENUE**

**WHEREAS,** bids were received by the Township of Edison on April 26, 2017 for Public Bid No. 17-23-01 INTERIOR RENOVATIONS AT FIREHOUSE NO. 3 – 849 AMBOY AVENUE, TOWNSHIP OF EDISON; and

**WHEREAS, T. GALANTE CONSTRUCTION INC.,** 1133 Hwy 35 South, Laurence Harbor, NJ 08879, submitted the lowest, legally responsible, responsive bid; and

**WHEREAS,** the maximum amount of the purchase shall not exceed \$66,247.00; and

**WHEREAS,** funds in the amount of \$66,247.00 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 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 **T. GALANTE CONSTRUCTION INC.**, 1133 Hwy 35 South, Laurence Harbor, NJ 08879 for the interior renovation of Firehouse No. 3 located at 849 Amboy Avenue, 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 \$66,247.00, and any other necessary documents, with **T. GALANTE CONSTRUCTION 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 **\$66,247.00** are available for the above contract in Account No. **C-04-14-1872-310-001**.

/s/ Nicholas C. Fargo  
Chief Financial Officer

**RESOLUTION R.307-052017**

**EXPLANATION:** Amending Resolution R.289-42017 authorizing a non-refundable grant of \$2,333.00 from the Township's Affordable Housing Down Payment/Closing Cost Affordability Assistance Program for the tax differential of a Fair Market sale unit to an *affordable* housing unit.

**WHEREAS**, by Resolution the Township Council approved, authorized and established a Market To Affordable Program pursuant to N.J.A.C. 5:97-8.8(a), to assist eligible owner/s in the purchase of eligible *affordable* housing units in the Township of Edison, to use these existing Fair Market value properties as Affordable Housing units (Unit), and committed one million dollars from the Township's Affordable Housing Trust Fund for this purpose; and

**WHEREAS**, the Township Council also approved and adopted a Manual at that time for the Down Payment/Closing Cost Affordability Assistance Program in accordance with the Court's directives, which set forth the application process for applicants to comply with in order to participate in the Program; and

**WHEREAS**, a Unit was located and an application to participate in the Program was submitted, reviewed and deemed complete and in compliance by the Township's Administrative Agent with the requirements to purchase; and

**WHEREAS**, the Unit is now subject to a reduction in property taxes based on the affordable assessed value that is lower than the current "market rate" assessed value of the property located at 18 Burchard Street North for the 2017 tax year; and

**WHEREAS**, the Buyer is entitled to a non-refundable grant of \$2,333.00 to be paid from the Township's Affordable Housing Trust Fund in order to provide affordability assistance by reducing the costs for the Buyer; and

**WHEREAS**, the Township will distribute these funds on behalf of the Buyer to Edison Township's Tax Collector at the time of the Closing to subsidize the property taxes; and

**WHEREAS**, the Township Council desires to award these funds to provide assistance in the tax differential of an *affordable* unit at 18 Burchard Street in the amount of \$2,333.00 for the purpose and under the terms set forth herein under the Down Payment/Closing Cost Affordability Assistance Program; and to authorize the execution of an Agreement between the Township and Lani Solano, the Buyer, with respect to such grant.

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

1. The Township Council hereby approves and authorizes a non-refundable grant in the amount of \$2,333.00 from the Township's Affordable Housing Trust Fund account T-13-00-0000-000-006 with respect to the Down Payment/Closing Cost Affordability Assistance Program, to be paid to Edison Township's Tax Collector for the purposes set forth herein and authorizes the execution of an Agreement between the Township and Lani Solano, 18 Burchard Street, Edison, NJ 08837 with respect to such grant.
2. That an original certified copy of this resolution shall be forwarded to the Municipal Housing Liaison.

**RESOLUTION R.308-052017**

**EXPLANATION:** This resolution provides refund of the construction permit fee, less the DCA fee, posted for a residential construction permit. The work was never performed.

**WHEREAS**, on October 2,2015, a Construction Permit fee, check #2011404, permit #2015-4181, was posted in the total amount of \$424.00 by the contractor, SunRun, having offices at 26 Worlds Fair Dr., Somerset, NJ 08873 ; and

**WHEREAS**, the application was submitted for a Solar Installation at 18 Ramsey Rd. Edison, NJ 08820, by the hired contractor; SunRun

**WHEREAS**, appropriate documents have been submitted to the Township indicating that the contract was cancelled therefore appropriate that the municipal permit fee in the amount of \$320.00, derived from the \$424.00 total construction permit fee less the \$24.00 DCA fee, and less the 20% plan review fee of \$80.00 be refunded to the contractor SunRun.; and

**WHEREAS**, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2015-4181, in the amount of \$320.00 for the referenced application;

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the Township of Edison that the sum not to exceed \$320.00 on construction permit fees posted by SunRun for 18 Ramsey Rd. 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 \$320.00 from the Refund of Revenue Fund to the Contractor, SunRun, 26 Worlds Fair Dr., Somerset, NJ 08873.

**RESOLUTION R.309-052017**

**EXPLANATION:** This resolution provides refund of the construction permit fee, less the DCA fee, posted for a residential construction permit. The work was never performed.

**WHEREAS**, on June 22 ,2016 , a Construction Permit fee, check #2012969, permit #2016-2424, was posted in the total amount of \$362.00 by the contractor, SunRun, having offices at 26 Worlds Fair Dr., Somerset, NJ 08873 ; and

**WHEREAS**, the application was submitted for a Solar Installation at 4 Doris Ct. Edison, NJ 08817, by the hired contractor; SunRun

**WHEREAS**, appropriate documents have been submitted to the Township indicating that the contract was cancelled therefore appropriate that the municipal permit fee in the amount of \$280.00, derived from the \$362.00 total construction permit fee less the \$12.00 DCA fee, and less the 20% plan review fee of \$70.00 be refunded to the contractor SunRun.; and

**WHEREAS**, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2016-2424, in the amount of \$280.00 for the referenced application;

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the Township of Edison that the sum not to exceed \$280.00 on construction permit fees posted by SunRun for 4 Doris Ct. 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 \$280.00 from the Refund of Revenue Fund to the Contractor, SunRun, 26 Worlds Fair Dr., Somerset, NJ 08873.

**RESOLUTION R.310-052017**

**EXPLANATION:** This resolution provides refund of the construction permit fee, less the DCA fee, posted for a residential construction permit. The work was never performed.

**WHEREAS**, on May 18, 2016 , a Construction Permit fee, check #2012810, permit #2016-1929, was posted in the total amount of \$362.00 by the contractor, SunRun, having offices at 26 Worlds Fair Dr., Somerset, NJ 08873 ; and

**WHEREAS**, the application was submitted for a Solar Installation at 67 Oakland Ave. Edison, NJ 08817, by the hired contractor; SunRun

**WHEREAS**, appropriate documents have been submitted to the Township indicating that the contract was cancelled therefore appropriate that the municipal permit fee in the amount of \$280.00, derived from the \$362.00 total construction permit fee less the \$12.00 DCA fee, and less the 20% plan review fee of \$70.00 be refunded to the contractor SunRun.; and

**WHEREAS**, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2016-1929, in the amount of \$280.00 for the referenced application;

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the Township of Edison that the sum not to exceed \$280.00 on construction permit fees posted by SunRun for 67 Oakland Ave. 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 \$280.00 from the Refund of Revenue Fund to the Contractor, SunRun, 26 Worlds Fair Dr., Somerset, NJ 08873.

**RESOLUTION R.311-052017**

**EXPLANATION:** This resolution provides refund of the construction permit fee, less the DCA fee, posted for a residential construction permit. The work was never performed.

**WHEREAS**, on May 5,2016 , a Construction Permit fee, check #765278, permit #2016-1685, was posted in the total amount of \$840.00 by the contractor, SolarCity Corp., having offices at 9 Corporate Dr., Cranbury, NJ 08512 ; and

**WHEREAS**, the application was submitted for a Solar Installation at 7 Renee Ct. Edison, NJ 08820, by the hired contractor; SolarCity

**WHEREAS**, appropriate documents have been submitted to the Township indicating that the contract was cancelled therefore appropriate that the municipal permit fee in the amount of \$605.00, derived from the \$840.00 total construction permit fee less the \$84.00 DCA fee, and less the 20% plan review fee of \$151.00 be refunded to the contractor SolarCity.; and

**WHEREAS**, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2016-1685, in the amount of \$605.00 for the referenced application;

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the Township of Edison that the sum not to exceed \$605.00 on construction permit fees posted by SolarCity for 7 Renee Ct. 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 \$605.00 from the Refund of Revenue Fund to the Contractor, SolarCity, 9 Corporate Dr., Cranbury, NJ 08512.

**RESOLUTION R.312-052017**

**EXPLANATION:** This resolution provides refund of the construction permit fee, less the DCA fee, posted for a residential construction permit. The work was never performed.

**WHEREAS**, on January 20,2016 , a Construction Permit fee, check #2012290, permit #2016-0347, was posted in the total amount of \$415.00 by the contractor, SunRun, having offices at 26 Worlds Fair Dr., Somerset, NJ 08873 ; and

**WHEREAS**, the application was submitted for a Solar Installation at 24 Fox Rd. Edison, NJ 08817, by the hired contractor; SunRun

**WHEREAS**, appropriate documents have been submitted to the Township indicating that the contract was cancelled therefore appropriate that the municipal permit fee in the amount of \$320.00,



derived from the \$415.00 total construction permit fee less the \$15.00 DCA fee, and less the 20% plan review fee of \$80.00 be refunded to the contractor SunRun.; and

**WHEREAS**, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2016-0347, in the amount of \$320.00 for the referenced application;

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the Township of Edison that the sum not to exceed \$320.00 on construction permit fees posted by SunRun for 24 Fox Rd. 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 \$320.00 from the Refund of Revenue Fund to the Contractor, SunRun, 26 Worlds Fair Dr., Somerset, NJ 08873.

**RESOLUTION R.313-052017**

**EXPLANATION:** This resolution provides refund of the construction permit fee, less the DCA fee, posted for a residential construction permit. The work was never performed.

**WHEREAS**, on October 9,2015 , a Construction Permit fee, check #2566, permit #2015-4247 was posted in the total amount of \$489.00 by the contractor, Vivint Solar, having offices at 2400 Main St., Sayerville, NJ 08872 ; and

**WHEREAS**, the application was submitted for a Solar Installation at 3 Dolores Dr. Edison, NJ 08820, by the hired contractor; Vivint Solar

**WHEREAS**, appropriate documents have been submitted to the Township indicating that the contract was cancelled therefore appropriate that the municipal permit fee in the amount of \$340.00, derived from the \$489.00 total construction permit fee less the \$64.00 DCA fee, and less the 20% plan review fee of \$85.00 be refunded to the contractor Vivint Solar.; and

**WHEREAS**, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2015-4247, in the amount of \$340.00 for the referenced application;

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the Township of Edison that the sum not to exceed \$340.00 on construction permit fees posted by Vivint Solar for 3 Dolores Dr. 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 \$340.00 from the Refund of Revenue Fund to the Contractor, Vivint Solar, 2400 Main St., Sayerville, NJ 08872.

**RESOLUTION R.314-052017**

**EXPLANATION:** This resolution provides refund of the construction permit fee, less the DCA fee, posted for a residential construction permit. The work was never performed.

**WHEREAS**, on October 9,2015 , a Construction Permit fee, check #2719, permit #2015-5028 was posted in the total amount of \$529.00 by the contractor, Vivint Solar, having offices at 2400 Main St., Sayerville, NJ 08872 ; and

**WHEREAS**, the application was submitted for a Solar Installation at 37 Lydia Ln. Edison, NJ 08817, by the hired contractor; Vivint Solar

**WHEREAS**, appropriate documents have been submitted to the Township indicating that the contract was cancelled therefore appropriate that the municipal permit fee in the amount of \$360.00, derived from the \$529.00 total construction permit fee less the \$79.00 DCA fee, and less the 20% plan review fee of \$90.00 be refunded to the contractor Vivint Solar.; and

**WHEREAS**, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2015-5028, in the amount of \$360.00 for the referenced application;

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the Township of Edison that the sum not to exceed \$360.00 on construction permit fees posted by Vivint Solar for 37 Lydia Ln. 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 \$360.00 from the Refund of Revenue Fund to the Contractor, Vivint Solar, 2400 Main St., Sayerville, NJ 08872.

**RESOLUTION R.315-052017**

**EXPLANATION:** This resolution provides refund of the construction permit fee, less the DCA fee, posted for a residential construction permit. The work was never performed.

**WHEREAS**, on October 9,2015 , a Construction Permit fee, check #2721, permit #2015-5029 was posted in the total amount of \$460.00 by the contractor, Vivint Solar, having offices at 2400 Main St., Sayerville, NJ 08872 ; and

**WHEREAS**, the application was submitted for a Solar Installation at 3 Forman Ct. Edison, NJ 08817, by the hired contractor; Vivint Solar

**WHEREAS**, appropriate documents have been submitted to the Township indicating that the contract was cancelled therefore appropriate that the municipal permit fee in the amount of \$340.00, derived from the \$460.00 total construction permit fee less the \$35.00 DCA fee, and less the 20% plan review fee of \$85.00 be refunded to the contractor Vivint Solar.; and

**WHEREAS**, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2015-5029, in the amount of \$340.00 for the referenced application;

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the Township of Edison that the sum not to exceed \$340.00 on construction permit fees posted by Vivint Solar for 3 Forman Ct. 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 \$340.00 from the Refund of Revenue Fund to the Contractor, Vivint Solar, 2400 Main St., Sayerville, NJ 08872.

**RESOLUTION R.316-052017**

**EXPLANATION:** This resolution provides refund of the construction permit fee, less the DCA fee, posted for a residential construction permit. The work was never performed.

**WHEREAS**, on October 9,2015 , a Construction Permit fee, check #1972, permit #2015-2311 was posted in the total amount of \$502.00 by the contractor, Vivint Solar, having offices at 2400 Main St., Sayerville, NJ 08872 ; and

**WHEREAS**, the application was submitted for a Solar Installation at 23 Carmello Dr. Edison, NJ 08817, by the hired contractor; Vivint Solar

**WHEREAS**, appropriate documents have been submitted to the Township indicating that the contract was cancelled therefore appropriate that the municipal permit fee in the amount of \$352.00, derived from the \$502.00 total construction permit fee less the \$62.00 DCA fee, and less the 20% plan review fee of \$88.00 be refunded to the contractor Vivint Solar.; and

**WHEREAS**, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2015-2311, in the amount of \$352.00 for the referenced application;

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the Township of Edison that the sum not to exceed \$352.00 on construction permit fees posted by Vivint Solar for 23 Carmello Dr. 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 \$352.00 from the Refund of Revenue Fund to the Contractor, Vivint Solar, 2400 Main St., Sayerville, NJ 08872.

**RESOLUTION R.317-052017**

**EXPLANATION:** This resolution provides refund of the construction permit fee, less the DCA fee, posted for a residential construction permit. The work was never performed.

**WHEREAS**, on October 9,2015 , a Construction Permit fee, check #2720, permit #2015-5027 was posted in the total amount of \$514.00 by the contractor, Vivint Solar, having offices at 2400 Main St., Sayerville, NJ 08872 ; and

**WHEREAS**, the application was submitted for a Solar Installation at 19 Brian Rd. Edison, NJ 08817, by the hired contractor; Vivint Solar

**WHEREAS**, appropriate documents have been submitted to the Township indicating that the contract was cancelled therefore appropriate that the municipal permit fee in the amount of \$360.00, derived from the \$514.00 total construction permit fee less the \$64.00 DCA fee, and less the 20% plan review fee of \$90.00 be refunded to the contractor Vivint Solar.; and

**WHEREAS**, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2015-5027, in the amount of \$360.00 for the referenced application;

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the Township of Edison that the sum not to exceed \$360.00 on construction permit fees posted by Vivint Solar for 19 Brian Rd. 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 \$360.00 from the Refund of Revenue Fund to the Contractor, Vivint Solar, 2400 Main St., Sayerville, NJ 08872.

**RESOLUTION R.318-052017**

**EXPLANATION:** This resolution provides refund of the construction permit fee, less the DCA fee, posted for a residential construction permit. The work was never performed.

**WHEREAS**, on October 9,2015 , a Construction Permit fee, check #2413, permit #2015-3868 was posted in the total amount of \$540.00 by the contractor, Vivint Solar, having offices at 2400 Main St., Sayerville, NJ 08872 ; and

**WHEREAS**, the application was submitted for a Solar Installation at 282 McKinley Ave. Edison, NJ 08820, by the hired contractor; Vivint Solar

**WHEREAS**, appropriate documents have been submitted to the Township indicating that the contract was cancelled therefore appropriate that the municipal permit fee in the amount of \$400.00, derived from the \$540.00 total construction permit fee less the \$40.00 DCA fee, and less the 20% plan review fee of \$100.00 be refunded to the contractor Vivint Solar.; and

**WHEREAS**, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2015-3868, in the amount of \$400.00 for the referenced application;

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the Township of Edison that the sum not to exceed \$400.00 on construction permit fees posted by Vivint Solar for 282 McKinley Ave. 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 \$400.00 from the Refund of Revenue Fund to the Contractor, Vivint Solar, 2400 Main St., Sayerville, NJ 08872.

**RESOLUTION R.319-052017**

**EXPLANATION:** This resolution provides refund of the construction permit fee, less the DCA fee, posted for a residential construction permit. The work was never performed.

**WHEREAS**, on October 9,2015 , a Construction Permit fee, check #2568, permit #2015-4245 was posted in the total amount of \$845.00 by the contractor, Vivint Solar, having offices at 2400 Main St., Sayerville, NJ 08872 ; and

**WHEREAS**, the application was submitted for a Solar Installation at 93 Christie St. Edison, NJ 08820, by the hired contractor; Vivint Solar

**WHEREAS**, appropriate documents have been submitted to the Township indicating that the contract was cancelled therefore appropriate that the municipal permit fee in the amount of \$340.00, derived from the \$845.00 total construction permit fee less the \$420.00 DCA fee, and less the 20% plan review fee of \$85.00 be refunded to the contractor Vivint Solar.; and

**WHEREAS**, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2015-4245, in the amount of \$340.00 for the referenced application;

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the Township of Edison that the sum not to exceed \$340.00 on construction permit fees posted by Vivint Solar for 93 Christie St. 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 \$340.00 from the Refund of Revenue Fund to the Contractor, Vivint Solar, 2400 Main St., Sayerville, NJ 08872.

**RESOLUTION R.320-052017**

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

**WHEREAS**, FEDERAL ELEVATOR INC., 1106B Industrial Parkway, Brick, NJ 08724, was awarded Contract No. 16-12-07 for Elevator Maintenance and Repair through Resolution R. 038-012017; and

**WHEREAS**, FEDERAL ELEVATOR, INC., notified the Township of Edison on March 31, 2017 that the company was closing effective immediately causing the Township to rebid this contract; and

**WHEREAS**, the Township rebid the contract and bids were received by the Township of Edison on April 11, 2017 for Public Bid No. 17-12-07 ELEVATOR MAINTENANCE AND REPAIR; and

**WHEREAS**, CURRENT ELEVATOR TECHNOLOGY, INC., P.O. Box 246, Milford, PA 18337, submitted the lowest legally responsible bid; and

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

**WHEREAS**, the total amount of the first year and any succeeding renewal year shall not exceed \$60,000.00, and cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid by CURRENT ELEVATOR TECHNOLOGY, INC., P.O. Box 246, Milford, PA 18337 for Elevator Maintenance and Repair is determined to be the lowest legally responsible bid.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$60,000.00 for the first year and any succeeding renewal year and any other necessary documents, with CURRENT ELEVATOR TECHNOLOGY, INC., as described herein.

**RESOLUTION R.321-052017**

**RESOLUTION AUTHORIZING AN EMERGENCY CONTRACT WITH LONGO ELECTRICAL-MECHANICAL, INC. FOR THE FURNISHING AND INSTALLATION OF TWO (2) VARIABLE FREQUENCY DRIVES AT THE EVERGREEN PUMP STATION**

**WHEREAS**, an emergency condition exists in which the Township needs to replace two variable frequency drives at the Evergreen Pump Station; and

**WHEREAS, LONGO ELECTRICAL-MECHANICAL, INC.**, 1 Harry Shupe Blvd, Wharton, NJ 07885, our current contractor for Electrical Services for Sewer Pump Stations under Contract No. 16-12-12 quoted a price not to exceed \$20,400.00; and

**WHEREAS**, funds in the amount of \$20,400.00 have been certified to be available in the Sewer Maintenance of Other Equipment Account, number 7-07-55-0501-000-026; 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 \$20,400.00 and any other necessary documents with **LONGO ELECTRICAL-MECHANICAL, INC.** as described herein.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-6 et seq.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$20,400.00** are available for the above contract in Account No. **7-07-55-0501-000-026**.

/s/ Nicholas C. Fargo  
Chief Financial Officer

**RESOLUTION R.322-052017**

**RESOLUTION TO RELEASE STREET OPENING ESCROW**

**WHEREAS**, the Township Department of Public Works advises the following have deposited Escrow Funds for Street Opening Permits; and

**WHEREAS**, notification has been received stating that all work has been inspected and restored as per the requirements of the Road Opening Permit; and

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON**, that the Finance Department is hereby authorized to release Street Opening Escrow Funds, under reference number STO0000227, to the following:

|  |   |
|--|---|
| <b>Permit Number:</b>                  | <b>20362</b>  |
| <b>Opening Location:</b>               | <b>21 Reed Street</b>   |
| <b>Block/Lot:</b>                      | <b>99.A/17</b>  |
| <b>Applicant’s Name &amp; Address:</b> | <b>Binsky &amp; Snyder LLC<br/>281 Centennial Avenue<br/>Piscataway, NJ 08854</b> |
| <b>Initial Deposit Date:</b>           | <b>04/10/17</b>   |
| <b>Deposit Amount:</b>                 | <b>\$1,200.00</b>   |
| <b>Paid by &amp; refunded to:</b>      | <b>Binsky &amp; Snyder LLC</b>  |

**281 Centennial Avenue  
Piscataway, NJ 08854**

**BE IT FURTHER RESOLVED** that the Township Council of the Township of Edison forwards a certified true copy of the resolution to the Director of Finance.

**RESOLUTION R.323-052017**

**EXPLANATION:** Resolution in support of infrastructure improvements located at Woodland Avenue and Oak Tree Road pursuant to a tri-party agreement between the Township of Edison, Borough of South Plainfield and County of Middlesex.

**WHEREAS**, the County of Middlesex has authorized the design of Infrastructure Improvements located at Woodland Avenue and Oak Tree Road in the Township of Edison and Borough of South Plainfield; and

**WHEREAS**, in an effort to coordinate the respective responsibilities in furtherance of this project, the Township of Edison, Borough of South Plainfield and the County of Middlesex have entered into an Agreement dated June 19, 2008; and

**WHEREAS**, said Agreement provides that the Project will require an estimated two-week shutdown in order to reprofile and reconstruct Woodland Avenue in the vicinity of Oak Tree Road in the Township of Edison; and

**WHEREAS**, said Agreement also provides that the Project may require various roadwork to be performed including but not limited to milling and paving to take place between the hours of 8:00 p.m. to 6:00 a.m.; and

**WHEREAS**, the Infrastructure improvements to be performed at Woodland Avenue and Oak Tree Road in the Township of Edison is in the best interest of the Township;

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council of the Township of Edison does hereby support the Infrastructure improvements to be performed at Woodland Avenue and Oak Tree Road in the Township of Edison in accordance with the terms of the Agreement.
3. The Municipal Council of the Township of Edison further supports and authorizes the estimated two-week shutdown in order to reprofile and reconstruct Woodland Avenue in the vicinity of Oak Tree Road in the Township of Edison.
4. The Municipal Council of the Township of Edison further supports and authorizes various roadwork to be performed in the Township of Edison, which includes milling and paving to take place between the hours of 8:00 p.m. to 6:00 a.m.
5. This Resolution shall take effect immediately.

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

NAYS - None

**COMMUNICATIONS**

- a. Anonymous letter received regarding Hill Top Apartments.

On a motion made by Councilmember Sendelsky, seconded by Councilmember Shah and duly carried, the above Communications were received.

**ORAL PETITIONS AND REMARKS**

Council President Lombardi opened the meeting for public comment.

Bill Bruner, 215 Loring Avenue, concerned about the large warehouse on Rt. 27 and Vineyard truck traffic. He asked when was the council informed that Amazon would be occupying that warehouse space. A traffic study should be done, please look into it .

Council President Lombardi, said he read it in the newspaper about 3-4 weeks ago. They found out about a month or two ago.

Council President Lombardi asked Ms. Ruane if any conversation took place on the hours with Amazon.

Ms. Ruane, we are still in preliminary conversation of hours.

Councilmember Gomez, believe a traffic study was done.

Bruce Diamond, 74 Calvert Avenue, West, could we look into the pods shipping containers off loaded into parking lots.

Ms. Ruane, said she read it, it only said private property, it doesn't differentiate from resident or commercial.

Council President Lombardi, he will get an opinion from Mr. Northgrave, but since it doesn't differentiate he thinks it should include both.

Mr. Diamond, with the pods versus containers what action would be taken.

Ms. Ruane explained the different inspector out on road would report in, a letter will be sent to comply.

Maria Orchid, 83 Jefferson Avenue, on the new filing and video does this have effect on schools system.

Council President Lombardi this ordinance would not apply.

Ms. Orchid, speed limit on Oak Tree Road is not consistent.

Council President Lombardi, it was changed by ordinance already, he believes it was last year.

Ms. Orchid, thanked the Department of Public Works who pick up leaves they do an excellent job.

Thomas Gockel 77 Safran Ave. Middlesex Water Company road repairs, who from the Town will be responsible for monitoring the road work.

Ms. Ruane, the Township Engineer.

Mr. Gockel explained the water problem could they put a put a slit dip on that corner.

Walt Stochel, 2118 Oak Tree Road, Monday night meeting you discussed the telephone poles. He walked his neighborhood – create a list of problems good idea it's a mess. On Tingley Lane there is an old siren - Woodrow Wilson school we need better access for walkers.

Lois Wolke, 10 Peake Road, we have a new engineer Mr. O'Brien, is he contracted or an employee. What are his hours overseeing, will he be attending Council Meeting.

Ms. Ruane explained Mr. O'Brien will be here 30 hours a week and his colleagues will be here 12-15 hours a week. Mr. O'Brien will be attending worksession meetings.

Councilmember Coyle, he wanted to recognize that Troop 17 is here observing the meeting.

Irene Wall, 205 Fleet Avenue, Olsen Avenue, things happening in this town that shouldn't be happening. She loves the Boy Scouts and Girl Scouts. To all mothers Happy Mother's Day hope children treat you well good night.

Council President Lombardi, wished everyone a Happy Mother's Day.

Hearing no further comments from the public Councilmember Diehl 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 Diehl, the meeting was adjourned at 8:00 p.m.

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Michael R. Lombardi  
Council President

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Cheryl Russomanno, RMC  
Municipal Clerk