

**AGENDA
MUNICIPAL COUNCIL
REGULAR MEETING
Wednesday, June 28, 2017
7:00 p.m.**

1. Call to Order and Pledge of Allegiance.
2. Roll Call.
3. Adequate Notice of this meeting as required by the Open Public Meetings Act of 1975, has been provided by an Annual Notice sent to The Home News Tribune, The Star Ledger and the Sentinel on January 4, 2017 and posted in the Main Lobby of the Municipal Complex on the same date.
4. **COUNCIL PRESIDENT'S REMARKS**
5. **RESOLUTION OF RECOGNITION:**

Resolution of Recognition R.384-062017 – Miss New Jersey Chhavi Verg
6. **UNFINISHED BUSINESS:
ORDINANCES FOR FURTHER CONSIDERATION, PUBLIC HEARING, AND
FINAL ADOPTION:**

O.1978-2017	ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH CAP BANK.
O.1979-2017	ORDINANCE AMENDING TOWNSHIP CODE CHAPTER 15 “PROPERTY MAINTENANCE” REGARDING ADDITIONAL NOTICE AND OTHER ENFORCEMENT PROVISIONS.
O.1980-2017	ORDINANCE AMENDING TOWNSHIP CODE CHAPTER 19 “STREETS AND SIDEWALKS” REGARDING THE PLACEMENT, REPLACEMENT OR REMOVAL OF PUBLIC UTILITY POLES AND OR UNDERGROUND FACILITIES PURSUANT TO THE AUTHORITY GRANTED IN N.J.S.A. 48:3-17A.
O.1981-2017	ORDINANCE AMENDING TOWNSHIP CODE CHAPTER 7 TO UPDATE THE ADDRESS LIST OF PRIVATELY OWNED PUBLIC PARKING AREAS TO INCLUDE INMAN SQUARE (A/K/A/ 976 INMAN AVENUE).
7. **PUBLIC COMMENT ON THE RESOLUTIONS:**

8. **PROPOSED RESOLUTIONS**

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

Consent Agenda

R.385-062017 Resolution approving disbursements for the period ending June 22, 2017

R.386-062017 Resolution authorizing refund in the amount of \$113,523.11 for redemption of tax sale certificates.

R.387-062017 Resolution authorizing refund for sewer tax overpayments totaling, \$1,041.21.

R.388-062017 Resolution authorizing refund for tax overpayments totaling, \$12,366.19.

R.389-062017 Resolution authorizing overpayment refund caused by Successful Tax court Appeal with Freeze Act provision to Adan Associates for 17 Progress Street, Block 412.A Lot 9 in the amount of \$6,320.00.

R.390-062017 Award of a Non-Fair and Open Contract for the maintenance and support of Data Processing Tax Assessor software to Vital Communications, Inc. in the amount not to exceed \$48,000.00.

R.391-062017 Resolution authorizing the sale of surplus personal property no longer need for public use on an online auction website US GOVBID, a division of Auction Liquidation Services.

R.392-062017 Award of Contract for Auctioneer services to US GOVBID/Auction Liquidation Services Company.

R.393-062017 Award of Contract/Purchase Order to Upgrade and expand various networking infrastructure at Township Facilities with CDW Government, LLC in an amount not to exceed \$15,000.00.

R.394-062017 Award of Contract/Purchase order for the purchase of various computer equipment and supplies to CDW Government Inc. through Educational Services Commission of New Jersey Cooperative Pricing System in the amount of \$35,000.00.

R.395-062017 Award of Contract/Purchase Order for the furnishing of Software License and Maintenance and related services for the Township to CDW Government, LLC in the amount not to exceed \$15,000.00.

R.396-062017 Award of Contracts for Public Bid No. 17-08-02 Printing Services a Two Year Contract to Centurion Printing in an amount not to exceed \$20,000.00.

R.397-062017 Award of Contracts for Public Bid No. 17-08-02 Printing Services a Two Year Contract to Ridgewood Press in an amount not to exceed \$35,000.00.

R.398-062017 Award of Contracts for Public Bid No. 17-08-02 Printing Services a Two Year Contract to Minuteman Press in an amount not to exceed \$5,000.00.

R.399-062017 Award of Contracts for Public Bid No. 17-08-02 Printing Services a Two Year Contract to Concept Printing in an amount not to exceed \$50,000.00.

R.400-062017 Award of Contracts for Public Bid No. 17-08-02 Printing Services a Two Year Contract to DL Printing in an amount not to exceed \$75,000.00.

- R.401-062017 Award of Contracts for Public Bid No. 17-08-02 Printing Services a Two Year Contract to Consortium Companies in an amount not to exceed \$65,000.00.
- R.402-062017 Award of Contract for Public Bid No. 17-03-06 Basic Life Support Services Emergency Medical and Emergency Transportation Services to The Community Hospital, Inc. t/a JFK Medical Center.
- R.403-062017 A Resolution designating the property commonly known on the Township tax maps as Block 182.A, Lots 4.A, 5, 6, 7.Y and 9.A2 (in the area of 720 U.S. Route 1) as an area in need of redevelopment pursuant to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1, et seq.*
- R.404-062017 Resolution authorizing the Business Administrator to execute a grant agreement between the Township of Edison and the State of New Jersey by and for the Department of Environmental Protection to purchase and install two (2), Level 2 charging stations.
- R.405-062017 Resolution authorizing the refund of Construction Permit to Solar City, for permit #2015-3369 in the amount of \$200.00.
- R.406-062017 Resolution authorizing the refund of Construction Permit to Solar City for permit #2016-0149 in the amount of \$322.00.
- R.407-062017 Resolution authorizing the refund of Construction Permit to ADT Security Services in the amount of \$90.00 for permit #2017-0489.
- R.408-062017 Resolutions authorizing the refund of Construction Permit to Owens S. Dunigan & Co. Inc. for permit #2016-5167 in the amount of \$340.00.
- R.409-062017 Resolution authorizing the refund of Construction Permit to ADT Security Services for Permit #2017-0351 in the amount of \$90.00.
- R.410-062017 Resolution releasing Performance Bond and Cash Performance bond to Edison Commons, LLC for Application #Z-51-2015, Block 1120, Lot 62.A & 62.B.
- R.411-062017 Resolution approving Fiscal Year 2017 Community Development Block Grant Program.
- R.412-062017 Resolution authorizing a grant of \$10,000. from the Township's Affordable Housing Down Payment/Closing Cost Affordability Assistance Program for the purchase of an affordable housing unit by an income certified buyer.
- R.413-062017 Resolution authorizing a subsidy grant of \$50,000 from the Township's Affordable Housing Market to Affordable Program for the purchase of a home from market rate to affordable.
- R.414-062017 Award of Contract/Purchase Order for Two(2) Aerators for Lake Papaiani to Central Turf & Irrigation Supply in the amount of \$19,312.30.
- R.415-062017 Resolution releasing of Street Opening Escrow to AJ Perri, Inc. for Permit #20501, 123 Waltuma, in the amount of \$480.00.
- R.416-062017 Resolution releasing of Street Opening Escrow to Action Plumbing, Inc. for Permit #20513 for 10 Brookfall Road in the amount of \$432.00.
- R.417-062017 Resolution to release Street Opening Escrow to Water Management for Permit #20389 for 68Albert Avenue in the amount of \$240.00.

- R.418-062017 Resolution authorizing the Township Council to grant permission for Fireworks to be discharged for Independence Day Celebrations to Garden State Fireworks at Lake Papaianni on July 4th with a rain date of July 5th 2017.
- R.419-062017 Resolution authorizing the Township Council to grant permission for Fireworks to be discharged for Independence Day Celebrations to Pyro Engineering, Inc. at Plainfield Country Club on July 1st with a rain date of July 2, 2017.
- R.420-062017 Award of a Non-Fair and Open Contract for the Maintenance and Support of the Proprietary Software Computer aided dispatch and records management system to Queues Enforth Development Inc. in the amount of \$41,358.00.
- R.421-062017 Resolution awarding a renewal contract for the furnishing of Online TTraining Software to The Rodgers Group, LLC in the amount of \$17,760.00.
- R.422-062017 Resolution authorizing the renewal of 2017/2018 Plenary Retail Consumption Liquor License to Havana, The Cheesecake Factory, Aum Bar & Grill, LLC, Akbar Lounge, LLC, Chili, Elio's, Fun Eat & Drinks, LLC.
- R.423-062017 Resolution authorizing the renewal of 2017/2018 Plenary Consumption License (Hotel/Motel) to E Hotel, Sheraton Hotel, and Courtyard Marriott.
- R.424-062017 Resolution authorizing the renewal of 2017/2018 Plenary Retail Distribution to Liquor Locker, Vincz's Food & Liquor, Harvest Wine & Spirits, VW Liquors and Edison Discount Wine & Spirits.
- R.425-062017 Resolution authorizing the renewal of 2017/2018 Club Licenses to American Legion Post #435, Knights of Columbus, Metuchen Country Club and Raritan River Boat Club.
- R.426-062017 Resolution waiving the permit fee for the Congregation Ohr Torah, Roof Top Air Conditioning.

9. **ORAL PETITIONS AND REMARKS**

10. **ADJOURNMENT**

ORDINANCE O.1978-2017

TOWNSHIP OF EDISON
COUNTY OF MIDDLESEX, NEW JERSEY

CALENDAR YEAR 2017
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO
ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 0.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Council of the Township of Edison in the County of Middlesex, N.J., finds it advisable and necessary to increase its CY 2017 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township Council hereby determines that a 3.5 % increase in the budget for said year, amounting to \$3,219,274.29 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Township Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Township Council of the Township of Edison in the County of Middlesex, N.J., a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2017 budget year, the final appropriations of the Township of Edison shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$3,755,820.01 and that the CY 2017 municipal budget for the Township of Edison be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

ORDINANCE O.1979-2017

EXPLANATION: An Ordinance amending Chapter XV, "Property Maintenance," of the Township Code of General Ordinances, to provide for certain additional notice, and other enforcement provisions, in connection with the removal of nuisances and any hazards to the safety of occupants, pedestrians and other persons utilizing lands and/or premises, as well as the removal of unsanitary conditions therefrom.

WHEREAS, the Township of Edison ("**Township**") has previously adopted and codified a 'Property Maintenance Code' within the Township's Code of General Ordinances (the "**Code**"), requiring the upholding of certain standards with respect to the overall maintenance and appearance of real property, lands and/or premises; and

WHEREAS, Chapter XV, Section 15-1.9 of the Code presently provides for the removal of nuisances and any hazards to the safety of occupants, pedestrians and other persons utilizing lands and/or premises, as well as the removal of unsanitary conditions therefrom, but does not, however, provide for notice and other enforcement requirements in the same manner as does Subchapter 2 of the Code pertaining to vegetative debris (Chapter XV, Section 15-2.1 to -2.4); and

WHEREAS, the municipal council of the Township ("**Municipal Council**") has determined it is reasonable and desirable to amend Chapter XV, Section 15-1.9 of the Code, to provide for notice and other enforcement requirements therein, in the same manner as does Subchapter 2 of the Code pertaining to vegetative debris (Chapter XV, Section 15-2.1 to -2.4); and

WHEREAS, to effect the foregoing, the Municipal Council has determined to amend Chapter XV, Section 15-1.9 of the Code to read as follows (additions are underlined and deletions are in [brackets]):

"15-1.9 Nuisances and Unsanitary Conditions; Removal or Abatement; Notice; Lien for Costs of Township Remediation.

The exterior of the lands and/or premises, and all structures located on the lands and/or premises, shall be kept free of all nuisances and any hazards to the safety of occupants, pedestrians and other persons utilizing the lands and/or premises, and shall be free of unsanitary conditions. Any of the foregoing shall be promptly removed and abated by the owner, occupant and/or operator in accordance with the notice provisions set forth below, and in accordance with the provisions of this Subchapter. It shall be the duty of the owner, occupant and/or operator to keep the lands and/or premises free of hazards, which include but are not limited to the following:

- a. Brush, weeds, broken glass, stumps, roots, obnoxious growth, filth, garbage, trash, refuse and debris;
- b. Dead and dying trees and limbs or other natural growth which, by reason of rotting or deteriorating conditions or storm damage, constitute a hazard and/or a potential hazard to persons in the vicinity thereof. Trees shall be kept pruned and trimmed to prevent such conditions;
- c. Loose and overhanging objects and accumulations of ice and snow which, by reason of location above ground level, constitute a danger of falling on persons in the vicinity thereof;
- d. Ground surface hazards or unsanitary conditions, holes, excavations, breaks, projections, obstructions, icy conditions, uncleared snow, excretions of pets and other animals on paths, walks, driveways, parking lots and parking areas and other parts of the lands and/or premises which are accessible to and used by persons on the lands and/or premises. All such holes and excavations shall be filled and repaired, walks and steps replaced and other conditions removed where necessary to eliminate hazards or unsanitary conditions with reasonable dispatch upon their discovery;

e. Adequate runoff drains shall be provided and maintained to eliminate any recurrent or excessive accumulations of stormwater;

f. Sources of infestation;

g. Foundation walls shall be kept structurally sound, free from defects and damage and capable of bearing imposed loads safely;

h. Chimneys and all flue and vent attachments thereto shall be maintained, structurally sound, free from defects and so maintained as to capably perform at all times the functions for which they were designed. Chimneys, flues, gas vents or other draft-producing equipment shall provide sufficient draft to develop the rated output of the connected equipment, shall be structurally safe, durable and smoketight and capable of withstanding the action of flue gases;

i. Exterior porches, landings, balconies, stairs and fire escapes shall be provided with banisters or railings properly designed and maintained to minimize the hazard of falling; and the same shall be kept structurally sound, in good repair and free from defects. This subsection does not apply to single-family dwellings having steps with four (4) or fewer risers, or a total height less than forty-eight (48) inches above ground level[.];

j. Vegetative overgrowth and other impediments that obstruct the maintenance of sight triangles and that constitute a hazard to vehicular and/or pedestrian traffic.

The owner, occupant and/or operator of such lands and/or premises is required to remove, or cause to be removed, from such lands and/or premises, any and all nuisances and any hazards to the safety of occupants, pedestrians and other persons utilizing the lands and/or premises, as well as any unsanitary conditions, within ten (10) days after receipt by such owner, occupant and/or operator, of written notice from the Division of Health.

Notice to the owner, occupant and/or operator to cause the removal of the conditions referred to in the preceding paragraph, shall be given by the Division of Health, and may be served upon any such owner, occupant and/or operator either personally or by certified mail, and, if by the latter method, the ten (10) day period within which such removal shall be accomplished shall be deemed to have commenced to run from the date of the return receipt of such certified mail, obtained by the postal authority for the delivery of such certified notice. Every such notice shall, in addition to requiring the removal within the ten (10) day period aforesaid, warn the owner, occupant and/or operator of the lands and/or premises to which such notice refers, that failure to accomplish such removal within the time stated therein will result in further action by the Division of Health, including (i) prosecution of any continuing violation in a court of competent jurisdiction in accordance with the requirements of the Township Code, including this Chapter, and (ii) removal, by or under the direction of the Division of Health, and the cost of such removal shall be charged to the owner, occupant and/or operator of such lands and/or premises, and shall be payable to the Township within thirty (30) days after the date of submission of the associated removal charges. An accurate record of the cost of such removal to the Township shall be determined by the Health Officer, who shall certify the cost thereof to the Governing Body.

Unless such charges are paid within the thirty (30) day period, the Governing Body shall proceed to examine the certificate of removal costs as determined by the Health Officer, against the lands and/or premises. The amount so examined and charged shall forthwith become a lien upon such lands and/or premises, and shall be added to and become and form part of the taxes next to be assessed and levied upon such lands and/or premises, the same to bear interest at the same rate as taxes, and shall be collected and enforced by the same officers and in the same manner as taxes, including without limit pursuant to N.J.S.A. 40:48-2.14.

In the case of repeat violations, the Division of Health may take action to abate subsequent violations without providing additional written notice, upon confirmation of continued ownership or occupancy of the lands and/or premises by the initial individual(s) served.”

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council hereby amends Chapter XV, Section 15-1.9 of the Code to read as follows:

“15-1.9 Nuisances and Unsanitary Conditions; Removal or Abatement; Notice; Lien for Costs of Township Remediation.

The exterior of the lands and/or premises, and all structures located on the lands and/or premises, shall be kept free of all nuisances and any hazards to the safety of occupants, pedestrians and other persons utilizing the lands and/or premises, and shall be free of unsanitary conditions. Any of the foregoing shall be promptly removed and abated by the owner, occupant and/or operator in accordance with the notice provisions set forth below, and in accordance with the provisions of this Subchapter. It shall be the duty of the owner, occupant and/or operator to keep the lands and/or premises free of hazards, which include but are not limited to the following:

- a. Brush, weeds, broken glass, stumps, roots, obnoxious growth, filth, garbage, trash, refuse and debris;
- b. Dead and dying trees and limbs or other natural growth which, by reason of rotting or deteriorating conditions or storm damage, constitute a hazard and/or a potential hazard to persons in the vicinity thereof. Trees shall be kept pruned and trimmed to prevent such conditions;
- c. Loose and overhanging objects and accumulations of ice and snow which, by reason of location above ground level, constitute a danger of falling on persons in the vicinity thereof;
- d. Ground surface hazards or unsanitary conditions, holes, excavations, breaks, projections, obstructions, icy conditions, uncleared snow, excretions of pets and other animals on paths, walks, driveways, parking lots and parking areas and other parts of the lands and/or premises which are accessible to and used by persons on the lands and/or premises. All such holes and excavations shall be filled and repaired, walks and steps replaced and other conditions removed where necessary to eliminate hazards or unsanitary conditions with reasonable dispatch upon their discovery;
- e. Adequate runoff drains shall be provided and maintained to eliminate any recurrent or excessive accumulations of stormwater;
- f. Sources of infestation;
- g. Foundation walls shall be kept structurally sound, free from defects and damage and capable of bearing imposed loads safely;
- h. Chimneys and all flue and vent attachments thereto shall be maintained, structurally sound, free from defects and so maintained as to capably perform at all times the functions for which they were designed. Chimneys, flues, gas vents or other draft-producing equipment shall provide sufficient draft to develop the rated output of the connected equipment, shall be structurally safe, durable and smoketight and capable of withstanding the action of flue gases;

i. Exterior porches, landings, balconies, stairs and fire escapes shall be provided with banisters or railings properly designed and maintained to minimize the hazard of falling; and the same shall be kept structurally sound, in good repair and free from defects. This subsection does not apply to single-family dwellings having steps with four (4) or fewer risers, or a total height less than forty-eight (48) inches above ground level;

j. Vegetative overgrowth and other impediments that obstruct the maintenance of sight triangles and that constitute a hazard to vehicular and/or pedestrian traffic.

The owner, occupant and/or operator of such lands and/or premises is required to remove, or cause to be removed, from such lands and/or premises, any and all nuisances and any hazards to the safety of occupants, pedestrians and other persons utilizing the lands and/or premises, as well as any unsanitary conditions, within ten (10) days after receipt by such owner, occupant and/or operator, of written notice from the Division of Health.

Notice to the owner, occupant and/or operator to cause the removal of the conditions referred to in the preceding paragraph, shall be given by the Division of Health, and may be served upon any such owner, occupant and/or operator either personally or by certified mail, and, if by the latter method, the ten (10) day period within which such removal shall be accomplished shall be deemed to have commenced to run from the date of the return receipt of such certified mail, obtained by the postal authority for the delivery of such certified notice. Every such notice shall, in addition to requiring the removal within the ten (10) day period aforesaid, warn the owner, occupant and/or operator of the lands and/or premises to which such notice refers, that failure to accomplish such removal within the time stated therein will result in further action by the Division of Health, including (i) prosecution of any continuing violation in a court of competition jurisdiction in accordance with the requirements of the Township Code, including this Chapter, and (ii) removal, by or under the direction of the Division of Health, and the cost of such removal shall be charged to the owner, occupant and/or operator of such lands and/or premises, and shall be payable to the Township within thirty (30) days after the date of submission of the associated removal charges. An accurate record of the cost of such removal to the Township shall be determined by the Health Officer, who shall certify the cost thereof to the Governing Body.

Unless such charges are paid within the thirty (30) day period, the Governing Body shall proceed to examine the certificate of removal costs as determined by the Health Officer, against the lands and/or premises. The amount so examined and charged shall forthwith become a lien upon such lands and/or premises, and shall be added to and become and form part of the taxes next to be assessed and levied upon such lands and/or premises, the same to bear interest at the same rate as taxes, and shall be collected and enforced by the same officers and in the same manner as taxes, including without limit pursuant to *N.J.S.A. 40:48-2.14*.

In the case of repeat violations, the Division of Health may take action to abate subsequent violations without providing additional written notice, upon confirmation of continued ownership or occupancy of the lands and/or premises by the initial individual(s) served.”

3. It is the intent of the Municipal Council to incorporate the additions, amendments and/or supplements contained in this Ordinance, into the Code. All of the remaining provisions in Chapter XV of the Code shall remain unchanged, and have full force and legal effect. All other resolutions and ordinances governing the provisions of Section 15-1.9 of the Code heretofore enacted and inconsistent herewith, are hereby modified pursuant to the terms of this Ordinance.

4. If any section, paragraph, subdivision, clause, sentence, phrase or provision of this Ordinance is declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance, which shall be construed to give effect to the remaining portions thereof.

5. A copy of this Ordinance shall be available for public inspection at the offices of the Township Clerk.

6. This Ordinance shall take effect after twenty (20) days of its final passage by the Municipal Council, upon approval by the Mayor and publication as required by law.

ORDINANCE O.1980-2017

EXPLANATION: An ordinance amending Chapter XIX “Streets and Sidewalks” of the Code of the Township of Edison, establishing procedures regarding the placement, replacement or removal of public utility poles and/or underground facilities pursuant to the authority granted in *N.J.S.A. 48:3-17a*.

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

WHEREAS, the Township’s Code of General Ordinances (the “**Code**”) currently lists the regulation for the maintenance and repair of streets and sidewalks; and

WHEREAS, the municipal council of the Township (“**Municipal Council**”) has determined to update Chapter XIX, “Streets and Sidewalks,” of the Code to regulate the placement, replacement or removal of utility poles in the Township, to include a new Subchapter 19-5.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council hereby amends Chapter XIX “Streets and Sidewalks” of the Code to include the new Subchapter 19-5 “Public Utility Poles,” to read as follows:

19-5 PUBLIC UTILITY POLES

19-5.1 Notice to Township by Public Utility.

Before a public utility places, replaces or removes a pole or an underground facility located in the Township of Edison, the public utility shall notify both the Township Engineer and the Township Code Official in writing, which may be by Fax or e-Mail, at least, but not less than, 24 hours before undertaking any excavation related to the placement, replacement or removal of the utility pole or underground facility, which pole or underground facility is used for the supplying and distribution of electricity for light, heat or power, or for the furnishing of water service or telephone, television or other telecommunications service on or below a public right-of-way in the Township. The Township Council of the Township of Edison shall notify any public utility that provides service in the Township of the application of the provisions of this Ordinance.

For the purposes of this Section, “underground facility” means one or more underground pipes, cables, wires, lines or other structures or conduits used for the supplying and distribution of electricity for light, heat or power or for the providing of water service, or for the furnishing of telephone, television or other telecommunications service.

19-5.2 Public Utility Responsibility after Placement, Replacement or Removal.

After completing the placement, replacement or removal of a pole or an underground facility pursuant to this Ordinance, the public utility shall remove from such right- of-way any pole or underground facility no longer in use, as well as any other debris created from such placement, replacement or removal, including without limit any wires or appurtenances to any such replaced or removed pole or underground facility, and restore the property including, but not limited to, the installation of a hot patch as needed to restore the property within the right-of-way to its previous condition as much as possible. As used in this Section, "hot patch" means the installation of a mixture of asphalt to restore property within the right-of-way to its previous condition subsequent to the construction or excavation of a site required for the placement, replacement or removal of a pole or an underground facility pursuant to this Section.

19-5.3 “Pole” Defined.

For the purposes of this Section, “pole” means, in addition to its commonly accepted meaning, any wires or cable connected thereto, and any replacements therefor which are similar in construction and use.

19-5.4 Fines.

In the event a public utility does not meet the requirements of Subsection 19-5.2 of this Section concerning the removal of debris, including without limit any wires or appurtenances to any such replaced or removed pole or underground facility, and the restoring of property including, but not limited to, the installation of a hot patch, within a right-of-way to its previous condition within ninety (90) days of placement, replacement or removal of a pole or an underground facility, said public utility will be fined up to an amount not to exceed \$100 each day, until the requirements of Subsection 19-5.2 are met, except that if the public utility is unable to complete the installation of a hot patch due to the unavailability of asphalt material during the period of time from November through April, the public utility shall not be required to complete the hot patch installation until sixty (60) days immediately following the end of the November through April period. At least five (5) business days prior to the end of the ninety (90) day period established by this Subsection, the Township shall notify the public utility that the penalties authorized by this Subsection shall begin to be assessed against the utility after the end of the ninety (90) day period, unless the utility complies with the requirements of Subsection 19-5.2 of this Section. Any penalty imposed shall be collected or enforced in a summary manner, without a jury, in any court of competent jurisdiction according to the procedures provided for by the New Jersey Penalty Enforcement Law of 1999, *N.J.S.A. 2A:58-10 et seq.* The Superior Court, Middlesex County and the Edison Township Municipal Court shall have jurisdiction to enforce the provisions of this Section. In the case of removal or replacement of a pole or an underground facility utilized by two (2) or more public utilities, the public utility last removing its pipes, cables, wires, lines or other structures shall be liable for the removal and restoration required under Subsection 19-5.2 of this Section, unless a written agreement between the public utilities provides otherwise.

19-5.4 Emergency.

Under emergency conditions which significantly impact the placement, replacement or the removal of a pole or underground facility resulting from natural forces or human activities beyond the control of the public utility, or which pose an imminent or existing threat of loss of electrical, water, power, telephone, television or other telecommunication service, or which pose an imminent or existing threat to the safety and security of persons or property, or both, or which require immediate action by a public utility to prevent bodily harm or substantial property damage from occurring, the provisions of Subsection 19-5.1 of this section shall not apply when a public utility undertakes any construction or excavation related to the placement, replacement or removal of a pole or an underground facility in response to such an emergency, provided that the public utility undertaking such construction or excavation notifies the Township Engineer and the Township Code Official at the earliest reasonable opportunity, and that all reasonable efforts are taken by the public utility to comply with the removal and restoration requirements of Subsection 19-5.2 of this Section after responding to the emergency.

3. If a court of competent jurisdiction shall declare any section, paragraph, subsection, clause or provision of this Ordinance invalid, such decision shall not affect the validity of this Ordinance as a whole or any part thereof, and the remaining provisions shall be construed to give effect to the intent thereof.

4. All ordinances or parts of ordinances of the Township of Edison heretofore adopted that are inconsistent with any of the terms and provisions of this Ordinance, are hereby repealed to the extent of such inconsistency.

5. This Ordinance shall take effect after final passage and publication as provided by law.

ORDINANCE O.1981-2017

EXPLANATION: An Ordinance amending the Township Code at Chapter 7 to update the address list of privately owned public parking areas to include Inman Square (a/k/a 976 Inman Avenue).

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

WHEREAS, the Township’s Code of General Ordinances (“**Code**”) currently lists the regulation for the movement and the parking of traffic on certain private property open to the public and to which the public is invited within the Township; and

WHEREAS, pursuant the Township Zoning Board of Adjustment (the “**Board of Adjustment**”) resolution dated September 20, 2016, JSM at Inman, LLC, in furtherance of its application for use and bulk variance relief to install a drive-thru on to an existing retail center, is required to, among other responsibilities, give the Township the authority to enforce *N.J.S.A. 39:4-197 et seq.* (“**Title 39**”) at its property located on the Township tax maps as Block 412, Lot 3.F. (a/k/a 976 Inman Avenue) (the “**Property**”); and

WHEREAS, the municipal council of the Township (“**Municipal Council**”) has determined to update Subchapter 7-40.2 of the Code to identify the Property as subject to Title 39 enforcement by the Township; and

WHEREAS, the Municipal Council has determined to amend Subchapter 7-40.2 of the Code to read as follows (additions are underlined and deletions are in [brackets]):

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council hereby amends Subchapter 7-40.2 of the Code to read as follows:

“7-40.2 Regulation for the Movement and the Parking of Traffic on Private Property Open to the Public and to Which the Public Is Invited (Retail Business).

... [NOTE to Codifier. Existing text not appearing herein has been deleted solely for brevity. NO CHANGE]

...

c. *Privately Owned Public Parking Areas.* (1999 Code, Ch. 10.20)

1. Submission of plan. The Chief of the Division of Fire and the Chief of Police or his/her designee of the Township shall jointly provide the Director of Public Safety with an individual plan for each privately owned public parking area to which this section shall be applicable. The plan shall contain the outline of each parking area and shall clearly designate areas of traffic flow and areas or zones in which there shall be no stopping, standing or parking of vehicles.

2. Adoption of plans; Amendment procedures. Upon receipt of each individual plan the Director of Public Safety shall file such plan with the Township Clerk and with the Clerk of the Municipal Court, to be kept as a part of the permanent records of each office. Each such plan so filed shall be included herein and made part of this section and shall also be forwarded to the Department of Transportation of the State of New Jersey. Amendments and changes to such plans may be made by forwarding the proposed change(s) to the Department of Transportation of the State of New Jersey for approval; and, after notice of approval, the changed or amended plans shall be immediately filed with the Township Clerk and the Clerk of the Municipal Court.

3. Responsibilities of owners. An appropriate copy of each plan shall be provided to the owner and/or operator of each individual privately owned public parking area. The owner and/or operator of each such area shall then at his, her or its own cost and expense cause the parking area to be painted with stripings in accordance with the plan provided to each such individual owner, operator or corporation. In addition, appropriate signs shall be provided and installed by the owner and/or operator at his, her or its own cost and expense. Each sign and the placement therefor shall conform to the State of New Jersey standard traffic sign criteria and must be in strict accordance with the plan provided.

4. Regulations; No Stopping or Standing. There shall be no stopping or standing within thirty (30) feet of the front of any building and as designated on the respective plans with regard to the sides and rear of every building located in the following privately or publicly owned public parking lots which are subject to the provisions of this section:

RESOLUTION R.385-062017

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING JUNE 22 2017.

WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through June 22, 2017.

FUND	AMOUNT
Current	\$13,538,995.77
Sewer Utility	62,840.89
Capital	1,088,036.50
Grants	8,647.94
Dog (Animal Control)	4,727.82
Trust	117,036.58
CDBG	11.00
Tree Fund	18,904.07
Payroll Deductions	558,744.49
Law Enforcement	0.00
Open Space	0.00
Park Improvements	0.00
Sanitation Fund	208,673.93
Self Insurance	0.00
Affordable Housing	8,462.00
Cash Performance	0.00
Developers Escrow	24,731.00
Tree Planting	0.00
Federal Forfeited	0.00
Tax Sale Redemption	273,822.95
TOTAL	\$15,913,634.94

/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.386-062017

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 **\$113,253.11**.

June 28, 2017

RESOLUTION R.387-062017

Authorizing the refund of sewer charge overpayments to certain property owners in the Township

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

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

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

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

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

2. The Municipal Council hereby authorizes the appropriate official of the Township to draw and issue checks to the person(s) in the amounts provided for below, in satisfaction of sewer charge overpayments:

Property Owner Property Location: Block/Lot/Qualifier Sewer Account: Amount to be Refunded:	PAREKH, HITESH & PUNAM 17 PARKWOOD CT 690 / 25 17401-0 \$ 216.74
Property Owner Property Location: Block/Lot/Qualifier Sewer Account: Amount to be Refunded:	CHANDRASEKARAN, SRINIVASAN & KASTHURI 36 HILLWOOD AVE 1011 / 7 21386-0 \$ 824.47
GRAND TOTAL	\$ 1041.21

3. This Resolution shall take effect immediately.

RESOLUTION R.388-062017

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 **\$12,366.19**.

RESOLUTION R.389-062017

**Authorizing Overpayment Refund caused by
Successful Tax Court Appeal with Freeze Act provision**

WHEREAS, This office has received successful tax appeals judgment from the Tax Court of New Jersey for the case below as specified on Council's resolution **R.570-082016**:

TAXPAYER	ADAN ASSOCIATES
PROPERTY LOCATION	17 PROGRESS ST
BLOCK / LOT / QUALIFIER	412.A/9
DOCKET NUMBER:	010647-2015
TAX YEAR	2016

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

WHEREAS, the reduction in assessed value, for the Freeze Act Year(s) listed, has caused a real estate tax overpayment in the amount of **\$6,320.00** and

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

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison, shall and is hereby authorized to draw checks to the property owner or legal representative in the amounts of **\$6,320.00**.

June 28, 2017

RESOLUTION R.390-062017

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT TO VITAL COMMUNICATIONS, INC. FOR THE MAINTENANCE AND SUPPORT OF DATA PROCESSING TAX ASSESSOR SOFTWARE USED BY THE TAX ASSESSOR'S OFFICE

WHEREAS, the Township of Edison needs to renew the annual maintenance and support agreement for the data processing tax assessor software used by the Tax Assessor's Office as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5 et. seq.; and

WHEREAS, the Purchasing Agent has determined and certified in writing that the value of the acquisition will exceed \$17,500.00; and

WHEREAS, such annual renewal for the support of proprietary software may be awarded without public advertising for bids or bidding, in accordance with N.J.S.A. 40A:11-5(dd); and

WHEREAS, VITAL COMMUNICATIONS, INC., 900 South Broad Street, Trenton, NJ 08611, has submitted a proposal to provide such services for a one year term from July 1, 2017 through June 30, 2018 at a cost of \$48,000.00; and

WHEREAS, VITAL COMMUNICATIONS, INC, has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Township of Edison in the previous one year, and that the contract will prohibit VITAL COMMUNICATIONS, INC. from making any reportable contributions through the term of the contract; and

WHEREAS, funds in the amount of \$48,000.00 cannot be encumbered at this time; and

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

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

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract and any other necessary documents, in the amount of \$48,000.00, with VITAL COMMUNICATIONS, INC., 900 South Broad Street, Trenton, NJ 08611 as set forth above.
2. This contract is awarded pursuant to N.J.S.A. 19:44A-20.5 et. seq, and without competitive bidding under the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-5(dd).
3. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.
4. The Township Clerk shall advertise notice of this action in a legal newspaper pursuant to N.J.S.A. 40A:11-1, et seq. and in compliance with the Local Public Contracts Law guidelines.

RESOLUTION R.391-062017

**RESOLUTION OF THE TOWNSHIP OF EDISON AUTHORIZING THE SALE OF SURPLUS
PERSONAL PROPERTY NO LONGER NEEDED FOR PUBLIC USE ON AN ONLINE AUCTION
WEBSITE**

WHEREAS, The Township of Edison has determined that the property described on Schedule A and incorporated herein is no longer needed for public use; and

WHEREAS, the Local Unit Technology Pilot Program and Study Act (P.L. 2001, c. 30) authorizes the sale of surplus personal property no longer needed for public use through the use of an online auction service; and

WHEREAS, the Township of Edison intends to utilize the online auction services of US GOVBID, A DIVISION OF AUCTION LIQUIDATION SERVICES, PO BOX 1216 Eatontown, NJ 07724, web address www.usgovbid.com, for the amount of three and one half percent (3 1/2%) of the receipts of sales; and

WHEREAS, the sales are being conducted pursuant to the Division of Local Government Services' Local Finance Notice 2008-9 – Revised October, 2011.

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

1. The Township of Edison is hereby authorized to sell the surplus personal property as indicated on Schedule A on the online auction website entitled US GOVBID, A DIVISION OF AUCTION LIQUIDATION SERVICES, www.usgovbid.com.
2. The terms and conditions of the sale are available at www.usgovbid.com.
3. That a certified copy of this Resolution be forwarded to the Division of Local Government Services.

RESOLUTION R.392-062017

RESOLUTION AWARDING A CONTRACT TO US GOVBID / AUCTION LIQUIDATION SERVICES COMPANY FOR AUCTIONEER SERVICES

WHEREAS, Local Public Contracts Law, N.J.S.A. 40A-11-36 requires that all such personal property be sold at public auction to the highest bidder; and

WHEREAS, the Local Unit Technology Pilot Program and Study Act (P.L. 2001, c. 30) authorizes the sale of surplus personal property no longer needed for public use through the use of an online auction service; and

WHEREAS, Edison Township intends to utilize the online auction services of US GOVBID / AUCTION LIQUIDATION SERVICES COMPANY, PO Box 1216, Eatontown, NJ 07724; and

WHEREAS, the sales are being conducted pursuant to the Division of Local Government Services' Local Finance Notice 2008-9, 2008-21R – Revised October 2012; and

WHEREAS, US GOVBID / AUCTION LIQUIDATION SERVICES COMPANY, PO Box 1216, Eatontown, NJ 07724 submitted a quote to conduct online auction services for three and one half percent (3.5%) of the receipt of sales for the period of one year; 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 a contract and any other necessary documents with US GOVBID / AUCTION LIQUIDATION SERVICES COMPANY for Auction Services for three and one half percent (3.5%) of the receipt of sales as described herein.

RESOLUTION R.393-062017

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER(S) TO CDW GOVERNMENT, LLC TO
UPGRADE AND EXPAND VARIOUS NETWORKING INFRASTRUCTURE AT TOWNSHIP
FACILITIES**

WHEREAS, there is a need to upgrade and expand various networking infrastructures at Township facilities; and

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

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

WHEREAS, the total amount of this contract, not to exceed \$15,000.00 cannot be encumbered at this time; and

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

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

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order(s) in the amount not to exceed \$15,000.00 and any other necessary documents, with CDW GOVERNMENT LLC, 230 North Milwaukee Avenue, Vernon Hills, IL 60061 as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract, No. 87722 under M-7000.

RESOLUTION R.394-062017

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER(S) TO CDW GOVERNMENT INCORPORATED THROUGH THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY COOPERATIVE PRICING SYSTEM FOR THE PURCHASE OF VARIOUS COMPUTER EQUIPMENT AND SUPPLIES

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 Township of Edison is a member of the EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY COOPERATIVE PRICING SYSTEM #65MCECCPS; and

WHEREAS, CDW GOVERNMENT INCORPORATED, 2 Corporate Dr., Suite 800, Shelton, CT 06484 has been awarded Contract MRESC 15/16-11 (Technology Supplies & Services) through this Cooperative Pricing System; and

WHEREAS, the Township of Edison intends to enter into a contract/purchase order(s) with CDW GOVERNMENT INCORPORATED for the purchase of various computer equipment and supplies; and

WHEREAS, the total amount of this contract, not to exceed \$35,000.00, cannot be encumbered at this time; and

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

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

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order(s) and any other necessary documents, in the amount of \$35,000.00 with CDW GOVERNMENT INCORPORATED, 2 Corporate Dr., Suite 800, Shelton, CT 06484, the approved Educational Services Commission of New Jersey Cooperative Pricing System vendor through this resolution, which shall be subject to all the conditions applicable to the current EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY Cooperative Pricing System Contract as set forth above.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-11 et seq.

RESOLUTION R.395-062017

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER(S) TO CDW GOVERNMENT LLC FOR
THE FURNISHING OF SOFTWARE LICENSE & MAINTENANCE AND RELATED SERVICES FOR
THE TOWNSHIP OF EDISON**

WHEREAS, there is a need to purchase software license, maintenance and related services for the Township of Edison; and

WHEREAS, CDW GOVERNMENT LLC, 230 North Milwaukee Avenue, Vernon Hills, IL 60061 has been awarded State Contract Number 89849 under M-0003/SOFTWARE LICENSE & RELATED SERVICES; and

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

WHEREAS, the total amount of this contract, not to exceed \$15,000.00 cannot be encumbered at this time; and

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

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

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order(s) in the amount not to exceed \$15,000.00 and any other necessary documents, with CDW GOVERNMENT LLC, 230 North Milwaukee Avenue, Vernon Hills, IL 60061 as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract, No. 89849 under M-0003.

RESOLUTION R.396-062017

**RESOLUTION ACCEPTING BID AND AWARDING A TWO YEAR CONTRACT TO CENTURION
PRINTING FOR THE FURNISHING OF PRINTING SERVICES**

WHEREAS, bids were received by the Township of Edison on March 31, 2017 for Public Bid No. 17-08-02-Printing Services; and

WHEREAS, CENTURION PRINTING, 352 Market St., Kenilworth, NJ 07033, submitted the lowest legally responsible bid for various items of the bid as listed on the spreadsheet; and

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

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

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

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

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

1. All bids have been reviewed, and the bid by CENTURION PRINTING, 352 Market St., Kenilworth, NJ 07033 for Printing Services is determined to be the lowest legally responsible bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a two year contract in the amount not to exceed \$20,000.00, and any other necessary documents, with CENTURION PRINTING.

RESOLUTION R.397-062017

RESOLUTION ACCEPTING BID AND AWARDING A TWO YEAR CONTRACT TO RIDGEWOOD PRESS FOR THE FURNISHING OF PRINTING SERVICES

WHEREAS, bids were received by the Township of Edison on March 31, 2017 for Public Bid No. 17-08-02-Printing Services; and

WHEREAS, RIDGEWOOD PRESS, 609 Franklin Turnpike, Ridgewood, NJ 07450, submitted the lowest legally responsible bid for various items of the bid as listed on the spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$35,000.00, cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid by RIDGEWOOD PRESS, 609 Franklin Turnpike, Ridgewood, NJ 07450 for Printing Services is determined to be the lowest legally responsible bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a two year contract in the amount not to exceed \$35,000.00, and any other necessary documents, with RIDGEWOOD PRESS.

RESOLUTION R.398-062017

RESOLUTION ACCEPTING BID AND AWARDING A TWO YEAR CONTRACT TO MINUTEMAN PRESS FOR THE FURNISHING OF PRINTING SERVICES

WHEREAS, bids were received by the Township of Edison on March 31, 2017 for Public Bid No. 17-08-02-Printing Services; and

WHEREAS, MINUTEMAN PRESS, 134 Talmadge Rd., Edison, NJ 08817, submitted the lowest legally responsible bid for various items of the bid as listed on the spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$5,000.00, cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid by MINUTEMAN PRESS, 134 Talmadge Rd., Edison, NJ 08817 for Printing Services is determined to be the lowest legally responsible bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a two year contract in the amount not to exceed \$5,000.00, and any other necessary documents, with MINUTEMAN PRESS.

RESOLUTION R.399-062017

RESOLUTION ACCEPTING BID AND AWARDING A TWO YEAR CONTRACT TO CONCEPT PRINTING FOR THE FURNISHING OF PRINTING SERVICES

WHEREAS, bids were received by the Township of Edison on March 31, 2017 for Public Bid No. 17-08-02-Printing Services; and

WHEREAS, CONCEPT PRINTING, 40 Lydecker St., Nyack, NY 10960, submitted the lowest legally responsible bid for various items of the bid as listed on the spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$50,000.00, cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid by CONCEPT PRINTING, 40 Lydecker St., Nyack, NY 10960 for Printing Services is determined to be the lowest legally responsible bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a two year contract in the amount not to exceed \$50,000.00, and any other necessary documents, with CONCEPT PRINTING.

RESOLUTION R.400-062017

**RESOLUTION ACCEPTING BID AND AWARDING A TWO YEAR CONTRACT TO DL PRINTING
FOR THE FURNISHING OF PRINTING SERVICES**

WHEREAS, bids were received by the Township of Edison on March 31, 2017 for Public Bid No. 17-08-02-Printing Services; and

WHEREAS, DL PRINTING, 283 Prospect Ave., Avenel, NJ 07001, submitted the lowest legally responsible bid for various items of the bid as listed on the spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$75,000.00, cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid by DL PRINTING, 283 Prospect Ave., Avenel, NJ 07001 for Printing Services is determined to be the lowest legally responsible bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a two year contract in the amount not to exceed \$75,000.00, and any other necessary documents, with DL PRINTING.

RESOLUTION R.401-062017

RESOLUTION ACCEPTING BID AND AWARDING A TWO YEAR CONTRACT TO CONSORTIUM COMPANIES FOR THE FURNISHING OF PRINTING SERVICES

WHEREAS, bids were received by the Township of Edison on March 31, 2017 for Public Bid No. 17-08-02-Printing Services; and

WHEREAS, CONSORTIUM COMPANIES, 400 Raritan Center Pkwy., Edison, NJ 08837, submitted the lowest legally responsible bid for various items of the bid as listed on the spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$65,000.00, cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid by CONSORTIUM COMPANIES, 400 Raritan Center Pkwy., Edison, NJ 08837 for Printing Services is determined to be the lowest legally responsible bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a two year contract in the amount not to exceed \$65,000.00, and any other necessary documents, with CONSORTIUM COMPANIES.

RESOLUTION R.402-062017

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO THE COMMUNITY HOSPITAL, INC., T/A JFK MEDICAL CENTER FOR BASIC LIFE SUPPORT SERVICES (BLS) EMERGENCY MEDICAL AND EMERGENCY TRANSPORTATION SERVICES

WHEREAS, in conformance with N.J.S.A 40A:11-4.1 et seq, Resolution R.601-092012 dated September 24, 2012 authorized the use of competitive contracting for EMS Services; and

WHEREAS, the Township of Edison advertised for request for bids on May 26, 2017 for Public Bid 17-03-06-Basic Life Support Services (BLS) Emergency Medical and Emergency Transportation Services; and

WHEREAS, bids were received on June 21, 2017 and one (1) bid was received; and

WHEREAS, after review and evaluation of said bid it has been recommended by the Evaluation Committee that this contract be awarded to The Community Hospital, Inc., t/a JFK Medical Center, 65 James Street, Edison, NJ 08820 in accordance with our RFP and their submittal; and

WHEREAS, the initial contract period shall be two years with three (3), one (1) year renewals at the sole option of the Township; 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. Bids have been reviewed, and the bid submitted by The Community Hospital, Inc., t/a JFK Medical Center, 65 James Street, Edison, NJ 08820 for Basic Life Support Services (BLS) Emergency Medical and Emergency Transportation Services is determined to be in the best interest of the Township.
2. The Mayor, or his designee, is hereby authorized to execute a contract with The Community Hospital, Inc., t/a JFK Medical Center which includes the lease option, for a period of two (2) years with three (3) one (1) year renewals at the Township's option.
3. The Township Clerk shall advertise notice of this action in a legal newspaper pursuant to N.J.S.A. 40A:11-1, et seq. and in compliance with the Local Public Contracts Law guidelines

RESOLUTION R.403-062017

EXPLANATION: A Resolution designating the property commonly known on the Township tax maps as Block 182.A, Lots 4.A, 5, 6, 7.Y and 9.A2 (in the area of 720 U.S. Route 1) as an area in need of redevelopment 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.* (the “**Redevelopment Law**”), authorizes municipalities to determine whether certain parcels of land in the municipality constitute areas in need of redevelopment; and

WHEREAS, to make such a determination under the Redevelopment Law, the municipal council (the “**Township Council**”) of the Township of Edison (the “**Township**”), by way of Resolution R. 330.052017 adopted May 24, 2017, authorized and directed the planning board of the Township (the “**Planning Board**”) to conduct a preliminary investigation of the property identified as Block 182.A, Lots 4.A, 5, 6, 7.Y and 9.A2 (in the area of 720 U.S. Route 1) 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 June 19, 2017, 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, the Township Council has determined that, based upon the recommendation of the Planning Board, the Study Area should be designated an area in need of redevelopment under the Redevelopment Law, with such designation authorizing the Township and Township Council to use all those powers provided by the Redevelopment Law for use in a redevelopment area, other than the power of eminent domain.

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 recommendations and conclusions of the Planning Board are hereby accepted by the Township Council.
- Section 3. Based upon the findings and recommendations of the Planning Board, the Study Area is hereby designated an area in need of redevelopment without the power of eminent domain (the “**Non-Condemnation Redevelopment Area**”), pursuant to the provisions of Sections 5 and 6 of the Redevelopment Law.
- Section 4. The Township Clerk is hereby directed to transmit a copy of this Resolution to the Commissioner of the New Jersey Department of Community Affairs for review pursuant to Section 6b(5)(c) of the Redevelopment Law.
- Section 5. The Township Clerk is hereby directed to serve, within ten (10) days hereof, a copy of this Resolution upon (i) all record owners of property located within the Non-Condemnation Redevelopment Area, as reflected on the tax assessor’s records, and (ii) each person who filed a written objection prior to the hearing held by the Planning Board, service to be in the manner provided by Section 6 of the Redevelopment Law.
- Section 6. This Resolution shall take effect immediately.

RESOLUTION R.404-062017

EXPLANATION: A Resolution authorizing the Business Administrator to execute a grant agreement between the Township of Edison and the State of New Jersey by and for the Department of Environmental Protection to purchase and install two (2), Level 2 charging stations.

WHEREAS, the governing body of the Township of Edison (the “**Municipal Council**”) desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of approximately \$10,000.00 to fund the following project: purchase and installation of two (2), Level 2 charging stations – Chargepoint CT4011 to be installed at 100 Municipal Boulevard, Edison, NJ 08817 and 777 Grove Avenue, Edison, NJ 08820 (the “**Grant**”); and

WHEREAS, the Municipal Council adopted Resolution R.184-022017 which authorized the Township Business Administrator to make application for the Grant, and upon advice of the New Jersey Department of Environmental Protection (the “**NJDEP**”), the Township has been advised that the instant resolution is required such that the Township and the NJDEP can execute the grant agreement within thirty (30) days’ passage of the instant resolution; and

WHEREAS, the Municipal Council reasserts its desire to make application for the Grant and so authorizes the Township Business Administrator to take all actions in furtherance of same.

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

1. The foregoing recitals are hereby incorporated by reference as if fully repeated herein.
2. Maureen Ruane or the successor to the office of Business Administrator is authorized (a) to make application for such a grant as more fully set forth in Exhibit A, (b) if awarded, to execute a grant agreement with the State for a grant in the amount not less than \$0.00 and not more than \$10,000.00, and (c) to execute any amendments thereto which do not increase the Grantee’s obligations.
3. The Grantee agrees to comply with all applicable federal, State and municipal laws, rules and regulations in its performance pursuant to the agreement.

RESOLUTION R.405-062017

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 7, 2016 , a Construction Permit fee, check #764642, permit #2015-3369 was posted in the total amount of \$200.00 by the contractor, Solar City, having offices at 9 Corporate Drive, Cranbury, NJ 08512 ; and

WHEREAS, the application was submitted for a Solar Installation at 9 Merker Dr. Edison, NJ 08837, by the hired contractor; Solar City

WHEREAS, appropriate documents have been submitted to the Township indicating that the updated plans were not needed therefore appropriate that the municipal permit fee in the amount of \$200.00 be refunded to the contractor Solar City.; and

WHEREAS, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2015-3369, in the amount of \$200.00 for the referenced application;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum not to exceed \$200.00 on construction permit fees posted by Solar City for 9 Merker 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 \$200.00 from the Refund of Revenue Fund to the Contractor Solar City, 9 Corporate Drive, Cranbury, NJ 08512.

RESOLUTION R.406-062017

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 14 ,2016 , a Construction Permit fee, check #764714, permit #2016-0149, was posted in the total amount of \$435.00 by the contractor, Solar City, having offices at 9 Corporate Dr., Cranbury, NJ 08512 ; and

WHEREAS, the application was submitted for a Solar Installation at 5 Booth Ct. Edison, NJ 08837, by the hired contractor; Solar City

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 \$322.00, derived from the \$435.00 total construction permit fee less the \$32.00 DCA fee, and less the 20% plan review fee of \$81.00 be refunded to the contractor Solar City.; and

WHEREAS, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2016-0149, in the amount of \$322.00 for the referenced application;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum not to exceed \$322.00 on construction permit fees posted by Solar City for 5 Booth 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 \$322.00 from the Refund of Revenue Fund to the Contractor, Solar City, 9 Corporate Dr., Cranbury, NJ 08512 ; and

RESOLUTION R.407-062017

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

WHEREAS, on February 2 ,2017, a Construction Permit fee, check #121004, permit #2017-0489, was posted in the total amount of \$91.00 by the contractor, ADT Security Services, having offices at 19 Schoolhouse Rd., Somerset, NJ 08873; and

WHEREAS, the application was submitted for an alarm at 110 Michael St., by the hired contractor; ADT Security Services, who did not make known to the Construction Code Enforcement Division that the homeowner, Dominick Dicosimo, is a bonafide Edison Senior Resident who is eligible for Senior Citizen waiver of municipal fees on construction permits, per the Edison Municipal Code, chapter 2-128.3; and

WHEREAS, appropriate documents have been submitted to the Township indicating that the work was done for a bonafide senior resident it is therefore appropriate that the municipal permit fee in the amount of \$90.00, derived from the \$91.00 total construction permit fee less the \$1.00 DCA fee, be refunded to the contractor ADT Security Services; and

WHEREAS, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2017-0489, in the amount of \$90.00 for the referenced application;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum not to exceed \$90.00 on construction permit fees posted by ADT Security Services for 110 Michael 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 \$90.00 from the Refund of Revenue Fund to the Contractor, ADT Security Services, 19 Schoolhouse Rd., Somerset, NJ 08873.

RESOLUTION R.408-062017

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

WHEREAS, on December 13, 2016, a Construction Permit fee, check #5666, permit #2016-5167, was posted in the total amount of \$353.00 by the contractor, Owen S Dunigan & Co. Inc., having offices at 153 Grove Street, Woodbridge, NJ 07095; and

WHEREAS, the application was submitted for a Boiler & Hot Water Heater at 72 Elm St., by the hired contractor; Owen S Dunigan & Co. Inc., who did not make known to the Construction Code Enforcement Division that the homeowner, Mary Hopf, is a bonafide Edison Senior Resident who is eligible for Senior Citizen waiver of municipal fees on construction permits, per the Edison Municipal Code, chapter 2-128.3; and

WHEREAS, appropriate documents have been submitted to the Township indicating that the work was done for a bonafide senior resident it is therefore appropriate that the municipal permit fee in the amount of \$340.00, derived from the \$353.00 total construction permit fee less the \$13.00 DCA fee, be refunded to the contractor Owen S Dunigan & Co. Inc.; and

WHEREAS, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2016-5167, 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 Owen S Dunigan & Co. Inc. for 72 Elm Street 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, Owen S Dunigan & Co. Inc., 153 Grove Street, Woodbridge, NJ 07095.

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

RESOLUTION R.409-062017

WHEREAS, on January 24,2017, a Construction Permit fee, check #120978, permit #2017-0351, was posted in the total amount of \$91.00 by the contractor, ADT Security Services, having offices at 19 Schoolhouse Rd., Somerset, NJ 08873; and

WHEREAS, the application was submitted for an alarm at 5 Diamond Drive, by the hired contractor; ADT Security Services, who did not make known to the Construction Code Enforcement Division that the homeowner, Sharon Ludwin, is a bonafide Edison Senior Resident who is eligible for Senior Citizen waiver of municipal fees on construction permits, per the Edison Municipal Code, chapter 2-128.3; and

WHEREAS, appropriate documents have been submitted to the Township indicating that the work was done for a bonafide senior resident it is therefore appropriate that the municipal permit fee in the amount of \$90.00, derived from the \$91.00 total construction permit fee less the \$1.00 DCA fee, be refunded to the contractor ADT Security Services; and

WHEREAS, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2017-0351, in the amount of \$90.00 for the referenced application;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum not to exceed \$90.00 on construction permit fees posted by ADT Security Services for 5 Diamond 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 \$90.00 from the Refund of Revenue Fund to the Contractor, ADT Security Services, 19 Schoolhouse Rd., Somerset, NJ 08873.

RESOLUTION R.410-062017

EXPLANATION: Resolution releasing a Performance Bond and refunding a Cash Performance Bond to Edison Commons LLC, for the project located at 2120-2144 Lincoln Highway; Application #Z-51-2015; Block 1120, Lot 62.A & 62.B; Account #**7763342729**

WHEREAS, on March 29, 2016, Edison Commons LLC, having offices at 2 Ethel Road, Suite 2-5A, Edison, NJ 08817, posted a Performance Surety Bond #SNN4003385 in the amount of \$627,971.99 to guarantee the installation of improvements for the project at 2120-2144 Lincoln Highway, Block 1120, Lot 62.A,& 62.B; and

WHEREAS, a Cash Performance check was posted on September 13, 2005 by Check #52727916-3, in the amount of \$69,774.67 on deposit in account #7763342729; and

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

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Township Clerk and the Director of Finance be and is hereby authorized to return the aforesaid Cash Performance in the amount of **\$69,774.67** plus accrued interest, if applicable, on deposit in account #**7763342729** to the applicant, and the Surety Bond #**SNN4003385** in the amount of **\$627,971.99** be refunded to Edison Commons LLC, having offices at 3 Ethel Road, Suite 2-5A Edison, NJ 08817.

RESOLUTION R.411-062017

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON APPROVING THE FISCAL YEAR 2017 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM AND THE FILING OF THE FISCAL YEAR 2017 CONSOLIDATED ANNUAL ACTION PLAN

EXPLANATION: With this resolution, the Township Council approves the receipt of the FY2017 Community Development Block Grant in the final amount of \$470,037 and approves the projects and activities funded by this grant.

WHEREAS, under Title I of the Housing and Community Development Act of 1974, as amended, the Secretary of Housing and Urban Development is authorized to extend financial assistance to communities for the elimination or prevention of slums or urban blight, or activities which benefit low and moderate income families, or other urgent community needs; and

WHEREAS, the U.S. Department of Housing and Urban Development has advised the Township of its willingness to provide a Fiscal Year 2017 Community Development Block Grant in the amount of \$470,037;

WHEREAS, the Township can budget a total of \$470,037 to fund eligible 2017 activities that are attached and listed on the Amended Proposed Summary of FY17 Annual Action Plan Allocations, that will be carried out during the 2017 Program Year;

WHEREAS, A Public Hearing was held on February 16, 2017 to provide citizen participation in the development of the Consolidated Annual Action Plan for Fiscal Year 2017;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF EDISON THAT:

Section 1. The application for the Consolidated Annual Action Plan for Fiscal Year 2017 Community Development Block Grant Program for the Township of Edison is hereby in all respects approved.

Section 2. It is cognizant of the conditions that are imposed in the undertaking and carrying out of community development activities with federal financial assistance under Title I, including those relating to (a) the relocation of site occupants; (b) the prohibition of discrimination because of race, color, creed, national origin, or handicap and other assurances set forth under certifications.

Section 3. The Mayor of the Township of Edison, on behalf of the Township Council, is authorized to file an application for \$470,037, which the U.S. Department of Housing and Urban Development has indicated its willingness to make available to carry out the Community Development Program's activities that are attached as the Proposed Summary of FY17 Annual Action Plan Allocations and listed in the 2017 Fiscal Year Consolidated Annual Action Plan, and act as an authorized representative of the Township of Edison.

Section 4. The Mayor of the Township of Edison, on behalf of the Township Council, is hereby authorized to provide such assurances and/or certifications as are required by the Housing and Community Development Act of 1974, as amended, and also any supplemental or revised data which HUD may request in connection with the review of this application.

Section 5. The Mayor of the Township of Edison, on behalf of the Township Council, is hereby authorized to enter into Agreements with the Sub-Grantees (Subrecipient) listed on the attached Proposed Summary of FY17 Annual Action Plan Allocations so that they may carry out those activities outlined in the FY2017 Consolidated Annual Plan.

Section 6. The CDBG Coordinator shall forward to each Sub-Grantee (Subrecipient) a copy of all applicable United States Housing and Urban Development Regulations concerning conflicts of interest.

RESOLUTION R.412-062017

EXPLANATION: A Resolution authorizing a grant of \$10,000 from the Township's Affordable Housing Down Payment/Closing Cost Affordability Assistance Program for the purchase of an *affordable* housing unit by an income certified buyer.

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 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 receive a grant for such purchase under 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 with the requirements; and

WHEREAS, a Buyer, has entered into a Sales Contract to purchase an *affordable* housing unit, as approved by the Township's Administrative Agent and qualifies for a grant of \$10,000 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 title company, known as Direct Title Company, will distribute such funds on behalf of the Buyer at the time of the Closing to subsidize the down payment or closing costs; and

WHEREAS, the Township Council desires to award this grant to provide assistance in the purchase of an *affordable* unit at 5 Schuyler Drive, Edison, NJ, known as Block 160.A, Lot 21, in the amount of \$10,000 for the purpose set forth herein under the Down Payment/Closing Cost Affordability Assistance Program; and to authorize the execution of an Agreement between the Township and Antonia Mendez, 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 subsidy grant in the amount of \$10,000 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 Direct Title Agency, PO P45513, 400 West Main Street, Freehold, NJ 07728, for the purposes set forth herein and authorizes the execution of an Agreement between the Township and Antonia Mendez, 5 Schuyler Drive, Edison, NJ 08817 with respect to such grant.
2. That an original certified copy of this resolution shall be forwarded to the Municipal Housing Liaison.

RESOLUTION R.413-062017

EXPLANATION: A Resolution authorizing a subsidy grant of \$50,000 from the Township's Affordable Housing Market To Affordable Program for the purchase of a home from market rate to affordable.

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 housing units in the Township of Edison, to use these existing properties as Affordable Housing units (Unit), and committed \$2.875 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 Market To Affordable 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 receive a subsidy for such purchase under 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 with the requirements; and

WHEREAS, the Seller, has entered into a Sales Contract to a household that is income certified as eligible to purchase such a Unit, as approved by the Township's Administrative Agent and qualifies for a subsidy grant of \$50,000 to be paid from the Township's Affordable Housing Trust Fund in order to reduce the price for the Buyer to qualify the Unit as "Affordable"; and

WHEREAS, the title company, known as Direct Title Company, will distribute such funds to the Seller, on behalf of the Buyer, at the time of the Closing in order to meet the full *sale price*; and

WHEREAS, the Township Council desires to award this subsidy grant to buy-down the selling price to make it an *affordable* unit at 5 Schuyler Drive, Edison, NJ, Block 160.A, Lot 21, in the amount of \$50,000 for the purpose set forth herein under the Township's Market To Affordable Program; and to authorize the execution of an Deed Restriction between the Township and Antonia Mendez, the Buyer, with respect to such subsidy grant.

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

3. The Township Council hereby approves and authorizes a subsidy grant in the amount of \$50,000 from the Township's Affordable Housing Trust Fund account T-13-00-0000-000-006 with respect to the Township's Market To Affordable Program, Direct Title Agency, PO P45513, 400 West Main Street, Freehold, NJ 07728, for the purposes set forth herein and authorizes the execution of a Deed Restriction between the Township and Antonia Mendez, 5 Schulyer Drive, Edison, NJ 08817 with respect to such subsidy grant.
4. That an original certified copy of this resolution shall be forwarded to the Municipal Housing Liaison.

RESOLUTION R.414-062017

**RESOLUTION ACCEPTING QUOTE AND AWARDING CONTRACT/PURCHASE
ORDER TO CENTRAL TURF & IRRIGATION SUPPLY FOR TWO (2) AERATORS FOR LAKE
PAPAIANNI**

WHEREAS, quotes were solicited by the Township of Edison for Aerators for Lake Papaianni; and

WHEREAS, CENTRAL TURF & IRRIGATION SUPPLY, 429 Bell St., Piscataway, NJ 08854 submitted the lowest quote in the total amount of \$19,312.30; and

WHEREAS, funds in the amount of \$19,312.30 have been certified to be available in the Park Improvement Expenditures Account, number T-23-00-0000-000-001; and

WHEREAS, this shall be awarded as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5 et. Seq.; and

WHEREAS, the Purchasing Agent has determined and certified in writing that the value of the acquisition will exceed \$17,500.00; and

WHEREAS, prior to entering into a contract/Purchase Order, CENTRAL TURF & IRRIGATION SUPPLY, will have completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Township of Edison in the previous one year, and that the contract will prohibit CENTRAL TURF & IRRIGATION SUPPLY from making any reportable contributions through the term of the 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. Quotes have been reviewed and the quote in the amount of \$19,312.30 by CENTRAL TURF & IRRIGATION SUPPLY, 429 Bell St., Piscataway, NJ 08854, for Aerators for Lake Papaianni is determined to be the lowest quote.
2. The Mayor, or his designee, is hereby authorized to execute a contract/Purchase Order in the amount of \$19,312.30 and any other necessary documents, with CENTRAL TURF & IRRIGATION SUPPLY.
3. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$19,312.30** are available for the above contract in Account No. T-23-00-0000-000-001.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.417-062017

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 STO0000231, to the following:

Permit Number:	20389
Opening Location:	68 Albert Avenue
Block/Lot:	692.G/61
Applicant's Name & Address:	Water Management 1035 Old Georges Road North Brunswick, NJ 08902
Initial Deposit Date:	5/2/17
Deposit Amount:	\$240.00
Paid by & refunded to:	Water Management 1035 Old Georges Road North Brunswick, NJ 08902

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.415-062017

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 STO0000232, to the following:

Permit Number:	20501
Opening Location:	123 Waltuma Avenue
Block/Lot:	987/2.B1
Applicant's Name & Address:	AJ Perri, Inc. 1162 Pine Brook Road Tinton Falls, NJ 07724
Initial Deposit Date:	5/3/17
Deposit Amount:	\$480.00
Paid by & refunded to:	AJ Perri, Inc. 1162 Pine Brook Road Tinton Falls, NJ 07724

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.416-062017

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 STO0000235, to the following:

Permit Number:	20513
Opening Location:	10 Brookfall Road
Block/Lot:	59.R/72
Applicant's Name & Address:	Action Plumbing Inc. 7 East Stow Road Marlton, NJ 08053
Initial Deposit Date:	5/16/17
Deposit Amount:	\$432.00
Paid by & refunded to:	Action Plumbing Inc. 7 East Stow Road Marlton, NJ 08053

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.418-062017

EXPLANATION: This Resolution authorizes the Township Council to grant permission to Garden State Fireworks to discharge fireworks for an Independence Day Celebration taking place on the grounds of the Lake Papaiani, scheduled for July 4, 2017 with a rain date of July 5, 2017

WHEREAS, Garden State Fireworks has applied to the Township of Edison for a permit to discharge fireworks on July 4, 2017 with a rain date of July 5, 2017 for an Independence Day Celebration taking place on the grounds of Lake Papaiani; and

WHEREAS, Garden State Fireworks has provided proof of insurance to the Township of Edison for the purpose of conducting a fireworks display; and

WHEREAS, under N.J.S.A. 21:3-3, the Chief of Police, the Chief of Fire, and the Fire Marshal having reviewed the application for the firework display, have determined that the discharge of fireworks does not pose a hazard to anyone's property and/or person(s).

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 Township Council does hereby grant permission for Garden State Fireworks to conduct a fireworks display on the evening of July 4, 2017 With a rain date of July 5, 2017 at approximately 9:00 p.m. on the grounds of Lake Papaiani in accordance with N.J.A.C. 5:70-2.7 (a)(5)(iii).
2. The Fire Marshal shall not issue the fireworks permit until **1.** A permit fee in the amount of \$331.00 is made payable to the Township of Edison pursuant to N.J.A.C. 5:70-2.9 (c)(3), **2.** Garden State Fireworks posts a bond in the amount of \$2,500.00 conditioned for the payment of potential damages pursuant to N.J.S.A. 21:3-5 and **3.** Garden State Fireworks post an escrow in the amount of \$500.00 for legal review of fireworks application and expenses associated with drafting a resolution authorizing the Township Council to issue any such fireworks permit **4.** A fire engine is on standby at the shoot site prior, during, and after the show until the post shell inspection has been conducted.
3. The Chief of the Fire Department and or The Fire Marshal shall have full enforcement and over sight powers to ensure that all aspects of the fireworks display are handled in accordance with the requirement of law.
4. The Township Clerk of Edison Township is directed to forward a copy of this Resolution to Garden State Fireworks, the Fire Prevention Bureau, Division of Fire, and Division of Police.

RESOLUTION R.419-062017

EXPLANATION: This Resolution authorizes the Township Council to grant permission to Pyro Engineering INC. to discharge fireworks for an Independence Day Celebration taking place on the grounds of the Plainfield Country Club, scheduled for July 1, 2017 with a rain date of July 2, 2017

WHEREAS, Pyro Engineering INC. has applied to the Township of Edison for a permit to discharge fireworks on July 1, 2017 with a rain date of July 2, 2017 for an Independence Day Celebration taking place on the grounds of the Plainfield Country Club; and

WHEREAS, Pyro Engineering INC. has provided proof of insurance to the Township of Edison for the purpose of conducting a fireworks display; and

WHEREAS, under N.J.S.A. 21:3-3, the Chief of Police, the Chief of Fire, and the Fire Marshal having reviewed the application for the firework display, have determined that the discharge of fireworks does not pose a hazard to anyone's property and/or person(s).

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 Township Council does hereby grant permission for Pyro Engineering INC. to conduct a fireworks display on the evening of July 1, 2017 With a rain date of July 2, 2017 at approximately 9:00 p.m. on the grounds of the Plainfield Country Club in accordance with N.J.A.C. 5:70-2.7 (a)(5)(iii).
2. The Fire Marshal shall not issue the fireworks permit until **1.** A permit fee in the amount of \$331.00 is made payable to the Township of Edison pursuant to N.J.A.C. 5:70-2.9 (c)(3), **2.** Pyro Engineering INC. posts a bond in the amount of \$2,500.00 conditioned for the payment of potential damages pursuant to N.J.S.A. 21:3-5 and **3.** Garden State Fireworks post an escrow in the amount of \$500.00 for legal review of fireworks application and expenses associated with drafting a resolution authorizing the Township Council to issue any such fireworks permit **4.** A fire engine is on standby at the shoot site prior, during, and after the show until the post shell inspection has been conducted.
3. The Chief of the Fire Department and or The Fire Marshal shall have full enforcement and over sight powers to ensure that all aspects of the fireworks display are handled in accordance with the requirement of law.
4. The Township Clerk of Edison Township is directed to forward a copy of this Resolution to Garden State Fireworks, the Fire Prevention Bureau, Division of Fire, and Division of Police.

RESOLUTION R.420-062017

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT TO QUEUES ENFORTH DEVELOPMENT, INC. FOR THE MAINTENANCE AND SUPPORT OF THE PROPRIETARY SOFTWARE COMPUTER AIDED DISPATCH (CAD) AND RECORDS MANAGEMENT SYSTEM (RMS) USED BY THE POLICE AND FIRE DIVISIONS

WHEREAS, the Township of Edison needs to renew the annual maintenance and support agreement for the Queues Enforth Development (QED) Acuity Computer Aided Dispatch (CAD) and Records Management System (RMS) installed in the Police Department's 9-1-1 Communications Center as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5 et. seq.; and

WHEREAS, the Purchasing Agent has determined and certified in writing that the value of the acquisition will exceed \$17,500.00; and

WHEREAS, such annual renewal for the support of proprietary software may be awarded without public advertising for bids or bidding, in accordance with N.J.S.A. 40A:11-5(dd); and

WHEREAS, QUEUES ENFORTH DEVELOPMENT, INC., 92 Montvale Ave., Suite 4350, Stoneham, MA 02180, has submitted a proposal to provide such services for a one year term for the period of July 1, 2017 - June 30, 2018 at a cost of \$41,358.00; and

WHEREAS, Queues Enforth Development, Inc., has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Township of Edison in the previous one year, and that the contract will prohibit Queues Enforth Development, Inc. from making any reportable contributions through the term of the contract; and

WHEREAS, funds in the amount of \$41,358.00 have been certified to be available in the Dispatch-911 Maintenance of Other Equipment Account, Number 7-01-25-0250-000-026; 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:

5. The Mayor, or his designee, is hereby authorized to execute a contract and any other necessary documents in the amount of \$41,358.00, with QUEUES ENFORTH DEVELOPMENT, INC., 92 Montvale Ave., Suite 4350, Stoneham, MA 02180 as set forth above.
6. This contract is awarded pursuant to N.J.S.A. 19:44A-20.5 et. seq. and without competitive bidding under the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-5(dd).
7. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.
8. The Township Clerk shall advertise notice of this action in a legal newspaper pursuant to N.J.S.A. 40A:11-1, et seq. and in compliance with the Local Public Contracts Law guidelines.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$41,358.00** are available for the above contract in Account No. **7-01-25-0250-000-026**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R. 421-062017

RESOLUTION AWARDING A RENEWAL CONTRACT TO THE RODGERS GROUP, LLC FOR THE FURNISHING OF ONLINE TRAINING SOFTWARE FOR THE DIVISION OF POLICE

WHEREAS, bids were received by the Township of Edison on June 1, 2016 for Public Bid No. 16- 04-12-Online Training Software for the Division of Police; and

WHEREAS, R.489-062016 dated June 22, 2016 authorized the first year contract with THE RODGERS GROUP, LLC, P.O. Box 831, Island Heights, NJ 08732 which expires on July 21, 2017; and

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

WHEREAS, the Township of Edison would like to exercise the option to renew the contract for the second year with an expiration date of July 21, 2018; and

WHEREAS, the total amount of the renewal year shall not exceed \$17,760.00 cannot be encumbered at this time; and

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

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

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

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

NOW, THEREFORE, IT IS RESOLVED by the Municipal Council of the Township of Edison, Middlesex County, New Jersey, that the appropriate Township Officials are hereby authorized to execute a second year contract with THE RODGERS GROUP, LLC, P.O. Box 831, Island Heights, NJ 08732, expiring July 21, 2018 in the amount of \$17,760.00.

RESOLUTION R.422-062017

WHEREAS, applications have be made for the renewal of Plenary Retail Consumption Licenses, issued by the Municipal Council of the Township of Edison, expiring on June 30, 2017; and

WHEREAS, the proper applications and fees have been received; and

WHEREAS, no legally valid objections have been made as to why these applications should not be approved.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, County of Middlesex, New Jersey, that the following Plenary Retail Consumption Licenses expiring on June 30, 2017 for which the required fees of \$2,500.00 to the Township of Edison and \$200.00 to the State Division of Alcoholic Beverage Control have been paid, be the same hereby granted and renewed, effective June 28, 2017.

<u>LICENSE NUMBER</u>	<u>LICENSEE AND LOCATION</u>	<u>ADDRESS</u>
1205-33-014-012	Havana Central NJ1, LLC d/b/a Havana Central 55 Parsonage Road	Edison,08837
1205-33-018-004	The Cheesecake Factory Rest., Inc. d/b/a Cheesecake Factory 100 Menlo Park	Edison,08837
1205-33-022-005	Aum Bar & Grill, LLC d/b/a Elixir Bar & Grill 2222 Woodbridge Avenue	Edison, 08817
1205-33-029-005	Akbar Lounge LLC d/b/a Akbar Restaurant 21 Cortland Street	Edison, 08837
1205-33-032-004	Brinker New Jersey, Inc. d/b/a Chili 1665 Oak Tree Road	Edison, 08820
1205-33-035-006	Elio's, Inc. d/b/ Ellio's Ristorante 1067 Inman Avenue	Edison, 08820
1205-33-058-004	Fun Eats & Drinks, LLC d/b/a Fox & Hound 250 Menlo Park	Edison, 08820

RESOLUTION 423-062017

WHEREAS, applications have be made for the renewal of Plenary Retail Consumption Licenses (Hotel/Motel) , issued by the Municipal Council of the Township of Edison, expiring on June 30, 2017; and

WHEREAS, the proper applications and fees have been received; and

WHEREAS, no legally valid objections have been made as to why these applications should not be approved.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, County of Middlesex, New Jersey, that the following Plenary Retail Consumption Licenses [Hotel/Motel] expiring on June 30, 2017 for which the required fees of \$2,500.00 to the Township of Edison and \$200.00 to the State Division of Alcoholic Beverage Control have been paid, be the same hereby granted and renewed, effective June 28, 2017.

<u>LICENSE NUMBER</u>	<u>LICENSEE AND LOCATION</u>	<u>ADDRESS</u>
1205-36-055-002	Raritan Hospitality, LLC d/b/a E Hotel 3050 Woodbridge Avenue	Edison, 08837
1205-36-065-001	BPG Hotel XXIII Owner, LLC d/b/a/ Sheraton Edison Hotel 125 Raritan Center Parkway	Edison, 08837
1205-36-066-002	CP Edison, LLC d/b/a Courtyard Marriott 3105 Woodbridge Avenue	Edison, 0883

RESOLUTION R.424-062017

WHEREAS, applications have be made for the renewal of Plenary Retail Distribution Licenses, issued by the Municipal Council of the Township of Edison, expiring on June 30, 2017 and

WHEREAS, the proper applications and fees have been received; and

WHEREAS, no legally valid objections have been made as to why these applications should not be approved.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the following Plenary Retail Distribution Licenses expiring on June 30, 2017, for which the required fee \$2,500.00 to the Township of Edison and \$200.00 to the State Division of Alcoholic Beverage Control have been paid, be hereby renewed, effective June 28, 2017.

<u>LICENSE NUMBER</u>	<u>LICENSEE AND LOCATION</u>	<u>ADDRESS</u>
1205-44-012-007	888 Rt. 22, Inc. d/b/a Liquor Locker 1665 Oak Tree Road	Edison, 08820
1205-44-033-003	Donald P. Vincz d/b/a Vincz's Food & Liquor 1066 Amboy Avenue	Edison, 08837
1205-44-036-006	Y T & T, Inc. d/b/a Harvest Wine & Spirit 2370 Woodbridge Avenue	Edison, 08817
1205-44-059-002	VW and Sons, Inc. d/b/aVW Liquors 561 Route 1	Edison, 08817
1205-44-061-002	YSS & D, Inc. d/b/a Edison Discount Wine & Spirts 144-146 Talmadge Road	Edison,08817

RESOLUTION R.425-062017

WHEREAS, applications have be made for the renewal of Club Licenses, issued by the Municipal Council of the Township of Edison, expiring on June 30, 2017; and

WHEREAS, the proper applications and fees have been received; and

WHEREAS, no legally valid objections have been made as to why these applications should not be approved.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the following Club Licenses expiring on June 30, 2017, for which the required fee \$150.00 to the Township of Edison and \$200.00 to the State Division of Alcoholic Beverage Control have been paid, be hereby renewed, effective June 28, 2017

<u>LICENSE NUMBER</u>	<u>LICENSEE AND LOCATION</u>	<u>ADDRESS</u>
1205-31-037-001	American Legion Post #435 43 Oakland Avenue	Edison, 08817
1205-31-039-001	Columbia Club of Edison, Inc. 71 Council Place	Edison, 08817
1205-31-045-001	Metuchen Golf & Country Club 244 Plainfield Road	Edison,08820
1205-31-047-001	Raritan River Boat Club Thompson Place	

RESOLUTION R.426-062017

WHEREAS, Congregation Ohr Torah has requested a waiver of any and all permit and/or application fees for replacement of roof top Air Conditioning, 48 Edgemount Road, Edison.

WHEREAS, under the building code, Congregation Ohr Torah as a non-profit tax exempt organization, is entitled to a waiver of fees due to the Township of Edison, except the DCA fee; and

WHEREAS, the Municipal Council of the Township of Edison feels that it would be appropriate to waive any applicable fees;

NOW, THEREFORE, BE IT RESOLVED, by the Township of Edison, that it does hereby waive any application fees for Roof Top Air Conditioning, except the DCA fee, due to the Township of