

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

**August 22, 2018**

A Regular Meeting of the Municipal Council was held in the Council Chambers of the Municipal Building on Wednesday, August 22, 2018. The meeting was called to order a 7:11 p.m. by Council President Patil followed by the Pledge of Allegiance.

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

Councilmember Gomez was absent.

Also present were Township Clerk Russomanno, Deputy Township Clerk McCray, Township Attorney London, Business Administrator Ruane, Township Engineer O'Brien, Health Director Elliott, Public Works Director Russomanno, Police Chief Bryan, Fire Captain Toth and Cameraman Cologna.

The Township Clerk advised that adequate notice of this meeting, as required by the Open Public Meetings Act of 1975, has been provided by an Annual Notice sent to The Home News Tribune, The Star Ledger, and the Sentinel on December 9, 2017 and posted in the Main Lobby of the Municipal Complex on the same date.

**APPROVAL OF MINUTES:**

On a motion made by Councilmember Sendelsky seconded by Councilmember Lombardi, and duly carried, the Minutes of the Regular Meeting of July 25, 2018 and Worksession Meeting of April 23, 2018 and May 21, 2018 were accepted as submitted.

**COUNCIL PRESIDENT'S REMARKS**

Council President Patil, thanked our Police, Department of Public Works and Recreation for all their work on August 7, 2018 National Night Out. The Indian and Pakistan Parades were well attended. Please support the Farmers Market to help keep it alive, August 26<sup>th</sup> is Healthy Day for Kids. On Monday, September 3, 2018 township offices will be closed for observance of Labor Day.

Councilmember Coyle, thanked Administration, Health, Recreation and Department of Public Works for all their assistance last Saturday for the Beer, Food & Wine Festival , Edison Chamber of Commerce event.

Council President Patil commended Councilmember Joshi for all his hard work on the Food Allergy Ordinance we all want to be safe. I am not against it, just the way it is written I would like to see a committee formed. He will be making a motion to table this ordinance and would hope his fellow councilmember will support this motion.

**APPROVAL OF VOLUNTEER FIREFIGHTER**

Applications for membership were received by:

**Oak Tree Volunteer Fire Company**

Subanie P.Jaikaran

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

**RESOLUTION OF RECOGNITION:**

The following Resolution of Recognition was read in its entirety:

**RESOLUTION R.411-082018**

**WHEREAS**, William Enoch, born in 1920, answered the call for military duty when he entered the US Army in 1940. He was assigned to the 23<sup>rd</sup> HQ Special Troops.

**WHEREAS**, during his time in the Army he served with the 603 Camouflage Battalion, the famed "Ghost Soldiers", whose mission was to create dummy military vehicles, weapons and aircraft. He also attained the rank of Sergeant in the Battalion Camouflage Engineers Motor Pool. Mr. Enoch landed in France shortly after D Day and engaged enemy forces in a series of battles from Normandy, Northern France, the Ardennes, Rhineland and into Central Europe. In recognition of his service in action, Mr. Enoch earned the Purple Heart, the Bronze Star and numerous campaign medals.

**WHEREAS**, Mr. Enoch is currently an Edison resident, living in the home in which he built for his wife, Dorothy, who passed in 1989. Bill Enoch Jr. continued his father's military legacy by serving in the Armed Forces.

**WHEREAS**, Mr. Enoch who is currently 98 years of age never misses the VFW Post's monthly meeting. He enjoys sharing his fascinating stories of his combat engagements, across war-torn Europe and always leaves his audience spellbound.

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, NEW JERSEY AS FOLLOWS:** The Municipal Council hereby recognizes Bill Enoch for his service to our country, commitment, and dedication to all our Veterans.

Irene Wall, 205 Fleet Avenue, thank you for your wonderful service. We wouldn't have the opportunities and freedom today with our veterans.

Ken Durkin, VFW Commander, thanked Bill for all his fantastic stories and never missing a meeting. God Bless.

Bill Enoch, thanked the Council for the opportunity to be here.

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

Council Vice President Sendelsky, we can't thank you enough the sacrifice you made for our freedom today. God Bless and have many more years.

Councilmember Lombardi, Mr. Enoch it's an honor and privilege. Thank you for your service and would like to hear some of your stories.

Councilmember Diehl, Mr. Enoch Congratulations, it's an honor and privilege cannot thank you enough. I wish you all the best for many more years to come.

Councilmember Joshi, he echoed the sentiments of his fellow councilmembers. It is such an honor to hear about all your time serving our country. You have a wonderful family, thank you.

Councilmember Coyle, Mr. Enoch we all thank you for the sacrifice you made for us to have the beautiful freedom today. I would like to hear your stories someday.

Council President Patil presented the Resolution of Recognition to Mr. Enoch. Good Evening everyone and thank you for joining me this evening as we recognize veteran William "Bill" Enoch for his service during World War II. On behalf of Edison Councilmembers, we all congratulate you for this recognition. I personally applaud your services to the nation and your continuing commitment to serve the community. Sir, you are a true role model for the younger generation and keep up our great work at VFW Post 3117. Everyone, if you see or meet a Veteran, please spare few minutes to appreciate and respect their service to the nation. God Bless you, God Bless America.

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

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

ABSENT: Councilmember Gomez

NAYS - None

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

The following Ordinance, which was introduced by Title on July 25, 2018 passed on first reading, published according to law for further consideration at this meeting, was read by the Township Clerk:

**O.2015-2018**

**AN ORDINANCE REQUIRING LOCAL RESTAURANTS TO IDENTIFY ON THEIR MENU FOODS THAT CONTAIN OR ARE PREPARED WITH COMMON INGREDIENTS THAT TRIGGER FOOD ALLERGIES.**

(The above Ordinance O.2015-2018 can be found in its entirety in Ordinance Book #27.)

On a motion was made by Councilmember Joshi to amend this Ordinance effective date change to April 1, 2018 and seconded by Councilmember Diehl.

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

ABSENT: Councilmember Gomez

NAYS - None

Council President Patil declared the Public Hearing opened for O.2015-2018

Marilou Halvosen, President of NJ Restaurant & Hospitality Association, we support food allergens training. She had a discussion with Councilmember Joshi asking him to table this ordinance temporary so that the association could provide feedback to make this mandate safer. I committed to having it done in early fall. This is not just for restaurants with all due respect this ordinance is confusing. We want this to be a good policy. I ask that the Council hold this ordinance until we can work on a realistic and safe ordinance that enhances food safety, instead of restricting it. Thank you for your time and consideration.

Councilmember Joshi, explained you only have to list the ten ingredients, only have one menu available.

Mr. Rath, 29 Jersey Avenue, it is the person responsibility to tell and ask about they know what they are allergic to. Why are we putting enforcement when things are made to order.

Shawn Mehtani, Mehtani Restaurant Group, he understands Food Safety, his family has several business restaurant and adult day cares. If the supplier doesn't list all the ingredients we will have to switch suppliers and that could hurt the small businesses. He suggested we work with the state for all food establishments, by singly out Edison would only hurt us. Please table this Ordinance.

Resident, 33 Overlook Avenue, she understands in other countries they have symbols for identification of allergens. Why not start here we have such a rich diversity.

Mr. Mehtani, Mehtani Edison Restaurants, in 2013 we got the Restaurant of the Year. He is shocked we have to label ingredients. If this is only Edison he feel its discrimination, it will hurt his business.

Karen Ryan, Basking Ridge, There are about 15 million people have allergies. This is about human life not a menu cost of business. This is key to prevention, awareness and education. Please go forward to educate the industry. We need to consider human life, move forward.

Elizabeth Conway, 20 Netherwood Circle, she applaud you and urge you to process its good for our community.

Resident, her daughter died at 29 years old, she ate a small egg roll. He has been working on this to create a foundation to make people be aware. It's extremely important the need to be done, as it should be done across the state.

Resident of 249 Windmore Court, Bridgewater she comes to Edison to eat. Her daughter has allergies and she can only go to large chains because they have allergy menus. If you have communicate with the Chef and staff to understand what your family need that can increase your business. All you need is One Menu.

Joe Moreley, North Brunswick, he runs the Pines Manor. Let's do it right. He asked it be put off for about a month, so we have time to set up a system, get everyone trained. He just found out on Monday and would like to be a part of getting it right. Let's set up a meeting to make everyone aware.

President of Indian Business Association, asked why business community wasn't a part of or input to this Ordinance.

Wayne Mascola, 16 Gates Place, nobody is against this ordinance, it sounds like they feel it's not written correctly. He suggested to table for a month, gather input get it correct.

There were several owners of restaurants in Edison expressing their concerns as to why they do not want this Ordinance passed tonight as written. They would like to meet to have some discussions, suggestions together with the council.

Satish Pundi, this was very short notice. He asked if there has been research as to the Township if they have jurisdiction.

Esther Nemitz, 162B Fay Street, there has been enough input to table this to do more study. This is great that Municipal government can have these conversations, let's take the time to do the right thing.

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

Council President Patil reiterated he would like to form a committee to discuss further. He would like to motion to table.

Councilmember Coyle, Sam you did an unbelievable job and I appreciate all you have done. I feel we need to speak to specialist all together. Let's table this for 30 days get together and do it right this is a serious matter.

Councilmember Joshi, he explained his research. He understands that you were not a part of the process. It has been a European law since 2014. There has been a lot of miscommunication but at the end of the day every business owner only has to have one additional menu. He provided some samples menus.

Council President Patil, applauded Sam for his work. He has concerns such as disclaimer, protection from liability and is it valid.

Leslie London, Township Attorney, disclaimer cannot be a part of this Ordinance. Just given as an example, you should discuss with their own attorney and or insurance company.

Councilmember Joshi, any package item they have a disclaimer. You have the ability to write a disclaimer. He gave three examples. We are not here to give legal advice.

Councilmember Sendelsky added we cannot give any legal advice or type of disclaimer to use.

Councilmember Lombardi, examples purpose only.

Councilmember Sendelsky, we are increasing awareness to protect public safety. The more information we have can save a life and is all in the best interest for the residents of Edison.

Councilmember Diehl, thanked everyone that spoke out tonight. We all agree that allergies are a serious issue, all said same things. Where we differ is how do we get there. He applauded Councilmember Joshi for his research has increased awareness. We are going to work with the business community, we have eight months to work and form a committee. We all agree the need just how to get there. He is very confident, he will be supporting tonight.

Councilmember Lombardi, thanked everyone for coming out we have eight months to form that committee. I listened to Tara, 26 years old who just came back from Europe she said she felt safer there. Hope restaurant community will serve on committee to come up with a common sense amendment, he will be supporting this ordinance.

Council President Patil added he is not against this ordinance he just feels we should form a committee with a deadline of one month. If we pass tonight then form the committee they will have eight months to drag out.

Councilmember Diehl, tabling this goes to nowhere land. We have eight months this is the first step knowing full well to committee to make modifications.

Councilmember Coyle, is going to abstain , he believe we can do more.

On a Motion made by Council President Patil, seconded by Councilmember Coyle to Table this Ordinance O.2015-2018.

AYES - Councilmembers Coyle and Council President Patil

ABSENT: Councilmember Gomez

NAYS - Councilmembers Diehl, Joshi, Lombardi and Sendelsky

Motion to table failed.

On a motion made by Councilmember Joshi , seconded by Councilmember Sendelsky, this Ordinance was adopted.

AYES - Councilmembers Diehl, Joshi, Lombardi, and Sendelsky

ABSENT: Councilmember Gomez

ABSTAIN: Councilmember Coyle and Council President Patil

NAYS - None

The following Ordinance, which was introduced by Title on July 25, 2018, passed on first reading, published according to law for further consideration at this meeting, was read by the Township Clerk:

**O.2016-2018                    AN ORDINANCE AMENDING THE TOWNSHIP CODE CHAPTER 16-3, "SMOKE DETECTORS," SECTION 16-3.4, ENTITLED "RESPONSIBILITY FOR INSTALLATION AND MAINTENANCE," TO ENSURE COMPLIANCE WITH APPLICABLE STATE REGULATIONS.**

(The above Ordinance O.2016-2018 can be found in its entirety in Ordinance Book #27.)

Council President Patil declared the Public Hearing opened for O.2016-2018

None

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

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

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

ABSENT: Councilmember Gomez

NAYS - None

**O.2019-2018                    AN ORDINANCE AMENDING THE TOWNSHIP CODE CHAPTER 16-1, "UNIFORM FIRE SAFETY ACT LOCAL ENFORCING AGENCY," REVISING SECTIONS 16-1.3, "INSPECTION OF LIFE HAZARD USES," 16-1.4 "INSPECTION OF NON-LIFE HAZARD USES," AND 16-1.5, "PERMIT FEES;**

(The above Ordinance O.2019-2018 can be found in its entirety in Ordinance Book #27.)

Council President Patil declared the Public Hearing opened for O.2019-2018

None

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

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

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

ABSENT: Councilmember Gomez

NAYS - None

Council President Patil said we will be adding a Resolution R.459-082018 to the Consent Agenda.

On a Motion made by Councilmember Diehl, seconded by Councilmember Coyle to add Resolution R.459-082018 to the Consent Agenda.

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

ABSENT: Councilmember Gomez

NAYS - None

**NEW BUSINESS:  
PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR, WEDNESDAY, SEPTEMBER 12, 2018.**

On a Motion made by Councilmember Lombardi, seconded by Councilmember Diehl to Table this Ordinance O.2020-2018.

**O.2020-2018                      AN ORDINANCE AMENDING TOWNSHIP CODE CHAPTER 4-8 AND CHAPTER 4-11 WITH RESPECT TO THE AWARD OF PUBLIC CONTRACTS TO POLITICAL CONTRIBUTORS.**

AYES - Councilmembers Diehl, Joshi, Lombardi, and Sendelsky

ABSENT: Councilmember Gomez

NAYS – Councilmember Coyle and Council President Patil

This Ordinance O.2020-2018 was tabled. NOT INTRODUCED.

This Ordinance was introduced by title:

**O.2021-2018                      AN ORDINANCE AMENDING CHAPTER XI, “GENERAL LICENSING AND BUSINESS REGULATIONS,” SECTION 28 (“TOWING REGULATIONS”) OF THE TOWNSHIP CODE OF GENERAL ORDINANCES.**

On a motion made by Councilmember Diehl seconded by Councilmember Sendelsky, this Ordinance was passed on first reading and ordered published according to law for further consideration and Public Hearing at the next Regular Meeting of the Township Council to be held on September 12, 2018.

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

ABSENT: Councilmember Gomez

NAYS - None

**PUBLIC COMMENTS AS TO PROPOSED RESOLUTIONS**

Council President Patil opened the meeting to the public for comments on Proposed Resolutions R.412-082018 through R.459-082018.

None

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

The following Resolutions R.412-082018 through R.459-082018, were adopted under the Consent Agenda on a motion made by Councilmember Diehl and seconded by Councilmember Sendelsky.

**RESOLUTION R.412-082018**

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING AUGUST 16, 2018

**WHEREAS**, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through August 16, 2018

<b>FUND</b>	<b>AMOUNT</b>
Current	\$38,344,825.49
Affordable Housing	2,244.75
Capital	166,021.76
Cash Performance	5,875.11
CDBG	12,595.61
Developers Escrow	38,598.03
Dog (Animal Control)	22,530.96
Federal Forfeited	8,206.00
Grant Funds	2,716.02
Law Enforcement	0.00
Open Space	0.00
Park Improvements	0.00
Payroll Deduction	1,082,528.03
Sanitation Fund	487,737.91
Self Insurance	0.00
Sewer Utility	232,774.82
Tax Sale Redemption	116,953.75
Tree Fund	0.00
Tree Planting	0.00
Trust	334,151.89
<b>TOTAL</b>	<b>\$40,857,760.13</b>

/s/ Nicholas C. Fargo  
Chief Financial Officer

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

**RESOLUTION R.413-082018**

**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 **\$276,361.33**.

**RESOLUTION R.414-082018**

**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 **2018**; 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	SAUER,AKIVA C & SHOSHANA
Property Location:	150 Washington Ave
Block/Lot/Qualifier	64 / 15
Sewer Account:	2259-0
Billing Year Period	2018 half 1 <sup>st</sup>
Amount to be Refunded:	\$ 457.96
<b>GRAND TOTAL</b>	<b>\$ 457.96</b>

3. This Resolution shall take effect immediately.

**RESOLUTION R.415-082018**

**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.573-082015**:

TAXPAYER	<b>PSE &amp; G - CORPORATE PROPERTIES DEPT</b>
PROPERTY LOCATION	<b>UNITED STATES RT 1</b>
BLOCK / LOT / QUALIFIER	<b>724/2.C</b>
DOCKET NUMBER:	<b>015551-2013</b>
TAX YEAR	<b>2014 AND 2015</b>

**WHEREAS**, in accordance with the Tax Court of New Jersey, the assessed value of the property have been reduced for the applied tax years, 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): 2014 and 2015.

**WHEREAS**, the reduction in assessed value, for the Freeze Act Year(s) listed, has caused a real estate tax overpayment in the amount of **\$11,840.00** 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 **\$11,840.00**.

**RESOLUTION R.416-082018**

**Authorizing Overpayment Refund caused by Successful Tax Court Appeal**

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

TAXPAYER	<b>ALRIYASHI, ESSA &amp; GHALIAH</b>
PROPERTY LOCATION	<b>8 MORGAN DR</b>
BLOCK / LOT / QUALIFIER	<b>160.V/1.A</b>

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

DOCKET NUMBER	TAX YEAR	OLD ASSESS	NEW ASSESS	ASSESS CHANGE
010433-2017	2017	141,500	104,800	(36,700)

**WHEREAS**, the reduction in assessed value has caused a real estate tax overpayment in the amount of **\$1,972.99** for the year as follows:

TAX YEAR	TAX AMOUNT
2017	\$1,972.99

**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 **\$1,972.99**.

**RESOLUTION R.417-082018**

**FORM OF RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION PER NJSA 40A:4-87**

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount; and

**WHEREAS**, the Township has received a grant in the amount of \$15,000.00 from Middlesex County and wishes to amend its CY 2018 Budget to include this amount as revenue.

**NOW, THEREFORE, BE IT RESOLVED** that the Municipal Council of the Township of Edison in the County of Middlesex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the Current Fund Budget for the CY 2018 in the amount of \$ 15,000.00 which is now available as revenue under:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services: Public & Private Programs Off-Set with Appropriations:

Middlesex County Recycling Enhancement Grant (REG)..... \$ 15,000.00

**BE IT FURTHER RESOLVED** that a like sum of \$15,000.00 is and the same are hereby appropriated under the caption of:

General Appropriations:

Middlesex County Recycling Enhancement Grant (REG)..... \$ 15,000.00

**BE IT FURTHER RESOLVED**, that a certified copy of the required certification will be filed in the office of the Director of Local Government Services for certification.

**RESOLUTION R.418-082018**

**FORM OF RESOLUTION REQUESTING APPROVAL  
OF ITEMS OF REVENUE AND APPROPRIATION  
PER NJSA 40A:4-87**

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount; and

**WHEREAS**, the Township has received a grant in the amount of \$6,000.00 from Middlesex County and wishes to amend its CY 2018 budget to include this amount as revenue.

**NOW, THEREFORE, BE IT RESOLVED** that the Municipal Council of the Township of Edison in the County of Middlesex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the Current Fund Budget for the CY2018 in the amount of \$6,000.00 which is now available as a revenue under:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services: Public & Private Programs Off-Set with Appropriations:

FY 2019 Municipal Alliance RFA Special Project Grant.....\$6,000.00

**BE IT FURTHER RESOLVED** that a like sum of \$6,000.00 is and the same are hereby appropriated under the caption of:

General Appropriations:

Operations excluded from "CAPS": Public & Private Programs Off-Set by Revenues:

FY 2019 Municipal Alliance RFA Special Project Grant.....\$6,000.00

**BE IT FURTHER RESOLVED**, that the Township Clerk forward one certified copy of this resolution to the Director of Local Government Services.

**RESOLUTION R.419-082018**

**FORM OF RESOLUTION REQUESTING APPROVAL  
OF ITEMS OF REVENUE AND APPROPRIATION  
PER NJSA 40A:4-87**

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount; and

**WHEREAS**, the Township has received a grant in the amount of \$1,000.00 from Allstate Foundation and wishes to amend its CY 2018 Budget to include this amount as revenue.

**NOW, THEREFORE, BE IT RESOLVED** that the Municipal Council of the Township of Edison in the County of Middlesex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the Current Fund Budget for the CY 2018 in the amount of \$1,000.00 which is now available as a revenue under:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services: Public & Private Programs Off-Set with Appropriations:

Allstate Foundation Grant..... \$1,000.00

**BE IT FURTHER RESOLVED** that a like sum of \$1,000.00 is and the same are hereby appropriated under the caption of:

General Appropriations:

Operations excluded from "CAPS": Public & Private Programs Off-Set by Revenues:

Allstate Foundation Grant..... \$1,000.00

**BE IT FURTHER RESOLVED**, that the Township Clerk forward one certified copy of this resolution to the Director of Local Government Services

**RESOLUTION R.420-082018**

**FORM OF RESOLUTION REQUESTING APPROVAL  
OF ITEMS OF REVENUE AND APPROPRIATION  
PER NJSA 40A:4-87**

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount; and

**WHEREAS**, the Township has received a grant in the amount of \$ 6,600.00 from State of New Jersey Division of Highway Traffic Safety and wishes to amend its CY 2018 Budget to include this amount as revenue.

**NOW, THEREFORE, BE IT RESOLVED** that the Municipal Council of the Township of Edison in the County of Middlesex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the Current Fund Budget for the CY 2018 in the amount of \$ 6,600.00 which is now available as revenue under:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services: Public & Private Programs Off-Set with Appropriations:

2018 Distracted Driving Crackdown U Drive U Text U Pay Grant..... **\$ 6,600.00**

**BE IT FURTHER RESOLVED** that a like sum of \$ 6,600.00 is and the same are hereby appropriated under the caption of:

General Appropriations:

2018 Distracted Driving Crackdown U Drive U Text U Pay Grant..... **\$ 6,600.00**

**BE IT FURTHER RESOLVED**, that a certified copy of the required certification will be filed in the office of the Director of Local Government Services for certification.

**RESOLUTION R.421-082018**

**FORM OF RESOLUTION REQUESTING APPROVAL  
OF ITEMS OF REVENUE AND APPROPRIATION  
PER NJSA 40A:4-87**

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount; and

**WHEREAS**, the Township has received a grant in the amount of \$166,404.65 from State of New Jersey and wishes to amend its CY 2018 budget to include this amount as revenue.

**NOW, THEREFORE, BE IT RESOLVED** that the Municipal Council of the Township of Edison in the County of Middlesex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the Current Fund Budget for the CY2018 in the amount of \$166,404.65 which is now available as a revenue under:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services: Public & Private Programs Off-Set with Appropriations:

FY 2018 Clean Communities Grant.....\$166,404.65

**BE IT FURTHER RESOLVED** that a like sum of \$166,404.65 is and the same are hereby appropriated under the caption of:

General Appropriations:

Operations excluded from "CAPS": Public & Private Programs Off-Set by Revenues:

FY 2018 Clean Communities Grant.....\$166,404.65

**BE IT FURTHER RESOLVED**, that the Township Clerk forward one certified copy of this resolution to the Director of Local Government Services.

**RESOLUTION R.422-082018**

**CORRECTIVE ACTION PLAN FOR THE 2017 AUDIT REPORT**

**\*Recommendation #1:**

**Description:** That the Township review its policy with regards to the budgeting of employee health benefits.

**Analysis:** The Township self-insures its health benefit programs which are administered by third parties. The Township also maintains an additional reserve fund in the event current budget year appropriations do not adequately cover claims liability.

**Corrective Action:** Absent state-imposed health benefits cost reforms, the Township needs to increase reserves and appropriations funding employee and retiree health benefits.

**Implementation Date:** Funding and Reserve levels will continue to be closely monitored. While appropriations for health benefit programs were increased in the 2018 Municipal Budget, additional funding will be requested for the 2019 Municipal Budget.

**\*Recommendation #2:**

**Description:** That the use of confirming (purchase) orders for procurement cease.

**Analysis:** Confirming orders is when a commitment to purchase is made by an employee prior to submission of a requisition and which subverts the controls and review processes.

**Corrective Action:** Departments have been repeatedly counseled on this matter. The Township Administrator will underscore the importance of ceasing confirming orders at the next Directors Meeting.

**Implementation Date:** New procedures have been implemented to reduce the number of incidents where confirming orders are issued. This involves close coordination between the Accounts Payable and Purchasing offices.

**Recommendation #3:**

**Description:** That the Police and Fire divisions report their “official” records of sick and vacation days to the Human Resources office in order to have all records in a central location and to be integrated into the financial/human resources module (Edmunds) software.

**Analysis:** The Police Department utilizes a special program to set schedules and manage attendance (Police Officer Scheduling System – POSS) which has not been integrated into the Edmunds module. The Fire Department maintains their own original records.

**Corrective Action:** Effective January 1, 2019 the Township will be the utilizing UnicornHRO platform for processing payroll and managing human resource functions. Time and Attendance units will be placed in each Fire House and the information from the Police POSS system will be integrated into UnicornHRO.

**Implementation Date:** This new system launch date is scheduled for January 1, 2019.

/s/ Nicholas Fargo, CMFO  
Chief Financial Officer

**RESOLUTION R.423-082018**

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO UNICORN HRO FOR HUMAN RESOURCES AND PAYROLL INFORMATION SYSTEM**

**WHEREAS**, Resolution R.388-72010 authorized the use of competitive contracting for a Human Resource and Payroll Information Database System; and

**WHEREAS**, bids were received by the Township of Edison on March 15, 2018 for Public Bid No. 18-10-20, Human Resources and Payroll Information Database; and

**WHEREAS**, although two bids were received; from UNICORN HRO, 25B Hanover Road, Florham Park, NJ 07932 and from ADP, LLC, One ADP Blvd, Roseland, NJ 07068 – ADP’s bid was rejected due to failure to submit required bid bond; and

**WHEREAS**, after review and evaluation of UNICORN HRO’s bid, it has been recommended by the Evaluation Committee that this contract be awarded to UNICORN HRO, 25B HANOVER ROAD, FLORHAM PARK, NJ 07932; and

**WHEREAS**, the initial contract term shall be for two (2) years from execution of contract with three (3), one (1) year renewals at the sole discretion of the Township at the same prices, conditions, requirements and terms of the contract; and

**WHEREAS**, the total amount of the first year shall not exceed \$447,462.00 - which amount includes \$38,750.00 for non-recurring installation fees for Item No. 1, \$248,712.00 for monthly fees and \$160,000.00 for the purchase of 39 time clocks and first year’s maintenance; and

**WHEREAS**, the total amount of the second year and any renewal year shall not exceed \$258,712.00 – which amount includes not to exceed \$248,712.00 for monthly fees and \$10,000.00 for maintenance for time clocks; and

**WHEREAS**, compensation to UNICORN HRO for these services shall be provided by Provident bank on behalf of the Township as part of their contract; and

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

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

1. The bid submitted by UNICORN HRO, 25B Hanover Road, Florham Park, NJ 07932 for Human Resources and Payroll Information System, has been evaluated and recommended by the evaluation committee through the competitive contracting process.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$447,462.00 for the first year of the contract and \$258,712.00 for the second year and any renewal year of the contract, and any other necessary documents, with UNICORN HRO, Inc. as described herein.
3. Notice of the award shall be published in the official newspaper, as required by law, and shall be on file and available for public inspection in the office of the Edison Township Municipal Clerk, Edison Township Municipal Building, 100 Municipal Boulevard, Edison, New Jersey 08817.

**RESOLUTION R.424-082018**

**RESOLUTION AUTHORIZING THE 2016 LOSAP PAYMENT TO AIG VALIC C/O JP MORGAN CHASE IN THE AMOUNT OF \$32,000.00**

**WHEREAS**, On June 26, 2002, the Edison Township Municipal Council adopted Resolution R.376-062002 which implemented the Township’s Length of Service Award “LOSAP” program; and

**WHEREAS**, this program was created to ensure retention of existing volunteers and to provide incentives for recruiting new volunteer firefighter and first aid/rescue squad members; and

**WHEREAS**, the original resolution contributed yearly five hundred dollars (\$500.00) per eligible member to a deferred income account and Ordinance O.1576-2007 increased this contribution to one thousand dollars (\$1,000.00); and

**WHEREAS**, for the 2016 contribution, there are thirty-two (32) eligible members at one thousand dollars (\$1,000.00) each for a total amount of thirty two thousand dollars (\$32,000.00); and

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

**NOW, THEREFORE IT IS RESOLVED** by the Municipal Council of the Township of Edison, Middlesex County, New Jersey that the proper Township officials shall make the 2016 LOSAP payment to AIG VALIC C/O JP MORGAN CHASE, PO BOX 301154, Dallas, TX 75303-1154 in the amount of \$32,000.00.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of \$32,000.00 are available for the above payment in Account No. T-01-55-0292-000-000.

/s/ Nicholas C. Fargo  
Chief Financial Officer

**RESOLUTION R.425-082018**

**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 ESCNJ 18/19-03 (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.426-082018**

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDERS TO CDW GOVERNMENT INCORPORATED THROUGH THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY COOPERATIVE PRICING SYSTEM FOR A ONE YEAR RENEWAL AS WELL AS ADDING ADDITIONAL VEHICLES FOR GPS REAL TIME TRACKING SYSTEMS**

**WHEREAS**, the Township of Edison is renewing their current vehicles and maintenance for the period of September 9, 2018 through September 8, 2019 as well as adding additional vehicles and maintenance for GPS Real Time Tracking for Township’s Vehicles; and

**WHEREAS**, this purchase is authorized under EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY (FORMALLY MRESC) COOPERATIVE PRICING SYSTEM #ESCNJ 18/19-03 (Technology Supplies & Services) for which Edison Township is a member; and

**WHEREAS**, the total amount of this contract, not to exceed \$95,000.00, cannot be encumbered at this time; and

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

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

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order(s) and any other necessary documents, in the amount not to exceed \$95,000.00 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.427-082018**

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO CDW GOVERNMENT LLC FOR THE RENEWAL OF SOFTWARE SUPPORT AND SUBSCRIPTION FOR THE TOWNSHIP POLICE AND MUNICIPAL EMAIL FILTER SYSTEM**

**WHEREAS**, there is the need for the renewal of the software support and subscription for the Edison Township Police and Municipal email filter system for the period of November 1, 2018 – October 31, 2021 in the total amount of \$9,500.00; and

**WHEREAS**, CDW-GOVERNMENT LLC, 230 North Milwaukee Ave., Vernon Hills, IL 60061, has been awarded State Contract Number 89849 under M-0003/Software License & Related Services; and

**WHEREAS**, funds in the amount of \$4,750.00 have been certified to be available in Police Department Computer Hard & Software Account, number 8-01-25-0240-000-059; and funds in the amount of \$4,750.00 have been certified to be available in the Business Administration Computer Hard & Software Account, number 8-01-20-0100-001-059; and

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

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

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

- 4. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$9,500.00 and any other necessary documents, with **CDW-GOVERNMENT LLC**, 230 North Milwaukee Ave., Vernon Hills, IL 60061, as described herein.
- 5. 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.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$4,750.00** are available in Account number **8-01-25-0240-000-059** and **\$4,750.00** are available in Account number **8-01-20-0100-001-059**.

/s/ Nicholas C. Fargo  
Chief Financial Officer

**RESOLUTION R.428-082018**

**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.429-082018**

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO DOT DESIGNING, LLC FOR THE FURNISHING OF SPORTS/SAFETY UNIFORMS AND EQUIPMENT**

**WHEREAS**, bids were received by the Township of Edison on July 17, 2018 for Public Bid No. 18-04-11 Sports Uniforms and Clothing; and

**WHEREAS**, DOT DESIGNING, LLC, 242 Possum Hollow Rd., Monroe Twp., NJ 08831 submitted the lowest legally responsible, responsive bid; and

**WHEREAS**, the initial contract shall be for one (1) year from execution of the contract with options to renew for two (2) one (1) year renewals at the sole discretion of the Township at the same prices, conditions, requirements and terms of the contract, subject to and contingent upon appropriation of sufficient funds each renewal year; and

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

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

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

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

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

1. All bids have been reviewed, and the bid submitted by DOT DESIGNING, LLC, 242 Possum Hollow Rd., Monroe Twp., NJ 08831 for Sports Uniforms and Clothing has been determined to be the lowest legally responsible, responsive bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$45,000.00, for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents with DOT DESIGNING, LLC as described herein.

**RESOLUTION R.430-082018**

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO HART HALSEY LLC DBA EXTRA DUTY SOLUTIONS FOR THE MANAGEMENT AND ADMINISTRATION OF THE POLICE OFF DUTY DETAIL**

**WHEREAS**, in conformance with N.J.S.A 40A:11-4.1 et seq, Resolution R.310-062018 authorized the use of competitive contracting for the Management and Administration of the Edison Police Division’s Off Duty Detail; and

**WHEREAS**, bids were received by the Township of Edison on July 25, 2018 for RFP No. 18-07-05, Police Off-Duty Detail Management System; and

**WHEREAS**, after review and evaluation of said bids, it has been recommended by the Evaluation Committee that this contract be awarded to HART HALSEY LLC DBA EXTRA DUTY SOLUTIONS, 101 Merritt Blvd, Suite 21, Trumbull, CT 06611; and

**WHEREAS**, compensation to HART HALSEY LLC DBA EXTRA DUTY SOLUTIONS for these services shall be from the companies requesting extra duty detail in the form of 7.75 percent on the gross salary; and

**WHEREAS**, the initial contract term shall be for two (2) years from execution with three (3), one (1) year renewals at the sole discretion of the Township at the same prices, conditions, requirements and terms of the contract; 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:

- 6. All bids have been evaluated and the bid submitted by HART HALSEY LLC DBA EXTRA DUTY SOLUTIONS, 101 Merritt Blvd, Suite 21, Trumbull, CT 06611 for the Edison Police Division’s Off Duty Detail Management System has been recommended by the evaluation committee through the competitive contracting process.
- 7. The Mayor, or his designee, is hereby authorized to execute a contract with HART HALSEY LLC DBA EXTRA DUTY SOLUTIONS for a period of two (2) years with the option of three (3) one year renewals as described herein.
- 8. Notice of the award shall be published in the official newspaper, as required by law, and shall be on file and available for public inspection in the office of the Edison Township Municipal Clerk.

**RESOLUTION R.431-082018**

**EXPLANATION: A Resolution authorizing the execution of an Interlocal Services Agreement with the Middlesex County Improvement Authority for the provision of yard waste and recycling services.**

**WHEREAS**, the Township of Edison (“Township”) has a need for yard waste recycling and marketing services (“Services”); and

**WHEREAS**, the Middlesex County Improvement Authority (“Authority”) has contracted with a private operator through public bidding process for the provision of such yard waste recycling and marketing services, and the Township desires to permit the Authority to assume responsibility for such Services within the Township;

**WHEREAS**, pursuant to the Uniform Shared Services and Consolidation Act, *N.J.S.A. 40A:65-1 et seq.* (“Act”), municipalities with the State of New Jersey are permitted to enter into agreements with other local units to provide or receive any service that each local unit is otherwise empowered to provide or receive within its own jurisdiction; and

**WHEREAS**, both the Township and Authority are desirous of entering into an agreement with respect to the provision of such Services under the parameters of the Act; and

**WHEREAS**, the Township and the Authority have negotiated the terms of an interlocal services agreement entitled “Agreement for the Provision of Yard Waste Recycling and Marketing Services” (“Agreement,” attached hereto as Exhibit A) for the provision of the Services and have determined that the provision of such Services under the Agreement are fair and equitable and will best serve the interests of each of the respective local units.

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

- 1. The aforementioned recitals are incorporated herein as though fully set forth at length.
- 2. The Mayor is hereby authorized to execute the Agreement substantially in the form as attached hereto as Exhibit A, subject to such additions, deletions, modifications or amendments deemed necessary by the Mayor in his discretion in consultation with counsel, which additions, deletions, modifications or amendments do not alter the substantive rights and obligations of the parties thereto, and to take all other necessary and appropriate action to effectuate the Agreement.
- 3. A copy of the Agreement and the Resolution shall be available for public inspection at the offices of the Township Clerk. The Township Clerk shall file a copy of the Agreement with the Division of Local Government Services in the Department of Community Affairs.
- 4. This Resolution shall take effect immediately.

**RESOLUTION R.432-082018****EXPLANATION: A RESOLUTION CONSENTING TO THE PROPOSED LOWER RARITAN/MIDDLESEX COUNTY WATER QUALITY MANAGEMENT PLAN AMENDMENT FOR THE RG EDISON WAREHOUSE REDEVELOPMENT PROJECT.**

**WHEREAS**, the Township of Edison (the “**Township**”) desires to provide for the orderly development of wastewater facilities within the Township; and

**WHEREAS**, the New Jersey Department of Environmental Protection (the “**NJDEP**”) requires that proposed wastewater treatment and conveyance facilities and wastewater treatment service areas, as well as related subjects, conform with an approved water quality management (“**WQM**”) plan; and

**WHEREAS**, the NJDEP has established the WQM plan amendment procedure through the WQMP rules at N.J.A.C. 7:15-3.5 as the method of incorporating unplanned facilities into a WQM plan; and

**WHEREAS**, a proposed WQM plan amendment noticed in the New Jersey Register on March 9, 2018 for the RG Edison Warehouse Redevelopment Project has been prepared by Langan Engineering and Environmental Services, Inc.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Township hereby consents to the RG Edison Warehouse Redevelopment Project amendment, publicly noticed on March 9, 2018 and prepared by Langan Engineering and Environmental Services, Inc., for the purpose of its incorporation into the applicable WQM plan(s).
3. This consent shall be submitted to the NJDEP in accordance with N.J.A.C. 7:15-3.5(g) 6.
4. This Resolution shall take effect immediately.

**RESOLUTION R.433-082018****EXPLANATION: A Resolution authorizing the entering of a Shared Services Agreement with Piscataway Township for legal services regarding the condemnation of certain parcels of land and/or obtaining temporary construction, permanent roadway and/or permanent drainage easements of certain parcels of land situated on Brotherhood Street in both the Township of Edison and Piscataway Township.**

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

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

**WHEREAS**, in furtherance, the Parties desire to enter a Shared Services Agreement (the “**Agreement**”), in the form attached hereto as Exhibit A, pursuant to the Shared Services Act to establish the terms of Piscataway’s provision of legal services to the Township for a term beginning August 22, 2018 and ending August 22, 2019; and

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

more fully described in the Memorandum of James F. Clarkin III, Esq., dated August 8, 2016 and which will be attached to the Agreement; and

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

**WHEREAS**, the Municipal Council of the Township ("Municipal Council") seeks to hereby authorize the Township's entering and execution of the Agreement.

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

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

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

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

Section 4. This Resolution shall take effect immediately.

**RESOLUTION R.434-082018**

**EXPLANATION: THIS RESOLUTION PROVIDES FOR THE REFUND OF THE UNUSED PORTION OF DEVELOPERS ESCROW FEES POSTED BY HOGAN AUTOMOTIVE FOR THE ZONING BOARD APPLICATION NO #Z3-2016**

**WHEREAS**, The Township Planning Board Secretary advises that the Developer Escrow Fees posted by Hogan Automotive. a project located at 2011 Lincoln Highway, Edison, N.J. 08817 in Block 122, Lot 1-7 and Application #Z3-2016 ; and

**WHEREAS**; the applicant was required to Post developers escrow fees, pursuant to Township Ordinance; and

**WHEREAS**; on September 15, 2015, Hogan Automotive posted fees on deposit with the Township of Edison in the account # 7763595443 for Developers Escrow Fees; and

**WHEREAS**; the applicant has requested the return of the unused portion of Developers Escrow Fees, as provided by law; and

**WHEREAS**; it is now in order that the sum \$1,475.00 plus accrued interest, if applicable, which represents the amount due and owing the applicant, be returned to 913 Middlesex Avenue Suite 1. Metuchen , NJ 08840; and

**NOW THEREFORE, BE IT RESOLVED** BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of \$1,475.00 plus accrued interest, if applicable be refunded to Hogan Automotive, 913 Middlesex Avenue , Suite 1 , Metuchen , N.J 08840

**BE IF FURTHER RESOLVED** that the Director of Finance be and is hereby authorized to refund the sum of \$ 1,475.00 plus accrued interest, if applicable, in account # 7763595443 to the applicant.

**RESOLUTION R.435-082018**

**EXPLANATION: THIS RESOLUTION PROVIDES FOR A REFUND OF THE CONSTRUCTION PERMIT FEE, LESS THE DCA FEE, POSTED FOR A RESIDENTIAL CONSTRUCTION PERMIT AS THE WORK APPLIED FOR WAS NEVER DONE.**

**WHEREAS**, on June 28,2018, a Construction Permit fee, check #2319, permit #2018-2579, was posted in the total amount of \$2855.00 by the contractor, MC Home Improvement , having offices at 242 Lehigh Ave. Roselle Park, NJ- 07204 ; and

**WHEREAS**, the application was submitted for interior alterations at 696 Amboy Ave., by the hired contractor; MC Home Improvement, However the work was never performed and a refund is being requested; and

**WHEREAS**, appropriate documents have been submitted to the Township indicating that the work was not done it is therefore appropriate that the municipal permit fee in the amount of \$2850.00, derived from the \$2855.00 total construction permit fee less the \$5.00 DCA fee, be refunded to the contractor MC Home Improvement; and

**WHEREAS**, the Township Construction Official recommends the refund of the municipal permit fee, on Construction Permit #2018-2579, in the amount of \$2850.00 for the referenced application;

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the Township of Edison that the sum not to exceed \$2850.00 on construction permit fees posted by MC Home Improvement for 696 Amboy Ave. be refunded to the contractor;

**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the said amount of \$2850.00 from the Refund of Revenue Fund to the Contractor, MC Home Improvement, having offices at 242 Lehigh Ave. Roselle Park, NJ- 07204.

**RESOLUTION R.436-082018**

**WHEREAS**, the Division of Engineering Services advises that an inspection has been made of Mila Estates. at 702 Denver Blvd , Application # P5157 located in Block #498 Lot #12.A,13.A,15.A; and

**WHEREAS**, the applicant was required to post engineering inspection fees, pursuant to Township Ordinance; and

**WHEREAS**, on September 24, 2015. Inc., posted a check in the amount of \$13,354.16, for engineering fees; and

**WHEREAS**, the applicant has requested the return of the unused portion of engineering inspection fees, as provided by law; and

**WHEREAS**, the sum expended for engineering inspections totals \$4,175.85; and

**WHEREAS**, it is in now in order that the sum of \$9,178.31 which represents the amount due and owing the applicant, be returned to Kimmar Developers. ; and

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON** that the sum of \$9,178.31 plus interest be refunded to Kimmar Developers , 910 Amboy Avenue, Edison, N.J. 08837; and

**BE IT FURTHER RESOLVED** that the Director of Finance be and is hereby authorized to refund said sum of \$9,178.31 plus interest in account # 7763595477 to the applicant.

**RESOLUTION R.437-082018**

**WHEREAS**, the Division of Engineering Services advises that an inspection has been made of Cinder II , at 42 Cinder Road , Application # P5164 located in Block #427 Lot #8.09,8.10,8.11,8.12; and

**WHEREAS**, the applicant was required to post engineering inspection fees, pursuant to Township Ordinance; and

**WHEREAS**, on January 7, 2015. Inc., posted a check in the amount of \$29,412.31, for engineering fees; and

**WHEREAS**, the applicant has requested the return of the unused portion of engineering inspection fees, as provided by law; and

**WHEREAS**, the sum expended for engineering inspections totals \$ 4,922.72; and

**WHEREAS**, it is in now in order that the sum of \$24,490.30 which represents the amount due and owing the applicant, be returned to Kimmar Developers. ; and

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON** that the sum of \$24,490.30 plus interest be refunded to Kimmar Developers , 910 Amboy Avenue, Edison, N.J. 08837; and

**BE IT FURTHER RESOLVED** that the Director of Finance be and is hereby authorized to refund said sum of \$24,490.30 plus interest in account # EI170110KI to the applicant.

**RESOLUTION R.438-082018**

**EXPLANATION:** Resolution Returning the Cash Performance Guarantee to Mr. Javed Choudry , Edison, NJ 08820 for a single family on 50 Oliver Avenue , Edison, NJ 08820  
**Account # CP180425JA**

**WHEREAS,** Mr. Javed Choudry , 50 Oliver Avenue, Edison, NJ 08820;

Enclosed is a Cash Performance Guarantee dated April 5 , 2018 check # 2377 in the amount of \$3,100.00 posted by Mr. Javed Choudry ,50 Oliver Avenue , Edison ,08820.

An inspection has been revealed all improvements to be complete and in conformance to township standards: therefore, it is now in order that final acceptance is granted and the Cash Performance Bond Guarantee presently being held by the Township be released.

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON,** the Director of Finance be and is hereby authorized to return the aforesaid Cash Performance Guarantee in the amount of **\$ 3,100.00** to Mr. Javed Choudry,50 Oliver Avenue , Edison , 08820 . Account Number **#CP180425JA**

**RESOLUTION R.439-082018**

**EXPLANATION:** Resolution releasing a Performance Bond and refunding a Cash Performance Bond to Open Road Mini of Edison, LLC for the project located at 1948-1970 Woodbridge Avenue ; Application #P12-2014; Block 337.K, Lot7.A,8,9,10E,10.D; Account #7763342703

**WHEREAS,** on March 16,2016 Open Road Mini of Edison, having offices at , 1120 Route 22, Bldg 2, Bridgewater NJ 08807, Also posted a Performance Surety Bond #9205876 in the amount of **\$590,183.40**, to guarantee the installation of improvements for the project at 1948-1970 Woodbridge Avenue , Block 337.K, Lot 7.A,8,9,10.E,10.D;and

**WHEREAS,** a Cash Performance check was posted on April 5,2018 by Check #2746655, in the amount of **\$58,978.74**, on deposit in account # 7763342703; and

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

**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 **\$58,978.74** plus accrued interest, if applicable, on deposit in account **#7763342703** to the applicant, and the Surety Bond **# 9205876** in the amount of **\$590,183.40** be refunded to Open Road of Central Jersey, having offices at 1120 Route 22, Bldg 2, Bridgewater , NJ 08807.

**RESOLUTION R.440-082018**

**RESOLUTION ACCEPTING QUOTE AND AWARING CONTRACT TO NEW VENTURE CONSTRUCTION FOR HOME IMPROVEMENTS AS PART OF THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM**

**WHEREAS,** The Community Development Block Grant (CDBG) funds are used to facilitate various projects throughout the community as outlined in the Program Year 2015 Consolidated Annual Action Plan; and

**WHEREAS,** part of the funding is for improvements to qualified single family, owner occupied dwellings located in Edison; and

**WHEREAS,** quotes were solicited by the Township of Edison for Case Number 0118; and

**WHEREAS,** NEW VENTURE CONSTRUCTION, 716 Old Post Road, Edison, NJ 08817, submitted the lowest quote in the amount of \$14,330.00 and funds in the amount of \$14,330.00 have been certified to be available in the CDBG Housing Rehabilitation Account Number T-14-15-0510-000-001; and

**WHEREAS**, for the year 2017, the Township expended \$23,670.00 with NEW VENTURE CONSTRUCTION, and the current contract in the amount of \$14,330.00 will make a combined total amount of \$38,000.00 in a twelve month period; and

**WHEREAS**, this amount exceeds \$17,500.00 and therefore needs authorization through the provisions of N.J.S.A. 19:44A-20.5 et. seq.; and

**WHEREAS**, this Contract is not awarded through a “fair and open process” pursuant to N.J.S.A. 19:44A-20.5, et seq.; and

**WHEREAS**, prior to contract/Purchase order, NEW VENTURE CONSTRUCTION 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 NEW VENTURE CONSTRUCTION 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 \$14,330.00 by NEW VENTURE CONSTRUCTION, 716 Old Post Road, Edison, NJ 08817 for home improvements (Case #0118) has been reviewed and is determined to be the lowest quote.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount of \$14,330.00 and any other necessary documents, with NEW VENTURE CONSTRUCTION.
3. This contract is awarded pursuant to N.J.S.A. 19:44A-20.5 et. seq, as described herein.
4. 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 **\$14,330.00** are available for the above contract in Account No. **T-14-15-0510-000-001**.

/s/ Nicholas C. Fargo  
Chief Financial Officer

**RESOLUTION R.441-082018**

**RESOLUTION ACCEPTING BID WITHDRAWAL FROM MBE MARK III ELECTRIC, INC.  
FOR EVERGREEN PUMP STATION PRIORITY REPAIRS**

**WHEREAS**, bids were received by the Township of Edison on July 17, 2018 for Public Bid No. 18-06-11-Evergreen Pump Station Priority Repairs; and

**WHEREAS**, MBE MARK III ELECTRIC, INC., 213 Main St., Madison, NJ 07940 submitted a bid in the total amount of \$888,597.00; and

**WHEREAS**, on July 18, 2018 MBE MARK III ELECTRIC, INC., submitted the attached letter requesting withdrawal of said bid; and

**WHEREAS**, Local Public Contracts Law 40A:11-23.3 allows for withdrawal of bid due to a mistake on the part of the bidder within five business days after a bid opening upon evidence of mistake; and

**WHEREAS**, after review of said request and additional requested information, MBE MARK III ELECTRIC, INC. has met the requirements of 40A:11-23.3 for bid withdrawal under this statute and the Township recommends accepting withdrawal of bid; and

**WHEREAS**, pursuant to 40A:11-23.3 withdrawal of bid includes disqualification from future bidding on the same project; 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 bid submitted by MBE MARK III ELECTRIC, INC., 213 Main St., Madison, NJ 07940 is hereby withdrawn in accordance with 40A:11-23.3.
2. MBE MARK III ELECTRIC, INC. is disqualified from future bidding on this project pursuant to 40A:11-23.3(f).
3. The purchasing agent is hereby authorized to return the bid guarantee pursuant to 40A:11-23.3(e).

**RESOLUTION R.442-082018**

**RESOLUTION TO RELEASE STREET OPENING APPLICATION FEE**

**WHEREAS**, the Township of Edison Department of Public Works advises the following have paid the Street Opening application fees; and

**WHEREAS**, notification has been received from the Department of Engineering stating that the work shown does not encroach on public road; and

**WHEREAS**, the Department of Public Works and the Department of Engineering recommends refund of the Road Opening Application Fee to Keeri Keich, resident of 239 Old Post Rd, Edison, NJ in the amount of \$200.00;

**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 Application Fee:

<b>Permit Number:</b>	<b>DEV-0024</b>
<b>Opening Location:</b>	<b>239 Old Post Rd</b>
<b>Block/Lot:</b>	<b>265.G/10</b>
<b>Applicant's Name &amp; Address:</b>	<b>Kerri Keich</b> <b>239 Old Post Rd</b> <b>Edison, NJ 08817</b>
<b>Initial Deposit Date:</b>	<b>7/20/2018</b>
<b>Deposit Amount:</b>	<b>\$200.00</b>
<b>Paid by &amp; refunded to:</b>	<b>Kerri Keich</b> <b>239 Old Post Rd</b> <b>Edison, NJ 08817</b>

**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.443-082018**

**RESOLUTION AWARDING THREE EMERGENCY CONTRACTS/PURCHASE ORDERS TO MONTANA CONSTRUCTION FOR FORCE MAIN REPAIRS AT FORDS PUMP STATION, PLAINFIELD AVENUE AND 62 CLIFTON STREET**

**WHEREAS**, emergencies occurred on February 5, 2018 at the Fords Pump Station, April 11, 2018 on 62 Clifton St. and on April 30, 2018 on Plainfield Ave.; and

**WHEREAS**, upon investigation it was determined there was a need for force main repairs at those three locations at the above dates and times; and

**WHEREAS**, pursuant to Local Public Contract Law N.J.S.A. 40A:11-6 et seq, a contract may be awarded and immediate delivery of goods or the performance of services may be provided when an emergency affects the public health, safety or welfare; and

**WHEREAS**, MONTANA CONSTRUCTION CORPORATION INC., 80 Contant Avenue, Lodi, NJ submitted quotes to Public Works for the force main repair for Fords Station in the amount of \$22,714.07, 62 Clifton Street in the amount of \$12,664.84 and Plainfield Avenue in the amount of \$15,826.96; and

**WHEREAS**, funds in the amount of \$51,205.87 have been certified to be available in the Sewer – Other Contractual Items Account, Number 8-07-55-0501-000-029; and

**WHEREAS**, prior to contract/Purchase order, MONTANA CONSTRUCTION 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 MONTANA CONSTRUCTION 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. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount of \$51,205.87, and any other necessary documents, with MONTANA CONSTRUCTION CORPORATION INC., 80 Contant Avenue, Lodi, NJ 07644, as described herein.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-6 et seq.
3. 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 **\$51,205.87** are available for the above in Account No. **8-07-55-0501-000-029**.

/s/ Nicholas C. Fargo  
Chief Financial Officer

**RESOLUTION R.444-082018**

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO ARUNA PATEL FOR THE SUMMER**

**WHEREAS** Aruna V. Patel made payment in the amount of \$80.00 for her two children to participate in the summer playground program; and

**WHEREAS**, the family moved out of town prior to attending the program.

**NOW; THEREFORE, IT IS RESOLVED** by the Township Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison shall refund the amount of \$80.00 to Aruna V. Patel, 105 Briarwood Dr., North Brunswick, NJ 08902, which amount represents the payment for the summer playground program.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of \$80.00 are available in Account #8-01-55-0291-000-000.

**RESOLUTION R.445-082018**

**RESOLUTION AWARING REIMBURSEMENT TO VARIOUS ADULT FALL SOFTBALL TEAMS FOR ENDING THE SEASON IN GOOD STANDING**

**WHEREAS**, there exists an ordinance for sports teams to pay entrance fees prior to playing in Edison Township’s Recreation leagues.

**WHEREAS**, the ordinance further states that a “Good Standing Refund” in the amount of \$75.00 shall be made payable to each softball team finishing the season in good standing with the league, and

**WHEREAS**, fees in the amount of \$525.00 have been certified to be available in the Township Trust Account, Number T-13-00-0000-000-014.

**WHEREAS**, the below listed adult softball teams eligible for a good standing refund are as follows:

<b><u>REFUND NAME</u></b>	<b><u>TEAM</u></b>
Jack Miranda	JFK
Anthony Peterson	South Sliders
Jonathan Suydam	Inglourious Batters
Bob Mnich	Liberty Tavern Mookdawgs

Rodolfo L. Aninipot	Atmos Softball
Anthony LaGrasso	Port Pirates
Jason Rios	Stingerz

**NOW, THEREFORE, IT IS RESOLVED** by the Municipal Council of the Township of Edison that authorization be given to release said funds to these teams.

**CERTIFICATION**

I hereby certify that funds in the amount of \$525.00 are available for the above teams in Account No.T-13-00-1000-000-048.

**RESOLUTION R. 446-082018**

**RESOLUTION AWARDING REIMBURSEMENT TO VARIOUS OVER 50 MEN’S FALL SOFTBALL TEAMS FOR ENDING THE SEASON IN GOOD STANDING**

**WHEREAS**, there exists an ordinance for sports teams to pay entrance fees prior to playing in Edison Township’s Recreation leagues.

**WHEREAS**, the ordinance further states that a “Good Standing Refund” in the amount of \$75.00 shall be made payable to each softball team finishing the season in good standing with the league, and

**WHEREAS**, fees in the amount of \$450.00 have been certified to be available in the Township Trust Account, Number T-13-00-0000-000-014.

**WHEREAS**, the below listed adult softball teams eligible for a good standing refund are as follows:

<b><u>REFUND NAME</u></b>	<b><u>TEAM</u></b>
Crane, Tonelli, Rosenberg & Co., LLP	AJ Jersey
John Garced	Preferred Freezer
VanDemark Plumbing & Heating	Plumbers
Robert Greco	Top Line
Johnnie Jordan	Perth Amboy Panthers
Kenneth Zeidner	Bad Brains

**NOW, THEREFORE, IT IS RESOLVED** by the Municipal Council of the Township of Edison that authorization be given to release said funds to these teams.

**CERTIFICATION**

I hereby certify that funds in the amount of \$450.00 are available for the above teams in Account No.T-13-00-1000-000-048.

**RESOLUTION R.447-082018**

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO S&S WORLDWIDE FOR THE FURNISHING OF ART SUPPLIES AND HANDICRAFTS**

**WHEREAS**, bids were received by the Township of Edison on June 27, 2018 for Public Bid No. 18-03-05-Art Supplies and Handicrafts; and

**WHEREAS**, S&S WORLDWIDE, 75 Mill Road, Colchester, CT 06415 submitted the lowest legally responsible bid for a percentage off their catalog prices as listed on the spreadsheet; and

**WHEREAS**, the initial contract shall be for one (1) year from execution of the contract with options to renew for two (2) one (1) year renewals at the sole discretion of the Township at the same prices, conditions, requirements and terms of the contract, subject to and contingent upon appropriation of sufficient funds each renewal year; and

**WHEREAS**, the amount of the first year and any succeeding renewal year shall not exceed \$20,000.00, and cannot be encumbered at this time; and

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

**WHEREAS**, no amount shall be chargeable or certified until such time as goods or services are ordered or otherwise called for. Prior to incurring the liability by placing the order, the certification of available funds shall be made by the Chief Financial Officer or Certifying Financial Officer. It shall be the

responsibility of the official responsible for issuing the purchase order to notify and seek the certification of availability of funds of the Chief Financial Officer or Certifying Finance Officer, as appropriate (N.J.A.C. 5:30-5.5(b)); and

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

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

1. All bids have been reviewed, and the bid submitted by S&S WORLDWIDE, 75 Mill Street, Colchester, CT 06415 for Art Supplies and Handicrafts is determined to be the lowest legally responsible bid for a percentage off their catalog prices as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$20,000.00, for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents with S&S WORLDWIDE as described herein.

**RESOLUTION R.448-082018**

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO ACE EDUCATIONAL SUPPLIES FOR THE FURNISHING OF ART SUPPLIES AND HANDICRAFTS**

**WHEREAS**, bids were received by the Township of Edison on June 27, 2018 for Public Bid No. 18-03-05-Art Supplies and Handicrafts; and

**WHEREAS**, ACE EDUCATIONAL SUPPLIES, 5595 South University Dr., Davie, FL 33325 submitted the lowest legally responsible bid for a percentage off their catalog and website prices as listed on the spreadsheet; and

**WHEREAS**, the initial contract shall be for one (1) year from execution of the contract with options to renew for two (2) one (1) year renewals at the sole discretion of the Township at the same prices, conditions, requirements and terms of the contract, subject to and contingent upon appropriation of sufficient funds each renewal year; and

**WHEREAS**, the amount of the first year and any succeeding renewal year shall not exceed \$2,000.00, and cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid submitted by ACE EDUCATIONAL SUPPLIES, 5595 South University Dr., Davie, FL 33325 for Art Supplies and Handicrafts is determined to be the lowest legally responsible bid for a percentage off their catalog prices as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$2,000.00, for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other documents with ACE EDUCATIONAL SUPPLIES.

**RESOLUTION R.449-082018**

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO LAKESHORE LEARNING MATERIALS FOR THE FURNISHING OF ART SUPPLIES AND HANDICRAFTS**

**WHEREAS**, bids were received by the Township of Edison on June 27, 2018 for Public Bid No. 18-03-05-Art Supplies and Handicrafts; and

**WHEREAS**, LAKESHORE LEARNING MATERIALS, 2695 E. Dominquez St., Carson, CA 90895, submitted the lowest legally responsible bid for a percentage off their catalog and website prices as listed on the spreadsheet; and

**WHEREAS**, the initial contract shall be for one (1) year from execution of the contract with options to renew for two (2) one (1) year renewals at the sole discretion of the Township at the same prices, conditions, requirements and terms of the contract, subject to and contingent upon appropriation of sufficient funds each renewal year; and

**WHEREAS**, the amount of the first year and any succeeding renewal year shall not exceed \$2,000.00, and cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid submitted by LAKESHORE LEARNING MATERIALS, 2695 E. Dominquez St., Carson, CA 90895, for Art Supplies and Handicrafts is determined to be the lowest legally responsible bid for a percentage off their catalog prices as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$2,000.00, for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other documents with LAKESHORE LEARNING MATERIALS.

**RESOLUTION R.450-082018**

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO NASCO EDUCATION FOR THE FURNISHING OF ART SUPPLIES AND HANDICRAFTS**

**WHEREAS**, bids were received by the Township of Edison on June 27, 2018 for Public Bid No. 18-03-05-Art Supplies and Handicrafts; and

**WHEREAS**, NASCO EDUCATION, 901 Janesville Ave., Fort Atkinson, WI 53538, submitted the lowest legally responsible bid for a percentage off their catalog and website prices as listed on the spreadsheet; and

**WHEREAS**, the initial contract shall be for one (1) year from execution of the contract with options to renew for two (2) one (1) year renewals at the sole discretion of the Township at the same prices, conditions, requirements and terms of the contract, subject to and contingent upon appropriation of sufficient funds each renewal year; and

**WHEREAS**, the amount of the first year and any succeeding renewal year shall not exceed \$2,000.00, and cannot be encumbered at this time; and

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

**WHEREAS**, no amount shall be chargeable or certified until such time as goods or services are ordered or otherwise called for. Prior to incurring the liability by placing the order, the certification of available funds shall be made by the Chief Financial Officer or Certifying Financial Officer. It shall be the responsibility of the official responsible for issuing the purchase order to notify and seek the certification of

availability of funds of the Chief Financial Officer or Certifying Finance Officer, as appropriate (N.J.A.C. 5:30-5.5(b)); and

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

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

1. All bids have been reviewed, and the bid submitted by NASCO EDUCATION, 901 Janesville Ave., Fort Atkinson, WI 53538, for Art Supplies and Handicrafts is determined to be the lowest legally responsible bid for a percentage off their catalog prices as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$2,000.00, for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other documents with NASCO EDUCATION.

**RESOLUTION R.451-082018**

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO SCHOOL SPECIALTY, INC. FOR THE FURNISHING OF ART SUPPLIES AND HANDICRAFTS**

**WHEREAS**, bids were received by the Township of Edison on June 27, 2018 for Public Bid No. 18-03-05-Art Supplies and Handicrafts; and

**WHEREAS**, SCHOOL SPECIALTY, INC., 140 Marble Dr., Lancaster, PA 17601, submitted the lowest legally responsible bid for a percentage off their catalog and website prices as listed on the spreadsheet; and

**WHEREAS**, the initial contract shall be for one (1) year from execution of the contract with options to renew for two (2) one (1) year renewals at the sole discretion of the Township at the same prices, conditions, requirements and terms of the contract, subject to and contingent upon appropriation of sufficient funds each renewal year; and

**WHEREAS**, the amount of the first year and any succeeding renewal year shall not exceed \$5,000.00, and cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid submitted by SCHOOL SPECIALTY, INC., 140 Marble Dr., Lancaster, PA 17601, for Art Supplies and Handicrafts is determined to be the lowest legally responsible bid for a percentage off their catalog prices as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$5,000.00, for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other documents with SCHOOL SPECIALTY, INC.

**RESOLUTION R.452-082018**

**RESOLUTION AWARDING CONTRACT TO KENNEDY EVENT SERVICES INC. FOR TOWNSHIP OF EDISON 2018 EVENT SERVICES FALL SPECTACULAR**

**WHEREAS**, the Township of Edison advertised on the Township website a request for proposals on July 16, 2018 for RFP 18-02R EVENT SERVICES with a bid opening date of August 1, 2018 and two (2) proposals were received; and

**WHEREAS**, after review and evaluation of the proposals, it has been recommended by the Township that the contract be awarded to KENNEDY EVENT SERVICES INC., 24 Cokesbury Road, Suite 12, Lebanon, NJ 08833 in the amount not to exceed \$15,628.15; and

**WHEREAS**, for the prior twelve months, the Township expended \$3,894.18 with KENNEDY EVENT SERVICES and the award of this contract in the amount of \$15,628.15 will make a combined total amount of \$19,522.33 in a twelve month period; and

**WHEREAS**, this amount exceeds \$17,500.00 and therefore needs authorization through the provisions of N.J.S.A. 19:44A-20.5 et. seq.; and

**WHEREAS**, this Contract was awarded through a “fair and open process” pursuant to N.J.S.A. 19:44A-20.5, et seq.; and

**WHEREAS**, funds in the amount of \$15,628.15 have been certified to be available in the Celebration of Public Events Expense account number 8-01-30-0420-000-020; and

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

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

1. The proposals have been reviewed, and the proposal submitted by KENNEDY EVENT SERVICES INC., 24 Cokesbury Road, Suite 12, Lebanon, NJ 08833 for Township 2018 event services for the Fall Spectacular, is determined to be the lowest, legally responsible, responsive bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$15,628.15, and any other necessary documents, with KENNEDY EVENT SERVICES INC. as described herein.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$15,628.15** are available for the above in account number **8-01-30-0420-000-020**.

/s/ Nicholas C. Fargo  
Chief Financial Officer

**RESOLUTION R.453-082018**

**RESOLUTION ACCEPTING QUOTE AND AWARDED CONTRACT/PURCHASE ORDER TO STALKER RADAR FOR RADAR TRAILERS FOR THE DIVISION OF POLICE**

**WHEREAS**, quotes were solicited by the Township of Edison for two radar trailers with lights and light bars for the Division of Police; and

**WHEREAS**, STALKER RADAR, 855 E. Collins Blvd, Richardson, TX 75081 submitted the lowest quote in the amount of \$16,796.00 for two; and

**WHEREAS**, for the prior twelve months, the Township expended \$6,450.00 with STALKER RADAR and the purchase of these trailers in the amount of \$16,796.00 will make a combined total amount of \$23,246.00 in a twelve month period; and

**WHEREAS**, this amount exceeds \$17,500.00 and therefore needs authorization through the provisions of N.J.S.A. 19:44A-20.5 et. seq.; and

**WHEREAS**, this Contract is not awarded through a “fair and open process” pursuant to N.J.S.A. 19:44A-20.5, et seq.; and

**WHEREAS**, funds in the amount of \$16,796.00 have been certified to be available in the Acquisition of Emergency Management Equipment Account, number C-04-05-1468-392-003; and

**WHEREAS**, prior to contract/Purchase order, STALKER RADAR 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 STALKER RADAR 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. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$16,796.00 and any other necessary documents STALKER RADAR, 855 E. Collins Blvd, Richardson, TX 75081 for two radar trailers with lights and light bars for the Division of Police as described herein.
2. This contract is awarded pursuant to N.J.S.A. 19:44A-20.5 et. seq, as described herein.
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 **\$16,796.00** are available for the above contract in Account No. **C-04-05-1468-392-003**.

/s/ Nicholas C. Fargo  
Chief Financial Officer

**RESOLUTION R.454-082018**

**RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO PURCHASE POLICE VEHICLES FROM BEYER FORD THROUGH THE CRANFORD POLICE COOPERATIVE PRICING SYSTEM**

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

**WHEREAS**, the Township of Edison is a member of the Cranford Police Cooperative Pricing System #47-CPCPS; and

**WHEREAS**, BEYER FORD, 170 Ridgedale Avenue, Morristown, NJ 07962 has been awarded Contract 17-01- Police and Administrative Vehicles, through this Cooperative Pricing System; and

**WHEREAS**, the Township of Edison intends to enter into a contract/purchase order with BEYER FORD for three (3) 2018 or newer Ford Utility Police Interceptors (Black) at a total price of \$79,260.00 (\$26,420.00 each), one (1) 2018 or newer Ford Utility Police Interceptor (Black) at a price of \$26,106.00, and four (4) 2018 or newer Ford Sedan Police Interceptors (Black) at a total price of \$97,916.00 (\$24,479.00 each) under the Cranford Police Cooperative Pricing System; and

**WHEREAS**, funds for this purchase, in the total amount of \$203,282.00 are available in the Police Department Purchase of Vehicles Account, Number 8-01-25-0240-000-051; 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 and any other necessary documents, in the amount of \$203,282.00 with BEYER FORD, 170 Ridgedale Avenue, Morristown, NJ 07962 the approved Cranford Police Cooperative Pricing System vendor through this resolution, which shall be subject to all the conditions applicable to the current Cranford Police Cooperative Pricing System Contract as set forth above.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-11 et seq.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$203,282.00** are available for the above in Account No. **8-01-25-0240-000-051**.

/s/ Nicholas C. Fargo  
Chief Financial Officer

**RESOLUTION R.455-082018**

**EXPLANATION: A Resolution authorizing and approving the Person-to-Person transfer of the Plenary Retail Distribution License held by Surandar R. Pareddy to Liquor Land, LLC with respect to business premises to be located at 775 Route 1, Unit #8, Edison.**

**WHEREAS**, an application has been filed with the Township of Edison (“Township”) for a Person-to-Person transfer of the Plenary Retail Distribution Liquor License No. 1205-44-072-001 (“License”), issued to Surandar R. Pareddy, (“Seller”) to Liquor Land, LLC (“Applicant”) to be used at Applicant’s business location at 775 Route 1, Unit #8, Edison.

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

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

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

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

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

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council hereby approves the Person-to-Person transfer of the License to the Applicant as to business premises now to be located at 775 Route 1, Unit #8, effective August 22, 2018.
3. The Township Clerk is hereby directed to endorse the Applicant’s current license certificate as follows: “This license, subject to all of its terms and conditions, is hereby transferred to Liquor Land, LLC at business premises at 775 Route 1, Unit #8, Edison, NJ 08817.
4. This Resolution shall take effect immediately.

(New License No. 1205-44-072-002)

**RESOLUTION R.456-082018**

**EXPLANATION: A Resolution authorizing and approving the Person-to-Person transfer of the Plenary Retail Consumption License (Hotel/Motel Exception) held by BPG Hotel XXII Owner, LLC d/b/a/Sheraton Edison Raritan Center to Edison Hotel Operations, LLC d/b/a Sheraton Edison Raritan Center with respect to business premises to be located at 125 Raritan Center Parkway, Edison, NJ.**

**WHEREAS**, an application has been filed with the Township of Edison (“Township”) for a Person-to-Person transfer of the Plenary Retail Consumption Liquor License (Hotel/Motel Exception) No. 1205-36-065-001 (“License”), issued to BPG Hotel XXII Owner, LLC (“Seller”) to Edison Hotel Operations, LLC (“Applicant”) to be used at Applicant’s business location at 125 Raritan Center Parkway.

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

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

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

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

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

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

- 5. The aforementioned recitals are incorporated herein as though fully set forth at length.
- 6. The Municipal Council hereby approves the Person-to-Person transfer of the License to the Applicant as to business premises now to be located at 125 Raritan Center Parkway, effective August 22, 2018.
- 7. The Township Clerk is hereby directed to endorse the Applicant’s current license certificate as follows: “This license, subject to all of its terms and conditions, is hereby transferred to Edison Hotel Operations, LLC at business premise to be located at 125 Raritan Center Parkway, Edison, NJ 08837.
- 8. This Resolution shall take effect immediately.

(New License No. 1205-36-065-002)

**RESOLUTION R.457-082018**

**EXPLANATION: A resolution waiving Building Permit Fees for the Our Lady of Peace School (Middle School) for construction work to be performed at Block 715, Lot 40 (Franklin Avenue & Amboy Avenue, Edison, New Jersey).**

**WHEREAS**, Our Lady of Peace School (Middle School), in connection with certain construction and improvements to be made in the Township of Edison (the “Township”) at Block 715, Lot 40 (Franklin Avenue & Amboy Avenue) (the “Project”) has requested a reduction of certain construction and building permit fees; and

**WHEREAS**, the Project requires various construction and building permit fees pursuant to the New Jersey State Uniform Construction Code, *N.J.S.A. 52:27D-119 et seq.* and *N.J.A.C. 5:23-1.1 et seq.*, (the “Building Permit Fees”); and

**WHEREAS**, the Project is being undertaken by, and will eventually be leased from, Our Lady of Peace School to the Perth Amboy Board of Education, a governmental entity and body politic of this State; and

**WHEREAS**, as a result thereof, the Municipal Council of the Township desires to waive fees regarding Alarm System of the Building Permit Fees, since the waiver of said Building Permit Fees will serve a public educational purpose and promote the public health, safety and general welfare; and

**WHEREAS**, aside from the fees waived hereby, Our Lady of Peace School shall remain responsible for all other escrow fees and/or any New Jersey Department of Community Affairs fees required for the Project beyond those waived by the Township hereunder.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township of Edison, that it does hereby waive the following fees and costs:

- 1. The Township’s portion of the various construction permit and inspection fees pursuant to the New Jersey State Uniform Construction Code, *N.J.S.A. 52:27D-119 et seq.* and *N.J.A.C. 5:23-1.1 et seq.*, and, Township Ordinance Section 14-1, not to include any other escrow fees and/or any New Jersey Department of Community Affairs fees required for the Project, are hereby waived.
- 2. Our Lady of Peace School shall remain responsible for all other escrow fees and/or any New Jersey Department of Community Affairs fees required for the Project.
- 3. This Resolution shall take effect immediately.

**RESOLUTION R.458-082018**

**WHEREAS**, American Legion Post #435 has requested a waiver of any and all permit and/or application fees for upgrade Electrical Panel at 43 Oakland Avenue.

**WHEREAS**, under the building code, American Legion Post #435 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 of any applicable fees;

**NOW, THEREFORE, BE IT RESOLVED**, by the Township of Edison, that it does hereby waive of any application fees for upgrade Electrical Panel except the DCA fee, due to the Township of Edison as a result of the application being submitted by American Post Legion #435, 43 Oakland Avenue, Edison, NJ 08817.

**RESOLUTION R.459-082018**

**EXPLANATION: A Resolution providing the Municipal Council’s advice and consent to the re-appointment by the Mayor of Maureen Ruane as Township Business Administrator.**

**WHEREAS**, the Township of Edison (the “**Township**”) is a public body corporate and politic of the State of New Jersey and seeks to re-appoint its Business Administrator to serve as head of its Department of Administration (“**Department**”); and

**WHEREAS**, the Business Administrator shall be responsible for the administration, direction, coordination, supervision and control of all divisional units of the Department; and

**WHEREAS**, the Municipal Council of the Township (“**Municipal Council**”) has reviewed the qualifications and service of Maureen Ruane as Business Administrator, including her education, training, experience and certifications, and found her both highly experienced and suitable to be re-appointed to this position; and

**WHEREAS**, the Mayor desires to re-appoint Maureen Ruane as Business Administrator for the reasons set forth herein, and recommends waiver of the residency requirement in the Township Charter, Section 3-14, Township Code Section 2-21(a), and in accordance with *N.J.S.A. 40:69A-44*; and

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

**WHEREAS**, Maureen Ruane shall be appointed as Business Administrator for a term that will expire upon appointment of a successor, at compensation provided for by the salary ordinance.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council hereby provides its consent to the Mayor’s re-appointment of Maureen Ruane to serve as Business Administrator, as well as its waiver of the residency requirement, for a term that will expire upon appointment of a successor, at compensation provided for by the salary ordinance.
3. A copy of this Resolution shall be available for public inspection at the offices of the Township Clerk.
4. This Resolution shall take effect immediately.

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

ABSENT: Councilmember Gomez

NAYS - None

**COMMUNICATIONS**

- a. Letter received from Irene Wall regarding restricted parking signs.
- b. Email received from Glutamate Association regarding O.2015-2018.
- c. Email received from Food Allergy Research & Resource Program regarding O.2015-2018.

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

**ORAL PETITIONS AND REMARKS**

Council President Patil opened the meeting for public comment.

Keith Hahn, Fairview Ave. is here to address the racial flyer. According to NJ.com article they have identified a person whom purchased the stamps. It has been nine months, he is asking this council to pass a resolution asking the Attorney General Office to issue a report to us. We cannot allow this to happen in our elections.

Anthony DeAmorin, 15 Rodak Circle he is a Republican Committeeman, his neighbors keep asking about this flyer.

Gloria Ditman, Midland Road, complimented Council President Patil on his zombie ordinance he is working on. She asked for an update on our Deer problem. Edison Art society on September 12<sup>th</sup> at 6:30pm there will be Art Show Opening.

Councilmember Diehl, asked Mr. Elliot for an update on Deer problem. It was a campaign flyer that embarrassed our town. I agree it is frustrating we are very interested in getting to the bottom of this.

Mr. Elliot they have selected a vendor it will be on next meeting.

Councilmember Joshi agrees with Councilmember Diehl. Edison is a diverse community, he was born and raised in Edison it reflects the great America. We need to pass a resolution as a council to hold them accountable.

Council President Patil agrees this flyer was a slap in the face cannot be accepted he will support the resolution.

Elizabeth Conway, 20 Netherwood Circle, she is retired teacher she taught her children diversity. She was a candidate for the Board of Education and reached out to many people where she learned about many cultures. We need diversity in this town something needs to be done.

Joe Romano, Avenue C, asked Chief Bryan what can be done if the person or persons found to be responsible for this.

Chief Bryan, the Attorney General Office has it, he cannot speak about it.

Ms London, Township Attorney, she is not sure where it is in the investigation. We cannot pass a resolution tonight. We need to properly draft a resolution to the Attorney General to move forward and supporting the investigation.

Councilmember Diehl, we need to make a stand this should never happen again.

Rev. Ken Macan, 45 Stony Road, Attorney General should continue their good work. Edison is not a place for hate crimes.

Elaine Kaufman, The National Council of Jewish Women, Metro Jersey Section, is a grassroots organization of volunteers and advocates. Inspired by Jewish values, NCJW strives for social justice by improving the quality of life for woman, children, and families by safeguarding individual rights and freedoms.

Beth Maroney, Vice President of Edison School Board, we are working hard on a program for the schools called the "wing man" program for the eight Elementary Schools. The program will be taught by retired teachers to teach children empathy, respect and good deeds. John Marshall will be the first school. It's more than just putting police in the schools.

Bishop Brown, as someone of mixed race growing up here, we should stand up, unite and march. Hate is taught, they need to learn respect.

Sylvia Engel, 82 Winthrop Road, Chairman of Edison Republican Party our party was blamed for that flyer. She said there is not racist in our party we were the first party to run an Indian for council. The Attorney General is a victim of bias himself. Hope you follow through on this resolution.

Steve Nagel, I consider who you are not what you are I stand here I ran for office and someone put a SWA sticker on his sign. This community is based on diversity. I ask you do your due diligence that something like this never happens again.

Maria Orchid, 83 Jefferson Avenue, asked why the speed trailer removed from Amboy Avenue. Reminder to everyone the Farmers Market is open form 8:00am till 2:00pm and drive careful school will be starting September 4<sup>th</sup>.

Councilmember Coyle asked for it to be moved to Old Post Road.

Charles, Editor of New Brunswick Today asked how much Jaffe Communications gets paid.

Ms. Ruane, she believes it is \$43,000.00.

Keith Hahn, played a tape recording regarding a donation.

Wayne Mascola, 16 Gates Place, he asked what are we going to do as a governing body to keep pushing on the flyer. Can we force the FBI to go an investigation?

Ms. London, doesn't know if we can force the FBI.

Councilmember Diehl assured the residents we are not letting this situation die.

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

Having no further business to discuss, on a motion made by Councilmember Sendelsky seconded by Councilmember Diehl the meeting was adjourned at 11:35 p.m.

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Ajay Patil  
Council President

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Cheryl Russomanno, RMC  
Municipal Clerk