

**MINUTES OF
MUNICIPAL COUNCIL
WORKSESSION AND REGULAR MEETING
September 13, 2017**

A Combined Meeting of the Municipal Council of the Township of Edison was held in the Council Chambers of the Municipal Complex. The meeting was called to order at 6:05p.m. by Council President Lombardi followed by the Pledge of Allegiance.

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

Councilmember Gomez entered at 6:10pm

Councilmember Diehl entered at 6:15pm.

Also present were Township Clerk Russomanno, Deputy Township Clerk McCray, Township Attorney Northgrave, Business Administrator Ruane, Health Inspector Spearnock, Assistant Public Works Director Russomanno, Police Deputy Chief Mieczkowski, 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 30, 2016 and posted in the Main Lobby of the Municipal Complex on the same date.

4. **REVIEW OF MINUTES:**
a. and b. Accepted as submitted.

5 **REPORTS FROM ALL COUNCIL COMMITTEES:**

Councilmember Coyle, the Environmental Commission is moving forward on projects if you want any information please check the website. There is a bridge scape started on Amboy Avenue.

6. **POINTS OF LIGHT:**

Council President Lombardi, we had our annual 9-11 Remembrance Ceremony it was well attended, he thanked Police and Fire and everyone who attended. He also thanked Sgt. Mazi for sharing his experience at ground zero. This Saturday, September 16th is Officer Frank Papaiani Memorial Day at Lake Papaiani 10:30am, September 28th the Township will be holding a Community Center Public Forum here in Council Chambers at 7:30pm – 9:00p m.

Councilmember Sendelsky, announced Saturday and Sunday September 23th and 24th from 11:00-3:00pm Edison Tower Archeological Dig on Monmouth and Christie St., the museum will also be open.

Councilmember Coyle thanked the Administration, Police and Fire did a wonderful job at the 9-11 Ceremony.

7. **FROM THE BUSINESS ADMINISTRATOR:**
a. No comment was made

8. **FROM THE DEPARTMENT OF FINANCE:**
a. through d. No comments were made.

9. **FROM THE DEPARTMENT OF HEALTH:**
a. and b . No comments were made.

10. **FROM THE DEPARTMENT OF LAW:**
a. and b. No comments were made.

- c. Councilmember Coyle would like to see the report when completed.
d. Councilmember Patil, asked who will be managing and maintaining the camera.

Mr. Northgrave, DPW wanted this camera across from the recycling center. It is solely to record and assume a 30 day loop access.

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

- d. Councilmember Patil asked if this is work done by us.

Council President Lombardi, no it was an outside contractor

- 12. **FROM THE PUBLIC WORKS:**
a. through c. No comments were made.
- 13. **FROM THE CHIEF OF FIRE:**
a. No comment was made.
- 14. **FROM THE CHIEF OF POLICE:**
a. and b. No comments were made
- 15. **FROM THE TOWNSHIP CLERK:**
a. No comments were made.

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

Councilmember Sendelsky gave his report as follows:

Edison Township Special Planning Board Meeting, Tuesday August 29, 2017

The first order of business was a resolution for case #P11-2017 Scannell Development Company, Lincoln Highway (Revlon Building). A motion was made seconded and passed unanimously.

Lincoln properties case #P-6-2016 for final approval was unanimously approved.

There was one bit of old business Case #P-5190 Tony & Sons 9 Plaza Place (minor subdivision) Block#260/Lot#12,13,14 & 15. Variances were requested for lot area and lot width. Testimony was concluded at the previous meeting and a vote only was needed to be taken at this meeting. A motion was made to approve the application with the following conditions, that the applicant adheres to Mr. Carley and Bignell's report, that a video inspection is made of the sewer main and if there is any damage to same the applicant will pay for the repairs and if there is any changes made by applicant to the approved plan the application will be brought back before the planning board. The project was unanimously approved with one abstention.

The only new case was #P-10-2017 First Tee NY Inc- Plainfield Country Club Block#401/Lot#1 located at 1541 Woodland Road. It was a proposal to construct a 1,760 sf golf practice two bay structure. There was a pre-existing variance for front yard setback. This is a non-profit (501C-3 Charity) group that will be working with The Plainfield Country Club to give lessons to students from 6 years of age to 18 years old. They will serve a maximum of 300 students and will only be used to hit onto the course when the course is closed. Otherwise the garage bays will be closed and they will hit into the nets. The hours of operation are Monday-Friday in the afternoons to dusk and Saturday 9-2 PM and Sunday 9- 1 PM. They will be using the bathroom facilities in the pro shop. A motion was made and seconded and the project was unanimously provided that they adhere to our engineer's and planners reports.

The next Planning Board Meeting will be Monday September 18, 2017.

Respectfully Submitted: Councilman Len Sendelsky

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

- O.1984-2017 No comments were made.
- O.1985-2017 No comments were made.
- O.1986-2017 No comments were made.
- O.1987-2017 No comments were made.
- O.1988-2017 Councilmember Coyle asked for explanation .

Council President Lombardi answered it is for Capital Improvement it's all outlined in Ordinance.

18. **DISCUSSION ITEMS:**

Council President Lombardi:

- a. None

Councilmember Coyle:

- a. He asked administration to contact DOT regarding the road work done at 1109 Amboy Avenue ramp.
- b. He asked for an update on the air raters at Lake Papaiananni Park

Mr. Russomanno, is meeting the Electrician tomorrow regarding the control box, which need to be moved first. Improvements take a little more time.

Councilmember Diehl:

- a. He spoke to Ms. Ruane about making Utility Companies notice and clean up property when work is completed.
- b. He asked Ms. Ruane to follow up on the Milling/Paving Company which was working on South Heathcote

Councilmember Gomez:

- a. none

Councilmember Patil:

- a. none

Councilmember Sendelsky:

- a. Follow up Suttons Lane repairs.

Mr. Russomanno, they started the drainage and the signage should be completed ten days.

Councilmember Shah:

- a. She has a resident of Barlow Road call her regarding the residential parking sign that went up.

Council President Lombardi explained the mistake.

The Council retired to Closed Session at 6:30 p.m., on a motion made by Councilmember Sendelsky seconded by Councilmember Patil and duly carried. The Township Clerk read the following Resolution into the record:

CLOSED SESSION RESOLUTION

WHEREAS, Article VI of the Open Public Meetings Act provides that a public body may hold a closed session; and

WHEREAS, the Township Council will during this meeting enter into discussion of the following matters:

- 1) Litigation

WHEREAS, the matters to be discussed in closed session are to remain in the strictest of confidence by all Council Members in furtherance of their fiduciary duties to the Township of Edison;

NOW, THEREFORE, BE IT RESOLVED, matters discussed at this meeting will be released to the public when the reasons for discussing and acting upon them in closed session no longer exists.

The Council returned from Closed Session at 6:52 p.m., on a motion made by Councilmember Diehl seconded by Councilmember Gomez and duly carried.

19. APPROVAL OF MINUTES:

On a motion made by Councilmember Diehl seconded by Councilmember Sendelsky and duly carried, the Minutes of the Worksession of August 21, 2017 and Regular Meeting of August 23, 2017 were accepted as submitted.

20. COUNCIL PRESIDENT'S REMARKS:

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

**21. UNFINISHED BUSINESS
ORDINANCES FOR FURTHER CONSIDERATION AND PUBLIC HEARING AND FINAL ADOPTION:**

The following Ordinances, which were introduced by Title on August 23, 2017 passed on first reading, published according to law for further consideration at this meeting, were read by the Township Clerk:

**O.1984-2017 AN ORDINANCE AMENDING THE TOWNSHIP CODE CHAPTER 11
"GENERAL LICENSING AND BUSINESS REGULATIONS" SETTING
FORTH REQUIREMENTS FOR CRANE OPERATION IN THE
TOWNSHIP.**

(The above Ordinance O.1984-217 can be found in its entirety in Ordinance Book #27.)

Council President Lombardi declared the Public Hearing opened for O.1984-2017

Maryann Hennessey, 20 Carmello Drive, with the amendment is there something for large Cranes to take apart.

Mr. Northgrave explained this amendment is to focus on Licensing and trained operating properly.

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

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

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

NAYS - None

**O.1985-2017 AN ORDINANCE AMENDING THE TOWNSHIP CODE CHAPTER 9
"ANIMALS" SETTING FORTH REQUIREMENTS FOR THE
TETHERING OF DOGS IN THE TOWNSHIP.**

(The above Ordinance O.1985-217 can be found in its entirety in Ordinance Book #27.)

Council President Lombardi declared the Public Hearing opened for O.1985-2017.

Maryann Hennessey, 20 Carmello Drive, Congratulating and thankful we are concerned on Tethering.

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

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

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

NAYS - None

**O.1986-2017 THIS ORDINANCE AUTHORIZES THE MAYOR, OR HIS
AUTHORIZED DESIGNEE, TO EXECUTE THE FIRST AMENDMENT
TO THE LEASE AGREEMENT BETWEEN THE TOWNSHIP AND
METUCHEN EDISON WOODBRIDGE YMCA, DATED AUGUST 4,
2004, ALLOWING FOR ADDITIONAL USE OF THE LEASED
PROPERTY.**

(The above Ordinance O.1986-217 can be found in its entirety in Ordinance Book #27.)

Council President Lombardi declared the Public Hearing opened for O.1986-2017

None

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

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

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

NAYS - None

O.1987-2017 AN ORDINANCE AMENDING THE TOWNSHIP CODE AS IT PERTAINS TO SHELTER FEES AND ADOPTION FEES.

(The above Ordinance O.1987-217 can be found in its entirety in Ordinance Book #27.)

Council President Lombardi declared the Public Hearing opened for O.1987-2017

None

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

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

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

NAYS - None

O.1988-2017 BOND ORDINANCE FOR VARIOUS CAPITAL IMPROVEMENTS APPROPRIATING \$13,150,000 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$12,492,500 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

(The above Ordinance O.1988-217 can be found in its entirety in Ordinance Book #27.)

Council President Lombardi declared the Public Hearing opened for O.1988-2017

None

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

NAYS - None

NEW BUSINESS
PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR WEDNESDAY, SEPTEMBER 27, 2017.

O. 1989-2017

AN ORDINANCE AUTHORIZING THE TOWNSHIP TO ACCEPT A SECURITY CAMERA AS A GIFT FROM EQUICSTAR CHEMICAL, LP AND EXECUTE A LICENSE AGREEMENT FOR ACCESS THERETO.

On a motion made by Councilmember Shah 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 27, 2017.

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

NAYS – None

PUBLIC COMMENTS AS TO PROPOSED RESOLUTIONS

Council President Lombardi opened the meeting to the public for comments on Proposed Resolutions R517-092017 through R.540-092017.

Lois Wolke, 10 Peake Road, Resolution R.539-092017 asked why, what are the circumstances.

Mr. Northgrave explained the settlement.

Irene Wall, 205 Fleet Avenue, Resolution R.539-092017 asked if he is on disability.

Mr. Northgrave replied no.

Bruce Diamond, 74 Calvert Avenue, Resolution R.539-092017 is he still employed.

Mr. Northgrave replied yes.

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

Councilmember Shah requested that Resolution R.539-092017 be pulled for separate vote.

The following Resolutions R.517-092017 through R.538-092017 and Resolution R.540-092017 were adopted under the Consent Agenda on a motion made by Councilmember Gomez and seconded by Councilmember Sendelsky.

RESOLUTION R.517-092017

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING SEPTEMBER 7, 2017

WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through September 7, 2017.

FUND	AMOUNT
Current	\$5,627,229.85
Sewer Utility	185,368.51
Capital	759,260.01
Grant Funds	51,993.24
Dog (Animal Control)	3,651.98
Trust	108,489.64
CDBG	3,079.48
Tree Fund	0.00
Payroll Deduction	100,447.71
Law Enforcement	0.00
Open Space	0.00
Park Improvements	0.00
Sanitation Fund	479,830.96
Self Insurance	0.00

Affordable Housing	6,669.00
Cash Performance	8,272.86
Developers Escrow	197.28
Tree Planting	0.00
Federal Forfeited	0.00
Tax Sale Redemption	400,943.00
TOTAL	\$7,735,433.52

/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.518-092017

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 **\$146,108.77**.

RESOLUTION R.519-092017

Authorizing refund for tax overpayments

WHEREAS, the Tax Collector of the Township of Edison, Lina Vallejo, reports and advises that on various properties located within the Township of Edison, overpayments of real estate taxes have been made due to erroneous or duplicate payments, and

WHEREAS, applications have been made to the Tax Collector for refunds of the said overpayments, and the Tax Collector advises that the requesters are entitled to refunds as provided the attached listing; and

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, that the aforementioned recitals are incorporated herein as though fully set forth at length.

BE IT FURTHER RESOLVED, by the Municipal Council of the Township of Edison that the appropriate official of the Township is hereby authorized to draw checks to the noted parties in the amounts specified on the attached listing totaling **\$33,915.05**.

RESOLUTION R.520-092017

**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	KHANOLKAR, RAJEEV & NEELIMA
PROPERTY LOCATION	5 ABBOTT CT
BLOCK / LOT / QUALIFIER	557.BB/10

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

DOCKET NUMBER	TAX YEAR	OLD ASSESS	NEW ASSESS	ASSESS CHANGE
009279-2016	2016	640,000	620,000	(20,000)

WHEREAS, the reduction in assessed value has caused a real estate tax overpayment in the amount of **\$1101.20** for the years as follows:

TAX YEAR	TAX AMOUNT
2016	\$1,101.20

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 **\$1,101.20**.

RESOLUTION R.521-092017

**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	CAGNEY, WILLIAM C & MURIEL M
PROPERTY LOCATION	5 JENNA LA.
BLOCK / LOT / QUALIFIER	401/11

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

DOCKET NUMBER	TAX YEAR	OLD ASSESS	NEW ASSESS	ASSESS CHANGE
009277-2016	2016	511,800	480,000	(31,800)

WHEREAS, the reduction in assessed value has caused a real estate tax overpayment in the amount of **\$1,607.81** for the years as follows:

TAX YEAR	TAX AMOUNT
2016	\$1,607.81

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 **\$1,607.81**.

RESOLUTION R.522-092017

**A RESOLUTION APPROVING A TEMPORARY ACCESS AGREEMENT WITH PSE&G FOR A
TEMPOARY EASEMENT LOCATED AT BLOCK 198, LOT 18J (GURLEY ROAD)**

WHEREAS, the Township owns certain real property located at Block 198, Lot 18J on Gurley Road, which Public Service Electric and Gas Company (“PSE&G”) needs access to for the construction and installation of transmission facilities; and

WHEREAS, the governing body of the Township of Edison has determined that it is in the best interest of the public to grant PSE&G temporary access to the real property located at Block 198, Lot 18J.

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

Section 1: A temporary easement is granted to PSE&G for the property located at Block 198, Lot 18J on Gurley Road from the start of construction and terminating one year from the date of the start of construction, pursuant to the terms of the Temporary Access Road Agreement for Power Line Construction, annexed hereto and made a part hereof.

Section 2: The Mayor is authorized to execute the Temporary Access Road Agreement for Power Line Construction in the form as attached hereto.

Section 3: The Mayor, Business Administrator and any other appropriate Township Official is directed to facilitate the implementation of the Temporary Access Road Agreement for Power Line Construction for Block 198, Lot 18J on Gurley Road.

Section 4: This Resolution shall take effect immediately.

RESOLUTION R.523-092017

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

WHEREAS, on June 28, 2017, a Construction Permit fee, check #7695, permit #2017-2772, was posted in the total amount of \$236.00 by the contractor, Bill Leary HVAC., having offices at 6 Green Street, Metuchen, NJ 08840; and

WHEREAS, the application was submitted for a A/C unit at 17 Bradley Dr., by the hired contractor; Bill Leary., who did not make known to the Construction Code Enforcement Division that the homeowner, Anthony Dologos, is a bonafide Edison Senior Resident who is eligible for Senior Citizen waiver of municipal fees on construction permits, per the Edison Municipal Code, chapter 2-128.3; and

WHEREAS, appropriate documents have been submitted to the Township indicating that the work was done for a bonafide senior resident it is therefore appropriate that the municipal permit fee in the amount of \$225.00, derived from the \$236.00 total construction permit fee less the \$11.00 DCA fee, be refunded to the contractor Bill Leary.; and

WHEREAS, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2017-2772, in the amount of \$225.00 for the referenced application;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum not to exceed \$225.00 on construction permit fees posted by Bill Leary. for 17 Bradley Dr. be refunded to the contractor;

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$225.00 from the Refund of Revenue Fund to the Contractor, Bill Leary, 6 Green Street, Metuchen, NJ 08840.

RESOLUTION R.524-092017

EXPLANATION: Resolution Refunding Inspection Edison Township Memorial Post 3117 VFW
55 National Road, NJ 08817

WHEREAS, the Township Engineer advises that a final inspection was made of Edison Township Memorial Post 3117 VFW located at 55 National Road , Edison, NJ 08817 Application #Z22-09/10 located in Block: 48, Lot 10.B2

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

WHEREAS, on July 7, 2011 Edison Township Memorial Post 3117 VFW posted inspection fees in the amount of \$7,974.45 on deposit with the Township of Edison in account #7760296148 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 \$3,123.75; and

WHEREAS, it is in now in order that the sum of \$4,850.72, which represents the amount due and owing the applicant, be returned to Edison Township Memorial Post 3117 VFW having offices at 55 National Road , Edison, NJ 08817

NOW THEREFORE, BE IT RESOLVED By The Municipal Council Of The Township Of Edison that the sum of \$4,850.72 plus accrued interest, if applicable, be refunded to the applicant; and

BE IT FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund said sum of \$4,850.72, in account #7760296148 to the applicant.

RESOLUTION R.525-092017

WHEREAS, this proposed Township of Edison Municipal Resolution effectively rescinds and replaces the previously reviewed and approved R.494-082017; and

WHEREAS, The Edison Department of Health and Human Services (EDHHS) established the Edison Municipal Alliance (EMA) as a Township-based, grass-roots volunteer organization comprised of community leaders, private citizens and human service agency representatives, over twenty three years ago; and

WHEREAS, the mission of EMA is to promote and support alcohol, tobacco, other drug, and violence prevention, education programs and related activities, in order to encourage positive, healthy behavior among local youths and their families, as an alternative to deleterious and potentially dangerous conduct and activities; and

WHEREAS, the Middlesex County Office of Arts & History (MCOAH) has grant funds available, through its 2018 Arts Grant Program (AGP) for eligible programs, projects, activities and related costs of qualified organizations in throughout Middlesex County, for which it shall accept on-line applications via the MCOAH AGP application website; and

WHEREAS, the Edison Department of Health and Human Services, through EMA, intends to apply for grant funding for a maximum request of approximately \$10,000.00 from the Middlesex County Office of Arts & History Arts Grant Program, as it will help to further strengthen its mission, focus and vision through effective programs, projects, events and activities; and

WHEREAS, a 50% Cash Match and a 50% In-Kind Match are required to submit an application to and receive an award from the 2018 Middlesex County Office of Arts & History Arts Grant Program; and

WHEREAS, the EDHHS EMA/BRIDGES Teen Arts Program has successfully participated in the MCCHS (MCOAH) AGP over the past eight years; and

WHEREAS, the Edison Department of Health and Human Services, through EMA, will utilize all grant funds awarded to it by the Middlesex County Arts Grant Program as described in its application for said funds and in compliance with all applicable Municipal, Middlesex County, New Jersey and United States federal requirements, guidelines, regulations and statutes; and

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, Middlesex County, New Jersey, does hereby approve and authorize the development and submission of said grant application to the Middlesex County Office of Arts & History, at a regularly-scheduled combined Work Session and Public Meeting on the evening of Wednesday, September 13, 2017.

RESOLUTION R.526-092017

RESOLUTION TO RELEASE STREET OPENING ESCROW

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

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

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Finance Department is hereby authorized to release Street Opening Escrow Funds, under reference number STO0000240, to the following:

Permit Number: 20550, 20551, 20552
Opening Location: 33, 39, 41 Dorothy Avenue

Block/Lot: 793/23.04, 793/22.01, 793/21.01
Applicant's Name & Address: Meadow Services Inc.
 PO Box 357
 South Bound Brook, NJ 08880
Initial Deposit Date: 6/22/17
Deposit Amount: \$1440
Paid by & refunded to: Meadow Services Inc.
 PO Box 357
 South Bound Brook, NJ 08880

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.527-092017

RESOLUTION TO RELEASE STREET OPENING ESCROW

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

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

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Finance Department is hereby authorized to release Street Opening Escrow Funds, under reference number STO0000242, to the following:

Permit Number: 20607
Opening Location: 27 Eileen Way
Block/Lot: 690.S/37
Applicant's Name & Address: Mattco Plumbing & Heating LLC
 PO Box 288
 Metuchen, NJ 08840
Initial Deposit Date: 7/27/17
Deposit Amount: \$480
Paid by & refunded to: Mattco Plumbing & Heating LLC
 PO Box 288
 Metuchen, NJ 08840

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.528-092017

RESOLUTION TO RELEASE STREET OPENING ESCROW

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

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

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Finance Department is hereby authorized to release Street Opening Escrow Funds, under reference number STO0000233, to the following:

Permit Number: 20391
Opening Location: 312 Hoover Avenue
Block/Lot: 693.B/11

Applicant's Name & Address: **KJM Contractors**
12 Wedgewood Avenue
Woodbridge, NJ 07095

Initial Deposit Date: **5/31/17**

Deposit Amount: **\$480**

Paid by & refunded to: **Plumb-Rite Plumbing & Heating**
Thomas & Kathleen Fallon
86 Gibian Street
Edison, NJ 08837

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.529-092017

NOTICE OF SALE OF ABANDONED VEHICLES AS PROVIDED IN TITLE R.S. 39:10-A-1
NOTICE IS HEREBY GIVEN that on Wednesday 09/27/2017 at 11:00 A.M. the TOWNSHIP OF EDISON will hold for auction (20) vehicles. The vehicles listed below came into possession of the TOWNSHIP OF EDISON through abandonment or failure of owners to claim and have been duly processed.

For sale are the following vehicles with a Re-Sale application (NO LIEN)

Number	Make	Model	Year	VIN
15042767	BMW	530	2005	WBANA73565B814780
16027418	Maz	626	1999	1YVGE22C5V5616767
16057048	Chev	Colbolt	2006	1G1AL15F167857158
16059334	Ford	Taurus	1995	1FALP52UXSA128089
16061282	Hyu	Ela	2005	KMHDN46D45U183841
16067688	Chr	Seb	2001	4C3AG52H41E101470
17001465	Nis	Ver	2011	3N1BC1AP4BL416840
17004235	Mer	Sab	2004	1MEFM55S54A605328
17008347	Che	Tbz	2003	1GNDT13S032112079
17008514	Ford	F150	2008	1FTRW14508FB77741
17013503	Hon	Civ	1998	2HGEJ6673WH530527
17013800	Toy	Uvl	1999	2T1BR12EXXC155068
17015670	Toy	Cam	1995	4T1GK12E7SU107142
17016430	Che	Imp	2003	2G1WF52E239288430
17018553	Che	Cav	2002	1G1JC124627218383
17018626	Nis	Sta	1995	1N4BU31D9SC205842
17018634	Che	Equ	2012	2GNFLCEK6C6163882
17032615	Ford	Taurus	2006	1FAFP56V66A240885

For sale are the following vehicles with a JUNK TITLE (NO LIEN)

Number	Make	Model	Year	VIN
17005216	MB	430	1999	WDBJF70H7XA831158
17019421	Toy	Cam	2005	4T1BE30K95U077751

Vehicles may be inspected at the Edison Township Municipal Impound Yard in Edison at 745 New Durham Road the day of the sale from 8:30AM-10:00AM. (Direction can be requested – please email RSzucs@edisonpd.org). Vehicles must be removed within three (3) business days after sale. Payment is due at the time of the sale. Auction will be held at the Edison Township Municipal Complex at 100 Municipal Blvd., Edison NJ, at 11:00AM in the Edison Room, 3rd floor. Vehicles may be removed from the impound lot with a tow truck or flat bed ONLY.

RESOLUTION R.530-092017

RESOLUTION REJECTING BIDS FOR MAINTENANCE AND REPAIR OF OFFICE EQUIPMENT

WHEREAS, the Township of Edison advertised for bids by public notice published in the Home News on August 8, 2017, for Public Bid No. 17-02-10- Maintenance And Repair Of Office Equipment with a bid opening date of August 22, 2017; and

WHEREAS, two bids were received; Ditto Copy Systems, 209 E. Elizabeth Ave., Linden, NJ 07036 and Metro Imaging Service, Inc., 10 Merry Lane, East Hanover, NJ 07936; and

WHEREAS, the bids received by both vendors are being rejected by the Township of Edison due to non-completion of required forms; 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, County of Middlesex, State of New Jersey as follows:

1. The bids for Public Bid No. 17-02-10-Maintenance and Repair of Office Equipment are hereby rejected.
2. The Purchasing Agent is hereby authorized to rebid said project.

RESOLUTION R.531-092017

RESOLUTION AWARDING FORTY EIGHT MONTH LEASE FOR TWO (2) MULTI FUNCTION COPIERS TO RICOH AMERICAS CORPORATION FOR THE DEPARTMENT OF HEALTH

WHEREAS, The Department of Health is in need of two (2) multifunction copiers one at the Municipal Complex and one at the Senior Center; and

WHEREAS, RICOH USA CORPORATION, 19 Chapin Rd., P.O. Box 2008, Pine Brook, NJ 07058 has been awarded State Contract Number 40467 under G-2075-Copiers, Maintenance and Supplies; and

WHEREAS, each copier shall be a Ricoh MPC 4503G and pricing shall include 36,000 black and white impressions per quarter and all maintenance and supplies except paper with black and white overages at \$.007 each and each color impression \$.042; and

WHEREAS, the lease at the Senior Center shall be forty eight (48) months in the amount not to exceed \$350.00 per month for lease and maintenance (and an allowance for color copies), \$4,200.00 per year, and \$16,800.00 for the term of the lease; and

WHEREAS, the lease at the Municipal Complex will be forty eight (48) months in the amount not to exceed \$375.00 per month for lease and maintenance (and an allowance for color copies), \$4,500.00 per year, and \$18,000.00 for the term of the lease; 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 \$34,800.00, cannot be encumbered at this time; and

WHEREAS, as this is a multi-year Contract, for the additional calendar years it is contingent upon the adoption of temporary and/or permanent budgets for those years; 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 contracts in the amounts of \$350.00 per month, \$4,200.00 per year; and \$375.00 per month, \$4,500.00 per year for a total combined not to exceed amount of \$34,800.00 for the term of the lease/maintenance and any other necessary documents, with RICOH USA CORPORATION, 19 Chapin Rd., P.O. Box 2008, Pine Brook, NJ 07058 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. 40467/G-2075.

RESOLUTION R.532-092017

RESOLUTION ACCEPTING BID AND AWARDSING CONTRACT TO VMG GROUP FOR ROOF REPAIR AND REPLACEMENT AT THE MUNICIPAL GARAGE, 745 NEW DURHAM ROAD IN THE TOWNSHIP OF EDISON

WHEREAS, bids were received by the Township of Edison on August 15, 2017 for Public Bid No. 17-23-10 ROOF REPAIR AND REPLACEMENT at the Municipal Garage located at 745 New Durham Road; and

WHEREAS, VMG Group, 288 Cox Street, Roselle, NJ 07203 submitted the lowest legally responsible, responsive bid; and

WHEREAS, the maximum amount of the purchase shall not exceed \$172,000.00 (\$162,000.00 for the roof installation and an amount not to exceed \$10,000.00 to replace any damaged/rotted roof substrate wood); and

WHEREAS, funds in the amount of \$172,000.00 have been certified to be available in the Various Building Improvements Account, number C-04-14-1872-310-001; and

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

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

1. All bids have been reviewed, and the bid submitted by VMG Group, 288 Cox Street, Roselle, NJ 07203 for roof repair and replacement at the 745 New Durham Road municipal garage for the Township of Edison, 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 \$172,000.00, and any other necessary documents, with VMG Group as described herein.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and/or bonds of the unsuccessful bidders.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$172,000.00** are available for the above contract in Account No. C-04-14-1872-310-001.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.533-092017

EXPLANATION: This resolution authorizes contract Change Order # 1 in an amount of +\$4,320.00 for Contract #17-23-01: Interior Renovation at Firehouse #3 – 849 Amboy Avenue, for a revised construction contract ceiling of \$70,567.00.

WHEREAS, T. Galante Construction Inc., 1133 Hwy 35 S., Lawrence Harbor, NJ 08879 was awarded a construction contract through resolution R.306-052017 in a contract amount not to exceed \$66,247.00 for Contract # 17-23-01: Interior Renovation at Firehouse #3 – 849 Amboy Avenue; and

WHEREAS, a contract Change Order # 1 for architectural services in an amount of \$4,320.00 has been reviewed by the Township Engineer and has been found to be necessary, and upon tabulation and review of the quantities a change order is recommended for authorization and approval in the net additional amount of \$4,320.00 resulting in a revised construction contract amount not to exceed \$70,567.00; and

NOW, THEREFORE BE IT RESOLVED by the Municipal Council of the Township of Edison, Middlesex County, New Jersey that contract Change Order # 1 in a net amount not to exceed \$4,320.00 shall be authorized and approved for the project, Contract # 17-23-01: Interior Renovation at Firehouse #3 – 849 Amboy Avenue, to T. Galante Construction, Inc. for a revised construction contract amount of \$70,567.00.

CFO CERTIFICATION OF FUNDS:

Funding is available for Change Order # 1 17-23-01: Interior Renovation at Firehouse #3 – 849 Amboy Avenue, under Account C-04-14-1872-310-001 in a net change order amount not to exceed \$4,320.00 for a revised construction contract in an amount not to exceed \$70,567.00.

/s/ Nicholas Fargo
Chief Financial Officer

RESOLUTION R.534-092017

RESOLUTION AUTHORIZING ADDITIONAL FUNDS FOR THE FURNISHING OF LUBRICANTS, FLUIDS AND ANTIFREEZE WITH CRAFT OIL CORPORATION D/B/A PETRO CHOICE IN AN AMOUNT NOT TO EXCEED \$20,000.00

WHEREAS, CRAFT OIL CORPORATION D/B/A PETRO CHOICE, 950 King George Road, Fords, NJ 08863 was awarded Contract No. 16-12-06 Lubricants, Fluids and Antifreeze, through Resolution R.069-022017 for the period April 6, 2017 to April 5, 2018 in the amount of \$10,000.00 and that amount has been depleted; and

WHEREAS, the Township recommends we add additional funds in the amount not to exceed \$20,000.00 to replenish and complete the one year term of the contract with CRAFT OIL CORPORATION D/B/A PETRO CHOICE, with all prices as well as all terms and conditions to remain the same until such time the contract expires or we award a new contract; and

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

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

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

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

NOW, THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison the Mayor, or his designee, is hereby authorized to amend and execute the contract in the amount not to exceed \$20,000.00 for a total amended contract amount of \$30,000.00, and any other necessary documents, with CRAFT OIL CORPORATION D/B/A PETRO CHOICE described herein.

RESOLUTION R.535-092017

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO SITE ONE LANDSCAPE SUPPLY FOR THE FURNISHING OF MATERIALS

WHEREAS, bids were received by the Township of Edison on June 13, 2017 for Public Bid No. 17-03-08-Materials; and

WHEREAS, SITE ONE LANDSCAPE SUPPLY, 1385 East 36th St., Cleveland, OH 44114, submitted the lowest legally responsible bid for various items as listed on the spreadsheet; and

WHEREAS, the Township Council approved award of the Materials bid on the July 26, 2017 council meeting where the resolution for SITE ONE LANDSCAPE SUPPLY was inadvertently omitted; and

WHEREAS, the total amount of this contract to SITE ONE LANDSCAPE SUPPLY, not to exceed \$8,000.00, cannot be encumbered at this time; and

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

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

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

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

1. The bid by SITE ONE LANDSCAPE SUPPLY, 1385 East 36th St., Cleveland, OH 44114 for Materials is determined to be the lowest legally responsible bid for various items as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$8,000.00 and any other necessary documents, with SITE ONE LANDSCAPE SUPPLY.

RESOLUTION R.536-092017

RESOLUTION AUTHORIZING APPROPRIATION OF FUNDS TO VOLUNTEER FIRE COMPANIES FOR 2017

WHEREAS, it is the desire of the Township of Edison to appropriate funds for the direct use of the Volunteer Fire Departments located within the Township of Edison; and

WHEREAS, New Jersey State Statutes N.J.S.A. 40A:14-34, et. seq. authorizes said funding; and

WHEREAS, it is understood by the parties that the volunteer fire companies shall be responsible to comply with all Federal, State and Local restrictions and regulations regarding the use of said funds; and

WHEREAS, funds in the amount of \$40,000.00 have been certified to be available in the Aid to Volunteer Fire – Materials & Supplies Account, Number 7-01-25-0255-000-030; 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 in accordance with N.J.S.A. 40A:14-34, et. seq., the following volunteer fire companies are hereby authorized to receive the following appropriations for 2017; and

- Raritan Engine Co.#1- \$10,000.00
- Raritan Engine Co.#2- \$10,000.00
- Edison Volunteer Fire Co. #1-\$10,000.00
- Oak Tree Volunteer Fire Co.- \$10,000.00

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount **\$40,000.00** are available for the above in Account No. **7-01-25-0255-000-030**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.537-092017

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER(S) TO MUNICIPAL EQUIPMENT ENTERPRISES FOR EQUIPMENT CABINETS TO SECURE AND PROTECT ELECTRONIC EQUIPMENT RELATED TO IN CAR CAMERAS IN POLICE VEHICLES

WHEREAS, there is a need to secure and protect the electronic equipment related to the in car cameras in the police vehicles; and

WHEREAS, MUNICIPAL EQUIPMENT ENTERPRISES, 2703 Fire Rd., Egg Harbor Township, NJ 08234 has been awarded State Contract Number 81332 for emergency products and installation thereof under State Contract T-0106/POLICE AND HOMELAND SECURITY EQUIPMENT AND SUPPLIES and under this state contract the Township shall purchase sixty (60) Havis equipment boxes; 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 maximum amount of the purchase shall not exceed \$21,038.20; and

WHEREAS, funds for this purchase, in the total amount of \$21,038.20 are available in the Police Department Purchase of Vehicles Account, Number 7-01-25-0240-000-051; 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)).

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 \$21,038.20 and any other necessary documents, with MUNICIPAL EQUIPMENT ENTERPRISES, 2703 Fire Rd., Egg Harbor Township, NJ 08234, 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 Contracts, No. 81332 under T-0106.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$21,038.20** are available for the above in Account No. **7-01-25-0240-000-051**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.538-092017

WHEREAS, Bishop George Ahr High School, has requested a waiver of any and all permit and/or application fees for Renovations of a classrooms, One Tinley Lane location.

WHEREAS, under the building code, Bishop George Ahr High School 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 Fifty percent (50%) of any applicable fees;

NOW, THEREFORE, BE IT RESOLVED, by the Township of Edison, that it does hereby waive Fifty percent (50%) of any application fees for Renovations of a Classroom, except the DCA fee, due to the Township of Edison as a result of the application being submitted by Bishop George Ahr High School, Edison, NJ.

RESOLUTION R.540-092017

EXPLANATION: A Resolution authorizing the Municipal Council to require an annual assessment and review of the operations of the Edison Housing Authority.

WHEREAS, the Township of Edison (hereinafter, the "Township") established the Edison Housing Authority (hereinafter the "Authority") to offer and provide qualified lower income families opportunities for affordable, safe and decent housing and establish communities which contribute to families achieving and sustaining economic self-sufficiency; and

WHEREAS, pursuant to *N.J.S.A. 40A:12A-27* of the Local Redevelopment and Housing Law, the Municipal Council (hereinafter "Council") may require the Authority to file reports and answer specific questions concerning projects in a manner prescribed the Council; and

WHEREAS, to ensure the Township is informed as to the operations of the Authority, the Township Business Administrator, Township Attorney and Chief Financial Officer will meet at least annually with representative of the Authority to assess and review operations of the Authority; and

WHEREAS, upon conclusion of said review, the Business Administrator shall issue a report to the Council indicating all resulting findings and conclusions.

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

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

Section 2. The Council hereby directs the Authority to file reports and answer specific questions concerning projects pursuant to *N.J.S.A. 40A:12A-27* of the Local Redevelopment and Housing Law.

Section 3. As part of said filing, the Township Business Administrator, Township Attorney and Chief Financial Officer will meet at least annually with representatives of the Authority to assess and review operations of the Authority.

Section 4. The Business Administrator shall issue a report to the Council indicating all resulting findings and conclusions and the report shall be included as an item of discussion at the next regular meeting of the Council.

Section 5. This Resolution shall take effect immediately.

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

NAYS - None

The following Resolution will be voted upon separately:

RESOLUTION R.539-092017

EXPLANATION: A Resolution approving the Settlement Agreement and Release with Timothy Eosso.

WHEREAS, the Township of Edison and certain agents and employees (together, the “Township”) are defendants in a lawsuit filed in the Superior Court of New Jersey, Middlesex County, bearing docket number MID-L-00014-15 (the “Lawsuit”), with said Lawsuit being filed by plaintiff Timothy Eosso (the “Plaintiff,” and together with the Township, the “Parties”); and

WHEREAS, Plaintiff, in the Lawsuit, asserted various claims arising out of Plaintiff’s employment with the Township; and

WHEREAS, the Township filed an Answer denying all liability in connection with the Lawsuit;

WHEREAS, the Township does not and shall not admit liability in the Lawsuit or otherwise, but is desirous of avoiding the cost and expense of further litigation; and

WHEREAS, the Parties have negotiated settlement terms to fully and finally resolve all claims among them, including, but not limited to, all claims in the Lawsuit, in the form attached hereto as **Exhibit A**, in consideration of payment in the amount of \$175,000.00, inclusive of attorney fees and costs subject, in exchange for Plaintiff’s release of all claims against the Township and dismissal of the Lawsuit with prejudice; and

WHEREAS, the Council desires to approve the settlement terms reached by the Parties in the form attached hereto as **Exhibit A**; and

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

1. The recitals are hereby incorporated as if restated herein in full.
2. The settlement agreement, attached hereto as **Exhibit A**, is hereby approved and accepted. The Mayor, along with any other necessary personnel, is authorized and directed to execute a settlement agreement consistent with the Settlement Terms, and to enter such related agreements and take other such necessary and appropriate action to effectuate the Settlement Terms.
3. This Resolution shall take effect immediately.

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

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

NAYS – Councilmember Shah

ORAL PETITIONS AND REMARKS

Council President Lombardi opened the meeting for public comment.

James Daniel, 680 Amboy Avenue, asked when will gas and water company be done with their work.

Ms. Ruane, they are near completion, paving should be done this fall.

Keith Hahn, 81 Fairview Avenue, Sam Khan, Planning Board Member has an address of 7 Lambert Avenue on his voting registration and resume. On September 3rd he went to 7 Lambert Avenue and video tape the person who answered the door, she said Sam Khan is her landlord and she has lived there for five years. I sent email to all Councilmembers. Has this been forwarded to the Prosecutor office?

Mr. Northgrave said these are your allegation I will be doing a full report on this.

Maria Orchid, 83 Jefferson Avenue, she had some complaints about the repaving on Amboy Avenue. She asked for an update on her request for a light to be put in on Blvd. of the Eagles.

Council President Lombardi explained it takes a long time for a light.

Irene Wall, 205 Fleet Avenue, read her letter regarding Olsen Avenue property from the original approval to present condition.

Council President explained they currently have an application before the Zoning Board. We have to wait for a decision from the Board.

Resident, he lives right next store to the Mosque, people park on the cul de sac and walk thru the gate they put up. He provided photos.

Council President Lombardi, instructed the clerk to send them to the Zoning Officer.

Bob Spiegel, 206 Tyler Road, the recent ordinance which was passed regarding Clothing Bins, he missed the meeting for public comments. However he has some suggestions. He provided the clerk with them to be distributed.

Council President Lombardi, had met with him and conveyed his suggestions to Ms. Ruane and Mr. Northgrave, they will review them.

Resident of 53 Summer Street, she called the police department about her house was vibrating from the loud music coming from the Mosque on Olsen Avenue. She asked if a coach bus is allowed in residential neighborhood to be parked and drop people off. She asked about the police report.

Deputy Chief Mieczkowski, he will get her the information on the call.

Resident of 54 Summer Street, the music was like a marching band.

Bruce Diamond, 74 Calvert Avenue, Why isn't the engineer here? We still have flooding on Abbott & Calvert, and wanted an update. He has a desk he would like to donate for environmental commission. This issue with Olsen Avenue is going on for years.

Council President Lombardi, reiterated there is an application before the zoning board. We understand your concerns.

Mr. Northgrave, It is a Zoning Board matter. We are trying our best to balance religious freedom and residents.

Ms. Ruane will have the engineer call Mr. Diamond tomorrow.

Mr. Tony Patel, how long will investigate take on Sam Khan.

Walt Shneer, 105 Park Way, he asked what building is the community center forum for? He reported the light not working on Mill Road and Woodbridge Avenue.

Council President Lombardi, replied 1072 Kilmer building. He will have Mr. O'Brien check on the light.

Anthony White, Kathleen Place, on Amboy Avenue under the pass on Route 1 there is graffiti all over.

Councilmember Gomez is working with the NJDOT on that area.

Wayne Mascola, 16 Gates Place, asked if he can be benched from Planning Board Meeting on Monday. He is concerned there may be unforeseen law suits.

Mr. Northgrave, answered we do not have the right or ability to bench him.

Resident of Mc Bradley ct. ?? said the last 2 years month of June cars are parked on Nevsky and Olsen Avenue businesses. This is unfair and he doesn't feel safe.

Walt Stochel, 2118 Oak tree Road, asked about cross walks on Grove Avenue.

Ms. Ruane, said the cross walks will be getting done.

Lois Wolke, 10 Peake Road, there is a lot of unhappy residents regarding the Olsen Avenue Mosque. This is going on for years haven't you heard enough tonight. Please take action on the quality of life. Why isn't the Engineer here we were told he would be here for all worksession meetings.

Resident of 49 Summers Street, he was told they were fined.

Council President Lombardi, reiterated we will send everything to the Zoning Officer, he will review and determine whether a summons is due. He has the ability to write up a summons.

Ms. Ruane, said she didn't say there was a fine issued.

Esther Nemitz, 162B Fay Street, the state ripped up the brick scape on Amboy Avenue to put in concrete for the ADA pads. She saw the legal notice regarding the November Council meeting date changed.

Council President Lombardi, explained it was requested by the Clerk's office due to Election Day being the next day and they have to start at 4:00am.

Mr. Hahn, 81 Fairview Avenue, he asked Mr. Northgrave whether he lives at 7 Lambert Avenue and what happens if you lie on application.

Mr. Northgrave replied this is not a form for a debate.

Mr. Daniel, P.S.E & G didn't put street light back up on Bloomfield Avenue. Trees on Amboy Avenue they cut to the ground and left stumps, between Franklin and the turnpike.

Ms. Nemitz said that area hasn't been maintained since 2002, she asked Mr. Russomanno to take a look at.

Mr. Russomanno, will take a ride by there.

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

Having no further business to discuss, on a motion made by Councilmember Gomez, seconded by Councilmember Sendelsky the meeting was adjourned at 8:55 p.m.

Michael R. Lombardi
Council President

Cheryl Russomanno, RMC
Municipal Clerk