

**MINUTES OF  
MUNICIPAL COUNCIL  
WORKSESSION AND REGULAR MEETING  
October 11, 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 6:05 p.m. by Council President Lombardi followed by the Pledge of Allegiance.

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

Councilmember Gomez entered the meeting at 6:10pm.

Also present were Township Clerk Russomanno, Deputy Township Clerk McCray, Township Attorney Northgrave, Business Administrator Ruane, Health Director Elliott, Township Engineer O'Brien, Assistant Public Works Director Russomanno, Police Captain Shannon, Fire Chief 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. through c. Accepted as submitted

5. **REPORTS FROM ALL COUNCIL COMMITTEES:**  
None

6. **POINTS OF LIGHT**

Council President Lombardi, reported our Edison Eats for Relief Campaign has raised \$5,800 flat fee donations. The schedule of dates the restaurants that are participating, you can find this information on our website. Edison Environmental Commission upcoming event are Saturday, October 14<sup>th</sup> Edison Boat Basin, Saturday, October 28<sup>th</sup> Piscatawaytown Burial Ground from 9:00am – 12:00pm. Edison Art Society will be conducting their 4<sup>th</sup> Annual Poetry Reading on Tuesday, October 17<sup>th</sup> at 7:00pm at The Heritage, Clara Barton and on Saturday, October 28<sup>th</sup> The Arts on Amboy at 9:30am. On Friday, October 20<sup>th</sup> our Recreation Department is sponsoring Halloween Dance for Disabled at Stelton Community Center from 6:30pm – 9:00pm.

Councilmember Sendelsky, this past Tuesday, at Edison Tower Flag Raised in Honor of George A. Campbell, Jr. 100<sup>th</sup> Birthday, also on October 28<sup>th</sup> at Edison Tower, Harvest Fun 3:00- 6:00pm, Trail of Horror 6:30 – 9:00pm.

Councilmember Patil, announced the IBA Association will be sponsoring a Back to School Seminar at 6:00-pm at October 12, 2017 with Dr. Richard O'Malley. Last Saturday Lion Club hosted a BBQ for Veterans very well attended. Next week is the Diwali Holiday, Festival of Lights, wish everyone a Happy Diwali and prosperous New Year.

Council President Lombardi, also attend the Veterans event this past weekend and Happy Diwali to all.

7. **FROM THE BUSINESS ADMINISTRATOR:**  
a. and b. No comments were made.  
c. Councilmember Shah, she thought we did a contract earlier this year. She also asked about repairs to Animal Shelter are they completed.

Ms. Ruane, this is the yearly contract.

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

9. **FROM THE DEPARTMENT OF LAW:**  
a. through c. No comments were made.

d. Pulled off Agenda O.1993-2017 needs further review.

10. **FROM THE DEPARTMENT OF PLANNING AND ENGINEERING:**  
a. and b. No comments were made.

**11. FROM THE PUBLIC WORKS:**

a. Councilmember Patil asked if this will be in for this year.

Ms. Ruane, will be in about 6 weeks

**12. FROM THE DEPARTMENT OF RECREATION:**

a. No comment was made

**13. FROM THE CHIEF OF FIRE:**

a. No comment was made.

**14. FROM THE CHIEF OF POLICE:**

a. No comment was made.

**15. FROM THE TOWNSHIP CLERK:**

a. and b. No comment was made.

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

Councilmember Sendelsky next meeting is on October 16, 2017 at 7:00pm

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

O.1990-2017 No comment was made.

**18. DISCUSSION ITEMS:**

**Council President Lombardi:**

a. None

**Councilmember Coyle:**

a. None

**Councilmember Diehl:**

a. Announcement reminder Sunday, November 19<sup>th</sup> Middlesex County College Hazardous Waste recycling from 8:00am to 2:00pm.

**Councilmember Gomez:**

a. None

**Councilmember Patil:**

a. None

**Councilmember Sendelsky:**

a. None

**Councilmember Shah:**

a. She asked if the court time for Edison Resident has been settled on Minnie B. Veal Center.

Councilmember Patil explained Edison resident get more time.

b. She asked if we can buy Body Cameras any cheaper.

Police Captain Shannon replied we are locked into a contract.

**APPROVAL OF MINUTES:**

On a motion made by Councilmember Sendelsky, seconded by Councilmember Gomez and duly carried, the Minutes of the Regular Meeting of May 10, 2017, Combined Meeting of May 24, 2017 and Worksession Meeting of June 12, 2017 were accepted as submitted.

**COUNCIL PRESIDENT’S REMARKS:**

Council President Lombardi announced the Leave bags are available in the first floor lobby Monday through Friday from September 25, 2017 until November 4, 2017 from 8:30am to 4:30pm., Saturdays, October 14<sup>th</sup>, 28<sup>th</sup> and November 4, 2017, 9:00am – 3:00 pm.

**APPROVAL OF VOLUNTEER FIREFIGHTER:**

Applications for membership were received by:

Oak Tree Volunteer Fire Company  
Lenny A. DeJesus

A motion was made by Councilmember Diehl seconded by Councilmember Shah and duly carried, the above application was approved.

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

The following Ordinances, which were introduced by Title on September 27, 2017 passed on first reading, published according to law for further consideration at this meeting, were read by the Township Clerk:

**O.1990-2017                      ORDINANCE AMENDING THE TOWNSHIP CODE TO UPDATE THE ADDRESS LIST OF PERSONS ENTITLED TO HANDICAPPED PARKING SPACES.**

(The above Ordinance O.1990-2017 can be found in its entirety in Ordinance Book #27.)

Council President Lombardi declared the Public Hearing opened for O.1990-2017

None

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

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

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

NAYS - None

**NEW BUSINESS**  
**PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR WEDNESDAY, OCTOBER 25, 2017.**

The following Ordinances were introduced by title:

**O.1991-2017                      AN ORDINANCE AUTHORIZING THE SURVEY, WETLANDS AND ENVIRONMENTAL INVESTIGATIONS (INCLUDING A PHASE II ENVIRONMENTAL SITE ASSESSMENT STUDY), A BUILDING HAZARD ANALYSIS AND GEOTECHNICAL SOIL BORINGS AT THE PROPERTY IDENTIFIED AS BLOCK 903, LOT 1 (AKA BARTHA AVENUE PUMP STATION).**

On a motion made by Councilmember Sendelsky seconded by Councilmember Diehl 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 October 25, 2017.

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

NAYS – None

**O.1992-2017 AN ORDINANCE AMENDING TOWNSHIP CODE TO UPDATE THE ALARM SYSTEMS ORDINANCE**

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 October 25, 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 R.567-102017 through R.599-102017.

Esther Nemitz, 162B Fay Street, on Resolution R.599-102017 which location?

Mr. Northgrave explained this is for the Open Road Mini Cooper site.

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

Council President Lombardi requested that Resolution R. 575-102017 be pulled for separate vote.

The following Resolutions R.567-102017 through R.574-102017 and R. 576-102017 through R.599-102017 were adopted under the Consent Agenda on a motion made by Councilmember Diehl and seconded by Councilmember Shah.

**RESOLUTION R.567-102017**

**APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING OCTOBER 5, 2017**

**WHEREAS**, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through October 5, 2017.

<b>FUND</b>	<b>AMOUNT</b>
Current	\$13,625,913.51
Sewer Utility	73,651.02
Capital	1,016,452.78
Grant Funds	1,676.28
Dog (Animal Control)	9,823.55
Trust	56,912.93
CDBG	7,900.00

Tree Fund	0.00
Payroll Deduction	523,502.29
Law Enforcement	0.00
Open Space	0.00
Park Improvements	0.00
Sanitation Fund	90,659.54
Self Insurance	0.00
Affordable Housing	7,981.00
Cash Performance	0.00
Developers Escrow	54,432.76
Tree Planting	0.00
Federal Forfeited	0.00
Tax Sale Redemption	14,930.97
TOTAL	\$15,483,836.63

/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.568-102017**

**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 **\$367,426.26**.

**RESOLUTION R.569-102017**

**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 **\$9,206.62**.

**RESOLUTION R.570-102017**

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

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

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

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

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

1. The aforementioned Recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council hereby authorizes the appropriate official of the Township to draw and issue checks to the person(s) in the amounts provided for below, in satisfaction of sewer charge overpayments:

Property Owner	Kathari, Murali Krishna
Property Location:	101 Pheasant Run
Block/Lot/Qualifier	593.08 / 8.A / CN101
Sewer Account:	15541-0
Amount to be Refunded:	\$ 76.70
<b>GRAND TOTAL</b>	<b>\$ 76.70</b>

3. This Resolution shall take effect immediately.

**RESOLUTION R.571-102017**

**RESOLUTION RECEIVING CORRECTIVE ACTION PLAN FOR THE TOWNSHIP OF EDISON AUDIT FOR THE YEAR ENDING ON DECEMBER 31. 2016**

**WHEREAS**, in accordance with OMB Circular A-133, 98-07, and Local Finance Notice CFO 97-16, all government units must prepare and submit a Corrective Action Plan as part of the annual audit process; and,

**WHEREAS**, the Corrective Action Plan shall cover all findings and recommendations, including state, federal, and general or financial statement findings in the audit report; and,

**WHEREAS**, the Chief Financial Officer shall prepare said Corrective Action Plan with the assistance from other officials affected by the audit recommendations; and,

**WHEREAS**, the Corrective Action Plan must be approved by the governing body of the local unit and is to be submitted to the Division of Local Government Services .

**NOW THEREFORE BE IT RESOLVED**, by the Municipal Council of the Edison Township that it has received the Corrective Action Plan for the report of Audit for the year ended December 31, 2016.

**RESOLUTION R.572-102017**

**RESOLUTION REQUESTING APPROVAL OF THE BEST PRACTICES INVENTORY QUESTIONNAIRE FOR CALENDAR YEAR 2017**

**WHEREAS**, Local Finance Notice LFN 2016-13 provides guidance with respect to how the Division of Local Government Services, State of New Jersey will implement the statutory requirement of the Best Practices Questionnaire CY 2017 and the inventory contained within the Best Practices Questionnaire is a constructive way to encourage municipalities to consider and embrace a range of best practices that will help improve financial accountability and transparency; and

**WHEREAS**, the Governing Body of the Township of Edison, State of New Jersey acknowledges the Best Practices Inventory Questionnaire CY 2017 and has been apprised of the responses completed by the Chief Financial Officer and authorizes the Certification and prompt submission by the Municipal Clerk and the Chief Financial Officer; and

**NOW, THEREFORE, IT IS RESOLVED THAT THE COUNCIL OF THE TOWNSHIP OF EDISON IN THE COUNTY OF MIDDLESEX, NEW JERSEY** hereby accepts the Best Practices Questionnaire CY 2017 with the responses completed by the Chief Financial Officer and authorizes a copy to be sent to the Division of Local Government Services within the prescribed time frame dictated by the Division of Local Government Services and the Local Finance Notice LFN 2016-13

**RESOLUTION R.573-102017**

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

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

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

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the Township of Edison, County of Middlesex, New Jersey, that the following Plenary Retail Consumption Licenses expiring on June 30, 2017 for which the required fees of \$2,500.00 to the Township of Edison and \$200.00 to the State Division of Alcoholic Beverage Control have been paid, be the same hereby granted and renewed, effective October 11, 2017.

<b><u>LICENSE NUMBER</u></b>	<b><u>LICENSEE AND LOCATION</u></b>	<b><u>ADDRESS</u></b>
1205-33-031-004	Kamini, LLC 1669 Oak Tree Edison 08820	POCKET

**RESOLUTION R.574-102017**

**WHEREAS**, N.J.S.A. 40A:5-4 requires the Governing Body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

**WHEREAS**, The Annual Report of Audit for the year ending December 31, 2016 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S. 40A:5-6, and a copy has been received by each member of the Governing Body; and

**WHEREAS**, The Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34; and

**WHEREAS**, The Local Finance Board has promulgated a regulation requiring that the Governing Body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the Governing Body have reviewed, as a minimum, the sections of the annual audit entitled:

**GENERAL COMMENTS**

**RECOMMENDATIONS**

**WHEREAS**, the Members of the Governing Body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

**GENERAL COMMENTS**

**RECOMMENDATIONS**

as evidenced by the group affidavit form of the Governing Body; and

**WHEREAS**, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board; and

**WHEREAS**, all members of the Governing Body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

**WHEREAS**, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local Governing Body to the penalty provisions of R.S. 52:27BB52 - to wit:

**R.S. 52:27BB-52** - "A local officer or member of a local Governing Body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the

provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office”.

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the Township of Edison, hereby states that is has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

**RESOLUTION R.576-102017**

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

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

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

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

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

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

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

**RESOLUTION R.577-102017**

**A RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO ENTER INTO AN AGREEMENT TO PARTICIPATE IN THE UNION COUNTY COOPERATIVE PRICING SYSTEM**

**WHEREAS**, N.J.S.A. 40A:11-1 et. seq. authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

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

**WHEREAS**, the Township of Edison, County of Middlesex, State of New Jersey, has duly considered and desires to participate in the County of Union Cooperative Pricing System for the provision and performance of goods and services; and

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

1. **Authority** - Pursuant to the provisions of N.J.S.A.40A:11-1 et. seq., the Mayor is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.
2. **Contracting Unit** – The Lead Agency shall be responsible for complying with the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey.
3. **Effective Date** - This resolution shall be known and may be cited as the Cooperative Pricing Resolution of the Township of Edison and shall take effect immediately upon passage.



**CERTIFICATION**

I hereby certify that the above resolution was adopted by the Mayor and Council of Township of Edison at a meeting of said governing body held on October 11, 2017.

**RESOLUTION R.578-102017**

**RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT TO GARDEN STATE VETERINARY SERVICES FOR VETERINARY SERVICES**

**WHEREAS**, the Township of Edison (the Township) has the need for veterinary services, and the Township is authorized pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. ("Local Contracts Law") to contract for "professional services" as it may require; and

**WHEREAS**, GARDEN STATE VETERINARY SERVICES, 643 Route 27, Iselin, NJ 08830 has submitted a proposal to provide such services, on a month to month basis for a period not to exceed one year from date signed by the Mayor; and

**WHEREAS**, the Local Contracts Law, more specifically *N.J.S.A. 40A:11-5*, allows for the awarding of a contract for "professional services" without public advertising for bids; 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**, the Purchasing Agent has determined and certified in writing that the value of the acquisition will exceed \$17,500.00; and

**WHEREAS**; the total amount of this contract shall be in the amount not to exceed \$15,000.00; and

**WHEREAS**, GARDEN STATE VETERINARY SERVICES has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Township of Edison in the previous one year, and that the contract will prohibit GARDEN STATE VETERINARY SERVICES from making any reportable contributions through the term of this one year contract; 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 Township is hereby authorized to execute a contract and any other necessary documents, with GARDEN STATE VETERINARY SERVICES, 643 Route 27, Iselin, NJ 08830, in an amount not to exceed \$15,000.00 as set forth above.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-5 and 19:44A-20.5 et. seq, and without competitive bidding.
3. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.
4. The Township Clerk shall advertise notice of this action in a legal newspaper pursuant to N.J.S.A. 40A:11-1, et seq. and in compliance with the Local Public Contracts Law guidelines.

**RESOLUTION R.579-102017**

**RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT TO SAYREBROOK VETERINARY HOSPITAL FOR VETERINARY SERVICES**

**WHEREAS**, the Township of Edison (the Township) has the need for veterinary services, and the Township is authorized pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. ("Local Contracts Law") to contract for "professional services" as it may require; and

**WHEREAS**, SAYREBROOK VETERINARY, 1400 Main St., Sayreville, NJ 08872 has submitted a proposal to provide such services on a month to month basis for a period not to exceed one year from date signed by the Mayor; and

**WHEREAS**, the Local Contracts Law, more specifically N.J.S.A. 40A:11-5, allows for the awarding of a contract for "professional services" without public advertising for bids; 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**, the Purchasing Agent has determined and certified in writing that the value of the acquisition will exceed \$17,500.00; and

**WHEREAS**; the total amount of this contract shall be in the amount not to exceed \$120,000.00; and

**WHEREAS**, SAYREBROOK VETERINARY has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Township of Edison in the previous one year, and that the contract will prohibit SAYREBROOK VETERINARY from making any reportable contributions through the term of this one year contract; 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 Township is hereby authorized to execute a contract and any other necessary documents, with SAYREBROOK VETERINARY, 1400 Main St., Sayreville, NJ 08872, in an amount not to exceed \$120,000.00 as set forth above.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-5 and 19:44A-20.5 et. seq, and without competitive bidding.
3. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.
4. The Township Clerk shall advertise notice of this action in a legal newspaper pursuant to N.J.S.A. 40A:11-1, et seq. and in compliance with the Local Public Contracts Law guidelines.

**RESOLUTION R.580-102017**

**RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT TO PEOPLE FOR ANIMALS FOR VETERINARY SERVICES/CLINICS**

**WHEREAS**, the Township of Edison (the Township) has the need for veterinary services, and the Township is authorized pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. ("Local Contracts Law") to contract for "professional services" as it may require; and

**WHEREAS**, PEOPLE FOR ANIMALS, 401 Hillside Ave., Hillside, NJ 07205 has submitted a proposal to provide such services on a month to month basis for a period not to exceed one year from date signed by the Mayor; and

**WHEREAS**, the Local Contracts Law, more specifically N.J.S.A. 40A:11-5, allows for the awarding of a contract for "professional services" without public advertising for bids; 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**, the Purchasing Agent has determined and certified in writing that the value of the acquisition will exceed \$17,500.00; and

**WHEREAS**; the total amount of this contract shall be in the amount not to exceed \$80,000.00; and

**WHEREAS**, PEOPLE FOR ANIMALS has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Township of Edison in the previous one year, and that the contract will prohibit PEOPLE FOR ANIMALS from making any reportable contributions through the term of this one year contract; 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 Township is hereby authorized to execute a contract and any other necessary documents, with PEOPLE FOR ANIMALS, 401 Hillside Ave., Hillside, NJ 07205, in an amount not to exceed \$80,000.00 as set forth above.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-5 and 19:44A-20.5 et. seq, and without competitive bidding.
3. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.
4. The Township Clerk shall advertise notice of this action in a legal newspaper pursuant to N.J.S.A. 40A:11-1, et seq. and in compliance with the Local Public Contracts Law guidelines.

**RESOLUTION R.581-102017**

**RESOLUTION ACCEPTING QUOTE AND AWARDED CONTRACT/PURCHASE  
ORDER TO REED SYSTEMS, LTD. FOR THE PURCHASE OF CALCIUM TANKS FOR THE  
DEPARTMENT OF PUBLIC WORKS**

**WHEREAS**, quotes were solicited by the Township of Edison for the purchase and installation of four calcium tanks (two tailgate mounted 150 gallon; one tailgate mounted 100 gallon; and one headboard mounted 120 gallon with electric variable controller); and

**WHEREAS**, the quote received from REED SYSTEMS, LTD., Box 209, Ellenville, NY was awarded as they were the sole vendor that could supply requested items; and

**WHEREAS**, funds in the amount of \$18,032.00 have been certified to be available in the Streets & Roads Work Equipment/Snow Plowing Account, number 7-01-26-0290-000-050; and

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

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

**WHEREAS**, REED SYSTEMS, LTD., has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Township of Edison in the previous one year, and that the contract will prohibit REED SYSTEMS, LTD., 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 \$18,032.00 by REED SYSTEMS, LTD., Box 209, Ellenville, NY 12428, for calcium tanks is determined to be in the best interest of the Township.
2. The Mayor, or his designee, is hereby authorized to execute a contract/Purchase Order in the amount of \$18,032.00 and any other necessary documents, with REED SYSTEMS, LTD.
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 **\$18,032.00** are available for the above contract in Account No. 7-01-26-0290-000-050.

/s/Nicholas C. Fargo  
Chief Financial Officer

**RESOLUTION R.582-102017**

**RESOLUTION AWARDING FORTY EIGHT MONTH REPLACEMENT LEASES FOR TWO (2) MULTI FUNCTION COPIERS FOR THE DEPARTMENT OF RECREATION AND FOUR (4) FOR THE DIVISION OF POLICE TO RICOH AMERICAS CORPORATION**

**WHEREAS**, The Division of Police has four copiers and the Department of Recreation has two copiers whose lease terms have concluded and they are in need of replacement multi-function machines that copies, prints, scans and faxes; and

**WHEREAS**, locations for the Department of Recreation copiers are Minnie B. Veal Community Center and Stelton Community Center and for the Division of Police one each at the following offices; Police Administration, Communications, Patrol and Muster Room; 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**, both Recreation copiers and three (3) Police copiers shall be Ricoh MP3555SPG and pricing shall include 7,500 black and white impressions per month and all maintenance and supplies except paper with black and white overages at \$0.008 each; and

**WHEREAS**, the Police Administration copier shall be a Ricoh MPC 3003G and pricing shall include 7,500 black and white impressions per month and 3,750 color impressions and all maintenance and supplies except paper with black and white overages @ \$0.0081 each and color overages @ \$0.05 each; and

**WHEREAS**, the two Recreation copiers and three Police copiers shall be forty eight (48) months each, in the amounts each not to exceed \$160.00 per month for lease and maintenance; \$1,920.00 monthly; and \$7,680.00 for the term of the lease for each of the five copiers; for a total of \$38,400.00 for all five for the full term of the leases; and

**WHEREAS**, the lease for Police Administration copier shall be forty eight (48) months in the amount not to exceed \$318.00 per month for lease and maintenance (and an allowance for color copies), \$3,816.00 per year, and \$15,264.00 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 \$53,664.00, 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 total amount not to exceed \$53,664.00 for five, four year leases as indicated herein 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.583-102017**

**WHEREAS**, the Division of Engineering Services advises that an inspection has been made of SRGI, LLC. at 101 Route 27 & Evergreen Road , Application #P58-07/08 located in Block #673 Lot #1-A-2 & 1-D-4; and

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

**WHEREAS**, on May 5, 2010, SRGI.LLC. Inc., posted a check in the amount of \$4,025.75, 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 \$3,676.61; and

**WHEREAS**, it is in now in order that the sum of \$349.14 which represents the amount due and owing the applicant, be returned to SRGI, LLC. ; and

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON** that the sum of \$349.14 plus interest be refunded to SRGI LLC.. 505 Thornall Street, Edison, N.J. 08837; and

**BE IT FURTHER RESOLVED** that the Director of Finance be and is hereby authorized to refund said sum of \$349.14 plus interest in account # 7760296075 to the applicant.

**RESOLUTION 584-102017**

**WHEREAS**, the Division of Engineering Services advises that an inspection has been made of Penske Bentley of Edison at 808 US Route One, Edison, 08837 Application #P5-2013 located in Block #265.BB Lot #115; and

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

**WHEREAS**, on October 23, 2013, Penske Bentley of Edison, posted a check in the amount of \$6,305.76, 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 \$2,864.41; and

**WHEREAS**, it is in now in order that the sum of \$3,441.35 which represents the amount due and owing the applicant, be returned to Penske Bentley of Edison ; and

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON** that the sum of \$3,441.25 plus interest be refunded to Penske Bentley of Edison ,808 US Route One , Edison, N.J. 08817; and

**BE IT FURTHER RESOLVED** that the Director of Finance be and is hereby authorized to refund said sum of \$3,441.25 plus interest in account # 7760296249 to the applicant.

**RESOLUTION R.585-102017**

**WHEREAS**, the Division of Engineering Services advises that an inspection has been made of Edgewood Estates Builders at 40 Edgewood Avenue , Application #P5058 located in Block #557.B Lot #43; and

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

**WHEREAS**, on April 5, 2008 Edgewood Estates Builders, posted a check in the amount of \$839.33, 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 \$0; and

**WHEREAS**, it is in now in order that the sum of \$839.33 which represents the amount due and owing the applicant, be returned to Edgewood Estates Builders ; and

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON** that the sum of \$839.33 plus interest be refunded to Edgewood Estates Builders, 107 Cayuga Road , Barnegat, N.J. 08005; and

**BE IT FURTHER RESOLVED** that the Director of Finance be and is hereby authorized to refund said sum of \$839.33 plus interest in account # 7760216808 to the applicant.

**RESOLUTION R.586-102017**

**WHEREAS**, on December 3, 2010, Abhishek Shrivastava posted Tree Maintenance Bond fees in the amount of \$525.00 with Check No.1131 on deposit with the Township of Edison in account #7760275110 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 235 Waldman Avenue, Block 911, Lot 1.06, Edison, NJ, 08820;

**WHEREAS**, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

**WHEREAS**, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$525.00 be refunded to the applicant; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON**, that the Tree Maintenance Bond in the amount of \$525.00 hereinabove mentioned be refunded to the applicant; and

**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the sum of \$525.00, plus any accrued interest as applicable, on deposit in Account #7760275110 to Abhishek Shrivastava, 235 Waldman Avenue, Edison NJ for the referenced property at 235 Waldman Avenue, Edison, NJ, 08820, Block 911, Lot 1.06

**RESOLUTION R.587-102017**

**WHEREAS**, on July 1, 2015, Victor Cohen posted Tree Maintenance Bond fees in the amount of \$525.00, with Check No. 16732 on deposit with the Township of Edison in account #7763748323 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 9 Kilmer Court., Block 3.B, Lot 10.A, Edison, NJ, 08817;

**WHEREAS**, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

**WHEREAS**, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$525.00 be refunded to the applicant; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON**, that the Tree Maintenance Bond in the amount of \$525.00 hereinabove mentioned be refunded to the applicant; and

**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the sum of \$525.00, plus any accrued interest as applicable, on deposit in Account #7763748323 to Victor Cohen-Vicmarr Audio, Inc., 9 Kilmer Court, Edison, NJ 08817, for the referenced property at 9 Kilmer Court, Edison, NJ, 08817, Block 3.B, Lot 10.A

**RESOLUTION R.588-102017**

**WHEREAS**, on August 20, 2014 Leonard Cursi Construction Company, Inc. posted Tree Maintenance Bond fees in the amount of \$525.00 with Check No. 7611 on deposit with the Township of Edison in account #7763090980 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 3 Tuscan Road, Block 1001 Lot 10, Edison, NJ, 08820;

**WHEREAS**, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

**WHEREAS**, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$525.00 be refunded to the applicant; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON**, that the Tree Maintenance Bond in the amount of \$525.00 Hereinabove mentioned be refunded to the applicant; and

**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the sum of \$525.00, plus any accrued interest as applicable, on deposit in Account #7763090980 to Leonard Cursi Construction Company, Inc., having an address of 3808 Fleet avenue, South Plainfield NJ 07080 for the referenced property at 3 Tuscan Road, Edison, NJ, 08820, Block 1001, Lot 10

**RESOLUTION R.589-102017**

**WHEREAS**, on June 27, 2008, Sean Zhang, posted Tree Maintenance Bond fees in the amount of \$540.00 with Check No. 1026 on deposit with the Township of Edison in account #7760275069 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 15 Timber Road, Block 643, Lot 69, Edison, NJ, 08820;

**WHEREAS**, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

**WHEREAS**, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$540.00 be refunded to the applicant; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Tree Maintenance Bond in the amount of \$540.00** hereinabove mentioned be refunded to the applicant; and

**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the sum of \$540.00, plus any accrued interest as applicable, on deposit in Account #7760275069 to Sean Zhang, 15 Timber Road, Edison NJ for the referenced property at 15 Timber Road, Edison, NJ, 08820, Block 643, Lot 69

**RESOLUTION R.590-102017**

**WHEREAS**, on May 13, 2014 Mukesh & Trusha Soni posted Tree Maintenance Bond fees in the amount of \$3,300.00 with Check No. 111 on deposit with the Township of Edison in account #7763090849 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 9 Kilmer Court., Block 497, Lot 33, Edison, NJ, 08820;

**WHEREAS**, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

**WHEREAS**, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$3,300.00 be refunded to the applicant; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Tree Maintenance Bond in the amount of \$3,300.00** hereinabove mentioned be refunded to the applicant; and

**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the sum of \$3,300.00, plus any accrued interest as applicable, on deposit in Account #7763090849 to Mukesh & Trusha Soni, 709 Denver Blvd, Edison, NJ 08820, for the referenced property at 709 Denver Blvd., Edison, NJ, 08820, Block 497, Lot 33

**RESOLUTION R.591-102017**

**WHEREAS**, on June 12, 2012 Dharmendr Patel posted Tree Maintenance Bond fees in the amount of \$50.00 with Check No. 0945 on deposit with the Township of Edison in account #7761963706 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 29 Henry Street, Block 546.A, Lot 10, Edison, NJ, 08820;

**WHEREAS**, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

**WHEREAS**, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$50.00 be refunded to the applicant; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Tree Maintenance Bond in the amount of \$50.00** hereinabove mentioned be refunded to the applicant; and

**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the sum of \$50.00, plus any accrued interest as applicable, on deposit in Account #7761963706 to

Dharmendr Patel , 29 Henry Street, Edison NJ 08820 for the referenced property at 29 Henry Street, Edison, NJ, 08820, Block 546.A, Lot 10

**RESOLUTION R.592-102017**

**WHEREAS**, on December 4, 2007 David Polonio posted Tree Maintenance Bond fees in the amount of \$225.00 with Check No. 405 on deposit with the Township of Edison in account #7760275040 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 134 Harding Avenue, Block 556.C Lot 19, Edison, NJ, 08820;

**WHEREAS**, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

**WHEREAS**, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$225.00 be refunded to the applicant; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON**, that the Tree Maintenance Bond in the amount of \$225.00 hereinabove mentioned be refunded to the applicant; and

**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the sum of \$225.00, plus any accrued interest as applicable, on deposit in Account #7760275040 to David Polonio, having an address of 19 Seagon Road.

**RESOLUTION R.593-102017**

**WHEREAS**, on November 20, 2013, Butter Construction & Engineers, Inc., posted Tree Maintenance Bond fees in the amount of \$4,515.00 with Check No. 1312 on deposit with the Township of Edison in account #7762575970 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 37&39 Hamilton Avenue, Block 643.J, Lot 16.01-16.02, Edison, NJ, 08820;

**WHEREAS**, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

**WHEREAS**, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$4,515.00 be refunded to the applicant; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON**, that the Tree Maintenance Bond in the amount of \$4,515.00 hereinabove mentioned be refunded to the applicant; and

**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the sum of \$4,515.00, plus any accrued interest as applicable, on deposit in Account #7762575970 to Butter Construction & Engineers, Inc., having an address of 6600 Industrial Highway, Carteret NJ 07008 for the referenced property at 37&39 Hamilton Avenue, Edison, NJ, 08820, Block 643.J, Lot 16.01-16.02.

**RESOLUTION R. 594-102017**

**WHEREAS**, on September 23, 2011 SRG1, LLC posted Tree Maintenance Bond fees in the amount of \$3,150.00 with Check No. 1308 on deposit with the Township of Edison in account #776 1963474 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 101 Lincoln Highway, Block 673 Lot 1.A2, Edison, NJ, 08820;

**WHEREAS**, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

**WHEREAS**, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$3,150.00 be refunded to the applicant; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON** that the Tree Maintenance Bond in the amount of \$3,150.00 hereinabove mentioned be refunded to the applicant; and



**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the sum of \$3,150.00, plus any accrued interest as applicable, on deposit in Account #7761963474 to SRG1, LLC, having an address of 505 Thornall Street, Suite 204, Edison NJ 08837 for the referenced property at 101 Lincoln Highway, Edison, NJ, 08820, Block 673, Lot 1.A2

**RESOLUTION R.595-102017**

**WHEREAS**, on July 23, 2015 Nanda S. Joshi posted Tree Maintenance Bond fees in the amount of \$2,325.00 with Check No. 288 on deposit with the Township of Edison in account #7763748331 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 196 West Hegel Avenue, Block 848 Lot 2.A, Edison, NJ, 08820;

**WHEREAS**, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

**WHEREAS**, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$2,325.00 be refunded to the applicant; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON** that the Tree Maintenance Bond in the amount of \$2,325.00 hereinabove mentioned be refunded to the applicant; and

**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the sum of \$2,325.00, plus any accrued interest as applicable, on deposit in Account #7763748331 to Nanda S. Joshi, having an address of 8 Honeysuckle Lane, Edison NJ 08820 for the referenced property at 196 West Hegel Avenue, Edison NJ, 08820, Block 848, Lot 2.A

**RESOLUTION R.596-102017**

**WHEREAS**, on May 13, 2015 Leonard Cursi Construction Company, Inc. posted Tree Maintenance Bond fees in the amount of \$750.00 with Check No. 8047 on deposit with the Township of Edison in account #7763396619 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 59 Calvert Avenue East, Block 997 Lot 8, Edison, NJ, 08820;

**WHEREAS**, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and \$750.00 be refunded to the applicant; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON**, that the Tree Maintenance Bond in the amount of \$750.00 hereinabove mentioned be refunded to the applicant; and

**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the sum of \$750.00, plus any accrued interest as applicable, on deposit in Account #7763396619 to Leonard Cursi Construction Company, Inc., having an address of 3808 Fleet Avenue, South Plainfield NJ 07080 for the referenced property at 59 Calvert Avenue East, Edison, NJ, 08820, Block 997, Lot 8

**RESOLUTION R.597-102017**

**WHEREAS**, on November 18, 2010 Drive-In Menlo Park, LLC, having an address of 7 Decicco Drive, Freehold, NJ 07728 posted Tree Maintenance Bond fees in the amount of \$3,450.00 with Check No. 9888804238 on deposit with the Township of Edison in account #7760275109 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 238 Lafayette Avenue, Block 691.A, Lot 8.J, Edison, NJ, 08837;

**WHEREAS**, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

**WHEREAS**, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$3,450.00.00 be refunded to the applicant; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON**, that the Tree Maintenance Bond in the amount of \$3,450.00 hereinabove mentioned be refunded to the applicant; and

**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the sum of \$3,450.00, plus any accrued interest as applicable, on deposit in Account #7760275109 to Drive-In Menlo Park, LLC, 7 Decicco Drive, Freehold NJ 07728 for the referenced property at 238 Lafayette Avenue, Edison, NJ, 08837, Block 691.A, Lot 8.J

**RESOLUTION R.598-102017**

**WHEREAS**, on August 17, 2015, Nanda S. Joshi posted Tree Maintenance Bond fees in the amount of \$600.00 with Check No. 505 on deposit with the Township of Edison in account #7763748365 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 883 Beatrice Parkway, Block 931, Lot 2.B, Edison, NJ, 08820;

**WHEREAS**, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

**WHEREAS**, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$600.00 be refunded to the applicant; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON**, that the Tree Maintenance Bond in the amount of \$600.00 hereinabove mentioned be refunded to the applicant; and

**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the sum of \$600.00, plus any accrued interest as applicable, on deposit in Account #7763748365 to Nanda S. Joshi, 8 Honeysuckle Lane, Edison NJ for the referenced property at 883 Beatrice Parkway, Edison, NJ, 08820, Block 931, Lot 2.B

**RESOLUTION R.599-102017**

**EXPLANATION:** This Resolution authorizes the Mayor to execute the attached Developer's Agreement with Open Road of Central Jersey, LLC, with respect to Block 228, Lots 6D, 7D, 9E, 10C, 11A, 12B, 13A, 14A, 15A, 16A, 17A, and 18A (located at Woodbridge Avenue, Letson Place, and U.S. Highway 1) as shown on the Township of Edison tax maps.

**WHEREAS**, Block 228, Lots 6D, 7D, 9E, 10C, 11A, 12B, 13A, 14A, 15A, 16A, 17A, and 18A (located at Woodbridge Avenue, Letson Place, and U.S. Highway 1) as shown on the Township of Edison tax maps (the "**Property**") was the subject of an application before the Zoning Board of the Township of Edison (hereinafter the "**Board**") made by Open Road of Central Jersey, LLC ("**Developer**") for preliminary and final site plan approval to develop property for a new vehicle storage lot (the "**Project**"); and

**WHEREAS**, the Board granted final site plan approval for the Project by adoption of a resolution on August 15, 2017 (the "**Resolution**"); and

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

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

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

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

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

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

NAYS - None

The following Resolution will be voted upon separately:

**RESOLUTION R.575-102017**

**RESOLUTION AWARDING REIMBURSEMENT TO VARIOUS 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 \$150.00 shall be made payable to each softball team finishing the season in good standing with the league, and

**WHEREAS**, fees in the amount of \$1,500.00 have been certified to be available in the Township Trust Account, Number T-13-00-1000-000-048.

**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>
JOHN M. GATTO, AGENT	STATE FARM
SAL LAGRASSO	MAIN STREET BARBERSHOP
BRIAN BALAZSE	SOFTBALLS DEEP
JACK MIRANDA	JFK
THOMAS LANKEY	WHISPERING KNOLL
MICHAEL MACAN	BASHERS
AUGUSTO ACABOU	JFK MEDICAL COMPANY
KC CABONILAS	SCHMONEY GUTS
TJ SMOLTINO	SOUTH SLIDERS
BENJAMIN TORO	GREAT WHITES

**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 \$1,500.00 are available for the above teams in Account No.T-13-00-1000-000-048.

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

AYES - Councilmembers Coyle, Diehl, Patil, Sendelsky, and Shah

ABSTAIN: Councilmember Gomez and Council President Lombardi

NAYS - None

**ORAL PETITIONS AND REMARKS**

Council President Lombardi opened the meeting for public comment.

Walt Stochel, 2118 Oak Tree Road, he looked at the Ordinance O.1993-2017, he didn’t see anything in it regarding calling the NJ One Call for mark out before excavation nor was there a requirement about being a licensed contractor. He asked about a Lead Site on Oak Tree and Henry Street has that been elevated.

Mr. Elliot replied it has.

Keith Hahn, 81 Fairview Avenue, at the September 13<sup>th</sup> Meeting he asked for an investigation on Sam Khan residency, since he sits on the Planning Board.

Council President Lombardi, asked Mr. Northgrave if he has an update on the investigation.

Mr. Northgrave said it is not completed at this time, he is hoping to have a report to the Mayor and Council by the the next meeting.

Jim Walsh, 8 Yuro Drive, also 2<sup>nd</sup> Vice President of Edison Firefighters Association. He came to talk about the inconsistent dispatch of Fire Department to EMS calls. He gave a couple of examples of incidents.

Council President Lombardi asked if Ms. Ruane has any knowledge of these incidents .

Ms. Ruane knows of the one, but doesn't have the back ground on it.

Council President Lombardi asked what is the proto call?

Ms. Ruane said we have had discussion on it, but the Police department would be able to tell you.

Council President Lombardi, asked Captain Shannon what is the current proto call.

Police Captain Shannon said his understanding, but this is not his area of command we receive the call and it automatically gets forwarded to JFK they handle the dispatch.

Brian Schreck, 139 Prestwick Way, Fire Fighter Union representative on the Health and Safety Committee that meets with the town once a month. He asked for update on Station 3 Fire House. Is this true the contractor will be fined if work not completed within 60 days.

Ms. Ruane said normally that is part of our bid package there is a date in there.

Council President Lombardi asked Mr. O'Brien do you have an estimated date of completion.

Mr. O'Brien he doesn't but can get it tomorrow morning the bid specs are on file in the Engineering office as well as in purchasing. He explained there is usually date and time frame in bid as well as liquidated damages.

Councilmember Coyle, he has communicated with Ms. Ruane, it is possible the contractor can get it done.

Councilmember Diehl asked for an updated from Ms. Ruane.

Ms. Ruane said they are waiting for stuff to be delivered.

Councilmember Diehl thought that Central Air Conditioning would make more sense.

Ms. Ruane replied, the Air Conditioning Wall units were in the Specifications, due to a structural issue deferred from the Engineer.

Councilmember Sendelsky added that was done when Mark was the Engineer.

Councilmember Shah asked if we can get a bigger trailer.

Robert Yackel, 25 Dellwood Road, EMS service with JFK we should look at their contract. We have been asking since May on some partial things our fire fighters are paying \$14,000 out of their pocket for health care.

Irene Wall , 205 Fleet Avenue, these microphones are horrible. These Fire Fighters are my hero's , these men are worth everything.

Walt Shneer ,Park Way he asked about the cameras at boat basin on the poles. There is a tree leaning over on Proctor in Open Space.

Mr. Russomanno, those cameras are only monitors. The new cameras will be operated over the internet. He will take a look at tomorrow.

Dr. ?? 5 East Drive, Thank you for allowing me to address you, I am a member of the Mosque at Olsen Avenue. Please accept my heart full thanks for your constant support of our Mosque and Community Center. He explained the activities and contributions our Community Center provides.

Rashi Khan – 20 Rolling Brook Drive, he has been a resident for 18 years. He was disturbed by the remarks from the last council meeting about the Mosque. We want to live in harmony and peace that's how communities are built. Lets come together to face these issues not try to divide the community. Let's come to solutions to face issues together.

Esther Nemitz, 162B Fay Street, tomorrow is the Clara Barton Preservation meeting at 7:00 pm at First Aid Squad. Do we have any information on getting our brick work put back at the ADA ramps.

Mr. O'Brien reported that is a DOT issue it's outside our jurisdiction.

Councilmember Shah, complimented the residents that came out, it is sometimes a tale of two city's showing up telling us how you feel and reaching out I hope they take you up on it Thank you.

Maria Orchid, 83 Jefferson Avenue, there are some wire on Amboy Avenue sticking out of the sidewalk. She asked if there is any update of the water situation on Safran Avenue.

Mr. O'Brien reported the utility company will be paving that area. At our pre construction meeting we discussed a positive pitch. The water and gas will be handing out notice. All paving by middle of November all paving should be completed.

Resident -8505 Hana Road, he is a part of the Mosque on Olsen Avenue Congregation. I am person of compassion equal rights, and freedom. The council meeting of September 13<sup>th</sup>, he felt an element of bias. Let's break bread together we don't need to be criticized. Let's treat each other with respect.

Councilmember Coyle will go there with a few residents to all meet to set a date together.

Councilmember Sendelsky, thanked all, we are all Americans, let's sit down like civil human beings and come up with a solution. We are proud we are a multi cultural town.

Irene Wall, she appreciates all their prayers, however you cannot come in and break the rules. They did not go thru the proper channels.

Council President Lombardi, suggested to Ms. Wall she talk to Councilman Coyle to have a meeting with the people.

Mr. Schreck, how much money was spent on trailer, original contractor and new contractor .Station 3 Bay Floor is sinking in the OSHA report. He has a meeting in November with Melissa Perilstein.

Councilmember Coyle, the trailer is a bit tight, but no one is on the floor. He will be looking into Mr. Walsh concerns.

Hearing no further comments from the public Councilmember Diehl made a motion to close the public hearing, which was seconded by Councilmember Shah 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 7:44 p.m.

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Michael R. Lombardi  
Council President

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Cheryl Russomanno, RMC  
Municipal Clerk