

**MINUTES OF
MUNICIPAL COUNCIL
WORKSESSION AND REGULAR MEETING
November 28, 2018**

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 6:03 p.m. by Council President Lombardi followed by the Pledge of Allegiance.

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

Councilmember Diehl entered meeting at 6:05pm.

Councilmember Gomez entered meeting at 6:24pm

Councilmember Lombardi was absent.

Also present were Township Clerk Russomanno, Deputy Township Clerk McCray, Township Attorney Northgrave, Business Administrator Ruane, Health Inspector Spearnock, Township Engineer O'Brien, Public Works Director Russomanno, Police Chief Bryan, Fire Chief Latham and Cameraman Cologne.

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

4. **REVIEW OF MINUTES:**
a. and b. No comments were made

On a Motion made by Councilmember Sendelsky, seconded by Councilmember Coyle, Oral Petitions and Remarks was moved to the beginning of the meeting.

ORAL PETITIONS AND REMARKS

Council President Patil opened the meeting for public comment.

Anthony DeMorin, is here for his neighbor Mrs. Krug of 8 Dunbar Road, regarding the apron of her driveway when the paving was done the contractor did damage.

Judy Amerin, 98 Oakwood Avenue, she is here to represent the ASFME Union. We are not the police but should have the same respect and good faith in contract negotiations. The Police are getting 15% over 5 years we feel we deserve the same.

Council Vice President Sendelsky, we cannot discuss contracts in public it has to be behind closed doors.

Councilmember Joshi, we are listening and appreciate your service and positions.

Mr. O'Brien, Township Engineer, will go out to look at and assess.

Joyce Ship Freeman, 41 S. Main Street, a Library Board Trustee, I applaud Councilmember Joshi and would agree with some of his concerns however the Library does a lot of good stuff. The Edison Library will be celebrating their 90th Anniversary.

Neville Arestani, 20 Melbloum Lane, Library Trustee agrees contracts need to be investigated there is a flaw in the process. The roof repair and cameras for security need to be investigated. He made a comment that Councilmember Joshi wants to take over the board. He thanked Mr. Russomanno and DPW for their help with the Library.

Mr. Northgrave explained this is public comments not to have your cross examine any councilmembers.

Vasant Naik, 2014 Oak Tree Road, as Acting President of the Library, he agrees with most of things that were said, but we need to talk. He thanked the Mayor and Mr. Russomanno for taking care of the road and tree, great job.

Lisa Bukachevsky, 11 Outcalt Road, the three million dollar wall at Amazon, doesn't work for the noise its still the same sound and vibration.

Mark Bukachevsky, 11 Outcalt Road, he would like to know where did the permission come from, the ordinance that permits a 24/7 operation. I am very grateful the wall is there. He wished everyone a happy holiday season.

Mr. Northgrave, will send him the information in a few days.

Marilyn Oconnor, 15 Outcalt Road, she thanked Mr. Russomanno. She reiterated what Mark & Lisa Bukachevsky said and please think about resident when approving a plan for a new business.

Howard Meyers, 71 Calvert, West, we have had continuous water flooding situation on Calvert from the new construction. He presented the council with pictures. He is really irritated. Is he protected, is that legal?

Mr. Northgrave, he has to look at what approvals were granted.

Councilmember Diehl, we have spoken about this area for two years. We have a serious situation there was a swale that is no longer there. Engineering was looking into the easement in the back. Another area is Kearny Avenue flooding. He wants to be in the loop with P.S. E. & G. since that is their responsibility on Kearny.

Mr. Russomanno explained the work that is being done on our property at Kearny. He said that P.S.E & G is working on the foundation work. He reiterated we cannot access other people property.

Councilmember Diehl asked for the dates and time copies of the records.

Councilmember Gomez this is an ongoing issue with utility companies not responding to our concerns. They don't manage their sub contactors.

Walt Shneer, Park Way, the DPW responded to a call for his neighbor on Walton fast and did a great job. The sewer was full of tree roots.

Esther Nemitz, 162B Fay Street, thanked the DPW for delivering snow men that they put up on Amboy Avenue. She complained about the lights at her apartment complex are very bright and blinding.

Mr. Northgrave took a ride over to see the lights they are the brightest lights he has ever seen. He told her to contact the management company, unless it is a code violation there isn't much we can do.

Maria Orchid, 83 Jefferson Avenue, on December 6th Tree Lighting Heritage at Clara Barton at 6:45pm, and December 13th the Clara Barton Neighborhood has their Holiday meeting.

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

5. REPORTS FROM ALL COUNCIL COMMITTEES:

Councilmember Coyle thanked the Administration for getting the signage taken care of at businesses.

Councilmember Joshi, the Library Board meeting is tomorrow at 5:30pm North Edison Library. He did receive a package for the director and is prepared for the meeting.

Council President Patil will also be attending the meeting. He is not sure we should hold utilities to run the library.

6. POINTS OF LIGHT

Council President announced the following events, December 3, 2018, Lighting of the Township Menorah at the Jewish Community Center of Middlesex County at 1775 Oak tree Road at 7:00pm, December 6th Township Christmas Tree Lighting at The Heritage at Clara Barton , 1015 Amboy Avenue at 6:45pm December 14th, Holiday Dance for the Disabled at Edison Senior Center, 2963 Woodbridge Avenue , 6:30pm – 9:00 pm and December 16th - Wreaths Across American Ceremony at St. James Church - 2136 Woodbridge Avenue, Honoring all Veterans.

Council Vice President Sendelsky, the kick off for the holiday season of the Edison Tower is tomorrow, Thomas Edison Center Tree Lighting at 7:00pm , 37 Christie Street. He had attended the Thanksgiving Football Game between JP Stevens and Edison High School, Edison prevailed.

Councilmember Coyle, on December 6th at 5pm at Heritage at Clara Barton the Opioid Awareness guest speakers are Mayor Lankey and Former Governor McGreevy. He knows that three people in Clara Barton section have passed in the last twelve months.

Council President Patil, tomorrow at the Board of Education building on Pierson there is an Overcrowding meeting at 7:00pm.

7. FROM THE BUSINESS ADMINISTRATOR:

a. through c. No comments were made

8. **FROM THE DEPARTMENT OF FINANCE:**
 - a. Councilmember Joshi requested to removed Library Disbursements .

Council President Patil, disagrees anything that was approved he would like to see paid.

Council Vice President Sendelsky, utility bills should be approved.

Ms. Ruane, there are no bills on this list.
 - b. and c. No comments were made.
9. **FROM THE DEPARTMENT OF HEALTH:**
 - a. No comments were made.
10. **FROM THE DEPARTMENT OF LAW:**
 - a. through c.
11. **FROM THE DEPARTMENT OF PLANNING AND ENGINEERING:**
 - a. and b. No comments were made.
12. **FROM THE PUBLIC WORKS:**
 - a. through e. No comments were made
13. **FROM THE DEPARTMENT OF RECREATION;**
 - a. No comments were made.
14. **FROM THE CHIEF OF FIRE:**
 - a. Council Vice President Sendelsky, where fire house is this truck going to?

Chief Latham, this truck is for Fire Prevention.
15. **FROM THE CHIEF OF POLICE:**
 - a. and c. No comments were made.
16. **FROM THE TOWNSHIP CLERK:**
 - a. No comments were made.
17. **FROM THE COUNCIL MEMBER OF THE PLANNING BOARD:**

Councilmember Coyle reported Planning Board Meeting of November 19, 2018, Harding Avenue former Swim Club, an application was approved for eight single family homes.
18. **UNFINISHED BUSINESS:
ORDINANCES FOR FURTHER CONSIDERATION AND PUBLIC HEARING:**

O.2032-2018 No comment was made.
19. **COMMUNICATIONS:**
 - a. accepted as submitted
20. **DISCUSSION ITEMS:**

Council President Patil:

 - a. Resolution of Recognition is postponed until next meeting.
 - b. He asked for an update on the road work of Woodland & Oak Tree.

Mr. O'Brien, Woodland is completed Oak Tree is delayed.

Councilmember Coyle:

 - a. Edmund Street truck traffic

Mr. O'Brien will reach out to DOT again they should be working on resigning that area and striping.
 - b. He thanked Mr. Russomanno and the Parks Department for work be completed, much appreciated
 - c. He asked Mr. Russomanno to walk him thru how he handed the Snow Storm.

Mr. Russomanno, explained the weather forecast changed it was impossible to move thru all the traffic. The plows couldn't get through. He had to call Andy Toth for assist to get plows through.

Council Vice President Sendelsky applauded Mr. Russomanno for coordinating with the Andy Toth, OEM that was a smart decision.

Councilmember Gomez, the whole state had traffic some people just abandoned their cars.

- d. Ordinance for 15.00 minimum wage , what number is the cost.

Ms. Ruane, approximately \$ 600,000 just for the employees that are presently under \$15.00 which are part timers.

- He asked if the Chairman of Finance could look into that.

Councilmember Gomez, as Chairman of the Finance Committee explained the financial impact this will have on our budget with the levy of two percent. Our state aid was cut about eight years ago.

He said the Governor is looking to make minimum wage \$15.00.

Ms. Ruane, if it becomes law in the state it will be fazed in.

Councilmember Diehl:

- a. This storm was very unusual the entire tri state area had some problems.
- b. Deer Update

Ms. Ruane reported from Mr. Elliot count will being week of December 10th.

- c. Flyer update

Mr. Northgrave, clerk sent resolution in September, in October his office never sent the letter. He will gather all the information known facts before council closed session. I hope to have by next meeting a report .

- d. Library situation is surreal with the library. Don't understand where is the sense of urgentancy.

Mr. Northgrave, the Mayor has appointment Ms. Ruane to be his representative.

Ms. Ruane, we don't have jurisdiction .

Council President Patil., we need to clean up the Library.

Councilmember Gomez:

- a. Library issue, hope meeting tomorrow will move forward.

Councilmember Joshi:

- a. Resolution of Recognition is being postponed until January 2019.
- b. Library does a lot of good work however they need communication and accountability.
- c. Grove Avenue in front of JP Stevens entrance water when rains back up to be a big pool of water.

Mr. O'Brien, inlet head has to be modified. The new ones are eco friendly.

Councilmember Lombardi:

- a. Absent

Councilmember Sendelsky:

- a. Graffiti

Chief Bryan, we just hired nine new officers and are working on a task force.

APPROVAL OF MINIUTES:

On a motion made by Councilmember Diehl seconded by Councilmember Gomez and duly carried, the Minutes of the Worksession Meeting of October 22, 2018 and Combined Meeting of November 8, 2018 were accepted as submitted.

COUNCIL PRESIDENT'S REMARKS:

Council President Patil, didn't have any additional remarks.

UNFINISHED BUSINESS
ORDINANCES FOR FURTHER CONSIDERATION AND PUBLIC HEARING

The following Ordinances, which were introduced by Title on November 8, 2018 passed on first reading, published according to law for further consideration at this meeting, were read by the Township Clerk:

O.2032-2018 **AN ORDINANCE MAKING THE PROVISIONS OF SUBTITLE 1 OF TITLE 39 OF THE REVISED STATUTES OF NEW JERSEY APPLICABLE TO THE EDISON SHOPPING CENTER LOCATED AT 2303 WOODBRIDGE AVENUE AND REGULATING THE USE OF SAID DRIVEWAYS AND PARKING LOTS BY MOTOR VEHICLES.**

(The above Ordinance O.2032-2018 can be found in its entirety in Ordinance Book #27.)

Council President Patil declared the Public Hearing opened for O.2032-2018

Esther Nemitz, 162B Fay Street, we need to have places in town for the trucks .

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

ABSENT: Councilmember Lombardi

NAYS - None

NEW BUSINESS
PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR WEDNESDAY, DECEMBER 12, 2018.

O.2033-2018 **AN ORDINANCE VACATING HARLEY ROAD IN THE TOWNSHIP PURSUANT TO N.J.S.A. 40:67-1, ET SEQ.**

On a motion made by Councilmember Sendelsky seconded by Councilmember Gomez 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 December 12, 2018.

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

ABSENT – Councilmember Lombardi

NAYS – None

O.2034-2018 **AN ORDINANCE AUTHORIZING ACCEPTANCE OF THE DEDICATION OF VILLA DRIVE IN THE TOWNSHIP PURSUANT TO N.J.S.A. 40:67-1, ET SEQ.**

On a motion made by Councilmember Gomez seconded by Councilmember Coyle 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 December 12, 2018.

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

ABSENT – Councilmember Lombardi

NAYS – None

**O.2035-2018 AN ORDINANCE AMENDING THE TOWNSHIP CODE
AS TO THE IMPOSITION OF TRUNK CONNECTION FEES**

On a motion made by Councilmember Sendelsky seconded by Councilmember Gomez 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 December 12, 2018.

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

ABSENT – Councilmember Lombardi

NAYS – None

PUBLIC COMMENTS AS TO PROPOSED RESOLUTIONS

Council President Patil opened the meeting to the public for comments on Proposed Resolutions R.658-112018 through R.681-112018.

Esther Nemitz, 162B Fay Street, Resolution R.661-112018 and R.662 -112018 she is very happy to see these pass. She is sad that the Open space Tax didn't pass, it's time to look at sustainable grant programs.

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

The following Resolutions R.658-112018 through R.681-112018 were adopted under the Consent Agenda on a motion made by Councilmember Diehl and seconded by Councilmember Sendelsky.

RESOLUTION R.658-112018

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING NOVEMBER 21, 2018.

WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through November 21, 2018.

FUND	AMOUNT
Current	\$42,501,355.16
Affordable Housing	0.00
Capital	170,488.71
Cash Performance	40,947.00
CDBG	0.00
Developers Escrow	20,042.50
Dog (Animal Control)	0.00
Federal Forfeited	0.00
Grant Funds	164.20
Law Enforcement	0.00
Open Space	0.00
Park Improvements	0.00
Payroll Deduction	570,541.72
Sanitation Fund	138,616.40
Self Insurance	0.00
Sewer Utility	134,305.44
Tax Sale Redemption	81,555.35
Tree Fund	0.00

Tree Planting	0.00
Trust	216,043.80
TOTAL	\$43,874,060.28

/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.659-112018

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 **\$88,807.77**.

RESOLUTION R.660-112018

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 **\$108,617.13**.

RESOLUTION R.661-112018

WHEREAS, Edison’s public parks are a valuable green/sustainable asset, as they afford opportunities for recreation, exercise and socialization in open spaces to its children and general population; and

WHEREAS, as a result of typical wear and tear from twenty years of continuous use by the public-at-large, the following fourteen (14) of Edison’s twenty-four (24) public parks are in need of various degrees of repair, replacement and renovation in order to achieve compliance with the current New Jersey Playground Safety Subcode: Beatrice Parkway Park, Blossom Park, Edison Woods Park, Gateway Park, Old Post Park, Polansky Park, Stephen J. Capestro Park, Bernard J. Dwyer Park, Dudash Park, Idlewild Park, North Edison Park, Schenkmeier Park Shamrock Park and Swales Park; and

WHEREAS, the 2019 NJDEP Green Acres Program has 25% grant funding available for two (Polansky Park; Gateway Park) of the fourteen Edison Public Parks included in those cited above of the Edison Multi-Site Park Revitalization Project, for an approximate award amount of \$31,300.00.

WHEREAS, the Middlesex County Open Space, Recreation and Farmland and Historic Preservation Trust Fund Municipal Recreation Grants Program recently awarded \$350,000.00 of grant funds for this estimated \$700,000.00 green/sustainable project on a \$1 to \$1 cash match reimbursable basis; and

WHEREAS, an additional \$37,500.00 of private grant funds toward this project have been researched and developed from other private resources (Beautiful Edison, et al) for Swales Park; and

WHEREAS, it is anticipated that as a result of the completion of work at the above-cited fourteen (14) Edison public parks, their safety and continuing use shall increase; 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 a viable application to the 2019 NJDEP Green Acres Program for approximately \$31,300.00 toward the estimated \$700,000.00 green/sustainable Edison Multi-Site Park Revitalization Project as a 25% grant for two (Polansky Park; Gateway Park) of the fourteen parks cited above, at a regularly-scheduled, combined Work Session/Public Meeting of the Edison Municipal Council on the evening of **Wednesday, November 28, 2018**.

RESOLUTION R.662-112018

EXPLANATION: A RESOLUTION OF SUPPORT FROM THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, AUTHORIZING THE DEVELOPMENT AND SUBMISSION OF A VIABLE APPLICATION TO THE 2019 SUSTAINABLE JERSEY GRANTS PROGRAM, FUNDED BY THE PSE&G FOUNDATION, FOR AN AWARD AMOUNT NOT TO EXCEED \$20,000.00.

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

WHEREAS, the Township of Edison strives to save tax dollars, assure clean land, air and water, improve working and living environments; and

WHEREAS, the Township of Edison is one of the first, certified, Bronze Level participating communities of the Sustainable Jersey Program since its inception during 2009; and

WHEREAS, one of the purposes of the Sustainable Jersey Program is to provide resources to municipalities to make progress on sustainability issues and therefore created a public initiative titled: the *2019 Edison Environmental Resource Inventory Update Project*; and

WHEREAS, the current Edison Environmental Resource Inventory was most recently updated during 2011, based upon the original document created eighteen years prior at that time; and

WHEREAS, no matching funds are required of the Township of Edison in order to participate in the *2019 Sustainable Jersey Grants Program*; and

WHEREAS, the Municipal Council of the Township of Edison has determined that the Township of Edison should develop and submit a viable application to the *2019 Sustainable Jersey Grants Program* in order to support local green/sustainable initiatives, such as the *2019 Edison Environmental Resource Inventory Update Project*;

WHEREAS, an updated Edison Environmental Resource Inventory shall be eligible for points toward the Township of Edison's Silver Level Sustainable Jersey Certification.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, State of New Jersey, authorizes the development and submission of a viable application to the ***2019 Sustainable Jersey Grants Program, funded by the PSE&G Foundation***, for an amount not to exceed \$20,000.00, at a regularly-scheduled, combined Work Session and Public Meeting, on the evening of November 28, 2018.

Sustainable Jersey

The Sustainable Jersey Program is the product of a coalition of public and private organizations and agencies, throughout New Jersey, working together to identify the actions municipalities need to pursue in order to become green and sustainable, develop the guidance resources that will be needed in order to initiate such efforts, as well as to assist them to progress and build upon their successes. The Small Grants Program is one of many incentives provided to municipalities through Sustainable Jersey.

RESOLUTION R.663-112018

WHEREAS, The Edison Department of Health and Human Services, established the Edison Municipal Alliance (EMA), as a grass-roots volunteer organization comprised of community leaders, private citizens and human service agency representatives, over twenty two 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 personal/interpersonal conduct and activities; and

WHEREAS, the Macy's Foundation has grant funds available, through its Community Giving Program and District Grants Program for eligible programs, projects, activities and related costs of qualified organizations and agencies of the communities Macy's serves, for which it continues to solicit on-line and hardcopy requests; and

WHEREAS, the Edison Department of Health and Human Services, through EMA, intends to apply for grant funding for a maximum of \$5,000.00 from the Macy's Foundation, as it will help to further strengthen its mission, focus and vision through effective programs, projects, events and activities such as its EMA Summer Youth Program; and

WHEREAS, no matching funds are required in order for the Edison Department of Health and Human Services, through EMA, to apply for grant funding from the Macy's Foundation; and

WHEREAS, the Edison Department of Health and Human Services, through EMA, will utilize all grant funds awarded to it by the Macy's Foundation as described in its application for said funds and in compliance with all applicable Municipal, Middlesex County, New Jersey and United States Federal agency 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, at a regularly-scheduled, combined Work Session and Public Meeting on the evening of Wednesday, November 28, 2018.

RESOLUTION R.664-112018

RESOLUTION AMENDING RESOLUTION R.575-102018 AWARDED A CONTRACT TO BI-LO INDUSTRIES FOR THE FURNISHING OF LUBRICANTS, FLUIDS AND ANTIFREEZE

WHEREAS, Resolution R.575-102018 adopted October 10, 2018 awarded various line items of Contract 18-12-06 to BI-LO INDUSTRIES, 145 Brook Ave., Deer Park, NY 11729 for Public Bid No. 18-12-06-Lubricants, Fluids and Antifreeze; and

WHEREAS, although no award changes have been made on the updated spreadsheet to BI-LO Industries, R.575-102018 was awarded based on the previous spreadsheet and therefore must be amended based on the new spreadsheet; and

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

WHEREAS, the amount of the first year and any succeeding renewal year shall not exceed \$30,000.00, and cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid by BI-LO INDUSTRIES, 145 Brook Ave., Deer Park, NY 11729 for 18-12-06-Lubricants, Fluids and Antifreeze 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 \$30,000.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents with BI-LO INDUSTRIES as described herein.

RESOLUTION R.665-112018

RESOLUTION AMENDING RESOLUTION R.578-102018 BID AND AWARDING A CONTRACT TO GRADE A PETROLEUM CORP. FOR THE FURNISHING OF LUBRICANTS, FLUIDS AND ANTIFREEZE

WHEREAS, Resolution R.578-102018 adopted October 10, 2018 awarded various line items of Contract 18-12-06 to GRADE A PETROLEUM CORP., 90 East Hawthorne Ave., Valley Stream, NY 11580; and

WHEREAS, it has been determined that GRADE A PETROLEUM is the lowest legally responsible bid for line items 5 & 5 a for Automatic Transmission Fluid which was not awarded on R.578-102018; and

WHEREAS, this resolution shall be amended to include the award of Line items 5 & 5a as per the attached revised spreadsheet; and

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

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

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

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

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

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

1. All bids have been reviewed, and the bid by GRADE A PETROLEUM CORP., 90 East Hawthorne Ave., Valley Stream, NY 11580 for 18-12-06-Lubricants, Fluids and Antifreeze 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 \$20,000.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents with GRADE A PETROLEUM CORP., as described herein.

RESOLUTION R.666-112018

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 STO0000301, to the following:

Permit Number: DEV-0021

Opening Location: 57 MIDDLESEX AVE

Block/Lot: 661/12.01

Applicant's Name & Address:

**XIONG, FEI & DING, QIAN
57 MIDDLESEX AVE
EDISON, NJ 08820**

Initial Deposit Date: 7/18/2018

Deposit Amount: \$2000.00

Paid by & refunded to:

**XIONG, FEI & DING, QIAN
57 MIDDLESEX AVE
EDISON, NJ 08820**

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.667-112018

EXPLANATION: A Resolution authorizing the Township's entering into a three (3) year Solid Waste Disposal Agreement with the Middlesex County Utilities Authority.

WHEREAS, the Township of Edison ("Township") presently utilizes the Middlesex County Landfill ("Landfill") for its solid waste disposal needs and the current contract with the Middlesex County Utilities Authority ("MCUA" and, together with the Township, the "Parties") will expire on December 31, 2018; and

WHEREAS, the Parties have negotiated mutually agreeable rates for the MCUA's disposal of the Township's acceptable solid waste ("ACW"), as provided in the three (3) year contract entitled "Solid Waste Disposal Agreement" attached hereto as *Exhibit A* ("Agreement"); and

WHEREAS, the Agreement is exempt from public bidding pursuant to *N.J.S.A. 40A:11-5(2)* of the Local Public Contracts Law, *N.J.S.A. 40A:11-1 et seq.* as the Agreement is between public entities; and

WHEREAS, under the Agreement, the MCUA shall charge the Township at the contract rates of \$66.75 per ton of ASW in 2019, \$67.75 per ton of ASW in 2020 and \$68.75 per ton of ASW in 2021; and

WHEREAS, the total amount charged under the Agreement cannot be determined at this time, and requisitions relative to the Agreement shall be subject to the availability and appropriation, in this and each subsequent year, of sufficient funds as may be required to meet the Township's obligations under the Agreement; 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, per *N.J.A.C. 5:30-5.5(b)*.

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

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

Section 2. The Agreement between the Township and the MCUA is hereby approved. The Mayor is hereby authorized to execute the Agreement, substantially in the form as attached hereto as *Exhibit A*, and all other necessary documents, and undertake all actions reasonably necessary to effectuate the Agreement and the intent of this Resolution.

Section 3. A copy of this Resolution and the Agreement shall be kept on file and made available for public inspection at the office of the Township Clerk.

Section 4. This Resolution shall take effect immediately.

RESOLUTION R.668-112018

RESOLUTION ACCEPTING QUOTE AND AWARDING CONTRACT/PURCHASE ORDER TO TRIUS, INC. FOR THE PURCHASE OF WAUSAU SNOW PLOW PARTS FOR THE 2018-2019 SEASON

WHEREAS, quotes were solicited by the Township of Edison for the purchase of Wausau snow plow parts for the Department of Public Works; and

WHEREAS, the Township contracted vendors could not supply these items and an attempt was made to obtain quotes without success; and

WHEREAS, Trius, Inc. is the New Jersey Wausau authorized dealer; and

WHEREAS, the Township plans to purchase these items from TRUIS, INC., 5049 Industrial Rd., Farmingdale, NJ 07727 pursuant to the provisions of N.J.S.A. 19:44A-20.5 et. seq.; and

WHEREAS, the total amount of this contract/Purchase Order(s) in the amount not to exceed \$15,000.00 cannot be encumbered at this time; and

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

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

WHEREAS, prior to entering into a contract, TRUIS, INC., will have completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Township of Edison in the previous one year, and that the contract will prohibit TRUIS, INC., from making any reportable contributions through the term of the 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 Mayor or his designee is hereby authorized to execute a contract/purchase order(s) and any other necessary documents, with TRUIS, INC., 5049 Industrial Rd., Farmingdale, NJ 07727, in the amount not to exceed \$15,000.00 for the purchase of Wausau Snow Plow Parts 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.

RESOLUTUION R.669-112018

RESOLUTION AUTHORIZING A REIMBURSEMENT TO CHRISTINE MEO FOR THE RECREATION TRIP TO THE MACY’S THANKSGIVING DAY PARADE

WHEREAS Christine Meo made a payment for five people to attend the Edison Recreation sponsored trip The Macy’s Thanksgiving Day Parade, and

WHEREAS the trip was cancelled.

NOW; THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison shall refund the amount of \$100.00 to Christine Meo, 64 Lafayette Ave., Edison, NJ 08837, which amount represents the cost of the trip.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$100.00 are available in Account #8-01-55-0291-000-000.

RESOLUTION R.670-112018

WHEREAS, the Township Engineer advises that the Division of Engineering Services has made a final inspection of Star Bucks (BPG Hotels XXIII) located at 125 Raritan Center Parkway, Application #P56-07/08 located in Block 390D, Lot 14; and therefore is requesting the Inspection Fees be released; and

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

WHEREAS, on October 20, 2008 , BPG hotel XXIII posted a check #1784 in the amount of \$12,392.37, for engineering inspection fees; and

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

WHEREAS, an Inspection Fee Check is on deposit in account #7760295977 with the Township of Edison; and

WHEREAS, it is in now in order that the sum of \$ 3,174.72 which represents the amount due and owing the applicant, be returned to BPG Hotel; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of \$3,174.72 be refunded to BPG Hotel XXIII, LLC., having offices at 5425 Wisconsin Avenue, Suite 700 ,Chevy Chase, MD, 20815; and

BE IT FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund said sum of \$3,174.72 in account #7760295977 to the applicant.

RESOLUTION R.671-112018

WHEREAS, September 29, 2016 posted Tree Maintenance Bond fees in the amount of \$1,425.00, with Check No. 1923 on deposit with the Township of Edison in account #7763328779 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 19 Pavlocak Court, Block 425, Lot 2, 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 \$1,425.00 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 \$1,425.00 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 \$1,425.00, plus any accrued interest as applicable, on deposit in Account #7763328779 to Goldside Developers, P.O. Box 777 Oakhurst, NJ 07755 for the referenced property at 19 Pavlocak Court, Edison NJ 08820 Block: 425 Lot: 2

RESOLUTUION R.672-112018

RESOLUTION AWARDDING CONTRACT/PURCHASE ORDER TO BEYER FORD LLC FOR THE PURCHASE OF ONE (1) 2019 FORD F-250 X2B 4X4 SD SUPER CAB TRUCK FOR THE DIVISION OF FIRE PREVENTION

WHEREAS, there is a need to purchase one (1) 2019 Ford F-250 X2B 4X4 SD Super Cab pick-up truck for the Division of Fire Prevention at a price of \$31,313.00; and

WHEREAS, **BEYER FORD LLC**, 170 Ridgedale Avenue, Morristown, NJ 07962 has been awarded State Contract Number 88727 under T-2100/Vehicles, Trucks, Class 2, Pickup/Utility for this vehicle; 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, funds in the amount of \$31,313.00 has been certified to be available in the Fire Prevention New Vehicles Account, number 8-01-25-0265-002-024; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$31,313.00 and any other necessary documents, with **BEYER FORD LLC**, 170 Ridgedale Avenue, Morristown, NJ 07962, 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. 88727 under T-2100.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$31,313.00** are available for the above contract in Account No. 8-01-25-0265-002-024.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.673-112018

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO CDW-GOVERNMENT FOR THE PURCHASE OF TWO (2) PANASONIC PREMIUM KEYBOARDS AND (10) PANASONIC TOUGHBOOKS AND WARRANTIES TO OUTFIT NEW POLICE VEHICLES FOR THE DIVISION OF POLICE

WHEREAS, there is a need to purchase ten (10) Panasonic Toughbooks and two (2) Panasonic Premium Keyboards to outfit new Police vehicles; and

WHEREAS, CDW-GOVERNMENT, 230 North Milwaukee Ave., Vernon Hills, IL 60061, has been awarded State Contract Number 89980 under M-0483/NASPO Valuepoint Computer for this purchase; and

WHEREAS, the Township intends to purchase these under State contract Number 89980 in the amount of \$32,150.00 for Panasonic Toughbooks (\$3,215.00 ea.) and \$1,080.00 for Premium Keyboards (\$540.00 ea.); 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, funds in the amount of \$33,230.00 have been certified to be available in the Police Department Purchase of Vehicles, Account Number 8-01-25-0240-000-051; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$33,230.00 and any other necessary documents, with CDW-GOVERNMENT, 230 North Milwaukee Ave., Vernon Hills, IL 60061, as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract, number 89980/M-0483.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$33,230.00** have been certified to be available in Account Number **8-01-25-0240-000-051**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.674-112018

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO CDW-GOVERNMENT FOR THE PURCHASE OF SIXTY (60) PANASONIC NOTEBOOK BATTERIES FOR THE DIVISION OF POLICE

WHEREAS, there is a need to purchase sixty (60) Panasonic Notebook Batteries for the Division of Police; and

WHEREAS, CDW-GOVERNMENT, 230 North Milwaukee Ave., Vernon Hills, IL 60061, has been awarded State Contract Number 89980 under M-0483/NASPO Valuepoint Computer for this purchase; and

WHEREAS, the Township intends to purchase these under State contract Number 89980 in the amount of \$7,800.00 (\$130.00 ea); 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, funds in the amount of \$7,800.00 have been certified to be available in the Police Vehicles Maintenance of other Equipment, Account Number 8-01-26-0315-002-026; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$7,800.00 and any other necessary documents, with CDW-GOVERNMENT, 230 North Milwaukee Ave., Vernon Hills, IL 60061, as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract, number 89980/M-0483.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$7,800.00** have been certified to be available in Account Number **8-01-26-0315-002-026**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.675-112018

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO LANIGAN ASSOCIATES INC. FOR THE PURCHASE OF NINE (9) ARMOR EXPRESS RAZOR IIIA BODY ARMOUR VESTS AND ONE HUNDRED SEVENTY NINE (179) CARRIERS WITH PATCHES FOR THE DIVISION OF POLICE

WHEREAS, there is a need for nine (9) Armor Express Razor IIIA Body Armor Vests and one hundred seventy nine (179) carriers with patches for the Division of Police; and

WHEREAS, LANIGAN ASSOCIATES INC., 496 Shrewsbury Avenue, Red Bank, NJ 07701 has been awarded State Contract Number 81348 under T-0106 Police and Homeland Security Equipment and Supplies - Statewide; 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 \$62,160.75; and

WHEREAS, funds in the amount of \$62,160.75 have been certified to be available in the Police Department other Equipment & Supplies Account, Number 8-01-25-0240-000-058; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$62,160.75, and any other necessary documents, with LANIGAN ASSOCIATES INC. 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. 81348 under T-0106.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$62,160.75** are available for the above in Account No **8-01-25-0240-000-058**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.676-112018

MUNICIPAL COUNCIL

SCHEDULE OF MEETINGS – 2019

WORKSESSION - 6:00PM
(Unless otherwise noted)

REGULAR - 7:00PM
(Unless otherwise noted)

January

Monday, January 7 -Re-org. & Worksession
Wednesday, January 23
(To be combined with Regular Meeting starting at 6:00)

Wednesday, January 9
Wednesday, January 23

February

WEDNESDAY, February 13
(To be combined with Regular Meeting starting at 6:00)

Wednesday, February 13

Monday, February 25

Wednesday, February 27

March

Monday, March 11
Monday, March 25

Wednesday, March 13
Wednesday, March 27

April

Monday, April 8
WEDNESDAY, April 24
(To be combined with Regular Meeting starting at 6:00)

Wednesday, April 10
Wednesday, April 24

May

Monday, May 6
Monday, May 20

Wednesday, May 8
Wednesday, May 22

June

Monday, June 10
Monday, June 24

Wednesday, June 12
Wednesday, June 26

July

Monday, July 22

Wednesday, July 24

August

Monday, August 26

Wednesday, August 28

September

Monday, September 9
Monday, September 23

MONDAY, September 9
(To be combined with Worksession starting at 6:00pm)
Wednesday, September 25

October

Monday, October 7

MONDAY, October 7
(To be combined with Worksession starting at 6:00pm)

Monday, October 21

Wednesday, October 23

November

THURSDAY, November 7

THURSDAY, November 7
(To be combined with Worksession starting at 6:00pm)

WEDNESDAY, November 20
(To be combined with Regular Meeting starting at 6:00pm)

Wednesday, November 20

December
Monday, December 9

Wednesday, December 11

MONDAY, December 23
(To be combined with Regular Meeting starting at 6:00 pm)

MONDAY, December 23

RESOLUTION R.677-112018

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; 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 \$82,500.00; 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 \$82,500.00 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.678-112018

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; 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.679-112018

RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT TO GARDEN STATE VETERINARY SERVICES 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, GARDEN STATE VETERINARY SERVICES, 643 Route 27, Iselin, NJ 08830 has submitted a proposal to provide such services; 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 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 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.680-112018

RESOLUTION RESCINDING AWARDING OF A CONTRACT TO DAVID WEBER OIL CO. FOR THE FURNISHING OF LUBRICANTS, FLUIDS AND ANTIFREEZE

WHEREAS, Resolution R.576-102018 adopted October 10, 2018 awarded Line Item 5a - Automatic Transmission Fluid of Contract 18-12-06 to DAVID WEBER OIL CO., 601 Industrial Rd., Carlstadt, NJ 07072; and

WHEREAS, it has been determined that DAVID WEBER OIL CO., does not meet the specifications for this item; and

WHEREAS, the Township has not entered into contract with DAVID WEBER OIL CO., and is rescinding the resolution to award to the company that meets the specifications; and

WHEREAS, the Township Council accepts Edison Township’s recommendations as described herein; and

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

1. It has been determined that Item 5a as bid by DAVID WEBER OIL CO., 601 Industrial Rd., Carlstadt, NJ 07072 for 18-12-06-Lubricants, Fluids and Antifreeze does not meet the specifications.
2. Resolution R. 576-102018 is hereby rescinded.

RESOLUTION R.681-112018

RESOLUTION AMENDING RESOLUTION R.577 -102018 AWARDING A CONTRACT TO LUBENET, LLC FOR THE FURNISHING OF LUBRICANTS, FLUIDS AND ANTIFREEZE

WHEREAS, Resolution R.577-102018 adopted October 10, 2018 awarded various line items of Contract 18-12-06 to LUBENET, LLC, 136 Morgan Ave., Brooklyn, NY 11237 including Line Item 5 – Automatic Transmission Fluid but they do not meet the specifications for this item; and

WHEREAS, LUBENET, LLC, 136 Morgan Ave., Brooklyn, NY 11237, submitted the lowest legally responsible bid for Line items 4, 7, 10 & 12 as listed on the spreadsheet; and

WHEREAS, the initial contract shall be for one (1) year from execution of the contract with options to renew for two (2) one (1) year renewals at the sole discretion of the Township at the same prices, conditions,

requirements and terms of the contract, subject to and contingent upon appropriation of sufficient funds each renewal year; and

WHEREAS, the amount of the first year and any succeeding renewal year shall not exceed \$15,000.00, and cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid by LUBENET, LLC, 136 Morgan Ave., Brooklyn, NY 11237 for 18-12-06-Lubricants, Fluids and Antifreeze 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 \$15,000.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents with LUBENET, LLC as described herein.

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

ABSENT- Councilmember Lombardi

NAYS - None

COMMUNICATIONS

- a. Email received from Mr. Ralph Bucci regarding moving School Board Election.

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

Having no further business to discuss, on a motion made by Councilmember Gomez , seconded by Councilmember Sendelsky the meeting was adjourned at 8:51 p.m.

Ajay Patil
Council President

Cheryl Russomanno, RMC
Municipal Clerk