

**AGENDA  
MUNICIPAL COUNCIL  
COMBINED MEETING  
Wednesday, November 28, 2018  
6:00 p.m.**

1. Call to Order and Pledge of Allegiance.
2. Roll Call.
3. Adequate Notice of this meeting as required by the Open Public Meetings Act of 1975, has been provided by an Annual Notice sent to The Home News Tribune, The Star Ledger and the Sentinel on December 9, 2017 and posted in the Main Lobby of the Municipal Complex on the same date.
4. **REVIEW OF MINUTES:**
  - a. Worksession Meeting of October 22, 2018
  - b. Combined Meeting of November 8, 2018
5. **REPORTS FROM ALL COUNCIL COMMITTEES:**
6. **POINTS OF LIGHT**
7. **FROM THE BUSINESS ADMINISTRATOR:**
  - a. Resolution authorizing development and submission of the 2018 EDPW EDR 14 Parks 2019 NJDEP Green Acre Grant program (Resolution R.661-112018)
  - b. Resolution authorizing development and submission of the 2019 Sustainable Jersey Grants Program funded by PSE & G Foundation, for an award amount not to exceed \$20,000.00 (Resolution R.662-112018)
  - c. Resolution authorizing a Professional Services Contract for Veterinary Services/Clinic (3 vendors – not to exceed \$217,500.00) (Resolutions R.677-112018 thru R.679-112018)
8. **FROM THE DEPARTMENT OF FINANCE:**
  - a. Report of Disbursements through November 21, 2018 (Resolution R.658-112018)
  - b. Resolution authorizing refund in the amount of \$88,807.77 for redemption of tax sale certificates (Resolution R.659-112018)
  - c. Resolution authorizing refund for tax overpayments (Resolution R.660-112018)
9. **FROM THE DEPARTMENT OF HEALTH:**
  - a. Resolution authorizing the Development and Submission of 2018 EDHHS EMA SYP 2019 Macy's Foundation Grant. (Resolution R.663-112018)
10. **FROM THE DEPARTMENT OF LAW:**
  - a. An Ordinance vacating Harley Road in the Township pursuant to *N.J.S.A. 40:67-1, et seq.*(Ordinance O.2033-2018)

- b. An Ordinance authorizing acceptance of the dedication of Villa Drive in the Township pursuant to *N.J.S.A. 40:67-1, et seq.*(Ordinance O.2034-2018)
  - c. An Ordinance amending the Township Coded as to the imposition of Trunk Connection Fees (Ordinance O.2035-2018)
11. **FROM THE DEPARTMENT OF PLANNING AND ENGINEERING:**
- a. Resolution returning of Engineering Inspection Fees (Resolution R.670-112018)
  - b. Resolution returning of a Tree Maintenance Bond (Resolution R.671-112018)
12. **FROM THE DEPARTMENT OF PUBLIC WORKS:**
- a. Resolution releasing of Street Opening Escrow (Resolution R.666-112018)
  - b. A Resolution authorizing the Township's entering into a three (3) year Solid Waste Disposal Agreement with the Middlesex County Utilities Authority (Resolution R.667-112018)
  - c. Resolution Awarding Contract/Purchase Order for the purchase of Wausau Snow Plow Parts (Resolution R.668-112018)
  - d. Resolution rescinding a Contract to David Weber Oil Co. for the furnishing of Lubricants, Fluids and Antifreeze. (Resolution R.680-112018)
  - e. Resolutions amending Resolution R.577-102018 Awarding of Contracts for the furnishing of Lubricants, Fluids, and Antifreeze (3 – Vendors - not to exceed \$65,000.00) (Resolution R.681-112018 thru R.683-112018)
13. **FROM THE DEPARTMENT OF RECREATION:**
- a. Resolution authorizing a reimbursement for the Recreation Trip (Resolution R.669-112018)
14. **FROM THE CHIEF OF FIRE:**
- a. Resolution Awarding Contract/Purchase Order for Purchase of one (1) 2019 Ford F-250x2B 4x4 SD Super Cab Truck in the amount of \$31,313.00 (Resolution R.672-112018)
15. **FROM THE CHIEF OF POLICE:**
- a. Resolution Awarding Contract/Purchase Order for Two (2) Panasonic Premium Keyboards and (10) Panasonic Toughbooks and warranties to outfit new Police Vehicles (\$33,230.00) (Resolution R.673-112018)
  - b. Resolution Awarding Contract/Purchase Order for the purchase of Sixty (60) Panasonic Notebook Batteries (\$7,800.00) (Resolution R.674-112018)
  - c. Resolution awarding Contract/Purchase Order for Nine (9) Armor Express Razor IIIA Body ArmourVest and one hundred seventy nine (179) carriers with patches. (\$62,160.75) (Resolution R.675-112018)
16. **FROM THE TOWNSHIP CLERK:**
- a. Resolution approving of the 2019 Meeting Schedule (Resolution R.676-112018)
17. **FROM THE COUNCIL MEMBER TO THE PLANNING BOARD:**

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

**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.**

19. **COMMUNICATIONS:**

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

20. **DISCUSSION ITEMS:**

**Council President Patil**

a.        Resolution of Recognition – Mr. H.R. Shah

**Councilmember Coyle**

a.        None

**Councilmember Diehl**

a.        None

**Councilmember Gomez**

a.        None

**Councilmember Joshi**

a.        Resolution of Recognition for JP Stevens High School Girls Volleyball

**Councilmember Lombardi**

a.        None

**Councilmember Sendelsky**

a.        None

21. **APPROVAL OF MINUTES:**

a.        Worksession Meeting of October 22, 2018

b.        Combined Meeting of November 8, 2018

22. **COUNCIL PRESIDENT'S REMARKS:**

23. **RESOLUTIONS OF RECOGNITION:**

Resolution R.656-112018 – J.P. Stevens High School Girls Volleyball  
Resolution R.657-112018 – Padma Shri Awardee Mr. H.R. Shah

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

**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.

25. **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.*

**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.*

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

26. **PUBLIC COMMENT ON THE RESOLUTIONS**

27. **PROPOSED RESOLUTIONS**

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

**Consent Agenda**

- R.658-112018 Resolution approving disbursements for the period ending November 20, 2018.
- R.659-112018 Resolution authorizing refund in the amount of \$88,807.77 for redemption of tax sale certificates.
- R.660-112018 Resolution authorizing refund of tax overpayments, totaling \$108,617.13.
- R.661-112018 Resolution authorizing development and submission of the 2018 EDPW EDR 14 Parks 2019 NJDEP Green Acre Grant program.
- R.662-112018 Resolution authorizing development and submission of the 2019 Sustainable Jersey Grants Program funded by PSE & G Foundation, for an award amount not to exceed \$20,000.00.
- R.663-112018 Resolution authorizing the Development and Submission of 2018 EDHHS EMA SYP 2019 Macy's Foundation Grant.
- R.664-112018 Resolution amending Resolution R.577-102018 Awarding of Contract for the furnishing of Lubricants, Fluids, and Antifreeze to Bi-Lo Industries in an amount not to exceed \$30,000.00.
- R.665-112018 Resolution amending Resolution R.577-102018 Awarding of Contract for the furnishing of Lubricants, Fluids, and Antifreeze to Grade A. Petroleum Corp. in an amount not to exceed \$20,000.00.
- R.666-112018 Resolution to release Street Opening Escrow for Permit DEBV-0021, Blk. 661, Lot 12.01, in the amount of \$2,000.00.
- R.667-112018 Resolution authorizing the Township's entering into a three (3) year Solid Waste Disposal Agreement with the Middlesex County Utilities Authority.
- R.668-112018 Resolution Awarding Contract/Purchase Order for the purchase of Wausau Snow Plow Parts to Trius, Inc. in the amount not to exceed \$15,000.00.
- R.669-112018 Resolution authorizing a reimbursement for the Recreation Trip to Christine Meo in the amount of \$100.00.
- R.670-112018 R.670-112018 Resolution returning of Engineering Inspection Fees for Application #P56-07/08 located at Blk. 390D, Lot 14, acct. #7760295977 to BPG Hotel XXIII, LLC in the amount of \$3,174.72.
- R.671-112018 Resolution returning of Tree Bond for Block 425, Lot 2, 19 Pavlocak in the amount of \$1,425.00, Acct. #7763328779.
- R.672-112018 Resolution awarding contract/Purchase Order to Beyer Ford LLC for the Purchase of one (1) 2019 Ford F-250x2B 4x4 SD Super Cab Truck in the amount of \$31,313.00.
- R.673-112018 Resolution Awarding Contract/Purchase Order to CDW-Government for Two (2) Panasonic Premium Keyboards and (10) Panasonic Toughbooks and warranties to outfit new Police Vehicles in the amount of \$33,230.00.
- R.674-112018 Resolution Awarding Contract/Purchase Order to CDW-Government for the purchase of Sixty (60) Panasonic Notebook Batteries in the amount of \$7,800.00.
- R.675-112018 Resolution awarding Contract/Purchase Order to Lanigan Associates, Inc. for Nine (9) Armor Express Razor IIIA Body Armour Vest and one hundred seventy nine (179) carriers with patches in the amount of \$62,160.75.
- R.676-112018 Resolution approving of the 2019 Meeting Schedule

- R.677-112018 Resolution authorizing a Professional Services Contract for Veterinary Services/Clinic to People for Animals in an amount not to exceed \$82,500.00.
- R.678-112018 Resolution authorizing a Professional Services Contract for Veterinary Services/Clinic to Sayrebrook Veterinary Hospital in an amount not to exceed \$120,000.00.
- R.679-112018 Resolution authorizing a Professional Services Contract for Veterinary Services/Clinic to Garden State in an amount not to exceed \$15,000.00.
- R.680-112018 Resolution rescinding contract to David Weber Oil Co. for the furnishing of Lubricants, fluids and antifreeze.
- R.681-112018 Resolution amending Resolution R.577-102018 Awarding of Contract for the furnishing of Lubricants, Fluids, and Antifreeze to Lubernet, LLC in an amount not to exceed \$15,000.00

28. **COMMUNICATIONS:**

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

29. **ORAL PETITIONS AND REMARKS**

30. **ADJOURNMENT**

**ORDINANCE O.2032-2018**

**EXPLANATION: 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.**

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

**WHEREAS**, Edison Shopping Center has filed a written consent in accordance with *N.J.S.A. 39:5A-1* with the Township asking that the provisions of Subtitle 1 of Title 39 of the Revised Statutes of New Jersey be made applicable to the driveways and parking lots at the Edison Shopping Center, located at 2303 Woodbridge Avenue in the Township (the "**Property**"); and

**WHEREAS**, application of Subtitle 1 of Title 39 of the Revised Statutes of New Jersey would empower the Edison Police Department and other law enforcement agencies to enforce the provisions of this statute including, but not limited to, the following:

- a. Tractor trailers not conducting business at the Edison Shopping Center shall not be permitted to park or idle at the Edison Shopping Center, whether during business hours or otherwise.
- b. Parking of any type of vehicle shall be permitted in designated locations and only for customers, employees and other invitees of the Edison Shopping Center.
- c. Appropriate signs, posts or other necessary materials shall be erected by the owner of the property and shall be paid for by the owner.
- d. All signage shall conform to the current Manual on Uniform Traffic Control Devices pursuant to *N.J.S.A. 39:4-198* and *N.J.S.A. 39:4-183.27*.

**WHEREAS**, a site plan of the Property, as required by the New Jersey Department of Transportation, has been received by the Township; and

**WHEREAS**, the Municipal Council of the Township (the "**Municipal Council**") deems that enforcement of traffic regulations on the aforesaid property will benefit all of the citizens of the Township.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Edison Police Department and other law enforcement agencies having jurisdiction are hereby empowered to enforce the provisions of Subtitle 1 of Title 39 of the Revised Statutes of New Jersey including, but not limited to, the following:

a. Tractor trailers not conducting business at the Edison Shopping Center shall not be permitted to park or idle at the Edison Shopping Center, whether during business hours or otherwise.

b. Parking of any type of vehicle shall be permitted in designated locations and only for customers, employees and other invitees of the Edison Shopping Center.

c. Appropriate signs, posts or other necessary materials shall be erected by the owner of the property and shall be paid for by the owner.

d. All signage shall conform to the current Manual on Uniform Traffic Control Devices pursuant to *N.J.S.A. 39:4-198* and *N.J.S.A. 39:4-183.27*.

3. All Ordinances of the Township of Edison that are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

4. If any section, subsection, sentence, clause or phrase of this Ordinance is declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

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

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





**ORDINANCE O.2033-2018**

**EXPLANATION: An Ordinance vacating Harley Road in the Township pursuant to N.J.S.A. 40:67-1, et seq.**

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

**WHEREAS**, pursuant to *N.J.S.A. 40:67-1, et seq.*, the Municipal Council of the Township (the “**Municipal Council**”) may, by ordinance, vacate, release and extinguish the public’s rights in any portion of a public street, highway, lane or alley, and any portion of a property dedicated as a public street, where the public interest will be better served by releasing those lands or any part thereof from such dedication; and

**WHEREAS**, Harley Road is a public right of way in the Township extending from Montview Road, and is more fully described in the Description of Vacation attached hereto as **Exhibit A**; and

**WHEREAS**, the Township has determined that vacation of Harley Road would be in the best interests of the community provided, that, all rights and privileges possessed by public utilities, as defined in *N.J.S.A. 48:2-13*, and by any cable television company, as defined in the Cable Television Act, *N.J.S.A. 48:5A-1, et seq.*, to maintain, repair and replace their existing facilities in, adjacent to, over or under the street to be vacated, are expressly reserved and excepted from the vacation.

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

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

2. In accordance with the provisions of *N.J.S.A. 40:67-1, et seq.*, the Municipal Council hereby vacates Harley Road and releases such property from the dedication of the land for a public street and extinguishes the public right arising from such dedication; provided however, that all rights and privileges possessed by public utilities, as defined in *N.J.S.A. 48:2-13*, and by any cable television company, as defined in the Cable Television Act, *N.J.S.A. 48:5A-1, et seq.*, to maintain, repair and replace their existing facilities in, adjacent to, over or under the street to be vacated, are expressly reserved and excepted from the vacation.

3. The introduction of this Ordinance shall be advertised pursuant to *N.J.S.A. 40:49-2*; provided, however, that notice as to introduction and public hearing shall be made, pursuant to *N.J.S.A. 40:49-6*, at least ten (10) days prior to the public hearing and adoption hereof.

4. Notice of the introduction of this Ordinance and the time and place when and where this Ordinance will be further considered for public hearing and final passage, including a copy of this Ordinance, shall be mailed to every person whose lands may be affected by this Ordinance, so far as same may be ascertained, directed to the last known post-office address, in accordance with the provisions of *N.J.S.A. 40:49-6*.

5. Within 60 days after adoption of this Ordinance, the Township Clerk shall cause this Ordinance, certified under the seal of the Township, to be filed in the office wherein conveyances of lands are recorded in the County of Middlesex.

6. This Ordinance shall take effect as provided by law.

## ORDINANCE O.2034-2018

**EXPLANATION: An Ordinance authorizing acceptance of the dedication of Villa Drive in the Township pursuant to *N.J.S.A. 40:67-1, et seq.***

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

**WHEREAS**, pursuant to *N.J.S.A. 40:67-1(a)*, the Township may make, amend, repeal and enforce ordinances ascertaining and establishing the boundaries of all streets; and

**WHEREAS**, pursuant to *N.J.S.A. 40:67-1(b)*, the Township is authorized to accept the dedication of streets; and

**WHEREAS**, the Township wishes to accept the dedication for roadway purposes a portion of the property currently owned by RMG Properties, LLC, located adjacent to Block 412, Lot 5.05 on the official tax maps of the Township, commonly known as Villa Drive, as further set forth in Exhibit A herein and made a part hereof; and

**WHEREAS**, pursuant to *N.J.S.A. 40:67-2*, a copy of any ordinance accepting the dedication of any street or portion thereof, with a map showing the location, bounds and dimensions thereof, shall be filed in the office where the conveyance of lands are recorded in the county in which the municipality is situated; and

**WHEREAS**, the Township wishes to accept the right-of-way dedication subject to review and approval of the right-of-way dedication by the Township Engineer.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. Subject to the review and approval by the Township Engineer, the Township accepts the dedication of Villa Drive, as further set forth in Exhibit A, including all utilities and improvements installed therein, as part of the public road system of the Township.
3. The Township Engineer is authorized to inspect the subject roadway and to determine whether the roadway is constructed in conformance with all applicable Township regulations.
4. The Mayor and Township Clerk are hereby authorized to execute and deliver any document and, together with the Township’s officials and consultants, to take any and all necessary steps as would be reasonable or necessary to effectuate said acceptance and to effectuate the purposes of this Ordinance.

5. The introduction of this Ordinance shall be advertised pursuant to *N.J.S.A. 40:49-2*; provided, however, that notice as to introduction and public hearing shall be made, pursuant to *N.J.S.A. 40:49-6*, at least ten (10) days prior to the public hearing and adoption hereof.

6. Notice of the introduction of this Ordinance and the time and place when and where this Ordinance will be further considered for public hearing and final passage, including a copy of this Ordinance, shall be mailed to every person whose lands may be affected by this Ordinance, so far as same may be ascertained, directed to the last known post-office address, in accordance with the provisions of *N.J.S.A. 40:49-6*.

7. Within sixty (60) days after adoption of this Ordinance, the Township Clerk shall cause this Ordinance, certified by her, under the seal of the municipality to be filed in the office wherein conveyances of lands are recorded in the County of Middlesex.

8. This Ordinance shall take effect as provided by law.



## ORDINANCE O.2035-2018

**EXPLANATION: An Ordinance amending the Township Code Chapter 27-9 “Connection Charges and Regulations,” to incorporate changes to the Sanitary Sewer Connection charges for residential users.**

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

**WHEREAS**, the Township Code of General Ordinances (the “**Code**”) currently sets forth regulations for Sanitary Sewer Connection charges (the “**Municipal Council**”); and

**WHEREAS**, the Township desires to amend Chapter 27-9 of the Code, entitled “Connection Charges and Regulations,” to reflect revisions to these charges for residential users; and

**WHEREAS**, the Municipal Council of the Township (“**Municipal Council**”) has determined to amend Chapter 27-9 of the Code to read as follows (additions are underlined and deletions are in [brackets]):

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

### **27-9 CONNECTION CHARGES AND REGULATIONS.**

#### **27-9.1 Connection Charges Established.**

A sanitary sewer system connection charge is established in order that the aforementioned purposes and objectives are implemented.

#### **27-9.2 Regulations for Sanitary Sewer System Connection Charge; Charges.**

a. *General.*

1. The sanitary sewer system connection charge shall consist of a trunk system connection charge and a collector system connection charge determined as follows:

(a) The trunk system connection charge shall be based on the cost of providing trunk sewer facilities, including secondary trunks, pump stations and force mains, to areas of the Township requiring new or expanded sanitary sewer facilities as determined by the Township Engineer. Allocation of the total cost of providing trunk sewer facilities among individual users connecting to the system will be based on the ratio of the individual user's peak discharge rate to the peak design capacity of the trunk system. Peak flow rates and design capacities will be based on the Township Division of Engineering sanitary sewer design criteria.

(b) The collector system connection charge will be based on the estimated cost of providing collector sewers to an average residential dwelling unit as determined by the Township Engineer. The collector system connection charge for nonresidential users will be based on the front footage of the applicant's property, except in cases where the Township Engineer determines that the use of front footage is not reasonable. In such cases, the Township Engineer shall determine the proper connection charge; provided, however, that in no case shall a collector system connection charge be less than the minimum stipulated in paragraph c. Any user connecting to a combined trunk-collector sewer facility as defined hereinafter shall be liable for both the trunk and collector sewer connection charges.

2. Definitions. As used in this section:

*Collector sewer system* means gravity sewers, within a specific area, used to collect sewage from service laterals of individual users and transport said sewerage to trunk sewer facilities.

*Combined trunk-collector sewer facilities* means any sewer facility that is utilized for both trunk system purposes and collector system purposes, that is, any facility that both collects sewage from individual service laterals and also transports sewage from other definable collector systems to treatment facilities.

*Trunk sewer system* means gravity sewers, pumping stations and force mains used for the transportation of sewerage from collection systems, as defined herein, to treatment facilities.

3. Trunk system and collector system connection charges will be payable on the following basis:

(a) Any property which has been assessed for sanitary sewer in the past will be exempt from the connection charges.

(b) Applicants for connection to the sanitary sewer system for residential dwelling units and commercial/industrial buildings in existence on the date the connection charges are established are exempted from the trunk system connection charge on the basis that their owners have been contributing to the cost of the sewer system through taxes on an improved property without having the benefit of using the sanitary sewer system.

(c) [ Applicants for connection to the sanitary sewer system for new residential dwelling units, commercial/industrial buildings and other nonresidential structures where a developer or builder constructs collector sewers shall pay only the trunk system connection charge.]

[ (d)] Applicants for connection to the sanitary sewer system for residential dwelling units, commercial/industrial buildings or other nonresidential structures where the Township constructs or has constructed collector sewers shall pay trunk system and collector system connection charges.



~~[(e)]~~ (d) Applicants for connection to the sanitary sewer system who have applied for a construction permit or land subdivision before the effective date of these regulations are exempt from the connection charges.

~~[(f)]~~ (e) Applicants for connection to the sanitary sewer system who are required to pay the trunk system connection charge and who construct, at their own expense, a portion of the trunk system shall receive a reduction in their trunk system connection charge equal to the value of the facilities they construct, provided that the facilities are generally in accordance with the Township's overall sanitary sewer plan in effect on the date connection application is made. Determination of whether such facilities are in accordance with the Township's overall sanitary sewer plan and the value of such facilities shall be made by the Township Engineer. If, in the event that the value of the trunk system facilities constructed by the applicant exceeds the total trunk system connection charge for which the applicant would be liable, no trunk system charge will be payable. However, in such a case, the Township will not pay the applicant the cost of constructing trunk system facilities in excess of the trunk system connection charge that would have been payable. Any trunk system facilities constructed under this section shall be constructed in accordance with Township standards and requirements, and the facilities shall become the property of the Township upon final acceptance by the Township. The applicant shall be responsible for the proper operation and maintenance of the facilities until final acceptance is granted.

4. Construction of trunk sewer facilities by the Township or by private individuals under the authority of the Township as described above in paragraph a,3(f) shall be at the sole discretion of the Township. The Township shall not be obligated to construct or allow construction of trunk sewer facilities when it is not deemed to be in the best interest of the Township.

b. *Application Procedures.*

1. No connection to the sanitary sewer system shall be made unless proper application has been made on the prescribed application forms and the application has been approved and the required fees paid. It shall be the applicant's responsibility to comply with the detailed application procedures contained on the application form.

2. The Township shall have the right to deny any application for connection to the sewer system that is not deemed to be in the best interests of the Township.

c. *Sanitary Sewer System Connection Charges.*

1. Trunk System Connection Charges.

(a) Residential dwelling units, including single-family detached units, multiple-family units, townhouses, condominiums and other permanent residential dwelling units: eight hundred forty (\$840.00) dollars per individual unit.

(b) All commercial, light or restricted industrial properties: three thousand seven hundred twenty (\$3,720.00) dollars per gross acre.

(c) All other nonresidential buildings, structures or facilities: estimated peak discharge rate, in gallons per minute (GPM), as determined by the Township Engineer, times one thousand three hundred eighty (\$1,380.00) dollars per GPM.

(d) Minimum trunk system connection charge: eight hundred forty (\$840.00) dollars.

(e) The provisions of this section notwithstanding, the Municipal Council may reduce by fifty (50%) percent the fee to be imposed by this section for the connection to the sewer system of any commercial or industrial building or structure which is located within a designated "area in need of rehabilitation and development" in accordance with this Code and which is subject to a tax abatement agreement with the Township and N.J.S.A. 40A:21-1 et seq. "The Five Year Exemption and Abatement Law."

## 2. Collection System Connection Charges.

(a) Residential dwelling units, including single-family detached units, multiple-family units, townhouses, condominiums and other permanent residential dwelling units: two thousand one hundred (\$2,100.00) dollars per individual unit.

(b) All nonresidential buildings, structures or facilities: twenty-one (\$21.00) dollars per front footage of the applicant's property, except as provided for in paragraph a,1.

(c) Minimum collection system connection charge: two thousand one hundred (\$2,100.00) dollars.

d. *Applicability.* These regulations only pertain to sanitary sewer system connection charges. Any applicant for connection to the Township sanitary sewer system must also comply with all other ordinances and regulations pertaining to the sanitary sewer system, including but not limited to sewer use, user charges, prohibited wastes, industrial pretreatment, applicable design and construction codes and any applicable Federal and/or State laws and regulations.

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

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

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

2. The Municipal Council hereby amends Chapter 27-9 of the Code, entitled "Township Council" to read as follows:

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

## **27-9 CONNECTION CHARGES AND REGULATIONS.**

### **27-9.1 Connection Charges Established.**

A sanitary sewer system connection charge is established in order that the aforementioned purposes and objectives are implemented.

### **27-9.2 Regulations for Sanitary Sewer System Connection Charge; Charges.**

#### *a. General.*

1. The sanitary sewer system connection charge shall consist of a trunk system connection charge and a collector system connection charge determined as follows:

(a) The trunk system connection charge shall be based on the cost of providing trunk sewer facilities, including secondary trunks, pump stations and force mains, to areas of the Township requiring new or expanded sanitary sewer facilities as determined by the Township Engineer. Allocation of the total cost of providing trunk sewer facilities among individual users connecting to the system will be based on the ratio of the individual user's peak discharge rate to the peak design capacity of the trunk system. Peak flow rates and design capacities will be based on the Township Division of Engineering sanitary sewer design criteria.

(b) The collector system connection charge will be based on the estimated cost of providing collector sewers to an average residential dwelling unit as determined by the Township Engineer. The collector system connection charge for nonresidential users will be based on the front footage of the applicant's property, except in cases where the Township Engineer determines that the use of front footage is not reasonable. In such cases, the Township Engineer shall determine the proper connection charge; provided, however, that in no case shall a collector system connection charge be less than the minimum stipulated in paragraph c. Any user connecting to a combined trunk-collector sewer facility as defined hereinafter shall be liable for both the trunk and collector sewer connection charges.

2. Definitions. As used in this section:

*Collector sewer system* means gravity sewers, within a specific area, used to collect sewage from service laterals of individual users and transport said sewerage to trunk sewer facilities.

*Combined trunk-collector sewer facilities* means any sewer facility that is utilized for both trunk system purposes and collector system purposes, that is, any facility that both collects sewage from individual service laterals and also transports sewage from other definable collector systems to treatment facilities.

*Trunk sewer system* means gravity sewers, pumping stations and force mains used for the transportation of sewerage from collection systems, as defined herein, to treatment facilities.

3. Trunk system and collector system connection charges will be payable on the following basis:

(a) Any property which has been assessed for sanitary sewer in the past will be exempt from the connection charges.

(b) Applicants for connection to the sanitary sewer system for residential dwelling units and commercial/industrial buildings in existence on the date the connection charges are established are exempted from the trunk system connection charge on the basis that their owners have been contributing to the cost of the sewer system through taxes on an improved property without having the benefit of using the sanitary sewer system.

(c) Applicants for connection to the sanitary sewer system for residential dwelling units, commercial/industrial buildings or other nonresidential structures where the Township constructs or has constructed collector sewers shall pay trunk system and collector system connection charges.

(d) Applicants for connection to the sanitary sewer system who have applied for a construction permit or land subdivision before the effective date of these regulations are exempt from the connection charges.

(e) Applicants for connection to the sanitary sewer system who are required to pay the trunk system connection charge and who construct, at their own expense, a portion of the trunk system shall receive a reduction in their trunk system connection charge equal to the value of the facilities they construct, provided that the facilities are generally in accordance with the Township's overall sanitary sewer plan in effect on the date connection application is made. Determination of whether such facilities are in accordance with the Township's overall sanitary sewer plan and the value of such facilities shall be made by the Township Engineer. If, in the event that the value of the trunk system facilities constructed by the applicant exceeds the total trunk system connection charge for which the applicant would be liable, no trunk system charge will be payable. However, in such a case, the Township will not pay the applicant the cost of constructing trunk system facilities in excess of the trunk system connection charge that would have been payable. Any trunk system facilities constructed under this section shall be constructed in accordance with Township standards and requirements, and the facilities shall become the property of the Township upon final acceptance by the Township. The applicant shall be responsible for the proper operation and maintenance of the facilities until final acceptance is granted.

4. Construction of trunk sewer facilities by the Township or by private individuals under the authority of the Township as described above in paragraph a,3(f) shall be at the sole discretion of the Township. The Township shall not be obligated to construct or allow construction of trunk sewer facilities when it is not deemed to be in the best interest of the Township.

b. *Application Procedures.*

1. No connection to the sanitary sewer system shall be made unless proper application has been made on the prescribed application forms and the application has been approved and the required fees paid. It shall be the applicant's responsibility to comply with the detailed application procedures contained on the application form.

2. The Township shall have the right to deny any application for connection to the sewer system that is not deemed to be in the best interests of the Township.

c. *Sanitary Sewer System Connection Charges.*

1. Trunk System Connection Charges.

(a) Residential dwelling units, including single-family detached units, multiple-family units, townhouses, condominiums and other permanent residential dwelling units: eight hundred forty (\$840.00) dollars per individual unit.

(b) All commercial, light or restricted industrial properties: three thousand seven hundred twenty (\$3,720.00) dollars per gross acre.

(c) All other nonresidential buildings, structures or facilities: estimated peak discharge rate, in gallons per minute (GPM), as determined by the Township Engineer, times one thousand three hundred eighty (\$1,380.00) dollars per GPM.

(d) Minimum trunk system connection charge: eight hundred forty (\$840.00) dollars.

(e) The provisions of this section notwithstanding, the Municipal Council may reduce by fifty (50%) percent the fee to be imposed by this section for the connection to the sewer system of any commercial or industrial building or structure which is located within a designated "area in need of rehabilitation and development" in accordance with this Code and which is subject to a tax abatement agreement with the Township and N.J.S.A. 40A:21-1 et seq. "The Five Year Exemption and Abatement Law."

2. Collection System Connection Charges.

(a) Residential dwelling units, including single-family detached units, multiple-family units, townhouses, condominiums and other permanent residential dwelling units: two thousand one hundred (\$2,100.00) dollars per individual unit.

(b) All nonresidential buildings, structures or facilities: twenty-one (\$21.00) dollars per front footage of the applicant's property, except as provided for in paragraph a,1.

(c) Minimum collection system connection charge: two thousand one hundred (\$2,100.00) dollars.

d. *Applicability.* These regulations only pertain to sanitary sewer system connection charges. Any applicant for connection to the Township sanitary sewer system must also comply with all other ordinances and regulations pertaining to the sanitary sewer system, including but

not limited to sewer use, user charges, prohibited wastes, industrial pretreatment, applicable design and construction codes and any applicable Federal and/or State laws and regulations.

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

3. It is the intent of the Municipal Council to incorporate the additions, amendments and/or supplements contained in this Ordinance into the Code. All of the remaining provisions in Chapter 27 of the Code shall remain unchanged and have full force and legal effect.

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

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

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

**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.

<b>FUND</b>	<b>AMOUNT</b>
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 AWARDING 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.

**RESOLUTION 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

**RESOLUION R.672-112018**

**RESOLUTION AWARDING 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.

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**.

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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**.

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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**.

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Nicholas C. Fargo  
Chief Financial Officer

**RESOLUTION R.676-112018**

**MUNICIPAL COUNCIL  
OF THE TOWNSHIP OF EDISON**

**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 21

**MONDAY**, October 7

(To be combined with Worksession starting at 6:00pm)

Wednesday, October 23

**November**

**THURSDAY**, November 7

**WEDNESDAY**, November 20

(To be combined with Regular Meeting starting at 6:00pm)

**THURSDAY**, November 7

(To be combined with Worksession starting at 6:00pm)

Wednesday, November 20

**December**

Monday, December 9

**THURSDAY**, December 23

(To be combined with Regular Meeting starting at 6:00 pm)

Wednesday, December 11

**THURSDAY**, 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:

5. 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.
6. This contract is awarded pursuant to N.J.S.A. 40A:11-5 and 19:44A-20.5 et. seq, and without competitive bidding.
7. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.
8. The Township Clerk shall advertise notice of this action in a legal newspaper pursuant to N.J.S.A. 40A:11-1, et seq. and in compliance with the Local Public Contracts Law guidelines.

**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:

9. 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.
10. This contract is awarded pursuant to N.J.S.A. 40A:11-5 and 19:44A-20.5 et. seq, and without competitive bidding.
11. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.
12. 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:

13. 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.
14. This contract is awarded pursuant to N.J.S.A. 40A:11-5 and 19:44A-20.5 et. seq, and without competitive bidding.
15. 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 AWARDED 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.

