

**MINUTES OF
MUNICIPAL COUNCIL
WORKSESSION AND REGULAR MEETING
November 7, 2016**

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 6:07p.m. by Council President Lombardi , followed by the Pledge of Allegiance.

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

Councilmember Diehl was absent.

Also present were Township Clerk Russomanno, Deputy Township Clerk McCray, Township Attorney Northgrave, Business Administrator Ruane, Township Engineer Kataryniak, Assistant Public Works Director Russomanno, Health Director Elliott, Recreation Director Halliwell, Police Captain Kelly, Fire Chief Latham and Cameraman Cologna.

The Township Clerk advised that adequate notice of this meeting, as required by the Open Public Meetings Act of 1975, has been provided by an Annual Notice sent to The Home News Tribune, The Star Ledger and the Sentinel on December 12, 2015 and posted in the Main Lobby of the Municipal Complex on the same date.

4. REVIEW MINUTES:

a. through e. Accepted as submitted.

5. REPORTS FROM ALL COUNCIL COMMITTEES:

6. POINTS OF LIGHT:

Council President Lombardi tomorrow is Election Day, Polls open at 6:00am and close at 8:00pm. Happy Birthday to Councilmember Shah and Councilmember Sendelsky their Birthdays were November 2nd. He also announced the schedule for Veterans Day Services on Friday, November 11, 2016.

Councilmember Sendelsky reported the Electronic Recycling program was a huge success we had over One Thousand cars. Also there were a lot of families participating in the Edison Tower of Terror, it was a great family day. He announced there will be a Tree Lighting on December 8th at the Edison Tower.

Councilmember Coyle thanked the Neighborhood Preservation committee and everyone who participated this past weekend for Amboy Avenue Clean up.

Councilmember Gomez thanked Councilmember Coyle for the fantastic job he did with getting donations for the beautification project for Clara Barton.

7. FROM THE BUSINESS ADMINISTRATOR:

a. and b. No comments were made.

c. Councilmember Patil asked why can't we plan at the beginning of the year and do one resolution to cover this.

Ms. Ruane said she can work on that.

d. and e. No comments were made.

g. Councilmember Patil also asked if this can be done once a year.

8. FROM THE DEPARTMENT OF FINANCE:

a. and b. No comments were made

c. Council President Lombardi asked Ms. Ruane to explain the Dedications by Rider.

Ms. Ruane, after adoption of the budget we need authorization to spend it is referred as Chapter 159.

d. and e. No comments were made.

9. FROM THE DEPARTMENT OF LAW:

a. through c. No comments were made

d. and e. Councilmember Patil asked if this is for the Community Center.

Mr. Northgrave replied no it is for Affordable Housing Project.

10. FROM THE DEPARTMENT OF PLANNING AND ENGINEERING:

a. through c No comments were made.

11. FROM THE PUBLIC WORKS:

a. through d. No comments were made.

12. FROM THE DEPARTMENT OF RECREATION:

a. No comment was made.

13. FROM THE CHIEF OF FIRE:

a. No comment was made.

14. FROM THE CHIEF OF POLICE:

a. and b. No comments were made.

15. FROM THE COUNCIL MEMBER OF THE PLANNING BOARD:

Councilmember Sendelsky reported there will be a Special Meeting on November 9th and the regular meeting will be on November 14th.

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

O.1950-2016 No comments were made.

O.1951-2016 No comments were made.

O.1952-2016 No comments were made.

17. COMMUNICATIONS:

a. None

18. DISCUSSION ITEMS:

Council President Lombardi:

a. Light at Woodland and Oaktree ground breaking scheduled for Spring.

Councilmember Coyle

a. He asked how the Snow Plow routes are split up and how many trucks do we have on the road.

Mr. Russomanno said he will have the information for next meeting.

b. Update on the Edison Wetland at 205 Tyler Road trailer on property.

Ms. Ruane said the trailer has been moved off property.

Councilmember Diehl:

a. Absent

Councilmember Gomez:

a. Finance committee on activity report.

Councilmember Patil:

a. Committees that are listed seem to have a lot of vacancies.

Council President Lombardi said he will look into whether they are Mayor or Council appointments.

b. Speed limit signs on Oak Tree Road.

Mr. Kataryniak will call the county again to check on.

c. Street lights on Wood Avenue.

Mr. Kataryniak, they belong to P.S. E. & G.

Councilmember Sendelsky:

a. He Thanked Denise and her staff along with the EHS Drama Club and Girl Scouts who participated in Halloween event at the Edison Tower.

- b. He thanked Mr. Kataryniak for getting the residents on Harding and Stephenville Parkway compensated from the Water Company.

Councilmember Shah:

- a. Council President Lombardi’s Birthday will be this coming Saturday.
- b. Animal Shelter updates.

Mr. Kataryniak reported the sewer was done through our Department of Public Works. He is working on a bid for the floor and the painting is done.

- c. Update on Zoning Officer position.

Ms. Ruane, we are still collecting application.

- d. Update on the homeowner housing six people.

Mr. Elliot, they were fined \$1,500.00.

19. APPROVAL OF MINUTES:

On a motion made by Councilmember Gomez, seconded by Councilmember Sendelsky, and duly carried, the Minutes of the Reorganization Meeting of January 6, 2016, Regular Meeting of April 13,2016, and October 26, 2016, Worksession Meeting of May 9, 2016 and October 24, 2016 were accepted as submitted.

20. COUNCIL PRESIDENT’S REMARKS:

Council President Lombardi didn’t have any additional remarks all said in Points of Light.

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

The following Ordinances, which were introduced by Title on October 26, 2016. passed on first reading, published according to law for further consideration at this meeting, were read by the Township Clerk:

O.1950-2016 ORDINANCE AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION IN THE AMOUNT OF \$830,000 FOR CONTRACTUALLY REQUIRED SEVERANCE LIABILITIES IN CONNECTION WITH THE LAYOFF OR RETIREMENT OF TOWNSHIP EMPLOYEES, IN AND BY THE TOWNSHIP OF EDISON, IN THE COUNTY OF MIDDLESEX, NEW JERSEY.

(The above Ordinance O.1950-2016 can be found in its entirety in Ordinance Book .)

Council President Lombardi declared the Public Hearing opened for O.1950-2016

None

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, Gomez, Patil, Sendelsky, Shah and Council President Lombardi

ABSENT: Councilmember Diehl

NAYS - None

O.1951-2016 ORDINANCE AUTHORIZING A MONTH TO MONTH LEASE OF STORAGE OF TOWNSHIP VEHICLES AND EQUIPMENT.

(The above Ordinance O.1951-2016 can be found in its entirety in Ordinance Book .)

Council President Lombardi declared the Public Hearing opened for O.1951-2016

None

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 Shah, the Ordinance was adopted.

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

ABSENT: Councilmember Diehl

NAYS: None

O.1952-2016 AN ORDINANCE AMENDING CHAPTER 37, SUBCHAPTER 66.3 NONCONFORMING USES OF LAND, ADDING A NEW SUBCHAPTER 66.5, NON CONFORMING LOTS, AND RENUMBERING ABANDONMENT OF NONCONFORMING USES OR STRUCTURES TO SUBCHAPTER 66.6 OF THE TOWNSHIP OF EDISON CODE OF GENERAL ORDINANCES.

(The above Ordinance O.1952-2016 can be found in its entirety in Ordinance Book .)

Council President Lombardi declared the Public Hearing opened for O.1952-2016

Walt Shneer, Park Way, What does Non Conforming mean?

Mr. Kataryniak explained a lot that does not have the area, depth or width.

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, Gomez, Patil, Sendelsky, Shah and Council President Lombardi

ABSENT: Councilmember Diehl

NAYS: None

**22. NEW BUSINESS:
PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR MONDAY, NOVEMBER 21, 2016.**

The following Ordinances were introduced by title:

O.1953-2016 AN ORDINANCE AMENDING THE TOWNSHIP CODE TO INCORPORATE CHANGES RESULTING FROM CHANGES MADE TO THE TOWNSHIP'S AFFORDABLE HOUSING ORDINANCE REGARDING INCLUSIONARY ZONING AND AFFORDABLE HOUSING SET ASIDE REQUIREMENT.

On a motion made by Councilmember Shah seconded by Councilmember Sendelsky this Ordinance was passed on first reading and ordered published according to law for further consideration and Public Hearing at the next Regular Meeting of the Township Council to be held on November 21, 2016.

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

ABSENT: Councilmember Diehl

NAYS - None

O.1954-2016 AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 30 "AFFORDABLE HOUSING" OF THE TOWNSHIP OF EDISON CODE OF GENERAL ORDINANCES REGARDING COMPLIANCE WITH THE TOWNSHIP'S AFFORDABLE HOUSING OBLIGATIONS.

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 November 21, 2016.

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

ABSENT - Councilmember Diehl

NAYS - None

PUBLIC COMMENTS AS TO PROPOSED RESOLUTIONS

Council President Lombardi opened the meeting to the public for comments on Proposed Resolutions R.766-112016 through R.800-112016.

Esther Nemitz, 162B Fay Street, Resolution R. 785-112016 please explain.

Ms. Ruane, we will be reducing signs at the Municipal Complex, new signs to direct you in the right direction.

Bruce Diamond, 74 Calvert Avenue, Resolution R.791-112016 is this for a new sweepers.

Ms. Ruane, this is for parts if we need them in an amount not to exceed.

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

The following Resolutions R.766-112016 through R.800-112016 were adopted under the Consent Agenda on a motion made by Councilmember Gomez and seconded by Councilmember Sendelsky.

RESOLUTION R.766-112016

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING NOVEMBER 3, 2016

WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through November 3, 2016.

FUND	AMOUNT
Current	\$24,364,430.74
Affordable Housing	7,106.50
Capital	25,457.49
Cash Performance	0.00
CDBG	20,378.00
Developers Escrow	21,516.59
Dog (Animal Control)	79.80
Federal Forfeited	0.00
Grant Funds	5,297.06

Law Enforcement	0.00
Open Space	0.00
Park Improvements	0.00
Payroll Deduction	500,479.48
Sanitation Fund	373,417.62
Sewer Utility	150,098.04
Tax Sale Redemption	35,173.79
Tree Fund	5,175.00
Tree Planting	6,930.00
Trust	108,634.26
TOTAL	\$25,624,174.37

/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.767-112016

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 **\$129,253.51**.

RESOLUTION R.768-112016

EXPLANATION: RESOLUTION AWARDS A CONTRACT WITH THE COUNTY OF MIDDLESEX FOR HEALTH OFFICER ADMINISTRATION SERVICES

WHEREAS, The Township of Edison is in need of a Health Officer and related for Health Officer services for the calendar year 2016 and

WHEREAS, the County of Middlesex has agreed to provide these services to the Township of Edison; and

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, County of Middlesex, State of New Jersey that, the Township Council hereby approves the attached contract with the County of Middlesex for Health Officer Administration services and hereby authorizes the Mayor, Township Clerk and other necessary staff to execute and deliver said contract and all other necessary documents and undertake all actions reasonably necessary to effectuate the award of this contract and the intent of this Resolution.

CERTIFICATION OF FUNDS

I hereby certify that funds in the amount of \$60,000.00 are available in Account 6-01-27-0330-001-028 of the 2016 Calendar year Budget .

/s/ Nicholas Fargo
Chief Financial Officer

RESOLUTION R.769-112016

**RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR
PARK IMPROVEMENT FUND**

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance; and,

WHEREAS, N.J.S.A. 40A:4-39 allows municipalities to receive Park Improvement Fund revenues by transferring from not more than 30% of the Tree Fund outstanding account balance on the annual basis for the municipality to provide for operating costs to administer this act; and,

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from Park Improvement Fund are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement.

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

1. The governing body does hereby request permission of the Director of Division of Local Government Services to pay expenditures of the Park Improvement fund per N.J.S.A. 40A:4-39.
2. The Clerk of the Township of Edison, County of Middlesex is hereby directed to forward two certified copies of the resolution to the Director of the Division of Local Government Services.

RESOLUTION R.770-112016

**RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR
TAX LIEN FORECLOSURE INTEREST TRUST**

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance; and,

WHEREAS, N.J.S.A. 40A:4-39 allows municipalities to receive of tax lien foreclosure interest by the municipality to provide for operating costs to administer this act; and,

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from the tax lien foreclosure interest trust fund are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement.

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

1. The governing body does hereby request permission of the Director of Division of Local Government Services to pay expenditures of the tax lien foreclosure trust fund per N.J.S.A. 40A:4-39.
2. The Clerk of the Township of Edison, County of Middlesex is hereby directed to forward two certified copies of the resolution to the Director of the Division of Local Government Services.

RESOLUTION R.771-112016

**RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR
EMPLOYEE FLEXIBLE SPENDING ACCOUNT UNDER
IRS CODE SECTION 125 CAFETERIA PLAN**

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance; and,

WHEREAS, N.J.S.A. 40A:4-39 allows municipalities to receive Employee Flexible Spending-Section 125 Funds by the municipality to provide for operating costs to administer this act; and,

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from Employee Flexible Spending –Section 125 Funds are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement.

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

1. The governing body does hereby request permission of the Director of Division of Local Government Services to pay expenditures of Employee Flexible Spending-Section 125 Funds per N.J.S.A. 40A:4-39.
2. The Clerk of the Township of Edison, County of Middlesex is hereby directed to forward two certified copies of the resolution to the Director of the Division of Local Government Services.

RESOLUTION R.772-112016

RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR STREET OPENING FUND

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance; and,

WHEREAS, N.J.S.A. 40A:4-39 allows municipalities to receive street opening deposits for the municipality to provide for operating costs to administer this act; and,

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from street opening deposits are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement.

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

3. The governing body does hereby request permission of the Director of Division of Local Government Services to pay expenditures of street openings per N.J.S.A. 40A:4-39.
4. The Clerk of the Township of Edison, County of Middlesex is hereby directed to forward two certified copies of the resolution to the Director of the Division of Local Government Services.

RESOLUTION R.773-112016

RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR TOWING FUND

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance; and,

WHEREAS, N.J.S.A. 40A:4-39 allows municipalities to receive towing funds for the municipality to provide for operating costs to administer this act; and,

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from towing fund are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement.

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

5. The governing body does hereby request permission of the Director of Division of Local Government Services to pay expenditures of towing fund per N.J.S.A. 40A:4-39.
6. The Clerk of the Township of Edison, County of Middlesex is hereby directed to forward two certified copies of the resolution to the Director of the Division of Local Government Services.

RESOLUTION R.774-112016

RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR TREE FUND

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance; and,

WHEREAS, N.J.S.A. 40A:4-39 allows municipalities to receive Tree Fund as contribution in lieu of replacement trees by the municipality to provide for operating costs to administer this act; and,

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from the Tree Fund are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement.

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

7. The governing body does hereby request permission of the Director of Division of Local Government Services to pay expenditures of the Tree Fund per N.J.S.A. 40A:4-39.
8. The Clerk of the Township of Edison, County of Middlesex is hereby directed to forward two certified copies of the resolution to the Director of the Division of Local Government Services.

RESOLUTION R.775-112016

RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR UNEMPLOYMENT COMPENSATION INSURANCE TRUST FUND

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance; and,

WHEREAS, N.J.S.A. 40A:4-39 allows municipalities to receive of unemployment compensation insurance by the municipality to provide for operating costs to administer this act; and,

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from the unemployment compensation insurance are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement.

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

- 9. The governing body does hereby request permission of the Director of Division of Local Government Services to pay expenditures of the unemployment compensation insurance Per N.J.S.A. 40A:4-39.
- 10. The Clerk of the Township of Edison, County of Middlesex is hereby directed to forward two certified copies of the resolution to the Director of the Division of Local Government Services.

RESOLUTION R.776-112016

RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR FIRE FINES

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance; and,

WHEREAS, N.J.S.A. 40A:4-39 allows municipalities to receive fire fines for the municipality to provide for operating costs to administer this act; and,

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from fire fines are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement.

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

- 1. The governing body does hereby request permission of the Director of Division of Local Government Services to pay expenditures of fire fines per N.J.S.A. 40A:4-39.
- 2. The Clerk of the Township of Edison, County of Middlesex is hereby directed to forward two certified copies of the resolution to the Director of the Division of Local Government Services.

RESOLUTION R.777-112016

RESOLUTION AUTHORIZING A REIMBURSEMENT TO EWELINA RAHMAN FOR THE KARATE PROGRAM

WHEREAS Ewelina made payment in the amount of \$60.00 for her children Camellia Rahman and Ramy Rahman’s participation in the Fall Karate Program at the Stelton Community Center; and

WHEREAS the children were removed from the program before they started.

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 \$60.00 to Ewelina, 13 Heathcote Ave., Edison, NJ 08817, which represents the amount for the Karate Program for two children.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$60.00 are available in Account #6-01-55-0291-000-000.

RESOLUTION R. 778-112016

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 STO0000218, to the following:

Permit Number:	20081
Opening Location:	410 Silver Lake Avenue
Block/Lot:	366/25.A3
Applicant's Name & Address:	Kleinfelder
	3 AAA Drive, First Floor
	Hamilton, NJ 08691
Initial Deposit Date:	09/12/16
Deposit Amount:	\$2,250.00
Paid by & refunded to:	PSEG Services Crop.
	P.O. Box 1868
	Newark, NJ 07101

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.779-112016

EXPLANATION: A Resolution supplementing Appendix II of the Affirmative Marketing Plan for the Township of Edison.

WHEREAS, in accordance with the Fair Housing Act and the New Jersey Uniform Housing Affordability Controls, N.J.A.C. 5:80-26-1, et seq., the Township of Edison is required to adopt by resolution an Affirmative Marketing Plan to ensure that all affordable housing units created, including those created within the Township of Edison are affirmatively marketed to low and moderate income households, particularly those living and/or working within Housing Region 3, the Housing Region encompassing the Township of Edison; and

WHEREAS, on August 24, 2016, the Council of the Township of Edison (the "Township") adopted an Affirmative Marketing Plan for the Township; and

WHEREAS, there is a need to supplement the Region 3 Pre-Application Distribution List set forth as Appendix II of the Affirmative Marketing Plan, to include as part of the List, the Fair Share Housing Center, the State NAACP, the New Brunswick, Plainfield Area, Perth Amboy, and Metuchen/Edison branches of the NAACP, and the Latino Action Center.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Township of Edison, County of Middlesex, State of New Jersey, do hereby adopt the following Affirmative Marketing Plan:

- Section 1. The foregoing recitals are incorporated herein as if set forth in full.
- Section 2. Appendix II of the Township of Edison Affirmative Marketing Plan is hereby supplemented to include the Fair Share Housing Center, the State NAACP, the New Brunswick, Plainfield Area, Perth Amboy, and Metuchen/Edison branches of the NAACP, and the Latino Action Center, as part of the Region 3 Pre-Application Distribution List.
- Section 3. This Resolution shall take effect immediately.

RESOLUTION R.780-112016

EXPLANATION: Resolution authorizing Change Order No. 1 in the amount of \$3,053.90 for Black Rock Enterprises, LLC, Contractor for the CDBG-Funded Project, Improvements to Reverend Samuel C. Carpenter Boulevard, for a total revised contract amount of \$142,089.90.

WHEREAS, the Township Council awarded a contract through competitive bidding (Bid No. 15-25-02) to Black Rock Enterprises, LLC (1316 Englishtown Road, Old Bridge, NJ 08857) in the amount of \$139,036.00 for the Improvements to Reverend Samuel C. Carpenter Boulevard; and

WHEREAS, the contract was awarded through Resolution R. 489-082015, dated August 19, 2015; and

WHEREAS, during the course of the work, additional reconstruction of the roadway base at the western terminus of the project limits was determined to be necessary based on the condition of the roadway following milling operations; and

WHEREAS, the additional roadway reconstruction resulted in increases in various contract quantities for Pay Items established in the construction Contract; and

WHEREAS, the net sum of contract Pay Item increases and Pay Item decreases for all of the items in the contract resulted in an overall increase in the contract ceiling by \$3,053.90; and

WHEREAS, the Township Engineer has found the above described work to be outside of the Scope of Services contained within the original project bid; and

WHEREAS, additional funds in the amount of \$3,053.90 have been certified to be available in the Capital Account for CDBG Capital Improvements, Account Number T-14-14-0520-000-007; and

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

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP Of EDISON, in the State of New Jersey, that Change Order No. 1 be awarded to Black Rock Enterprises, LLC, 1316 Englishtown Road, Old Bridge, NJ08857, in an amount not to exceed \$3,053.90 resulting in a revised contract amount of \$142,089.90.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$3,053.90 are available for the above contract in Account No. T-14-14-0520-000-0

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.781-112016

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

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

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

WHEREAS, the Township has received a grant in the amount of \$ 5,000.00 from State of New Jersey and wishes to amend its CY 2016 Budget to include this amount as revenue.

NOW, THEREFORE, BE IT RESOLVED that the Municipal Council of the Township of Edison in the County of Middlesex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the Current Fund Budget for the CY 2016 in the amount of \$ 5,000.00 which is now available as revenue under:

Miscellaneous Revenues:

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

Drive Sober or Get Pulled Over Grant 2016 Labor Day Crackdown..... **\$ 5,000.00**

BE IT FURTHER RESOLVED that a like sum of \$ 5,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations:

Drive Sober or Get Pulled Over Grant 2016 Labor Day Crackdown..... **\$ 5,000.00**

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

RESOLUTION R.782-112016

RESOLUTION AUTHORIZING THE 2015 LOSAP PAYMENT TO AIG VALIC C/O JP MORGAN CHASE IN THE AMOUNT OF \$32,000.00

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

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

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

WHEREAS, for the 2015 contribution, there are thirty-two (32) eligible members at one thousand dollars (\$1,000.00) each for a total amount of thirty two thousand dollars (\$32,000.00); and

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

NOW, THEREFORE IT IS RESOLVED by the Municipal Council of the Township of Edison, Middlesex County, New Jersey that the proper Township officials shall make the 2015 LOSAP payment to AIG VALIC C/O JP MORGAN CHASE, PO BOX 301154, Dallas, TX 75303-1154 in the amount of \$32,000.00.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$32,000.00 are available for the above payment in Account No. 5-01-24-0230-000-028.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.783-112016

**DRIVE SOBER OR GET PULLED OVER 2016
Year End Statewide Crackdown
Grant Application**

WHEREAS, the Division of Police will apply for grant funding in the amount of \$5,000.00 to provide additional manpower hours to enforce DWI Laws; and

WHEREAS, in 2012, Nationwide traffic fatalities increased due to alcohol; and

WHEREAS, an enforcement crackdown is planned to combat violations related to DWI Laws to reduce the number of fatalities related to impaired drivers; and

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the State to participate in the grant; and

WHEREAS; the project will involve increased enforcement from December 9, 2016 through January 1, 2017; and

WHEREAS; an increase in enforcement will save lives on our roadways;

THEREFORE, BE IT RESOLVED that the Edison Township Council on behalf of the Division of Police wishes to apply for the grant, Drive Sober or Get Pulled Over 2016 Year End Statewide Crackdown between December 9, 2016 – January 1, 2017 and pledges to increase awareness of DWI Laws.

BE IT FURTHER RESOLVED, that the Business Administrator or designee be and is hereby authorized to sign the aforesaid grant application for and on behalf of the Township of Edison.

RESOLUTION R.784-112016

RESOLUTION ACCEPTING QUOTE AND AWARDING CONTRACT/PURCHASE ORDER TO MEGGITT TRAINING SYSTEMS, INC. FOR THE REPAIRS OF THE POLICE PISTOL RANGE FOR THE DIVISION OF POLICE

WHEREAS, quotes were solicited for the repairs of the Police pistol range; and

WHEREAS, MEGGITT TRAINING SYSTEMS, INC., 296 Brogdon Rd., Suwanee, GA 30024-8616, is determined to be the quote in the best interest of the Township; and

WHEREAS, the maximum amount of the purchase shall not exceed \$15,945.00; and

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

WHEREAS, MEGGITT TRAINING SYSTEMS, INC., 296 Brogdon Rd., Suwanee, GA 30024-8616, 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 MEGGITT TRAINING SYSTEMS from making any reportable contributions through the term of the contract; and

WHEREAS, funds in the amount of \$15,945.00 have been certified to be available in the Police Department Computer Hard & Software, Account Number 6-01-25-0240-000-059; 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 quotes have been reviewed, and the quote submitted by MEGGITT TRAINING SYSTEMS, INC., 296 Brogdon Rd., Suwanee, GA 30024-8616 for repairs of the Police pistol range for the Division of Police, is determined to be the quote in the best interest of the Township.
2. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$15,945.00, and any other necessary documents, with MEGGITT TRAINING SYSTEMS, INC. as described herein.
3. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$15,945.00** are available for the above in Account No. **6-01-25-0240-000-059**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.785-112016

RESOLUTION ACCEPTING QUOTE AND AWARDING CONTRACT/PURCHASE ORDER TO SIGNARAMA FOR SIGNAGE AT THE MUNICIPAL COMPLEX

WHEREAS, quotes were solicited by The Township of Edison for the purchase, installation and where needed, removal of Signage at the Municipal Complex; and

WHEREAS, SIGNARAMA, 1633 Stelton Road, Piscataway, NJ 08854, submitted the sole quote in the amount of \$17,270.00; and

WHEREAS, the maximum amount of the purchase shall not exceed \$17,270.00; and

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

WHEREAS, SIGNARAMA, 1633 Stelton Road, Piscataway, NJ 08854, 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 SIGNARAMA from making any reportable contributions through the term of the contract; and

WHEREAS, funds in the amount of \$17,270.00 have been certified to be available in the Various Building Improvements Account, Number C-04-14-1872-310-001; and

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

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

1. All quotes have been reviewed, and the sole quote as submitted by SIGNARAMA, 1633 Stelton Road, Piscataway, NJ 08854 for the purchase, installation and where needed, removal of Signage for the Municipal Complex, is determined to be the sole quote.
2. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$17,270.00 and any other necessary documents with SIGNARAMA as described herein.
3. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$17,270.00** are available for the above in Account No. **C-04-14-1872-310-001**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.786-112016

RESOLUTION AWARDED CONTRACT/PURCHASE ORDER(S) TO CDW GOVERNMENT, LLC TO UPGRADE AND EXPAND THE NETWORKING INFRASTRUCTURE AT MINNIE B. VEAL COMMUNITY CENTER AS WELL AS OTHER VARIOUS NETWORK UPGRADES AND MAINTENANCE TO TOWNSHIP FACILITIES

WHEREAS, there is a need to upgrade and expand the networking infrastructure at Minnie B. Veal Community Center as well as other various network upgrades and maintenance to Township facilities; and

WHEREAS, CDW GOVERNMENT LLC, 230 North Milwaukee Avenue, Vernon Hills, IL 60061 has been awarded State Contract Number 87722 under M-7000/DATA COMMUNICATIONS EQUIPMENT; 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 \$1,760.00 are needed to upgrade and expand the networking infrastructure at Minnie B. Veal Community Center and the balance of \$8,240.00 will be for various network upgrades and maintenance to Township facilities; and

WHEREAS, the total amount of this contract, not to exceed \$10,000.00, cannot be encumbered at this time; and

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

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

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order(s) in the amount not to exceed \$10,000.00 and any other necessary documents, with CDW GOVERNMENT LLC, 230 North Milwaukee Avenue, Vernon Hills, IL 60061 as described herein.

2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract, No. 87722 under M-7000.

RESOLUTION R.787-112016

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO W.B. MASON COMPANY INC.
FOR OFFICE SUPPLIES**

WHEREAS, bids were received by the Township of Edison on September 27, 2016 for Public Bid No.16-12-04-Office Supplies for the Township of Edison; and

WHEREAS, W.B. MASON COMPANY INC., 59 Centre Street, Brockton, MA 02303, submitted the lowest legally responsible, responsive bidder; and

WHEREAS, W.B. MASON COMPANY INC. has also been awarded State Contract Number 88839 under T-0052-Office Supplies & Recycled Copy Paper Statewide; and

WHEREAS, it is in the best interest of the township to purchase office supplies from W.B. MASON INC. utilizing both of these contracts to obtain the best pricing for various items as highlighted on the spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$75,000.00 cannot be encumbered at this time; and

WHEREAS, The amount not to exceed \$55,000.00 will be awarded under the Township Contract Number 16-12-04 and the amount not to exceed \$20,000.00 will be awarded under State Contract Number 88839 under T-0052-Office Supplies & Recycled Copy Paper Statewide; and

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

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

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

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

1. All bids have been reviewed, and the bid submitted by W.B. MASON COMPANY INC., 59 Centre Street, Brockton, MA 02303 for Office Supplies for the Township of Edison, is determined to be the lowest legally responsible, responsive bid for various items as listed on the spreadsheet and stated herein under Contract No. 16-12-04 and State Contract Number 88839; T-0052-Office Supplies & Recycled Copy Paper Statewide.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$75,000.00 and any other necessary documents, with W.B. MASON COMPANY INC. as described herein.

RESOLUTION R.788-112016

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO JFK OCCUPATIONAL
MEDICINE & EMPLOYEE HEALTH SERVICES FOR THE FURNISHING OF MEDICAL SERVICES**

WHEREAS, bids were received by the Township of Edison on October 14, 2016 for Public Bid No. 16-03-23-Medical Services; and

WHEREAS, JFK OCCUPATIONAL MEDICINE & EMPLOYEE HEALTH SERVICES, 65 James Street, Edison, NJ 08820, submitted the lowest legally responsible bid; and

WHEREAS, the contract is for a period of one year with the option of two, one year renewals at the Township's sole discretion should the township renew after the first year; and

WHEREAS, the amount of the first year and any succeeding renewal year shall not exceed \$50,000.00, 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 JFK OCCUPATIONAL MEDICINE & EMPLOYEE HEALTH SERVICES, 65 James Street, Edison, NJ 08820 for Medical Services is determined to be the lowest legally responsible bid.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$50,000.00 per year for a total not to exceed amount of \$150,000.00 for all three years should the Township renew and any other necessary documents, with JFK OCCUPATIONAL MEDICINE & EMPLOYEE HEALTH SERVICES.

RESOLUTION R.789-112016

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO DFFLM, LLC FOR THE PURCHASE OF ONE (1) 2016 FORD TRANSIT-150 CARGO VAN FOR THE ANIMAL SHELTER

WHEREAS, there is a need to purchase one (1) 2016 Ford Transit -150 Cargo Van for the Animal Shelter; and

WHEREAS, DFFLM, LLC, 215 Route 202 & 31, Flemington, NJ 08822, has been awarded State Contract Number 88211 under T-2103/Vehicles, Cargo Vans, Class 1/2/3, Regular and Extended; and

WHEREAS, the Township of Edison intends to enter into a contract/purchase order with DFFLM, LLC for the purchase of one (1) 2016 Ford Transit -150 Cargo Van at a price of \$20,394.00; and

WHEREAS, funds in the amount of \$20,394.00 have been certified to be available in the Acquisition of a Shelter Van Account, Number C-04-14-1872-330-000; and

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

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$20,394.00, and any other necessary documents, with DFFLM, LLC, 215 Route 202 & 31, Flemington, NJ 08822 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. 88211 under T-2103.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$20,394.00** are available for the above in Account No. **C-04-14-1872-330-000**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.790-112016

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO JOHNSTON GP, INC. /JOHNSTON COMMUNICATIONS FOR THE UPGRADE TO THE AVAYA PHONE SYSTEM AT MINNIE B. VEAL COMMUNITY CENTER

WHEREAS, there is a need to upgrade the Avaya phone system at Minnie B. Veal Community Center;
and

WHEREAS, JOHNSTON GP, INC./JOHNSTON COMMUNICATIONS, 322 Belleville Turnpike, North Arlington, NJ 07031 has been awarded State Contract Number 80802 under T-1316/Telecommunications Equipment and Services; and

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

WHEREAS, funds in the amount of \$10,544.51 have been certified to be available in the Acquisition of Computer and Camera Equipment Account, Number C-04-15-1914-101-000; 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 \$10,544.51 and any other necessary documents, with JOHNSTON GP, INC./JOHNSTON COMMUNICATIONS, 322 Belleville Turnpike, North Arlington, NJ 07031, 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. 80802 under T-1316.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$10,544.51** are available for the above in Account No. **C-04-15-1914-101-000**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.791-112016

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO OLD DOMINION BRUSH CO.
FOR SWEEPER PARTS**

WHEREAS, bids were received by the Township of Edison on October 12, 2016 for Public Bid No. 16-09-14-Sweeper Parts (Elgin & Schwarze); and

WHEREAS, OLD DOMINION BRUSH CO., 5118 Glen Alden Dr., Richmond, VA 23231 submitted the lowest legally responsible, responsive bid for various items as listed on the spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$25,000.00, cannot be encumbered at this time;
and

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

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

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

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

4. All bids have been reviewed, and the bid submitted by OLD DOMINION BRUSH CO., 5118 Glen Alden Dr., Richmond, VA 23231 for Sweeper Parts (Elgin & Schwarze), is determined to be the lowest legally responsible, responsive bid for various items as listed on the spreadsheet.
5. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$25,000.00 and any other necessary documents, with OLD DOMINION BRUSH CO. as described herein.

RESOLUTION R.792-112016

RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO W. E. TIMMERMAN CO., INC. FOR SWEEPER PARTS

WHEREAS, bids were received by the Township of Edison on October 12, 2016 for Public Bid No. 16-09-14-Sweeper Parts (Elgin & Schwarze); and

WHEREAS, W. E. TIMMERMAN CO., INC., 3554 Route 22 West, Whitehouse, NJ 08888 submitted the lowest legally responsible, responsive bid for various items as listed on the spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$25,000.00, cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid submitted by W. E. TIMMERMAN CO., INC., 3554 Route 22 West, Whitehouse, NJ 08888 for Sweeper Parts (Elgin & Schwarze), is determined to be the lowest legally responsible, responsive 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 \$25,000.00 and any other necessary documents, with W. E. TIMMERMAN CO., INC. as described herein.

RESOLUTION R.793-112016

RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO H.A. DEHART & SON, INC. FOR SWEEPER PARTS

WHEREAS, bids were received by the Township of Edison on October 12, 2016 for Public Bid No. 16-09-14-Sweeper Parts (Elgin & Schwarze); and

WHEREAS, H.A. DEHART & SON, INC., 311 Crown Point Rd., Thorofare, NJ 08086 submitted the lowest legally responsible, responsive bid for various items as listed on the spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$30,000.00, cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid submitted by H.A. DEHART & SON, INC., 311 Crown Point Rd., Thorofare, NJ 08086 for Sweeper Parts (Elgin & Schwarze), is determined to be the lowest legally responsible, responsive 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 and any other necessary documents, with H.A. DEHART & SON, INC., as described herein.

RESOLUTION R.794-112016

RESOLUTION AWARDING CONTRACT TO CAMBRIA TRUCK CENTER FOR THE PURCHASE OF ONE (1) AUTOMATED SIDE LOADER REFUSE COLLECTION VEHICLE FOR THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, bids were received by the Township of Edison on November 25, 2015 for Public Bid No. 15-06-18 Automated Side Loader Refuse Collection Vehicle for the Department of Public Works; and

WHEREAS, CAMBRIA TRUCK CENTER, 116 Talmadge Rd., Edison, NJ 08817 submitted the lowest legally responsible, responsive bid; and

WHEREAS, Resolution R. 857-122015 authorized the award of a contract to CAMBRIA TRUCK CENTER for the purchase of one automated side loader; and

WHEREAS, contract specifications allow for additional purchases under this contract and the Township of Edison wishes to exercise this option to purchase one additional vehicle; and

WHEREAS, the maximum amount of the purchase shall not exceed \$272,100.00; and

WHEREAS, funds in the amount of \$272,100.00 have been certified to be available in the Sanitation Capital Outlay Account, Number 06-09-55-0880-000-600; and

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

NOW, THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison, the Mayor, or his designee, is hereby authorized to execute a contract and any other necessary documents, with CAMBRIA TRUCK CENTER, 116 Talmadge Rd., Edison, NJ 08817, as described herein, in the amount not to exceed \$272,100.00 for one additional automated side loader.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$272,100.00** for the above have been certified to be available in Account Number **06-09-55-0880-000-600**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.795-112016

RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO THE HOSE SHOP INC. FOR HYDRAULIC SYSTEM SUPPLY AND REPAIR SERVICE

WHEREAS, bids were received by the Township of Edison on October 14, 2016 for Public Bid No. 16-07-21-Hydraulic System Supply and Repair Service; and

WHEREAS, THE HOSE SHOP INC., 100 New England Ave., Piscataway, NJ 08854 submitted the lowest legally responsible, responsive bid; and

WHEREAS, the contract is for a period of one year with the option of two, one year renewals at the Township's sole discretion should the township renew after the first year; and

WHEREAS, the amount of the first year and any succeeding renewal year shall not exceed \$25,000.00, and cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid submitted by THE HOSE SHOP INC., 100 New England Ave., Piscataway, NJ 08854 for Hydraulic System Supply and Repair, is determined to be the lowest legally responsible, responsive bid.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$25,000.00 per year for a total not to exceed amount of \$75,000.00 for all three years should the Township renew and any other necessary documents, with THE HOSE SHOP INC., as described herein.

RESOLUTION R.796-112016

EXPLANATION: A Resolution referring the Camp Kilmer Redevelopment Plan (Road 2, aka 111 Truman Drive) in the Township, to the Township Planning Board for review and comment pursuant to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1, et seq.*

WHEREAS, the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.*, as amended and supplemented (the “Redevelopment Law”), authorizes a municipality to determine whether certain property within the municipality constitutes an area in need of redevelopment; and

WHEREAS, to make such a determination under the Redevelopment Law, the municipal council (the “Township Council”) of the Township of Edison (the “Township”), by way of Resolution R.520-072016, adopted July 27, 2016, authorized and directed the planning board of the Township (the “Planning Board”) to conduct a preliminary investigation of the property identified as Road 2, aka 111 Truman Drive, and more commonly known as Block 3-E, Lot 3.013 on the Township’s tax maps (the “Study Area”), and to determine that the Study Area meets the criteria for a Non-Condemnation Redevelopment Area, pursuant to Sections 5 and 6 of the Redevelopment Law; and

WHEREAS, on September 19, 2016, the Planning Board, after providing due notice, conducted a public hearing in accordance with the Redevelopment Law, at which hearing it determined that the Study Area qualified as an area in need of redevelopment and recommended that the Township Council designate the Study Area as an area in need of redevelopment pursuant to the criteria and requirements of the Redevelopment Law; and

WHEREAS, on September 28, 2016, the Municipal Council accepted the recommendation of the Planning Board and adopted a resolution which designated Block 3-E, Lot 3.013 (aka Road 2, aka 111 Truman Drive) as an “area in need of redevelopment” (“Redevelopment Area”) in accordance with the Redevelopment Law;

WHEREAS, by commission of the Municipal Council, the Planning Consultant has prepared a redevelopment plan for the Redevelopment Area entitled the “Camp Kilmer Redevelopment Plan” (“Redevelopment Plan,” attached hereto as *Exhibit A*); and

WHEREAS, the Municipal Council desires to refer the Redevelopment Plan to the Planning Board for its review and comment, pursuant to *N.J.S.A. 40A:12A-7* of the Redevelopment Law.

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

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

Section 2. Pursuant to *N.J.S.A. 40A:12A-7(e)*, the Municipal Council hereby refers the Redevelopment Plan to the Planning Board for review and recommendation. The Planning Board shall prepare a report regarding its recommendations as to the Redevelopment Plan and submit same to the Municipal Council within 45 days after referral, as required by the Redevelopment Law.

Section 3. The Clerk of the Township shall forward a copy of this Resolution and the Redevelopment Plan to the Planning Board for review.

Section 4. This Resolution shall take effect immediately.

RESOLUTION R.797-112016

AUTHORIZING CANCELATION OF PRIOR CHARGES ON A TOWNSHIP OWNED PROPERTY

WHEREAS, on a property located within the Township of Edison, known and described as follow:

BLOCK / LOT / QUALIFIER	592 / 3.A
PROPERTY LOCATION	205 NEW YORK BLVD
CURRENTLY OWNED BY	EDISON TOWNSHIP
FORMERLY OWNED BY	EDISON TWP (L/E KRIEGL,J&NOTTE,A M)

WHEREAS, The Property was granted to the Township by the former owner and heirs with a Life Estate condition. Property continued being taxable while the existence of the life estate, and life estate beneficiaries were responsible for payment.

WHEREAS, John Kriegl, last survivor, passed away 3/21/14, and the property was officially recorded our tax books as owned by the Township and non-taxable effective 2015.

WHEREAS, The Life Estate beneficiaries didn't pay taxes for 3 quarters in 2010 (\$4,977.26), one quarter in 2012 (\$1,737.47). Total principal amount left unpaid was \$6,714.73. Three more quarters of 2014 (\$5,559.26) were also billed the expiration of the Life Estate condition.

WHEREAS, the Township's Lawyer has investigated the matter and concurs that it is in the best interest of the Township to cancel all prior outstanding taxes on this property, for cost benefit reasons.

WHEREAS, The Tax Collector then further advises that the principal total \$12,273.99 shall be cancelled from the Tax Account;

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison that three tax quarters of 2010 (\$4,977.26), one quarter of 2012 (\$1,737.47), and three quarters of 2014 (\$5,559.26) should be canceled and removed from any delinquent record for the referred Township owed property. Total principal amount to be removed is \$12,273.99.

RESOLUTION R.798-112016

EXPLANATION: Resolution releasing a Performance Bond and refunding a Cash Performance Bond to Macy's Corporate Services, Inc., for the Warehouse Expansion Project, 401 Clearview Road; Application #P4-2014; Block 390.C, Lot 20; Account #7763342323

WHEREAS, on September 19, 2014, Macy's Corporate Services, Inc. having offices at 7 West Seventh Street, Cincinnati, Ohio 45202, posted a Performance Surety Bond #0026874 in the amount of \$2,524,834.15, to guarantee the installation of improvements for the project at 401 Clearview Road, Block 390.C, Lot 20; and

WHEREAS, a Cash Performance check was posted on September 19, 2014 by Check #249751, in the amount of \$280,537.13, on deposit in account #7763342323; and

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

WHEREAS the applicant has been notified of a requirement to post a two-year Maintenance Bond in the amount of \$350,671.41.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Township Clerk and the Director of Finance be and is hereby authorized to return the aforesaid Cash Performance in the amount of **\$280,537.13** plus accrued interest, if applicable, on deposit in account #7763342323 to the applicant, and the Surety Bond #0026874 in the amount of **\$2,524,834.15** be refunded to Macy's Corporate Services, Inc. having offices at 7 West Seventh Street, Cincinnati, Ohio 45202, following confirmation by the Township Engineer of receipt of a two-year Maintenance Bond issued to the Township of Edison in the amount of \$350,671.41.

RESOLUTION R.799-112016

EXPLANATION: This resolution provides for Township Acceptance of the constructed improvements under Public Bid No. 14-31-02: Talmadge Road Resurfacing Phase II, from National Road to I-287; authorizes a Corrective Change Order No. 1 for Final As-Built Quantities; and authorizes FINAL CONTRACT PAYMENT for release of retainage and close-out of the construction project.

WHEREAS, the Township of Edison advertised for a construction contract for the Resurfacing of Talmadge Road Phase II, from National Road to I-287, Township of Edison, Middlesex County, New Jersey under Public Bid No. 14-31-02; and

WHEREAS, Fischer Contracting Inc., 10 Short Hills Lane, Scotch Plains, NJ 07076 was awarded a construction contract through resolution R.305-052015 in a contract amount not to exceed \$572,913.50 for the project; and

WHEREAS, upon tabulation and review of as-built construction quantities, it has been determined by the Township Engineer that there is a net reduction of \$52,722.08 in the final construction costs resulting in a revised and final total construction contract amount of \$520,141.42, as detailed in the attached Change Order No. 1; and

WHEREAS, the Township Engineer has reviewed the project and certifies the construction work has been completed, and therefore recommends project acceptance, release of the performance bond following receipt of a two-year maintenance bond; and that final payment, including retainage, be made to Fischer Contracting Inc., in an amount of \$10,402.83 for a total construction contract as-built cost of \$520,141.42.

NOW, THEREFORE BE IT RESOLVED by the Municipal Council of the Township of Edison, Middlesex County, New Jersey that the project under Public Bid No. 14-31-02: Talmadge Road Resurfacing Phase II, from National Road to I-287, is deemed accepted by the Township of Edison, and that the performance bond shall be released upon receipt of a fully executed Maintenance Bond, and that final payment, including retainage, shall be made to Fischer Contracting Inc., in an amount not to exceed \$10,402.83 for a total construction contract as-built cost of \$520,141.42, and that the remaining contract balance of \$52,722.08 be deducted from the contract and is to be unencumbered after final payment is made, and said unexpended contract amount shall be restored to the appropriate Township account.

RESOLUTION R.800-112016

EXPLANATION:A Resolution approving a Developer of the Camp Kilmer Affordable Housing Project, identified on the Township tax maps as Block 3-E, Lot 3.013 (Road 2) (aka 111 Truman Drive).

WHEREAS, the Township of Edison’s Final 2016 Housing Element and Fair Share Plan (the “HEFSP”) is currently pending before the Middlesex County Superior Court for final review and action with respect to issuance of a Final Judgment of Compliance and Repose for the Township (the “Compliance Action”); and

WHEREAS, one of the housing elements included in the HEFSP, involves the construction of 170 units of 100% affordable housing on Lot 3.03 (Road 2) (111 Truman Drive) in the Camp Kilmer Area of the Township (the “Property”), which housing shall be made available for homeless, low and moderate income veterans and other eligible households (the “Project”) ; and

WHEREAS, the Township issued a Request for Qualifications/Request for Proposals (“RFQ/RFP”) for the Project and received four (4) proposals in response thereto; and

WHEREAS, proposals were submitted by the Alpert Group, the Michael’s Organization, Pennrose Properties, LLC and RPM Development, and each proposal has been reviewed and several interviews have been conducted; and

WHEREAS, the Special Court Master in the Township’s pending Compliance Action has required the Township, as part of its final submission to the Court to identify the developer of the Project; and

WHEREAS, based on the review and evaluation of the proposals submitted, interviews conducted and subsequent potential project financing information provided by each developer, the Township has determined that Pennrose Properties, LLC, has demonstrated experience and expertise in developing a 100% affordable housing project, and has the organizational and financial resources and capacity to implement, manage and complete the Project in accordance with the RFQ/RFP and the Township’s HEFSP; and

WHEREAS, due to the timelines imposed upon the Township by the Special Court Master to identify the developer for the Property, the Township desires at this time to approve Pennrose Properties, LLC as the Developer for the Project and to advise the Court accordingly.

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

- Section 1. The foregoing recitals are incorporated herein as if set forth in full.
- Section 2. The Township hereby approves Pennrose Properties, LLC as the Developer for the Project as set forth herein.
- Section 3. This Resolution shall take effect immediately.

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

ABSENT – Councilmember Diehl

NAYS - None

ORAL PETITIONS AND REMARKS

Council President Lombardi opened the meeting for public comment.

Bruce Diamond, 74 Calvert Avenue, asked why we are behind on minutes.

Council President Lombardi the clerk’s office was short staffed and as you can see now they are catching up.

Mr. Diamond, on 69 Calvert Utility work , he emailed Mark the work is poor job.

Mr. Kataryniak explained the process when the work is completed an inspection will be done unfortunately we don’t set a time frame for Utility companies.

Mr. Diamond said it is about a one inch dip in road for approximately sixty days.

Mr. Kataryniak said he will let the road department know.

Council President Lombardi, we still have the bond until final inspections are done. He asked Mark to please inspect on the western direction.

Mr. Diamond is still in contact with Mr. Morrison to set up a meeting to go over the Open Space Audit.

Mr. Sheehan, 9 Finch Court, encourages everyone to vote.

Walt Shneer, Park Way, asked how many sweepers do we have and he only had his street cleaned once.

Ms. Ruane, we have three Sweepers.

Mr. Russomanno said they have completed one round in the spring and presenting working on streets now.

Esther Nemitz, 162B Fay Street, thanked everyone for their comments on the Clara Barton clean up. We had very talented people on the committee along with getting the children involved for community service. She also was ver impressed on the Dog Park Dedication ceremony.

Julian Zammit, 17 Stiles Road, residents to a good job cleaning up however businesses don’t .

Council President Lombardi asked if you see a location that is not cleaned up please contact the township.

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

Having no further business to discuss, on a motion made by Councilmember Gomez , seconded by Councilmember Sendelsky, the meeting was adjourned at 7:26 p.m.

Michael R. Lombardi
Council President

Cheryl Russomanno,RMC
Municipal Clerk