

**AGENDA  
MUNICIPAL COUNCIL  
WORKSESSION MEETING  
Monday, January 25, 2016  
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 12, 2015 and posted in the Main Lobby of the Municipal Complex on the same date.
4. **ORAL PETITIONS AND REMARKS**
5. **APPROVAL OF MINUTES:**
  - a. Special Meeting of September 24, 2015
6. **ADMINISTRATIVE AGENDA:  
FROM MAYOR THOMAS LANKEY:**
  - a. Re-appointment of John Soltesz as a Class II Member of the Planning Board
  - b. Re-appointment of Dennis Pipala as a Class IV Member of the Planning Board
  - c. Re-appointment of Olga Sgambettera as a Class IV Member of the Planning Board
  - d. Re- appointment of Mark Daniele as a Class I Member of the Planning Board.
  - e. Appointment of Tuhin Pandya as a Second Alternate Member of the Planning Board.
  - f. Appointment of Sam Khan as a Class IV Member of the Planning Board.
  - g. Re-appointment of Donald Corrette as a First Alternate Member of the Planning Board.
  - h. Appointment of Joe Coyle to the Environmental Commission.
  - i. Re-appointment of Joyce Ship on the Library Board of Trustees
  - j. Appointment of Vasant Naik as Mayor's Representative on the Library Board of Trustees.
7. **REPORTS FROM ALL COUNCIL COMMITTEES:**
8. **POINTS OF LIGHT**
9. **FROM THE BUSINESS ADMINISTRATOR:**
  - a. Award of Contract for Public Bid RFP 16-01 Affordable Housing Planning and Consulting Services.
  - b. Resolution authorizing the second year of a Two Year Non- Fair and Open Contract for Short Term Disability Plan.

- c. Resolution authorizing additional funds for the furnishing of Uniforms and Equipment.
  - d. Resolution to hire Department of Public Works Director.
10. **FROM THE DEPARTMENT OF FINANCE:**
- a. Report of Disbursements through January 21, 2016
  - b. Resolution authorizing refund in the amount of \$230,286.37 for redemption of tax sale certificates.
  - c. Resolution authorizing overpayment refund caused by Successful Tax Court Appeal with Freeze Act provision.
  - d. Resolution fixing rate of Interest, Grace Period and Year End Penalty for Tax and Sewer.
  - e. Resolution authorizing Accelerated Tax Sale and Fees for 2016.
  - f. Resolution authorizing Cancellation for Small Balances for 2016.
  - g. Resolution authorizes the correction of Resolution R.691-102015 regarding settlement of tax appeals.
  - h. Resolution authorizes the settlement of tax appeal.
  - i. Resolution authorizing overpayment refund caused by successful Tax Court Appeal.
11. **FROM THE DEPARTMENT OF HEALTH:**
- a. Resolution authorizing the development and submission of 2016 Wal-Mart Foundation grant through Municipal Alliance.
12. **FROM THE DEPARTMENT OF LAW:**
- a. Resolution adopting the 2016 Safety Incentive Program as a Member of the Central JIF.
  - b. Resolution amends the Resolution authorizing an Amendment to the Redevelopment Plan and Homeless Assistance Submission regarding certain property at Camp Kilmer.
  - c. Salary Ordinance
13. **FROM THE DEPARTMENT OF PLANNING AND ENGINEERING:**
- a. Resolutions authorizing grant of certain funds to the Edison Housing Authority from the Townships Affordable Housing Emergency Generator Program.
  - b. Resolution refunding inspections fees.
  - c. Resolutions refunding Tree Maintenance Bonds.
  - d. Resolutions releasing of Cash Performance Bonds
  - e. Resolution Refunding Developer Escrow Fees.
14. **FROM THE DEPARTMENT OF PUBLIC WORKS:**
- a. Award of Contract for Public Bid No. 16-06-26 Emergency Traffic Signal Repairs
  - b. Award of Contract/Purchase Order for furnishing of Walk-in building supplies.
  - c. Award of Contract/Purchase Order for the furnishing of Maintenance and Repair for Heavy Duty Vehicles.

15. **FROM THE TOWNSHIP CLERK:**  
a. Resolution authorizing the refunding of a limousine licensing fee due to over collection.

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

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

**O.1919-2016** ORDINANCE AUTHORIZING A MONTH TO MONTH LEASE FOR STORAGE OF TOWNSHIP VEHICLES AND EQUIPMENT.

**O.1920-2016** ORDINANCE AMENDS THE EDISON TOWNSHIP CODE OF GENERAL ORDINANCES TO PROVIDE THAT THE TOWNSHIP'S DIVISION OF POLICE MAY BE STAFFED WITH TWO DEPUTY CHIEF'S RATHER THAN ONE.

18. **DISCUSSION ITEMS:**

**Council President Lombardi:**

a.

**Councilmember Diehl:**

None

**Councilmember Gomez**

None

**Councilmember Karabinchak**

None

**Councilmember Patil**

None

**Councilmember Sendelsky**

None

**Councilmember Shah**

None

19. **ADJOURNMENT**

**RESOLUTION**

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE  
TOWNSHIP OF EDISON FOR THE PERIOD ENDING JANUARY 21, 2016

**WHEREAS**, the Director of Finance of the Township of Edison has transmitted  
to the Township Council a Report of Disbursements made through January 21, 2016.

FUND	AMOUNT
Current	\$9,960,020.63
Affordable Housing	6,822.51
Capital	402,822.51
Cash Performance	123,034.68
CDBG	60,772.07
Developers Escrow	32,104.25
Dog (Animal Control)	216.77
Federal Forfeited	983.70
Grant Funds	31,285.93
Law Enforcement	0.00
Open Space	0.00
Payroll Deduction	903,318.83
Sanitation Fund	235,146.12
Sewer Utility	200,239.04
Tax Sale Redemption	1,080,238.54
Tree Fund	6,489.00
Tree Planting	4,425.00
Trust	186,935.96
 TOTAL	 \$13,234,855.54

/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

**WHEREAS**, 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 said tax sale certificates have been redeemed thereof, and 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 Director of Finance is hereby authorized to draw checks to the noted parties in the amounts specified on the attached listing, totaling **\$230,286.37**.

**RESOLUTION**

**Authorizing Overpayment Refund caused by  
Successful Tax Court Appeal**

**WHEREAS**, The Office of the Tax Collector has received a successful tax appeal judgment from the Tax Court of New Jersey for the case below:

TAXPAYER	<b>KHATIWALA, JAGDISH M &amp; SHILA</b>
PROPERTY LOCATION	<b>3 LENCH AVE</b>
BLOCK / LOT / QUALIFIER	<b>975/9</b>

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

DOCKET NUMBER	TAX YEAR	ASSESSMENT
015550-2013	2013	220,500

**WHEREAS**, the reduction in assessed value has caused a real estate tax overpayment in the amount of **\$854.90** for the years as follows:

TAX YEAR	TAX AMOUNT
2013	854.90

**WHEREAS**, pursuant to N.J.S.A. 54:3-27.2, "in the event a taxpayer is successful in an appeal from an assessment on real property, the respective taxing district shall refund any excess paid within 60 days of final judgment."

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison, shall and is hereby authorized to draw checks to the property owner or legal representative in the amounts of **\$854.90**.

**RESOLUTION**

**Authorizing Overpayment Refund caused by  
Successful Tax Court Appeal**

**WHEREAS**, The Office of the Tax Collector has received a successful tax appeal judgment from the Tax Court of New Jersey for the case below:

TAXPAYER	<b>ROLLINS LEASING CORP#210 C/O PENSKE</b>
PROPERTY LOCATION	<b>130 MEADOW RD</b>
BLOCK / LOT / QUALIFIER	<b>366/7.E</b>

**WHEREAS**, in accordance with the Tax Court of New Jersey, the assessed value of the property has been reduced as follow for the tax years below, including Freeze Act Year(s) as per provisions of N.J.S.A. 54:51A-8 (Freeze Act):

DOCKET NUMBER	TAX YEAR	ASSESSMENT
013736-2012 FREEZE ACT	2013	550,000
013736-2012 FREEZE ACT	2014	550,000

**WHEREAS**, the reduction in assessed value has caused a real estate tax overpayment in the amount of **\$9,799.02** for the years as follows:

TAX YEAR	TAX AMOUNT
2013	4,823.76
2014	4,975.26

**WHEREAS**, pursuant to N.J.S.A. 54:3-27.2, “in the event a taxpayer is successful in an appeal from an assessment on real property, the respective taxing district shall refund any excess paid within 60 days of final judgment.”

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison, shall and is hereby authorized to draw checks to the property owner or legal representative in the amounts of **\$9,799.02**.

**RESOLUTION**

**Authorizing Overpayment Refund caused by  
Successful Tax Court Appeal with Freeze Act provision**

**WHEREAS**, This office has received successful tax appeals judgment from the Tax Court of New Jersey for the case below as specified on Council’s resolution **R.562-082015**:

TAXPAYER	<b>RJR REALTY ASSOCIATES, LLC</b>
PROPERTY LOCATION	<b>1943-1959 OAK TREE RD</b>
BLOCK / LOT / QUALIFIER	<b>557.EE/5</b>
DOCKET NUMBER:	<b>015477-2012</b>
TAX YEAR	<b>2012</b>

**WHEREAS**, in accordance with the Tax Court of New Jersey, the assessed value of the property have been reduced for the applied tax year, but also the provisions of N.J.S.A. 54:51A-8 (Freeze Act) shall be applicable to the assessment on the property referred to herein for the Freeze Act Year (s):2013 and 2014.

**WHEREAS**, the reduction in assessed value, for the Freeze Act Year(s) listed, has caused a real estate tax overpayment in the amount of **\$17,308.79** and

**WHEREAS**, pursuant to N.J.S.A. 54:3-27.2, “in the event a taxpayer is successful in an appeal from an assessment on real property, the respective taxing district shall refund any excess paid within 60 days of final judgment.”

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison, shall and is hereby authorized to draw checks to the property owner or legal representative in the amounts of **\$17,308.79**.



**RESOLUTION**  
**Fixing Rate of Interest, Grace Period, and Year End Penalty for Tax and Sewer**

**WHEREAS**, pursuant to N.J.S.A. 54:4-66.1, taxes in municipalities operating under a calendar based fiscal year shall be payable for the first quarterly installment of the year on February 1, for the second quarterly installment on May 1, for the third quarterly installment on August 1, and for the fourth quarterly installment on November 1; and

**WHEREAS**, N.J.S.A. 54:4-67 provides that the governing body may fix the rate of interest to be charged for the non-payment of taxes, assessments &/or other municipal liens or charges; and

**WHEREAS**, N.J.S.A. 54:4-67(a), further provides that taxes shall not be subject to interest charges if payment of any installment is made within the tenth calendar day following the date upon which the same became payable; and

**WHEREAS**, N.J.S.A. 54:4-67 (c), provides that within the current fiscal year if any delinquency is in excess to \$10,000.00, a penalty not to exceed 6% may be charged; and

**NOW, THEREFORE BE IT RESOLVED**, by the Municipal Council of the Township of Edison, that in accordance with N.J.S.A. 54:4-66 et seq, the rate of interest to be charged on delinquent taxes and all other municipal liens or charges for the first, second, third and fourth quarterly installments of year **2016** shall be eight percent (8%) per annum on the first \$1,500.00 of delinquency and eighteen percent (18%) per annum on any amount in excess of \$1,500.00 to be calculated from the date the tax was payable until the date of actual payment to the collector is received provided that no interest shall be charged if payment of any installment is made on or before the tenth calendar day following the date upon which same became payable; and

**BE IT FURTHER RESOLVED**, that the rate of interest on unpaid sewer utility bills shall be eighteen percent (18%) per annum on any delinquency to be calculated from the date the bill was payable until the date of actual payment, provided that no interest shall be charged if payment of any bill is made within thirty (30) calendar days following the billing date or before the tenth calendar day following the date upon which same became payable, whichever is later; and

**BE IT FURTHER RESOLVED**, that a penalty of six percent (6%) be charged on all delinquent municipal charges in excess of \$10,000.00 that are not paid prior to the end of the fiscal year

**RESOLUTION**  
**Authorizing Accelerated Tax Sale and Fees for 2016**

**WHEREAS**, it is projected that as of November 11, 2016, over 25% of properties located within the Township of Edison will have unpaid municipal charges (i.e. real estate taxes, sewer service charges, and/or any other charges legally imposed by municipality); and

**WHEREAS**, N.J.S.A. 54:5-19 requires that any unpaid taxes and/or other municipal charges that remain in arrears on the eleventh day of the eleventh month be sold at a tax sale; and

**WHEREAS**, Chapter 99, Public Laws allows accelerated tax lien sale as of the eleventh day of the eleventh month of the fiscal year upon passage of a resolution of the governing body; and

**WHEREAS**, the annual accelerated tax sale for the Township of Edison is scheduled to be held on or about December 19<sup>th</sup>, 2016; and

**WHEREAS**, the tax sale process is lengthy and costly and places a large financial burden on the general tax base; and

**WHEREAS**, it is the desire of the Township of Edison to hold taxpayers who cause the tax sale procedure to be held accountable for the fees associated with said sale; and

**WHEREAS**, N.J.S.A. 54:5-26 provides for direct mailing of the tax sale notices in-lieu of up to two (2) legal advertisements, the costs of which shall be added to the cost of the sale, not to exceed \$25.00 for each set of notices; and

**WHEREAS**, it is the recommendation of the Municipal Tax Collector that an appropriate direct mail cost for the 2016 tax sale would be Twenty-Five (\$25.00); and

**WHEREAS**, N.J.S.A. 54:5-38 provides for fees in connection with holding a tax sale, of two (2%) percent of the total of municipal charges, including all interest and penalties, to the date of sale. The two (2%) percent shall not be less than Fifteen (\$15.00) dollars nor more than One Hundred (\$100.00) dollars for each parcel sold; and

**WHEREAS**, N.J.S.A. 54:5-29 provides for payment prior to the tax sale to include all interest, costs and penalties;

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of Edison in the County of Middlesex the Tax Collector is hereby authorized to conduct an accelerated tax lien sale for Calendar Year 2016 delinquencies.

**BE IT FURTHER RESOLVED**, by the Municipal Council of the Township of Edison, that in accordance with N.J.S.A. 54:5-26, the Tax Collector's office is hereby authorized to send two (2) direct mailings, in lieu of 2 advertisements, and collect a mailing fee of Twenty Five dollars (\$25.00) for each notice mailed; and

**BE IT FURTHER RESOLVED**, that costs of preparation, administration and advertisement, prior to the sale are hereby determined to be two (2%) percent of the total municipal charges, including all penalties and interest, but not less than Fifteen (\$15.00) dollars and not more than One Hundred (\$100.00) for each parcel.

**RESOLUTION**  
**Authorizing Cancellation of Small Balances for 2016**

WHEREAS, the Municipal Tax Collector informs that from time to time there are property tax credits or delinquencies on certain property located within the Township of Edison, and

WHEREAS, N.J.S.A. 40A:5-17.1 provides that a municipality may adopt a resolution authorizing a municipal employee to process, without further action on the part of the governing body, the cancellation of any property tax refund or delinquency of less than \$10.00, and

WHEREAS, that the Municipal Tax Collector is qualified, and recommends, to process said cancellation in his continuing effort to maintain the highest level of fiscal responsibility and

NOW, THEREFORE BE IT RESOLVED, by the Municipal Council of the Township of Edison, that the Municipal Tax Collector is hereby authorized to process the cancellation of tax refunds or delinquency of less than Ten (\$10.00) dollars during the calendar year of **2016** in accordance with N.J.S.A. 40A:5-17.1.

EXPLANATION: This Resolution authorizes the correction of Resolution #R:691-012015 regarding settlement of tax appeals filed by SRG1, LLC for tax years 2013, 2014 and 2015.

**EDISON TOWNSHIP RESOLUTION**

**WHEREAS**, on October 14, 2015, the Municipal Council of the Township of Edison adopted Resolution R:691-012015 authorizing settlement of tax appeals filed by SRG1, LLC, ("Taxpayer"), for the years 2013, 2014, and 2015; and

**WHEREAS**, Resolution R:691-012015 authorized settlement for an assessment of the 2013, 2014 and 2015 tax years as follows:

**As to Lot 1.D4, Block 673**

<b>For Tax Year 2013</b>	
Land	\$325,800.00
Improvements	\$ 84,200.00
Total	\$460,000.00

<b>For Tax Year 2014</b>	
Land	\$325,800.00
Improvements	\$ 84,200.00
Total	\$460,000.00

<b>For Tax Year 2015</b>	
Land	\$325,800.00
Improvements	\$ 84,200.00
Total	\$460,000.00

**WHEREAS**, the corrected total assessment should have been in the amount of \$403,100.00;

**WHEREAS**, pursuant to the settlement approved herein, the Taxpayer is entitled to a refund in the amounts of **\$8697.10** for the 2013 Tax Year Appeal, **\$8970.25** for the 2014 Tax Year and **\$9239.75** for the 2015 Tax Year Appeal.

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

- I. Resolution R.691-012015 is hereby corrected to reflect a total assessment for the 2013, 2014, and 2015 tax years in the amount of \$403,100.00;
2. For the 2013, 2014, and 2015 Tax Years, the Township of Edison Tax Assessor Is hereby directed to establish the allocation between land and improvements as follows:

**As to Lot 1.D4, Block 673**

<b>For Tax Year 2013</b>	
Land	\$325,800.00
Improvements	\$ 77,300.00
Total	\$403,100.00

<b>For Tax Year 2014</b>	
Land	\$325,800.00
Improvements	\$ 77,300.00
Total	\$403,100.00

<b>For Tax Year 2015</b>	
Land	\$325,800.00
Improvements	\$ 77,300.00
Total	\$403,100.00

3. The Tax Appeal Attorney for the Township, is hereby authorized to execute a Stipulation of Settlement relative to the property tax appeals filed for the years 2013, 2014, and 2015, Docket Numbers 014126-13, 012184-14 and 010652-15, by the taxpayer, owning the property located at SRG1, LLC known as Block 673, Lot 1.D4.

**NOW, THEREFORE, BE IT RESOLVED**, that upon the receipt of the appropriate Tax Court Judgment(s), the proper Township Officials are hereby authorized to process credits against open tax balances and issue checks consistent with the amount credited for the foregoing assessment reduction.

EXPLANATION: This Resolution authorizes the settlement of tax appeals filed by Edison 1 North 35B, LLC for tax years 2012, 2013 and 2014.

**EDISON TOWNSHIP**

**RESOLUTION**

**WHEREAS**, Edison 1 North 35B, LLC, (the "Taxpayer"), the owner of property located at 1075 United States Rt 1 in Edison Township, County of Middlesex, and known as Block 199.A, Lot 35.02 on the Township of Edison's Tax Assessment Maps (the "Property"), filed tax appeals for the years 2012, 2013 and 2014 with the Tax Court of New Jersey, Docket Numbers 014722-2012, 014652-2013 and 013532-2014; and

**WHEREAS**, the Township Council of the Township of Edison met and discussed the aforesaid tax appeals and the recommendations of its Township Tax Assessor and Tax Appeal Attorney; and

**WHEREAS**, The Township Assessor has made such an examination of the value and proper assessment of the Property and has obtained such appraisals, analysis, and information with respect to the valuation and assessment of the Property as deemed necessary and appropriate, and has been consulted by the attorney for the taxing district with respect to this settlement; and

**WHEREAS**, an acceptable settlement of the aforesaid tax appeals has been negotiated in which the Taxpayer agrees to settle its appeals for an assessment at the fair assessable value of the property consistent with the assessing practices generally applicable in the taxing district and as required by law; and

**WHEREAS**, the reduction would result in a nominal tax refund when compared with the litigation costs involved in defending the assessment at trial; and

**WHEREAS**, the property was originally assessed as follows:

Land	\$ 596,000.00
Improvements	\$ 288,700.00
Total	\$ 884,700.00

**WHEREAS**, the proposed settlement provides for an assessment of the years 2012, 2013 and 2014 as follows:

Year	2012	2013	2014
Land	\$ 596,000.00	\$ 596,000.00	Withdrawn
Improvements	\$ 188,700.00	\$ 88,700.00	
Total	\$ 784,700.00	\$ 684,700.00	

**WHEREAS**, the Taxpayer acknowledges that the Township has in part agreed to the settlement in consideration for the waiver of tax appeals set forth above; and

**WHEREAS**, the aforesaid settlement has no general application to other properties within the Township of Edison as a result of the aforesaid specific facts situation; and

**WHEREAS**, if the refunds as a result of this settlement set forth herein are to be refunded, the refund is to be made payable to "Schneck Law Group, LLC Attorney Trust Fund" and the taxpayer and forwarded to "Michael I. Schneck, Esq. of Schneck Law Group, 301 South Livingston Avenue, Suite 105, Livingston, NJ 07039,"; and

**WHEREAS**, the Township Council will make this settlement with the Taxpayer without prejudice to its dealing with any other Edison Township taxpayer's request for tax assessment reduction;

**WHEREAS**, pursuant to the settlement approved herein, the Taxpayer is entitled to a refund as follows:

2012	2013	2014
\$4,729.00	\$9,552.00	Withdrawn

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

1. For the 2012, 2013 and 2014 Tax Years, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvements as follows:

Year	2012	2013	2014
Land	\$ 596,000.00	\$ 596,000.00	Withdrawn
Improvements	\$ 188,700.00	\$ 88,700.00	
Total	\$ 784,700.00	\$ 684,700.00	

2. Interest is waived on the refunds, provided such refunds are provided as specified herein; and

3. The Tax Appeal Attorney for the Township, is hereby authorized to execute a Stipulation of Settlement relative to the property tax appeals filed for the years 2012, 2013 and 2014 Docket Numbers 014722-2012, 014652-2013 and 013532-2014, by the taxpayer, owning the property located at 1075 United States Rt. 1 in Edison Township, known as Block 199.A, Lot 35.02;

4. The form of Stipulation of Settlement is annexed hereto, having been reviewed by and approved by the Township Council of the Township of Edison.

**NOW, THEREFORE, BE IT RESOLVED**, that upon the receipt of the appropriate Tax Court Judgment(s), the proper Township Officials are hereby authorized to process credits against open tax balances and issue checks consistent with the amount credited for the foregoing assessment reduction.

**RESOLUTION AWARDING CONTRACT TO SHIRLEY BISHOP, P.P., LLC FOR AFFORDABLE HOUSING PLANNING AND CONSULTING SERVICES**

**WHEREAS**, the Township of Edison advertised on the Township website for Request for Proposals on December 16, 2015 for RFP 16-01-AFFORDABLE HOUSING PLANNING AND CONSULTING SERVICES for a bid opening date of January 5, 2016 and one (1) proposal was received; and

**WHEREAS**, after review of said proposal, it has been recommended by the Township that the contract be awarded to SHIRLEY BISHOP, P.P., LLC, 100 Overlook Dr., Floor 2, Princeton, NJ 08540; and

**WHEREAS**, funds in the amount of \$100,000.00 have been certified to be available in the Affordable Housing Account, No. T-13-00-0000-000-006; and

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

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

1. The proposal as submitted by SHIRLEY BISHOP, P.P., LLC, 100 Overlook Dr., Floor 2, Princeton, NJ 08540 is determined to be the lowest, responsible, responsive proposal for Affordable Housing Planning and Consulting Services.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$100,000.00, and any other necessary documents, with SHIRLEY BISHOP, P.P., LLC in accordance with her proposal.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$100,000.00** are available for the above contract in Account No. **T-13-00-0000-000-006**.

\_\_\_\_\_  
Nicholas C. Fargo  
Chief Financial Officer

\_\_\_\_\_  
Date



**RESOLUTION AUTHORIZING THE SECOND YEAR OF A TWO YEAR NON-FAIR AND OPEN  
CONTRACT TO SUN LIFE ASSURANCE COMPANY OF CANADA FOR ADMINISTRATION  
SERVICES FOR SHORT TERM DISABILITY PLAN**

**WHEREAS**, the Township of Edison has a need for administration services for management of its non workmen's compensation disability claims; and

**WHEREAS**, SUN LIFE ASSURANCE COMPANY OF CANADA, One Sun Life Executive Park, Wellesley Hills, MA, 02481 has submitted a proposal to provide such services for the fee of \$3.12 per participating employee per month for an amount not to exceed \$25,000.00; and

**WHEREAS**, this resolution authorizes payment of the second year of the contract pursuant to the provisions of N.J.S.A. 19:44A-20.5 et. seq.; and

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

**WHEREAS**, SUN LIFE ASSURANCE COMPANY OF CANADA 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 SUN LIFE ASSURANCE COMPANY OF CANADA from making any reportable contributions through the term of the contract; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute the second year of the contract in the amount not to exceed \$25,000.00 and any other necessary documents with SUN LIFE ASSURANCE COMPANY OF CANADA, One Sun Life Executive Park, Wellesley Hills, MA, 02481 for administration services for management of its non workmen's compensation disability claims as described herein.
2. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.
3. The Township Clerk shall advertise notice of this action in a legal newspaper pursuant to N.J.S.A. 40A:11-1, et seq. and in compliance with the Local Public Contracts Law guidelines.

**RESOLUTION AUTHORIZING ADDITIONAL FUNDS FOR THE FURNISHING  
OF UNIFORMS AND EQUIPMENT – POLICE, CROSSING GUARDS,  
TRANSPORTATION DRIVERS AND ANIMAL CONTROL PERSONNEL  
WITH FIT-RITE UNIFORM COMPANY INC. IN AN AMOUNT NOT TO  
EXCEED \$50,000.00**

**WHEREAS**, FIT-RITE UNIFORM COMPANY INC., 657 Chestnut Street, Union, NJ 07083 was awarded Contract No. 15-04-04 Uniforms and Equipment – Police, Crossing Guards, Transportation Drivers and Animal Control Personnel, through resolution R.178-032015 for the period April 15, 2015 to April 14, 2016 in the amount of \$27,500.00 and that amount has been depleted; and

**WHEREAS**, additional funds in the amount of \$50,000.00 are needed to replenish and complete the one year term of the contract, and until such a time as we award a new contract; and

**WHEREAS**, the Township recommends an additional amount not to exceed \$50,000.00 with all prices as well as all terms and conditions to remain the same; and

**WHEREAS**, the total amount of this contract, not to exceed \$50,000.00, cannot be encumbered at this time; and

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

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

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

**NOW, THEREFORE, IT IS RESOLVED** by the Township Council of the Township of Edison the Mayor, or his designee, is hereby authorized to amend and execute the contract in the amount not to exceed \$50,000.00 and any other necessary documents with FIT-RITE UNIFORM COMPANY INC., described herein.

**TOWNSHIP OF EDISON**

**MUNICIPAL RESOLUTION**

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

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

**WHEREAS**, the Wal-Mart Foundation has grant funds available, through its FY16 Community Grants Program for eligible programs, projects, activities and related costs of qualified organizations in the communities Wal-Mart and Sam's Club serve, for which it continues to solicit on-line requests; and

**WHEREAS**, the Edison Department of Health and Human Services, through EMA, intends to apply for grant funding for a maximum request of \$2,000.00 from the Wal-Mart Foundation, as it will help to further strengthen its mission, focus and vision through effective programs, projects, events and activities; 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 Wal-Mart Foundation; and

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

**NOW, THEREFORE, BE IT RESOLVED**, that the Municipal Council of the Township of Edison, Middlesex County, New Jersey, does hereby approve and authorize the development and submission of said grant application, at a regularly-scheduled Public Meeting on the evening of Wednesday, January 27, 2016.

**Explanation:** This Resolution accepts and adopts the Central Jersey Municipal Joint Insurance Fund's new 2016 Safety Incentive Program.

### **RESOLUTION**

**WHEREAS**, the Township of Edison ("Township") is a member of the Central Jersey Municipal Joint Insurance Fund ("Central JIF"); and

**WHEREAS**, it is the policy of the Central JIF to achieve the best and most practical degree of freedom from accidents and/or injuries; and

**WHEREAS**, the Central JIF endeavors to ensure that all of their members' employees, volunteers and public are provided with a safe and healthy environment, free from any recognized hazards; and

**WHEREAS**, the Central JIF endeavors to ensure that all of its members are in compliance with applicable safety and health requirements; and

**WHEREAS**, the Central JIF's Safety Committee is made up of representatives of the Central JIF's member municipalities, along with the professionals employed by the Central JIF; and

**WHEREAS**, the new Central JIF's new 2016 Safety Incentive Program will assist all the Central JIF members in becoming or maintaining compliance with all Public Employees Occupational Safety and Health (PEOSH) requirements; and

**WHEREAS**, the Central JIF has adopted the new 2016 Safety Incentive Program which should succeed in providing a safe, healthful and pleasant environment; and

**WHEREAS**, the municipal council of the Township ("Municipal Council") desires to adopt the Central JIF's new 2016 Safety Incentive Program.

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal 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 Municipal Council hereby adopts the Central JIF's new 2016 Safety Incentive Program on behalf of the Township.

**Section 3.** A copy of this Resolution shall be kept on file and made available for public inspection at the office of the Township Clerk. The Township Clerk shall forward a certified copy of this Resolution to J.A. Montgomery Risk Control, Attn: Natalie Dougherty, 401 Route 73 North, Suite 300, P.O. Box 177, Marlton, New Jersey 08503.

**Section 4.** This Resolution shall take effect immediately.

**EXPLANATION:** This Resolution amends the Resolution authorizing an Amendment to the Redevelopment Plan and Homeless Assistance Submission regarding certain property at Camp Kilmer.

**EDISON TOWNSHIP**

**A RESOLUTION AMENDING THE RESOLUTION AUTHORIZING  
THE TOWNSHIP OF EDISON TO SUBMIT AN AMENDMENT  
TO THE REDEVELOPMENT PLAN AND HOMELESS ASSISTANCE  
SUBMISSION REGARDING A CERTAIN PROPERTY AT  
SGT. J.W. KILMER/AMSA 21 USARC EDISON, NEW JERSEY  
IN CONJUNCTION WITH THE BASE REALIGNMENT AND CLOSURE**

**WHEREAS**, on December 21, 2015 the Council of the Township of Edison authorized an Amendment to the Redevelopment Plan and Homeless Assistance Submission for Camp Kilmer dated January 13, 2008, to use certain property known as Building 1066 for Affordable and Homeless Housing for Veterans and eligible applicants at the site; and

**WHEREAS**, upon further review and consideration of several options for the Camp Kilmer site, it has been determined that Building 1066 is better suited for passive recreational use for the community, and Building 1065 presents a more suitable site for development of affordable housing for Veterans and other eligible applicants, and therefore, there is a need to amend the prior Resolution with respect to the property.

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

1. The Council hereby authorizes staff to make the appropriate applications necessary and take all other required actions needed to amend to the Redevelopment Plan and Homeless Assistance Submission for Camp Kilmer to reflect use of Building 1066 for passive recreational use, and use of Building 1065, for the development of Affordable and Homeless Housing for Veterans and eligible applicants.
2. The Township Clerk is also directed to forward a certified copy of this Resolution, once adopted, to the Township Attorney and the Municipal Housing Liaison.

Explanation: A Resolution authorizing the grant of certain funds in the amount of \$9,440.00 to the Reformed Church of Highland Park Affordable Housing from the Township's Affordable Housing Emergency Generator Program.

**RESOLUTION  
EDISON TOWNSHIP**

**WHEREAS**, by Resolution dated February 25, 2015 the Township Council approved, authorized and established an Emergency Generator Program for the purchase and installation of emergency generators pursuant to N.J.A.C. 5:97-8.8(a) by certain qualified applicants and committed \$500,000 from the Township's Affordable Housing Trust Fund for this purpose; and

**WHEREAS**, the Township Council also approved and adopted a Manual at that time for the Emergency Generator Program in accordance with COAH's directives, which set forth the application process for applicants to comply with in order to participate in the Program and receive a grant for such work under the Program; and

**WHEREAS**, an application to participate in the Program was submitted by the Reformed Church of Highland Park Affordable Housing and was reviewed and deemed complete and in compliance with the Program requirements; and

**WHEREAS**, the Township Council desires to award a grant to the Reformed Church of Highland Park Affordable Housing in the amount of \$9,440.00 for the purchase and installation of an emergency generator under the Township's Emergency Generator Program and to authorize the execution of an Agreement between the Township and the Reformed Church of Highland Park Affordable Housing with respect to such grant.

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

1. The Township Council hereby approves and authorizes a grant in the amount of \$9,440.00 from the Township's Affordable Housing Trust Fund (T-13-00-0000-000-006) with respect to the Township's Emergency Generator Program, to the Reformed Church of Highland Park Affordable Housing for the purchase and installation of an emergency generator, and authorizes the execution of an Agreement with the Reformed Church of Highland Park Affordable Housing with respect to such grant.
2. That an original copy of this resolution shall be forwarded to the Municipal Housing Liaison.

Explanation: A Resolution authorizing the grant of certain funds to the Edison Housing Authority from the Township's Affordable Housing Emergency Generator Program for Julius Engels Apartments, South Edison.

**RESOLUTION  
EDISON TOWNSHIP**

**WHEREAS**, by Resolution dated February 25, 2015 the Township Council approved, authorized and established an Emergency Generator Program for the purchase and installation of emergency generators pursuant to N.J.A.C. 5:97-8.8(a) by certain qualified applicants and committed \$500,000 from the Township's Affordable Housing Trust Fund for this purpose; and

**WHEREAS**, the Township Council also approved and adopted a Manual at that time for the Emergency Generator Program in accordance with COAH's directives, which set forth the application process for applicants to comply with in order to participate in the Program and receive a grant for such work under the Program; and

**WHEREAS**, an application to participate in the Program was submitted by the Housing Authority of the Township of Edison and was reviewed and deemed complete and in compliance with the Program requirements; and

**WHEREAS**, the Township Council desires to award a grant to the Housing Authority of the Township of Edison in the amount of \$48,532.85 for the purchase and installation of an emergency generator for Julius Engels Apartments under the Township's Emergency Generator Program and to authorize the execution of an Agreement between the Township and the Housing Authority of the Township of Edison with respect to such grant.

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

3. The Township Council hereby approves and authorizes a grant in the amount of \$48,532.85 from the Township's Affordable Housing Trust Fund (T-13-00-0000-000-006) with respect to the Township's Emergency Generator Program, to the Housing Authority of the Township of Edison for the purchase and installation of an emergency generator, and authorizes the execution of an Agreement with the Housing Authority of the Township of Edison with respect to such grant.
4. That an original copy of this resolution shall be forwarded to the Municipal Housing Liaison.

Explanation: A Resolution authorizing the grant of \$22,952.00 from the Township's Affordable Housing Emergency Repairs Program to Catholic Charities for replacement windows at Ozanam Family Shelter.

**RESOLUTION  
EDISON TOWNSHIP**

**WHEREAS**, by Resolution the Township Council approved, authorized and established an Emergency Repairs Program pursuant to N.J.A.C. 5:97-8.8(a), to assist eligible owner or rental property, sponsors of permanent supportive housing, shared living arrangements (group homes) and certain public housing units in the Township of Edison, to make eligible repairs/replacements to systems or items, that if neglected, pose threats to the health and/or safety of the current or prospective tenants, and committed \$500,000 from the Township's Affordable Housing Trust Fund for this purpose; and

**WHEREAS**, the Township Council also approved and adopted a Manual at that time for the Emergency Repairs Program in accordance with COAH's directives, which set forth the application process for applicants to comply with in order to participate in the Program and receive a grant for such repairs under the Program; and

**WHEREAS**, an application to participate in the Program was submitted by Catholic Charities, was reviewed and deemed complete and in compliance with the Program requirements; and

**WHEREAS**, the Township Council desires to award a grant to Catholic Charities for window replacements in the dormitory at Ozanam Family Shelter in the amount of \$22,952.00 the purposes set forth herein under the Township's Emergency Repair Program and to authorize the execution of an Agreement between the Township and Catholic Charities, with respect to such grant.

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

1. The Township Council hereby approves and authorizes a grant in the amount of \$22,952.00 from the Township's Affordable Housing Trust Fund with respect to the Township's Emergency Repairs Program, to Catholic Charities for Ozanam Family Shelter, for the purposes set forth herein and authorizes the execution of an Agreement with Catholic Charities, 319 Maple Street, Perth Amboy, NJ 08861 with respect to such grant.
2. That an original certified copy of this resolution shall be forwarded to the Municipal Housing Liaison.



Explanation: A Resolution authorizing the grant of \$6,690.00 from the Township's Affordable Housing Emergency Repairs Program to Catholic Charities for an HVAC system at Ozanam Family Shelter.

**RESOLUTION  
EDISON TOWNSHIP**

**WHEREAS**, by Resolution the Township Council approved, authorized and established an Emergency Repairs Program pursuant to N.J.A.C. 5:97-8.8(a), to assist eligible owner or rental property, sponsors of permanent supportive housing, shared living arrangements (group homes) and certain public housing units in the Township of Edison, to make eligible repairs/replacements to systems or items, that if neglected, pose threats to the health and/or safety of the current or prospective tenants, and committed \$500,000 from the Township's Affordable Housing Trust Fund for this purpose; and

**WHEREAS**, the Township Council also approved and adopted a Manual at that time for the Emergency Repairs Program in accordance with COAH's directives, which set forth the application process for applicants to comply with in order to participate in the Program and receive a grant for such repairs under the Program; and

**WHEREAS**, an application to participate in the Program was submitted by Catholic Charities, was reviewed and deemed complete and in compliance with the Program requirements; and

**WHEREAS**, the Township Council desires to award a grant to Catholic Charities for window replacements in the dormitory at Ozanam Family Shelter in the amount of \$6,690.00 the purposes set forth herein under the Township's Emergency Repair Program and to authorize the execution of an Agreement between the Township and Catholic Charities, with respect to such grant.

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

3. The Township Council hereby approves and authorizes a grant in the amount of \$6,690.00 from the Township's Affordable Housing Trust Fund with respect to the Township's Emergency Repairs Program, to Catholic Charities for Ozanam Family Shelter, for the purposes set forth herein and authorizes the execution of an Agreement with Catholic Charities, 319 Maple Street, Perth Amboy, NJ 08861 with respect to such grant.
4. That an original certified copy of this resolution shall be forwarded to the Municipal Housing Liaison.

Explanation: A Resolution authorizing the grant of certain funds to the Edison Housing Authority from the Township's Affordable Housing Emergency Generator Program for Robert Holmes Gardens, North Edison.

**RESOLUTION  
EDISON TOWNSHIP**

**WHEREAS**, by Resolution dated February 25, 2015 the Township Council approved, authorized and established an Emergency Generator Program for the purchase and installation of emergency generators pursuant to N.J.A.C. 5:97-8.8(a) by certain qualified applicants and committed \$500,000 from the Township's Affordable Housing Trust Fund for this purpose; and

**WHEREAS**, the Township Council also approved and adopted a Manual at that time for the Emergency Generator Program in accordance with COAH's directives, which set forth the application process for applicants to comply with in order to participate in the Program and receive a grant for such work under the Program; and

**WHEREAS**, an application to participate in the Program was submitted by the Housing Authority of the Township of Edison and was reviewed and deemed complete and in compliance with the Program requirements; and

**WHEREAS**, the Township Council desires to award a grant to the Housing Authority of the Township of Edison in the amount of \$43,323.55 for the purchase and installation of an emergency generator for Robert Holmes Gardens under the Township's Emergency Generator Program and to authorize the execution of an Agreement between the Township and the Housing Authority of the Township of Edison with respect to such grant.

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

5. The Township Council hereby approves and authorizes a grant in the amount of \$43,323.55 from the Township's Affordable Housing Trust Fund (T-13-00-0000-000-006) with respect to the Township's Emergency Generator Program, to the Housing Authority of the Township of Edison for the purchase and installation of an emergency generator, and authorizes the execution of an Agreement with the Housing Authority of the Township of Edison with respect to such grant.
6. That an original copy of this resolution shall be forwarded to the Municipal Housing Liaison.

**EXPLANATION:** Resolution Refunding Inspection Fees to Mediplex Surgical Center, 98 James Street, Edison NJ 08820, Account 7200024964

**RESOLUTION**

WHEREAS, the Township Engineer advises that a final inspection was made on the above subject located in Block: 643.FF Lot: 17.M2

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

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

WHEREAS, it is in now in order that the sum of \$583.75, which represents the amount due and owing the applicant, be returned to JFK Medical Center, 98 James Street, Edison NJ 08820, Account #7200024964

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of \$583.75 plus accrued interest, if applicable, be refunded to the applicant, JFK Medical Center, Edison NJ 08820 Account #7200024964

BE IT FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund said sum of \$583.75, in account #7200024964 to the applicant.

**EXPLANATION:** Resolution Refunding Tree Maintenance Bond to Tingley Estates, LLC  
12 Madden Court, Edison NJ 08820 11-097 Account # 7762575764

**TOWNSHIP OF EDISON**

**RESOLUTION**

**WHEREAS**, on July 5, 2013, Tingley Estates, LLC posted Tree Maintenance Bond fees in the amount of \$18,600.00 on deposit with the Township of Edison in account #7762575764 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit #11-097.

**WHEREAS**, an inspection by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the trees planted have remained alive for 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 \$18,600.00, be refunded to the applicant; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON**, that the Tree Maintenance Bond in the amount of \$18,600.00 Herein above 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 \$18,600.00 on deposit in Account #7762575764 Tingley Estates LLC, having offices at 12 Madden Court, Edison, NJ 08820, **Account #7762575764**

**EXPLANATION:** Resolution Refunding Cash Performance and Performance Bond Reduction Balance to Tingley Estates, LLC 12 Madden Court, Edison, NJ 08820  
Account #7760013405

**RESOLUTION**

WHEREAS, the Township Engineer advises that an inspection has been made of Tingley Estates Block #425 Lot: 73, 74, 13-F4, 13-I-13, Application #P5029 and said inspection indicates all improvements are complete and in accordance with Site Plan approval and Municipal Standards of the Township of Edison, therefore, it is now in order that Final Acceptance is granted and the Cash Performance Bond Reduction Balance and the Performance Bond Reduction Balance presently being held by the Township of Edison be released; and

WHEREAS, a Cash Performance Bond Check #9428601391 was posted on March 24, 2010 by Tingley Estates, LLC in the amount of \$25,186.92 on deposit in Account #7760013405; and

**WHEREAS, a Cash Performance Bond Reduction was posted on December 10, 2010, Resolution #726-112010 reducing the Cash Performance Bond to \$12,593.46; and**

WHEREAS, a Performance Bond check #9428601390 was posted on March 24, 2010 by Tingley Estates, LLC in the amount of \$226,682.28; and

**WHEREAS, a Performance Bond Reduction was posted on December 10, 2010, Resolution #726-112010 reducing the Performance Bond to \$113,341.14; and**

WHEREAS, the Township Engineer recommends the release of the Cash Performance Bond Reduction balance in the amount of \$12,593.46 plus accrued interest, if applicable, on deposit in account #7760013405 principal being Tingley Estates, LLC having offices at 12 Madden Court, Edison, NJ 08820 and acceptance of the subject improvements; and

WHEREAS, the Township Engineer recommends the release of the Performance Bond Reduction balance in the amount of \$113,341.14; and

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the aforementioned improvements are hereby complete and satisfactory and the Township Clerk be and is hereby authorized to return the aforesaid Performance Bond in the amount of \$113,341.14, to the applicant; and**

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the Director of Finance be and is hereby authorized to return the Cash Performance Bond in the amount of \$12,593.46, plus accrued interest, if applicable, on deposit in account #7760013405 to the applicant.**

**EXPLANATION:** Releasing Cash performance to Lube Express,  
Account #7200025248

**RESOLUTION**

WHEREAS, the Township Engineer advises that an inspection was made on the above subject located in Block #686 Lot: 9-E

WHEREAS, the Division of Engineering Services recommends the release of the Cash Performance Bond, in the amount of \$105.03, in account 7200025248

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the aforementioned improvements are hereby complete and satisfactory and the Chief Financial Officer is hereby authorized to release the aforesaid Cash Performance; and

BE IT FURTHER RESOLVED that the Director of Finance be and is hereby authorized to return the Cash Performance in the amount of \$105.03, on deposit in account #7200025248 to the applicant, having an address of 25 Main Street 4<sup>th</sup> Floor, Hartford Ct, 06106 Attn: Jim Wachner

**EXPLANATION:** Resolution Refunding Cash Performance Gulberg Builders for Application #Z21-2014, 12 & 14 Hamilton Avenue Account #7763342399

**TOWNSHIP OF EDISON  
RESOLUTION**

**WHEREAS**, the Township Engineer advises that an inspection has been made of 12 & 14 Hamilton Avenue Application #Z21-2014, Block: 643-B-T Lot: 34.01 & 37.01, and said inspection indicates all site improvements are complete and in accordance with Site Plan approval and Municipal Standards of the Township of Edison; and

**WHEREAS**, the Township Engineer, recommends the release of the Cash Performance posted on November 18, 2014 in the amount of **\$16,212.00**, plus accrued interest, if applicable on deposit in account #7763342399 with the Township of Edison, principal being Gulberg Builders, LLC, having offices at 3830 Park Avenue Suite 205, Edison, NJ 08820 and acceptance of the subject improvements; and

**BE IT FURTHER RESOLVED** that the Township Clerk and the Director of Finance be and is hereby authorized to return the aforesaid Cash Performance in the amount of **\$16,212.00** plus accrued interest, if applicable, on deposit in account #7763342399 to the applicant, Gulberg Builders LLC, 3830 Park Avenue Suite 205, Edison, NJ 08820.

**EXPLANATION:** Resolution Refunding Developers Escrow Fees to Lube Express  
Account 7200024504

**RESOLUTION**

WHEREAS, the Township Engineer advises that a final inspection was made on the above subject located in Block: 686  
Lot: 9-E

WHEREAS, the applicant has requested the return of the unused portion of Developers Escrow fees, as provided by law;  
and

WHEREAS, it is in now in order that the sum of \$599.79, which represents the amount due and owing the applicant,  
be returned to 25 Main Street 4<sup>th</sup> Floor, Hartford, CT 06106 Account #7200024504

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON  
that the sum of \$599.79 plus accrued interest, if applicable, be refunded to the applicant, Account #7200024504

BE IT FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund said sum of  
\$599.79, in account #7200024504 to the applicant, having an address of 25 Main Street 4<sup>th</sup> Floor, Hartford Ct,  
06106 Attn: Jim Wachner.



**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO JEN ELECTRIC INCORPORATED  
FOR EMERGENCY TRAFFIC SIGNAL REPAIRS**

**WHEREAS**, bids were received by the Township of Edison on January 8, 2016 for Public Bid No. 16-06-26-Emergency Traffic Signal Repairs for the Department of Public Works; and

**WHEREAS**, JEN ELECTRIC INCORPORATED, 631 Morris Ave., Springfield, NJ 07081, submitted the lowest legally responsible, responsive bid; and

**WHEREAS**, the total amount of this contract, not to exceed \$75,000.00, 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:

3. All bids have been reviewed, and the bid submitted by JEN ELECTRIC INCORPORATED, 631 Morris Ave., Springfield, NJ 07081, for Emergency Traffic Signal Repairs for the Department of Public Works, is determined to be the lowest legally responsible, responsive bid.
4. 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 JEN ELECTRIC INCORPORATED as described herein.
5. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and/or bonds of the unsuccessful bidders.

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO LOWES HOME CENTERS LLC FOR THE FURNISHING OF WALK-IN BUILDING SUPPLIES FOR THE TOWNSHIP OF EDISON**

**WHEREAS**, there is a need to purchase industrial, janitorial and hardware supplies for the Township of Edison; and

**WHEREAS**, LOWES HOME CENTERS LLC, 1605 Curtis Bridge Road, Mailcode ABECS, Wilkesboro NC 28697, has been awarded State Contract Number 82951 under M-8001/Walk-In Building Supplies; and

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

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

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

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

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order(s) in the amount not to exceed \$20,000.00 and any other necessary documents, with LOWES HOME CENTERS LLC, 1605 Curtis Bridge Road, Mailcode ABECS, Wilkesboro, NC 28697 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. 82951/M-8001.

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO AIR BRAKE &  
EQUIPMENT FOR THE FURNISHING OF MAINTENANCE AND REPAIR FOR  
HEAVY DUTY VEHICLES FOR THE TOWNSHIP OF EDISON**

**WHEREAS**, there is a need to maintain and repair heavy duty vehicles (class 5 or higher, over 15,000 LB GVWR) for the Township of Edison; and

**WHEREAS**, AIR BRAKE & EQUIPMENT, 225 Route 22 West, Hillside, NJ 07205, has been awarded State Contract Number 89279 under T-2108 Maintenance and Repair for Heavy Duty Vehicles; and

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

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

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

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

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$20,000.00 and any other necessary documents, with AIR BRAKE & EQUIPMENT, 225 Route 22 West, Hillside, NJ 07205, 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. 89279 under T-2108.

**EXPLANATION:** A Resolution authorizing the refunding of a limousine licensing fee to Blue Limo Service, LLC due to over-collection.

## **EDISON TOWNSHIP**

### **RESOLUTION**

**WHEREAS**, the Township of Edison (“Township”) is responsible for the licensing of local limousine services pursuant to Section 11-31 of its Code of Ordinances; and

**WHEREAS**, New Jersey State law at *N.J.S.A. 48:16-17* limits the fees allowed to be charged limousine services for municipal licensing; and

**WHEREAS**, the Township over-charged Blue Limo Service, LLC (“Blue”) for the issuance of its 2012 and 2013 limousine service licenses in contravention of State law; and

**WHEREAS**, the municipal council of the Township (“Municipal Council”) desires to refund \$1,580.00 to Blue representing the amount over-collected with respect to Blue current license.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Township finance department is hereby authorized to refund \$1,580.00 to Blue to resolve the Township’s over-collection of limousine licensing fees.
3. This Resolution shall take effect immediately.

**EXPLANATION:** An Ordinance authorizing a month to month lease for storage of Township vehicles and equipment

**EDISON TOWNSHIP**

ORDINANCE O.1919-2016

**ORDINANCE OF THE TOWNSHIP OF EDISON  
AUTHORIZING A MONTH TO MONTH LEASE OF CERTAIN PREMISES  
LOCATED AT 212 DURHAM AVENUE, IN THE BOROUGH OF  
METUCHEN, NEW JERSEY, FOR STORAGE OF  
MUNICIPAL VEHICLES AND EQUIPMENT, AND AUTHORIZING THE  
EXECUTION  
OF A LEASE AGREEMENT ASSOCIATED THEREWITH**

**WHEREAS**, Metuchen Acquisition Realty, LLC is the owner of certain premises located at 212 Durham Avenue, in the Borough of Metuchen (the “Premises”); and

**WHEREAS**, the Premises consists of approximately 14,000 square feet of space; and

**WHEREAS**, the Township of Edison (the “Township”) has an immediate, emergent need of temporary storage for its vehicles and equipment during the winter season, and wishes to acquire an interest in the Premises by way of a month to month lease agreement with Metuchen Acquisition Realty, LLC, effective as of January 15, 2016, in order to provide for storage for such vehicles and equipment; and

**WHEREAS**, the Lease Agreement shall be on a month to month basis, not to exceed four (4) months, at a monthly rental amount of \$12,000 gross for the Premises, which includes all utilities; and

**WHEREAS**, the New Jersey Local Lands and Buildings Law, N.J.S.A. 40A:12-1 et seq., and specifically, N.J.S.A. 40A:12-5(a)(1), authorizes a municipality, by ordinance, to provide for the acquisition of any real property by purchase or lease; and

**WHEREAS**, consistent with the foregoing, the Mayor and Township Council wish to authorize the execution of a Lease Agreement, effective as of January 15, 2016, with Metuchen Acquisition Realty, LLC, on behalf of the Township, for the public purposes set forth above, in a form satisfactory to the Township Attorney.

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

1. That the Mayor is hereby authorized and directed to execute, and the Borough Clerk to attest, a Lease Agreement between the Township of Edison and Metuchen Acquisition Realty, LLC regarding the Premises, so that the Township may rent the Premises for the public purposes referenced above. Said Lease Agreement shall be consistent with the

representations referenced above, and shall be in a form satisfactory to the Township Attorney.

2. The Lease Agreement shall be effective as of January 15, 2016.
3. That this Ordinance shall take effect in accordance with all applicable laws.

**EXPLANATION:** This Ordinance amends the Edison Township Code of General Ordinances to provide that the Township’s Division of Police may be staffed with two Deputy Chiefs rather than only one.

**ORDINANCE O.1920-2016**

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

**WHEREAS**, the Edison Township Code of General Ordinances (“Code”) currently provides that the Township’s Division of Police (“Division”) may be staffed with one (1) Deputy Chief; and

**WHEREAS**, the municipal council (“Municipal Council”) of the Township, Mayor and Chief of Police have identified a need for the staffing of the Division with an additional Deputy Chief; and

**WHEREAS**, the Municipal Council has determined to amend Chapter II, Subchapter 2-28.2 of the Code to read as follows (additions are underlined and deletions are in [brackets]):

**“2-28.2 Personnel of Division of Police.**

- a. The maximum complement of the Division of Police in the Township is as follows:
  - 1. One (1) Chief of Police; and
  - 2. [One] Two ([1]2) Deputy Chiefs; and
  - 3. Eight (8) Captains of Police; and
  - 4. Nineteen (19) Lieutenants of Police; and
  - 5. Thirty-five (35) Sergeants of Police; and
  - 6. One hundred forty-five (145) Patrol Officers[; and].”

**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 II, Subchapter 2-28.2 of the Code to read as follows:

**“2-28.2 Personnel of Division of Police.**

- a. The maximum complement of the Division of Police in the Township is as follows:
  - 1. One (1) Chief of Police; and
  - 2. Two (2) Deputy Chiefs; and
  - 3. Eight (8) Captains of Police; and
  - 4. Nineteen (19) Lieutenants of Police; and

5. Thirty-five (35) Sergeants of Police; and

6. One hundred forty-five (145) Patrol Officers.”

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 II of the Code shall remain unchanged and have full force and legal effect, except for as modified herein.

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.



