

**AGENDA
MUNICIPAL COUNCIL
COMBINED MEETING
Wednesday, February 10, 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. **REPORTS FROM ALL COUNCIL COMMITTEES:**
5. **POINTS OF LIGHT**
6. **FROM THE BUSINESS ADMINISTRATOR:**
 - a. Award of a Non-Far and Open Contract for Professional Risk Management Consulting Services (Resolution R.095-022016)
 - b. Resolution authorizing Additional funds for the furnishing of Data and Voice Service (Resolution R.096-022016)
 - c. Award of Contract for Public Bid #16-10-25 Collision Repairs (Resolution R.097-022016 and R.116-022016)
 - d. Resolution authorizing Transfer of funds (Resolution R.118-022016)
7. **FROM THE DEPARTMENT OF FINANCE:**
 - a. Report of Disbursements through February 4, 2016. (Resolution R.085-022016)
 - b. Resolution authorizing refund in the amount of \$ 383,211.59 for redemption of tax sale certificates (Resolution R.086-022016)
 - c. Resolution authorizing refund of sewer tax overpayments, totaling \$80.68 (Resolution R.087-022016)
8. **FROM THE DEPARTMENT OF LAW:**
 - a. Resolution referring the Woodbridge Avenue Redevelopment Plan for Block 390.A, Lot 1.4A (844 King Georges Post Road) to the Planning Board for review and comment, pursuant to the Local Redevelopment and Housing Law (Resolution R.108-022016)
 - b. This Resolution awards a Professional Services Contract to McManimon, Scotland & Baumann, LLC and designates William W. Northgrave, Esq. of the firm to represent the Township of Edison as Township Attorney.(Resolution R.109-022016)

- c. This Resolution awards a Professional Services Contract to Roth D'Aquanni, LLC and designates the firm to represent the Township of Edison as Township Labor Counsel (Resolution R.110-022016).
 - d. This Resolution awards a Professional Services Contract to James P. Nolan & Associates and designates the firm to represent the Township of Edison as Tax Appeal Counsel, and, if the need should arise, Special Counsel.(Resolution R.111-022016)
 - e. This Resolution awards a Professional Services Contract to Hoagland, Longo, Moran, Dunst & Doukas, LLP (Resolution R.112-022016)
 - f. Resolution authorizing an Extraordinary Unspecifiable services contract for Public Information Services to Jaffe Communications Inc.(Resolution R.113-022016)
 - g. This Resolution awards a Professional Contract to Heyer, Gruel & Associates for Redevelopment Planner.(Resolution R.114-022016).
 - h. Resolution r-referring Lincoln Redevelopment Plan to Planning Board for review and comment, pursuant to the Local Redevelopment and Housing Law (Resolution R.115-022016)
 - i. Resolution authorizes payment to the Community Planning firm of Heyer & Gruel Associates for services rendered in year 2015 (Resolution R.119-022016)
9. **FROM THE DEPARTMENT OF PLANNING AND ENGINEERING:**
- a. Resolutions authorizing the grant of certain funds from the Township's Affordable Housing Emergency Repair Program (Resolution R.088-022016 through R.090-022016)
 - b. Resolution refunding Cash Performance Bond. (Resolution R.091-022016)
 - c. Resolution refunding Inspection fees (Resolution R.092-0022016)
 - d. Resolution refunding Construction Fee permit to Senior Resident (R.093-022016)
10. **FROM THE DEPARTMENT OF PUBLIC WORKS:**
- a. Resolution to release Street Opening Escrow (Resolution R.094-022016)
 - b. Award of Contract for Public Bid No. 15-12-06 Fuel (Resolution R.101-022016 and R.117-022016)
 - c. Resolution authorizing the Township to purchase Rock Salt (Resolution R.107-022016)
11. **FROM THE CHIEF OF FIRE:**
- a. Award of Contract for Public Bid No. 15-07-27 Rescue Apparatus (Resolution R.098-022016)
12. **FROM THE CHIEF OF POLICE:**
- a. Resolution for 2016 Impound Vehicle Auction (R.099-012016)
 - b. Award of Contract/Purchase Order for Fingerprint/Palmprint Scan System (Resolution R.100-022016)
13. **FROM THE TOWNSHIP CLERK:**

- a. Resolutions waiving permit fees for The ARC Middlesex County (R.102-022016 through R.104-022016)
- b. Resolution waiving permit fees for Edison Housing Authority (R.105-022016 and R.106-022016).

14. **FROM THE COUNCIL MEMBER TO THE PLANNING BOARD:**

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

O.1921-2016 AN ORDINANCE ESTABLISHING THE NOT TO EXCEED SALERIES OF CERTAIN OFFICERS, DEPARTMENT HEADS AND EMPLOYEES OF THE TOWNSHIP FOR 2016.

16. **COMMUNICATIONS:**

- a. Letter received from residents on Hamilton Avenue regarding residential parking permit.

17. **DISCUSSION ITEMS:**

Council President Lombardi

None

Councilmember Diehl

None

Councilmember Gomez

None

Councilmember Karabinchak

None

Councilmember Patil

None

Councilmember Sendelsky

None

Councilmember Shah

None

18. **COUNCIL PRESIDENT'S REMARKS**

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

O.1921-2016 AN ORDINANCE ESTABLISHING THE NOT TO EXCEED SALERIES OF CERTAIN OFFICERS, DEPARTMENT HEADS AND EMPLOYEES OF THE TOWNSHIP FOR 2016.

20. **PUBLIC COMMENT ON THE RESOLUTIONS**

21. **PROPOSED RESOLUTIONS**

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

Consent Agenda

- R.085-022016 Resolution approving disbursements for the period ending February 4, 2016
- R.086-022016 Resolution authorizing refund in the amount of \$383,211.59 for redemption of tax sale certificates.
- R.087-022016 Resolution authorizing refund of sewer charge overpayments totaling \$80.68.
- R.088-022016 Resolution authorizing the grant of certain funds from the Township's Affordable Housing Emergency Repair Program to The ARC Middlesex County for Group Home # 3 in the amount of \$18,500.00.
- R.089-022016 Resolution authorizing the grant of certain funds from the Township's Affordable Housing Emergency Repair Program to The ARC Middlesex County for Group Home #1 in the amount of \$5,900.00.
- R.090-022015 Resolution authorizing the grant of certain funds from the Township's Affordable Housing Emergency Repair Program to The ARC Middlesex County for Group Home #2 in the amount of \$11,800.00.
- R.091-022015 Resolution refunding Cash Performance Bond to V& R Realty for Application #P4947, blk. 498, Lot 6-11, acct. #7200025308 in the amount of \$28,453.59.
- R.092-022016 Resolution refunding Inspection fees to V & R Realty for Application #P4947, blk. 498, Lot 6-11, Acct. #7200024784 in the amount of \$202.89.
- R.093-022016 Resolution refunding Construction Fee permit to Senior Resident for Permit #2015-1087 , for 21 Rodak Circle in the amount of \$416.00.
- R.094-022016 Resolution to release Street Opening Escrow to Stilo Excavation, Inc. in the amount of \$800.00 for 25 Grandview Avenue.
- R.095-012016 Award of a Non-Far and Open Contract for Professional Risk Management Consulting Services to Acrisure, LLC in the amount of \$208,000.00.

- R.096-022016 Resolution authorizing Additional funds for the furnishing of Data and Voice Service to Data Network Solutions in an amount not to exceed \$25,000.00.
- R.097-022016 Award of Contract for Public Bid #16-10-25 Collision Repairs to Freehold Ford, Inc. in an amount not to exceed \$110,000.00.
- R.098-022016 Award of Contract for Public Bid No. 15-07-27 Rescue Apparatus to Spartan Motors USA, Inc. in the amount of \$530,092.00.
- R.099-022016 Resolution for 2016 Impound Vehicle Auction .
- R.100-022016 Award of Contract/Purchase Order for Fingerprint/Palmprint Scan System to Morphotrak, Inc. in the amount \$39,103.55.
- R.101-022016 Award of Contract for Public Bid No. 15-12-06 Fuel to National Fuel Oil In an amount not to exceed \$500,000.00.
- R.102-022016 Resolution waiving permit fees for The ARC Middlesex County for Group Home # 1, rear patio.
- R.103-022016 Resolution waiving permit fee for The ARC Middlesex County for Group Home#2, Roof.
- R.104-022016 Resolution waving permit fee for The ARC Middlesex County for Group Home#3, rear deck.
- R.105-022016 Resolution waving permit fee for Generator Installation at Robert Holmes Gardens, Edison Housing Authority.
- R.106-022016 Resolution waiving permit fee for Generator installation at Julius Engel Gardens, Edison Housing Authority.
- R.107-022016 Resolution authorizing the purchase of Rock Salt from Atlantic Salt Inc. under state contract #71-MCCPS in an amount not to exceed \$120,000.00.
- R.108-022016 Resolution referring the Woodbridge Avenue Redevelopment Plan for Block 390.A, Lot 1.4A (844 King Georges Post Road) to the Planning Board for review and comment, pursuant to the Local Redevelopment and Housing Law.
- R.109-022016 This Resolution awards a Professional Services Contract to McManimon, Scotland & Baumann, LLC and designates William W. Northgrave, Esq. of the firm to represent the Township of Edison as Township Attorney.
- R.110-022016 This Resolution awards a Professional Services Contract to Roth D'Aquanni, LLC and designates the firm to represent the Township of Edison as Township Labor Counsel.
- R.111-022016 This Resolution awards a Professional Services Contract to James P. Nolan & Associates and designates the firm to represent the Township of Edison as Tax Appeal Counsel.
- R.112-022016 This Resolution awards a Professional Services Contract to Hoagland, Longo, Moran, Dunst & Doukas, LLP representing the township on ongoing matters.
- R.113-022016 Resolution authorizing an Extraordinary Unspecifiable services contract for Public Information Services to Jaffe Communications Inc.
- R.114-022016 This Resolution awards a Professional Contract to Heyer, Gruel & Associates for Redevelopment Planner.

R.115-022016 Resolution re-referring Lincoln Redevelopment Plan to Planning Board for review and comment, pursuant to the Local Redevelopment and Housing Law.

R.116-022016 Award of Contract for Public Bid #16-10-25 Collision Repairs to Central Jersey Collision in an amount not to exceed \$80,000.00.

R.117-022016 Award of Contract for Public Bid No. 15-12-06 Fuel to Rachles/Michele's Oil Co, Inc. in an amount not to exceed \$425,000.00

R.118-022016 Resolution authorizing the Transfer of funds.

R.119-022016 Resolution authorizes payment to the Community Planning firm of Heyer & Gruel & Associates for services render in year 2015.

22. **COMMUNICATIONS:**

- a. Letter received from residents on Hamilton Avenue regarding residential parking permit.

23. **ORAL PETITIONS AND REMARKS**

24. **ADJOURNMENT**

EXPLANATION: An Ordinance establishing the not-to-exceed salaries of certain officers, department heads and employees of the Township for 2016.

ORDINANCE O.1921-2016

WHEREAS, the municipal council (“Municipal Council”) of the Township of Edison (“Township”) seeks to establish the not-to-exceed salaries of certain officers, department heads and employees of the Township for the current year, some of which salaries have not changed or increased from the prior year.

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

Section 1. The not-to-exceed salary(ies) for the following positions for 2016 shall be as follows:

| <u>Municipal Council</u> | Salary (not-to-exceed) |
|--|-------------------------------|
| Council President | \$13,000.00 |
| Councilperson | \$12,000.00 |
| <u>Department Directors and Employees</u> | |
| Business Administrator | \$161,000.00 |
| Director of Finance/CFO | \$147,000.00 |
| Director of Public Works | \$132,000.00 |
| Director of Parks and Recreation | \$108,000.00 |
| Municipal Clerk | \$121,000.00 |
| Director of Planning and Engineering | \$136,000.00 |
| Director of Health and Human Services | \$121,000.00 |
| Construction Code Official | \$130,000.00 |
| Tax Assessor | \$115,000.00 |
| Tax Collector | \$ 90,000.00 |

Section 2. All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed. The Chief Financial Officer of the Township is hereby authorized to transfer such sums as may be necessary to cover such payroll as authorized herein.

Section 3. 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.

Section 4. A copy of this Ordinance shall be available for public inspection at the offices of the Township Clerk.

Section 5. This ordinance shall become effective upon final passage and publication according to law.

RESOLUTION R.085-022016

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE
TOWNSHIP OF EDISON FOR THE PERIOD ENDING FEBRUARY 4, 2016

WHEREAS, the Director of Finance of the Township of Edison has transmitted
to the Township Council a Report of Disbursements made through February 4, 2016

| FUND | AMOUNT |
|----------------------|-----------------|
| Current | \$12,657,153.40 |
| Affordable Housing | 34,169.89 |
| Capital | 967,440.09 |
| Cash Performance | 0.00 |
| CDBG | 50,106.76 |
| Developers Escrow | 19,633.50 |
| Dog (Animal Control) | 17,545.63 |
| Federal Forfeited | 983.70 |
| Grant Funds | 4,705.52 |
| Law Enforcement | 0.00 |
| Open Space | 0.00 |
| Payroll Deduction | 496,502.75 |
| Sanitation Fund | 103,987.12 |
| Sewer Utility | 6,429,027.68 |
| Tax Sale Redemption | 291,633.29 |
| Tree Fund | 0.00 |
| Tree Planting | 0.00 |
| Trust | 126,964.38 |
| | |
| TOTAL | \$21,199,853.71 |

/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.086-022016

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 **\$383,211.59**.

EXPLANATION: A Resolution authorizing the refund of sewer charge overpayments to certain property owners in the Township.

RESOLUTION R.087-022016

WHEREAS, the tax collector, Lina Vallejo of the Township of Edison reports and advises that certain property owners in the Township have overpaid for sewer use charges due to erroneous or duplicate payments totaling amounts greater than that assessed to them for the year 2015; and

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

WHEREAS, the municipal council of the Township desires to authorize the refund of these sewer charge overpayments.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, NEW JERSEY AS FOLLOWS:

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

| | |
|------------------------|--------------------------|
| Property Owner: | SL Investment Group, LLC |
| Property Location: | 1 Nixon Lane |
| Block/Lot/Qualifier | 397/1.B2 |
| Sewer Account: | 8340-0 |
| Amount to be Refunded: | \$ 80.68 |
| GRAND TOTAL: | \$ 80.68 |

3. This Resolution shall take effect immediately.

February 10, 2016

Explanation: A Resolution authorizing the grant of certain funds from the Township's Affordable Housing Emergency Repairs Program to The ARC Middlesex County for repairs to a group home #3 located in Edison, as outlined in their application in the amount of \$18,500.

RESOLUTION R.088-022016

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 of 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 The Arc Middlesex County for their group home located in Edison, was reviewed and deemed complete and in compliance with the Program requirements; and

WHEREAS, the Township Council desires to award a grant to The Arc Middlesex County in the amount of \$18,500.00 for the purposes set forth herein under the Township's Emergency Repair Program and to authorize the execution of an Agreement between the Township and The Arc Middlesex County, 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 \$18,500.00 from the Township's Affordable Housing Trust Fund with respect to the Township's Emergency Repairs Program, to The Arc Middlesex County for the purposes set forth herein and authorizes the execution of an Agreement with The Arc Middlesex County, 219 Black Horse Lane, Suite 1, North Brunswick, NJ 08902 with respect to such grant.
2. An original copy of the resolution shall be forwarded to the Municipal Housing Liaison.

Explanation: A Resolution authorizing the grant of certain funds from the Township's Affordable Housing Emergency Repairs Program to The ARC Middlesex County for repairs to a group home # 1 located in Edison, as outlined in their application in the amount of \$5,900.

RESOLUTION R.089-022016

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 of 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 The Arc Middlesex County for their group home located in Edison, was reviewed and deemed complete and in compliance with the Program requirements; and

WHEREAS, the Township Council desires to award a grant to The Arc Middlesex County in the amount of \$5,900.00 for the purposes set forth herein under the Township's Emergency Repair Program and to authorize the execution of an Agreement between the Township and The Arc Middlesex County, 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 \$5,900.00 from the Township's Affordable Housing Trust Fund with respect to the Township's Emergency Repairs Program, to The Arc Middlesex County for the purposes set forth herein and authorizes the execution of an Agreement with The Arc Middlesex County, 219 Black Horse Lane, Suite 1, North Brunswick, NJ 08902 with respect to such grant.
4. An original copy of the resolution shall be forwarded to the Municipal Housing Liaison.

Explanation: A Resolution authorizing the grant of certain funds from the Township's Affordable Housing Emergency Repairs Program to The ARC Middlesex County for repairs to a group home #2 located in Edison, as outlined in their application in the amount of \$11,800.

RESOLUTION R.090-022016

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 of 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 The Arc Middlesex County for their group home located in Edison, was reviewed and deemed complete and in compliance with the Program requirements; and

WHEREAS, the Township Council desires to award a grant to The Arc Middlesex County in the amount of \$11,800.00 for the purposes set forth herein under the Township's Emergency Repair Program and to authorize the execution of an Agreement between the Township and The Arc Middlesex County, 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 \$11,800.00 from the Township's Affordable Housing Trust Fund with respect to the Township's Emergency Repairs Program, to The Arc Middlesex County for the purposes set forth herein and authorizes the execution of an Agreement with The Arc Middlesex County, 219 Black Horse Lane, Suite 1, North Brunswick, NJ 08902 with respect to such grant.
6. An original copy of the resolution shall be forwarded to the Municipal Housing Liaison.

EXPLANATION: Resolution Refunding Cash Performance to V&R Realty for Application #P4947, Block 498, Lot 6-11 Account #7200025308

RESOLUTION R.091-022016

WHEREAS, the Township Engineer, recommends the release of the Cash Performance posted in the amount of **\$28,497.59**, plus accrued interest, if applicable on deposit in account #7200025308 with the Township of Edison, principal being V&R Realty, having offices at 295 N. Michigan Avenue, Kenilworth, NJ 07033 and acceptance of the subject improvements; and

WHEREAS, the Division of Engineering Services recommends the release of the Cash Performance Bond, in the amount of **\$28,497.59**, in account 7200025308

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 the Director of Finance be and is hereby authorized to return the aforesaid Cash Performance in the amount of **\$28,453.59** plus accrued interest, if applicable, on deposit in account #7200025308 to the applicant, V&R Realty, Co, Inc. 295 N. Michigan Avenue, Kenilworth, NJ 07033.

EXPLANATION: Resolution Refunding Inspection Fees to V&R Realty, Application # P4947, Block. 498, Lot: 6-11 Account #7200024784

RESOLUTION R.092-022016

WHEREAS, the Township Engineer advises that a final inspection was made on the above subject located in Block: 498 Lot: 6-11

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 \$202.89, which represents the amount due and owing the applicant, be returned to V&R Realty Co, Inc. 295 N. Michigan Avenue, Kenilworth, NJ 07033

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of \$202.89 plus accrued interest, if applicable, be refunded to the applicant, V&R Realty Co, Inc. 295 N. Michigan Avenue, Kenilworth, NJ 07033

BE IT FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund said sum of \$202.89, in account #7207200024784 to the applicant.

EXPLANATION: This resolution provides for Senior Resident refund of the construction permit fee, less the DCA fee, posted for a residential construction permit.

RESOLUTION R.093-022016

WHEREAS, on March 30, 2015 a Construction Permit fee, check #608415, permit #2015-1087, was posted in the total amount of \$428.00 by the contractor, Somerville Aluminum Co., having offices at 20 County Line Road, Branchburg, NJ 08876; and

WHEREAS, the application was submitted for a Kitchen Remodel at 21 Rodak Circle, Edison, NJ 08817, by the hired contractor; Somerville Aluminum Co., who did not make known to the Construction Code Enforcement Division that the homeowner, Lawrence Normat, is a bonafide Edison Senior Resident who is eligible for Senior Citizen waiver of municipal fees on construction permits, per the Edison Municipal Code, chapter 2-128.3; and

WHEREAS, appropriate documents have been submitted to the Township indicating that the work was done for a bonafide senior resident it is therefore appropriate that the municipal permit fee in the amount of \$416.00, derived from the \$428.00 total construction permit fee less the \$12.00 DCA fee, be refunded to the contractor A.J. Perri ; and

WHEREAS, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2015-1087, in the amount of \$416.00 for the referenced application;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum not to exceed \$416.00 on construction permit fees posted by Somerville Aluminum Co. for 21 Rodak Circle be refunded to the contractor;

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$416.00 from the Refund of Revenue Fund to the Contractor, Somerville Aluminum Co. at 20 County Line Road, Branchburg, NJ 08876.

RESOLUTION R.094-022016

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 STO0000174, to the following:

| | |
|--|---|
| Permit Number: | 0679 |
| Opening Location: | 25 Grandview Avenue |
| Block/Lot: | 708/4.A |
| Applicant's Name & Address: | Stilo Excavation, Inc. 2907 Clinton Avenue South Plainfield, NJ 07080 |
| Initial Deposit Date: | 09/15/15 |
| Deposit Amount: | \$800.00 |
| Paid by & refunded to: | Attilio Grasso Mirta Grasso 215 Arlington Ave. South Plainfield, NJ 07080-3203 |

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.095-022016

**RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT TO
ACRISURE, LLC, DBA FINANCIAL INSURANCE CONSULTANTS FOR PROFESSIONAL RISK
MANAGEMENT CONSULTING SERVICES**

WHEREAS, the Township of Edison has a need to renew the professional risk management consulting services as required in the bylaws of the Central Jersey Joint Insurance Fund for January 1, 2016 –December 31, 2016, and pursuant to N.J.S.A. 40A:10-36; and

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

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

WHEREAS, ACRISURE, LLC, DBA FINANCIAL INSURANCE CONSULTANTS 1460 US Route 9 North, Suite 210, Woodbridge, NJ 07095, has submitted a proposal to provide such services for an amount not to exceed five point seventy five percent (5.75%) of Edison Township’s annual assessment as promulgated by the Fund not to exceed \$208,000.00; and

WHEREAS, ACRISURE, LLC, DBA FINANCIAL INSURANCE CONSULTANTS, 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 ACRISURE, LLC, DBA FINANCIAL INSURANCE CONSULTANTS 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 a contract in the amount of \$208,000.00 and any other necessary documents with ACRISURE, LLC, DBA FINANCIAL INSURANCE CONSULTANTS, 1460 US Route 9 North, Suite 210, Woodbridge, NJ 07095 for professional risk management consulting services as described herein.
2. This contract is awarded pursuant to N.J.S.A. 19:44A-20.5 et. seq.
3. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.
4. The Township Clerk shall advertise notice of this action in a legal newspaper pursuant to N.J.S.A. 40A:11-1, et seq. and in compliance with the Local Public Contracts Law guidelines.

RESOLUTUION R.096-022016

**RESOLUTION AUTHORIZING ADDITIONAL FUNDS FOR THE FURNISHING OF
DATA AND VOICE SERVICE WITH BUSINESS AUTOMATION TECHNOLOGIES D/B/A DATA
NETWORK SOLUTIONS IN AN AMOUNT NOT TO EXCEED \$25,000.00**

WHEREAS, BUSINESS AUTOMATION TECHNOLOGIES D/B/A DATA NETWORK SOLUTIONS, 116 Oceanport Avenue, Building 1, Little Silver, NJ 07739 was awarded Contract No. 15-01-23 Data and Voice Service, through Resolution R.284-052015 for the period July 9, 2015 to July 8, 2016 in the amount of \$30,000.00 and that amount has been depleted; and

WHEREAS, the Township recommends we add additional funds in the amount not to exceed \$25,000.00 to replenish and complete the one year term of the contract with Business Automation Technologies D/B/A Data Network Solutions, with all prices as well as all terms and conditions to remain the same until such as time the contract expires or we award a new contract; 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.

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 \$25,000.00, and any other necessary documents, with Business Automation Technologies D/B/A Data Network Solutions described herein.

RESOLUTION R.097-022016

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO FREEHOLD FORD, INC. FOR COLLISION REPAIRS

WHEREAS, bids were received by the Township of Edison on January 6, 2016 for Public Bid No. 16-10-25-Collision Repairs; and

WHEREAS, FREEHOLD FORD, INC., 3572 Route 9, Freehold, NJ 07728, submitted the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$110,000.00, 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 by FREEHOLD FORD, INC., 3572 Route 9, Freehold, NJ 07728 for Collision Repairs is determined to be the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$110,000.00 and any other necessary documents, with FREEHOLD FORD, INC.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

RESOLUTION R.098-022016

**RESOLUTION ACCEPTING BID AND AWARDED CONTRACT TO
SPARTAN MOTORS USA INC. FOR THE PURCHASE OF ONE (1) RESCUE APPARATUS WITH
EXTENDED WARRANTY FOR THE DIVISION OF FIRE**

WHEREAS, bids were received by the Township of Edison on October 21, 2015 for Public Bid No. 15-07-27 RESCUE APPARATUS for the Division of Fire; and

WHEREAS, SPARTAN MOTORS USA INC., 907 7TH Avenue North, Brandon, SD 57005, submitted the lowest, legally responsible, responsive bid; and

WHEREAS, the maximum amount of the purchase shall not exceed \$530,092.00 (\$515,463.00 for the apparatus and \$14,629.00 for the two year warranty extension); and

WHEREAS, funds in the amount of \$530,092.00 have been certified to be available in the Fire Rescue Truck and Equipment Account, number C-04-14-1872-265-000; 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 SPARTAN MOTORS USA INC., 907 7TH Avenue North, Brandon, SD 57005 for the purchase of one rescue apparatus with extended warranty for the Division of Fire, 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 \$530,092.00, and any other necessary documents, with SPARTAN MOTORS USA INC., as described herein.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and/or bonds of the unsuccessful bidders.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$530,092.00** are available in Account No. **C-04-14-1872-265-000** for the above.

Nicholas C.
Fargo
Chief Financial Officer

Date

RESOLUTION R.099-022016

Township of Edison

NOTICE OF SALE OF ABANDONED VEHICLES AS PROVIDED IN TITLE R.S. 39:10-A-1

NOTICE IS HEREBY GIVEN that on Wednesday 02/24/2016 at 11:00 A.M. the TOWNSHIP OF EDISON will hold for auction (22) vehicles. The vehicles listed below came into possession of the TOWNSHIP OF EDISON through abandonment or failure of owners to claim and have been duly processed. For sale are the following vehicles with a Re-Sale application (NO LIEN)

| Number | Make | Model | Year | Type VIN |
|---------------|-------------|--------------|-------------|--------------------|
| 12043675 | Dodge | Charger | 2007 | 2B3KA43G57H666431 |
| 15038048 | Che | Bla | 2002 | 1GNCT18W92K143174 |
| 15024234 | Suz | For | 2004 | KL5JD52Z34K969695 |
| 15013308 | Old | Sil | 1999 | 1GHDX03E4XD308337 |
| 10014615 | Mit | Gal | 2000 | 4A3AA46L1YE023017 |
| 14037573 | Mer | Mys | 1999 | 1MEFM6538XK639907 |
| 09067368B | Dod | Car | 2002 | 2B4GP44R12R651332 |
| 15016300 | For | Foc | 2001 | 1FAFP34P71W366590 |
| 14053105 | Maz | Pro | 1998 | JM1BC1423W0208111 |
| 15035317 | Toy | Cam | 1997 | 4T1BG22K3VU134639 |
| | Dod | Ram | 1999 | 3B7HC13YXXM519002 |
| 15016308 | Ford | Exped | 1997 | 1FMFU18L8VLB45551 |
| 15033268 | Jeep | Che | 1999 | 1J4FF68SXXL613909 |
| 15012588 | Gmc | Sav | 2000 | 1GKFG15R6Y1179593 |
| 14007135 | Chevy | Malibu | 2005 | 1G1ZT5289F217106 |
| 12003778 | Jeep | Com | 2006 | 1J8HG48K26C245944 |
| 13051529 | Sub | For | 1999 | JF1SF6554XG742519 |
| 15003523 | Hyu | Acc | 2006 | KMHC9C46C76U032917 |
| 15042784 | Dodge | Car | 2001 | 2C8GD64L01R133898 |

For sale are the following vehicles with a JUNK TITLE (NO LIEN)

| Number | Make | Model | Year | Type VIN |
|---------------|-------------|--------------|-------------|-------------------|
| 12037378A | Pon | GRN AM | 2000 | 1G2NW52E6YC560856 |
| 15002653 | Niss | MAX | 1998 | JN1CA21D3WM924041 |
| 15029773 | Honda | ACC | 1995 | 1HGCD5635SA122576 |

Vehicles may be inspected at the Edison Township Municipal Impound Yard in Edison at 745 New Durham Road the day of the sale from 8:30AM-10:00AM. (Direction can be requested – please email RSzucs@edisonpd.org). Vehicles must be removed within three (3) business days after sale. Payment is due at the time of the sale. Auction will be held at the Edison Township Municipal Complex at 100 Municipal Blvd., Edison NJ, at 11:00AM in the Edison Room, 3rd floor.

RESOLUTION R.100-022016

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO MORPHOTRAK, INC. FOR THE PURCHASE OF FINGERPRINT/PALMPRINT SCAN SYSTEM WITH PRINTER FOR THE POLICE DEPARTMENT

WHEREAS, there is a need for a fingerprint/palmprint scan system with printer; and

WHEREAS, MORPHOTRAK, INC., 14 Columbia Circle Drive, Suite 102, Albany, NY 12203 has been awarded State Contract Number 81520 under G-9002-10 Print Live Scan System; 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 \$39,103.55 have been certified to be available in the Various Equipment for Police Department Account, Number C-04-15-1914-240-000; 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 \$39,103.55, and any other necessary documents, with MORPHOTRAK, INC. as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law and State Contract, No. 81520 under G-9002.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$39,103.55** are available for the above in Account No. **C-04-15-1914-240-000**.

Nicholas C. Fargo
Chief Financial Officer

Date

RESOLUTION R.100-022016

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO MORPHOTRAK, INC. FOR THE PURCHASE OF FINGERPRINT/PALMPRINT SCAN SYSTEM WITH PRINTER FOR THE POLICE DEPARTMENT

WHEREAS, there is a need for a fingerprint/palmprint scan system with printer; and

WHEREAS, MORPHOTRAK, INC., 14 Columbia Circle Drive, Suite 102, Albany, NY 12203 has been awarded State Contract Number 81520 under G-9002-10 Print Live Scan System; 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 \$39,103.55 have been certified to be available in the Various Equipment for Police Department Account, Number C-04-15-1914-240-000; 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 \$39,103.55, and any other necessary documents, with MORPHOTRAK, INC. as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law and State Contract, No. 81520 under G-9002.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$39,103.55** are available for the above in Account No. **C-04-15-1914-240-000**.

Nicholas C. Fargo
Chief Financial Officer

Date

RESOLUTION R.101-022016

RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO NATIONAL FUEL OIL, INC. FOR FUEL

WHEREAS, bids were received by the Township of Edison on January 5, 2016 for Public Bid No. 15-12-06, Fuel; and

WHEREAS, NATIONAL FUEL OIL, INC., 175 Orange St., Newark, NJ 07103, submitted the lowest legally responsible, responsive bid for Ultra Low Sulfur Diesel Fuel, Ultra Low Sulfur Diesel Fuel Premium/WinterBlend Mix and the emergency allocation; and

WHEREAS, the total amount of this contract, not to exceed \$500,000.00 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 NATIONAL FUEL OIL, INC., 175 Orange St., Newark, NJ 07103 for Fuel, is determined to be the lowest legally responsible, responsive bid for Ultra Low Sulfur Diesel Fuel, the Ultra Low Sulfur Diesel Fuel Premium/WinterBlend Mix and the emergency allocation.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$500,000.00, and any other necessary documents, with NATIONAL FUEL OIL, INC. as described herein.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and/or bonds of the unsuccessful bidders.

RESOLUTION R.102-022016

WHEREAS, The ARC Middlesex County, North Brunswick, NJ has requested a waiver of any and all permit and/or application fees concerning the replacing of the rear patio for Group Home #1 in Edison.

WHEREAS, under the building code, The ARC Middlesex County as a non-profit tax exempt organization, is entitled to a waiver of fees due to the Township of Edison, except the DCA fee; and

WHEREAS, the Municipal Council of the Township of Edison feels that it would be appropriate to waive any applicable fees;

NOW, THEREFORE, BE IT RESOLVED, by the Township of Edison, that it does hereby waive any application fees and/or building fees, except the DCA fee, due to the Township of Edison as a result of the application being submitted by The ARC Middlesex County.

RESOLUTION R.103-022016

WHEREAS, The ARC Middlesex County, North Brunswick, NJ has requested a waiver of any and all permit and/or application fees concerning the replacing of the Roof for a Group Home #2 in Edison.

WHEREAS, under the building code, The ARC Middlesex County as a non-profit tax exempt organization, is entitled to a waiver of fees due to the Township of Edison, except the DCA fee; and

WHEREAS, the Municipal Council of the Township of Edison feels that it would be appropriate to waive any applicable fees;

NOW, THEREFORE, BE IT RESOLVED, by the Township of Edison, that it does hereby waive any application fees and/or building fees, except the DCA fee, due to the Township of Edison as a result of the application being submitted by The ARC Middlesex County.

RESOLUTION R.104-022016

WHEREAS, The ARC Middlesex County, North Brunswick, NJ has requested a waiver of any and all permit and/or application fees concerning the replacing a rear deck for a Group Home #3 in Edison.

WHEREAS, under the building code, The ARC Middlesex County as a non-profit tax exempt organization, is entitled to a waiver of fees due to the Township of Edison, except the DCA fee; and

WHEREAS, the Municipal Council of the Township of Edison feels that it would be appropriate to waive any applicable fees;

NOW, THEREFORE, BE IT RESOLVED, by the Township of Edison, that it does hereby waive any application fees and/or building fees, except the DCA fee, due to the Township of Edison as a result of the application being submitted by The ARC Middlesex County.

RESOLUTION R.105-022016

WHEREAS, Housing Authority of the Township of Edison, NJ has requested a waiver of any and all permit and/or application fees concerning the installation of a Generator at Robert Holmes Gardens.

WHEREAS, under the building code, Housing Authority of the Township of Edison as a non-profit tax exempt organization, is entitled to a waiver of fees due to the Township of Edison, except the DCA fee; and

WHEREAS, the Municipal Council of the Township of Edison feels that it would be appropriate to waive any applicable fees;

NOW, THEREFORE, BE IT RESOLVED, by the Township of Edison, that it does hereby waive any application fees and/or building fees, except the DCA fee, due to the Township of Edison as a result of the application being submitted by Housing Authority of the Township of Edison.

RESOLUTION R.106-022016

WHEREAS, Housing Authority of the Township of Edison, NJ has requested a waiver of any and all permit and/or application fees concerning the installation of a Generator at Julius Engel Gardens.

WHEREAS, under the building code, Housing Authority of the Township of Edison as a non-profit tax exempt organization, is entitled to a waiver of fees due to the Township of Edison, except the DCA fee; and

WHEREAS, the Municipal Council of the Township of Edison feels that it would be appropriate to waive any applicable fees;

NOW, THEREFORE, BE IT RESOLVED, by the Township of Edison, that it does hereby waive any application fees and/or building fees, except the DCA fee, due to the Township of Edison as a result of the application being submitted by Housing Authority of the Township of Edison.

RESOLUTION R.107-022016

RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO PURCHASE ROCK SALT FROM ATLANTIC SALT INCORPORATED THROUGH THE MIDDLESEX COUNTY COOPERATIVE PRICING AGREEMENT – STATE COOP. #71-MCCPS

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

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

WHEREAS, ATLANTIC SALT INCORPORATED, 134 Middle Street, Suite 210, Lowell, MA 01852 has been awarded Bid No. B-15-560 through State Coop #71-MCCPS, Treated Rock Salt under Resolution Number 15-1879-R; and

WHEREAS, the total amount of this contract, not to exceed \$120,000.00, 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 \$120,000.00 and any other necessary documents, with ATLANTIC SALT INCORPORATED, 134 Middle Street, Suite 210, Lowell, MA 01852 as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11 et seq. of the Local Public Contracts Law, Bid No. B-15-560 through Middlesex County Cooperative Pricing Agreement, Resolution No. 15-1879-R, State Coop #71-MCCPS.

EXPLANATION: A Resolution referring the Woodbridge Avenue Redevelopment Plan for Block 390.A, Lot 1.4A (844 King Georges Post Road) to the Edison Planning Board for review and comment, pursuant to the Local Redevelopment and Housing Law.

RESOLUTION R.108-022016

WHEREAS, the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the “Redevelopment Law”) authorizes a municipality to determine whether certain parcels of land in the municipality constitute “areas in need of rehabilitation” and/or “areas in need of redevelopment”; and

WHEREAS, to determine whether certain parcels of land constitute areas in need of redevelopment under the Redevelopment Law, the municipal committee (“Municipal Council”) of the Township of Edison (the “Township”) must authorize the planning board of the Township (the “Planning Board”) to conduct a preliminary investigation of the area and make recommendations to the Municipal Council; and

WHEREAS, on May 27, 2015, the Municipal Council adopted a resolution authorizing and directing the Planning Board to conduct an investigation of the property commonly known on the Township tax maps as Block 755.B, Lot 38 and Block 390.A, Lot 1.A4 and 4.0201 (collectively, the “Study Area”), to determine whether the Study Area meets the criteria set forth in the Redevelopment Law, specifically *N.J.S.A. 40A:12A-5*, and should be designated as an area in need of redevelopment, which designation would authorize the Township and Municipal Council to use all those powers permitted by the Redevelopment Law, other than the power of eminent domain; and

WHEREAS, on October 19, 2015, the Planning Board held a public hearing in accordance with *N.J.S.A. 40A:12A-6* at which it reviewed the findings of a report prepared by Heyer, Gruel & Associates (“Planning Consultant”) entitled “Block 390.A, Lot 1.A4 & Block 755.B, Lot 38, Redevelopment Study” dated September 2015 (the “Redevelopment Study”) which determined that the Study Area met the criteria for designation as an “area in need of redevelopment” under the Redevelopment Law, and adopted a resolution which endorsed the findings of the Redevelopment Study and recommended to the Municipal Council, pursuant to *N.J.S.A. 40A:12A-6*, that the Study Area be designated as an “area in need of redevelopment”; and

WHEREAS, on October 28, 2015, the Municipal Council accepted the recommendation of the Planning Board and adopted a resolution which designated Block 390.A, Lot 1.A4 (also known as 844 King Georges Post Road) as an “area in need of redevelopment” (“Redevelopment Area”) in accordance with the Redevelopment Law; and

WHEREAS, by commission of the Municipal Council, the Planning Consultant has prepared a redevelopment plan for the Redevelopment Area entitled the “Woodbridge Avenue 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 Municipal Council of the Township of Edison, County of Middlesex, New Jersey that:

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

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.

Explanation: This Resolution awards a Professional Services Contract to McManimon, Scotland & Baumann, LLC and designates William W. Northgrave, Esq. of the firm to represent the Township of Edison as Township Attorney.

RESOLUTION R.109-022016

WHEREAS, the Municipal Council (“Municipal Council”) of the Township of Edison (“Township”) has determined that it is in its best interests and those of Township residents to engage qualified legal counsel, and the Township is authorized pursuant to the Local Public Contracts Law, *N.J.S.A. 40A:11-1 et seq.* (“Local Contracts Law”) to contract for “professional services” as it may require; and

WHEREAS, McManimon, Scotland & Baumann, LLC (“Counsel”) has an excellent reputation in the area of municipal government, including, but not limited to, the areas of public finance, redevelopment, environmental law, and more particularly local unit general counsel services, and has extensive legal staff and resources and the multi-disciplinary practice necessary to handle any matter in the municipal arena and any other unanticipated legal issue which may arise from time to time in the Township; and

WHEREAS, William W. Northgrave, Esq., managing member of Counsel, has an excellent reputation in the area of municipal government law, has practiced law for many years, has knowledge of the Township and has available supporting attorney staff at and through Counsel; and

WHEREAS, for these reasons the Mayor and the Municipal Council recommend William W. Northgrave, Esq. for the position of Township Attorney and seek to enter a contract for legal services with Counsel for 2015 (“Services Contract”) to provide for same; and

WHEREAS, the Local Contracts Law, more specifically *N.J.S.A. 40A:11-5*, allows for the awarding of a contract for "professional services" without public advertising for bids; and

WHEREAS, prior to the execution of the Services Contract William W. Northgrave, Esq. will have completed and submitted a Business Entity Disclosure Certification, which certifies that no individual with a ten percent (10.0%) interest or larger in Counsel has made any reportable contributions to a political or candidate committee of the Municipal Council in the previous year, and that the Services Contract will prohibit an individual with a ten percent (10.0%) interest or larger in Counsel from making any reportable contributions through the term of the Services Contract, pursuant to *N.J.S.A. 19:44A-20.5, et seq.*; and

WHEREAS, the Services Contract is not awarded through a “fair and open process” pursuant to *N.J.S.A. 19:44A-20.5, et seq.*; and

WHEREAS, compensation for local unit general counsel services included under the Services Contract shall be rendered at the flat rate of \$25,000.00, payable in 12 monthly installments at the first Municipal Council meeting of each month, and shall include advising the Municipal Council; preparing routine resolutions and ordinances; rendering opinions; attending Municipal Council meetings and other matters as defined and delineated by Sections 2-71.2 thru 2.71.7 of the Township Code and the Services Contract; and

WHEREAS, compensation for the professional services outside of the scope of local unit general counsel services, including, but not limited to, matters relating to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.*; litigation; and bond and note financing, shall be billed at the hourly rates or other rates as provided in the Services Contract; and

WHEREAS, the Local Contracts Law requires that contracts awarded without competitive bid be authorized by resolution of the municipal governing body and that notice of the award of such contract be publicly advertised.

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

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

2. The Mayor and Township Clerk are hereby authorized and directed to execute the Services Contract with Counsel for its representation of the Township, whereby William W. Northgrave, Esq. shall represent the Township as Township Attorney.
3. The Services Contract is awarded without competitive bidding as a "professional service" under the provisions of the Local Contracts Law, more specifically *N.J.S.A. 40A:11-5*, because the services in question are of a specialized, technical and professional nature.
4. A certificate showing the availability of funds for the Services Contract authorized hereby has been provided by the Chief Financial Officer of the Township and is made a part hereof indicating that the appropriation for the within expenditure is charged to the applicable accounts and is contingent upon the adoption of a temporary and/or permanent budget for the 2016 calendar year.
5. No payments in excess of the "not-to-exceed" amount of \$290,000.00 will be approved, unless such services/expenditures are negotiated and agreed upon in advance of service delivery.
6. Any modification to the Services Contract shall be in writing and signed by both parties, and upon obtaining said signatures shall immediately become a part of the contract.
7. The Mayor of the Township may, upon ten (10) days written notice, and without cause, terminate the Services Contract.
8. In accordance with *N.J.S.A. 40A:11-5* of the Local Contracts Law, the Municipal Council hereby directs the Township Clerk to publish once in the official newspaper of the Township, a brief notice, substantially in the form attached hereto as *Exhibit A*, stating the nature, duration, service and amount of the Services Contract authorized for execution herein, which notice shall state that a copy of this Resolution and the Services Contract are on file and available for public inspection in the office of the Township Clerk.
9. The Services Contract shall, for all purposes, be deemed a New Jersey contract and the provisions of the Services Contract shall be governed and interpreted according to the laws of the State of New Jersey.
10. This Resolution shall take effect immediately.

CERTIFICATION

I hereby certify that, contingent upon the adoption of a temporary and/or permanent budget for the 2016 calendar year, funds in the amount of \$290,000.00 are available in Account No: 6-01-20-0155-001-027.

Nicholas Fargo
Chief Financial Officer

Explanation: This Resolution awards a Professional Services Contract to Roth D'Aquanni, LLC and designates the firm to represent the Township of Edison as Township Labor Counsel.

RESOLUTION R. 110-022016

WHEREAS, the Municipal Council ("Municipal Council") of the Township of Edison ("Township") has determined that it is in its best interests and those of Township residents to engage qualified legal counsel, and the Township is authorized pursuant to the Local Public Contracts Law, *N.J.S.A. 40A:11-1 et seq.* ("Local Contracts Law") to contract for "professional services" as it may require; and

WHEREAS, Roth D'Aquanni, LLC ("Counsel") has an excellent reputation in the area of employment law and has sufficient legal staff to handle employment law matters which may arise from time to time in the Township; and

WHEREAS, Allan C. Roth, Esq., managing member of Counsel, has an excellent reputation in the area of employment law, has practiced law for many years, has knowledge of the Township and has available supporting attorney staff at and through Counsel; and

WHEREAS, for these reasons the Mayor and the Municipal Council recommend Counsel for the position of Township Labor Counsel and seek to enter a contract for legal services with Counsel for 2016 ("Services Contract") to provide for same; and

WHEREAS, the Local Contracts Law, more specifically *N.J.S.A. 40A:11-5*, allows for the awarding of a contract for "professional services" without public advertising for bids; and

WHEREAS, prior to the execution of the Services Contract, Allan C. Roth, Esq. will have completed and submitted a Business Entity Disclosure Certification, which certifies that no individual with a ten percent (10.0%) interest or larger in Counsel has made any reportable contributions to a political or candidate committee of the Municipal Council in the previous year, and that the Services Contract will prohibit an individual with a ten percent (10.0%) interest or larger in Counsel from making any reportable contributions through the term of the Services Contract, pursuant to *N.J.S.A. 19:44A-20.5, et seq.*; and

WHEREAS, the Services Contract is not awarded through a "fair and open process" pursuant to *N.J.S.A. 19:44A-20.5, et seq.*; and

WHEREAS, the legal services under the Services Contract may include, but are not limited to, representation as to general personnel advice, employment disputes, labor negotiations, litigation defense, layoffs and privatization efforts, subject to the discretion and direction of the Township Attorney; and

WHEREAS, compensation for employment law services included under the Services Contract shall be rendered at the hourly rate of \$150.00 per hour, payable monthly, as set forth in the Services Contract; and

WHEREAS, the Local Contracts Law requires that contracts awarded without competitive bid be authorized by resolution of the municipal governing body and that notice of the award of such contract be publicly advertised.

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

11. The aforementioned recitals are incorporated herein as though fully set forth at length.
12. The Mayor and Township Clerk are hereby authorized and directed to execute the Services Contract with Counsel for its representation of the Township as Township Labor Counsel.

13. The Services Contract is awarded without competitive bidding as a "professional service" under the provisions of the Local Contracts Law, more specifically *N.J.S.A. 40A:11-5*, because the services in question are of a specialized, technical and professional nature.
14. A certificate showing the availability of funds for the Services Contract authorized hereby has been provided by the Chief Financial Officer of the Township and is made a part hereof indicating that the appropriation for the within expenditure is charged to the applicable accounts and is contingent upon the adoption of a temporary and/or permanent budget for the 2016 calendar year.
15. No payments in excess of the "not-to-exceed" amount of \$265,000.00 will be approved, unless such services/expenditures are negotiated and agreed upon in advance of service delivery.
16. Any modification to the Services Contract shall be in writing and signed by both parties, and upon obtaining said signatures shall immediately become a part of the contract.
17. The Mayor of the Township may, upon ten (10) days written notice, and without cause, terminate the Services Contract.
18. In accordance with *N.J.S.A. 40A:11-5* of the Local Contracts Law, the Municipal Council hereby directs the Township Clerk to publish once in the official newspaper of the Township, a brief notice, substantially in the form attached hereto as *Exhibit A*, stating the nature, duration, service and amount of the Services Contract authorized for execution herein, which notice shall state that a copy of this Resolution and the Services Contract are on file and available for public inspection in the office of the Township Clerk.
19. The Services Contract shall, for all purposes, be deemed a New Jersey contract and the provisions of the Services Contract shall be governed and interpreted according to the laws of the State of New Jersey.
20. Counsel shall report directly to the Township Attorney, who will be the chief contact at the Township.
21. Counsel shall notify the Township Attorney when eighty percent (80%) of the "not-to-exceed" amount is attained.
22. This Resolution shall take effect immediately.

CERTIFICATION

I hereby certify that, contingent upon the adoption of a temporary and/or permanent budget for the 2016 calendar year, funds in the amount of \$265,000.00 are available in Account No: 6-01-20-0155-001-027.

Nicholas Fargo
Chief Financial Officer

Explanation: This Resolution awards a Professional Services Contract to James P. Nolan & Associates and designates the firm to represent the Township of Edison as Tax Appeal Counsel.

RESOLUTION R.111-022016

WHEREAS, the Municipal Council (“Municipal Council”) of the Township of Edison (“Township”) has determined that it is in its best interests and those of Township residents to engage qualified legal counsel, and the Township is authorized pursuant to the Local Public Contracts Law, *N.J.S.A. 40A:11-1 et seq.* (“Local Contracts Law”) to contract for “professional services” as it may require; and

WHEREAS, James P. Nolan & Associates (“Counsel”) has an excellent reputation in the area of tax appeal law and has sufficient legal staff to handle tax appeal matters which may arise from time to time in the Township; and

WHEREAS, James P. Nolan, Jr., Esq., managing member of Counsel, has an excellent reputation in the area of tax appeals, has practiced law for many years, has knowledge of the Township and has available supporting attorney staff at and through Counsel; and

WHEREAS, for these reasons the Mayor and the Municipal Council recommend Counsel for the position of Township Tax Appeal Counsel and seek to enter a contract for legal services with Counsel for 2016 (“Services Contract”) to provide for same; and

WHEREAS, the Local Contracts Law, more specifically *N.J.S.A. 40A:11-5*, allows for the awarding of a contract for "professional services" without public advertising for bids; and

WHEREAS, prior to the execution of the Services Contract, James P. Nolan, Jr., Esq. will have completed and submitted a Business Entity Disclosure Certification, which certifies that no individual with a ten percent (10.0%) interest or larger in Counsel has made any reportable contributions to a political or candidate committee of the Municipal Council in the previous year, and that the Services Contract will prohibit an individual with a ten percent (10.0%) interest or larger in Counsel from making any reportable contributions through the term of the Services Contract, pursuant to *N.J.S.A. 19:44A-20.5, et seq.*; and

WHEREAS, the Services Contract is not awarded through a “fair and open process” pursuant to *N.J.S.A. 19:44A-20.5, et seq.*; and

WHEREAS, the legal services under the Services Contract may include, but are not limited to, representation as to tax appeals and special litigation matters, subject to the discretion and direction of the Township Attorney; and

WHEREAS, compensation for employment law services included under the Services Contract shall be rendered at the hourly rate of \$140.00 per hour, payable monthly, as set forth in the Services Contract; and

WHEREAS, the Local Contracts Law requires that contracts awarded without competitive bid be authorized by resolution of the municipal governing body and that notice of the award of such contract be publicly advertised.

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

23. The aforementioned recitals are incorporated herein as though fully set forth at length.
24. The Mayor and Township Clerk are hereby authorized and directed to execute the Services Contract with Counsel for its representation of the Township as Township Labor Counsel.

25. The Services Contract is awarded without competitive bidding as a "professional service" under the provisions of the Local Contracts Law, more specifically *N.J.S.A. 40A:11-5*, because the services in question are of a specialized, technical and professional nature.
26. A certificate showing the availability of funds for the Services Contract authorized hereby has been provided by the Chief Financial Officer of the Township and is made a part hereof indicating that the appropriation for the within expenditure is charged to the applicable accounts and is contingent upon the adoption of a temporary and/or permanent budget for the 2016 calendar year.
27. No payments in excess of the "not-to-exceed" amount of \$190,000.00 will be approved, unless such services/expenditures are negotiated and agreed upon in advance of service delivery.
28. Any modification to the Services Contract shall be in writing and signed by both parties, and upon obtaining said signatures shall immediately become a part of the contract.
29. The Mayor of the Township may, upon ten (10) days written notice, and without cause, terminate the Services Contract.
30. In accordance with *N.J.S.A. 40A:11-5* of the Local Contracts Law, the Municipal Council hereby directs the Township Clerk to publish once in the official newspaper of the Township, a brief notice, substantially in the form attached hereto as *Exhibit A*, stating the nature, duration, service and amount of the Services Contract authorized for execution herein, which notice shall state that a copy of this Resolution and the Services Contract are on file and available for public inspection in the office of the Township Clerk.
31. The Services Contract shall, for all purposes, be deemed a New Jersey contract and the provisions of the Services Contract shall be governed and interpreted according to the laws of the State of New Jersey.
32. Counsel shall report directly to the Township Attorney, who will be the chief contact at the Township.
33. Counsel shall notify the Township Attorney when eighty percent (80%) of the "not-to-exceed" amount is attained.
34. This Resolution shall take effect immediately.

CERTIFICATION

I hereby certify that, contingent upon the adoption of a temporary and/or permanent budget for the 2016 calendar year, funds in the amount of \$190,000.00 are available in Account No:6-01-20-0155-001-027.

Nicholas Fargo
Chief Financial Officer

Explanation: This Resolution awards a Professional Services Contract to Hoagland, Longo, Moran, Dunst & Doukas, LLP and designates the firm to represent the Township of Edison on ongoing matters.

RESOLUTION R.112-022016

WHEREAS, the Municipal Council (“Municipal Council”) of the Township of Edison (“Township”) has determined that it is in its best interests and those of Township residents to engage qualified legal counsel, and the Township is authorized pursuant to the Local Public Contracts Law, *N.J.S.A. 40A:11-1 et seq.* (“Local Contracts Law”) to contract for “professional services” as it may require; and

WHEREAS, Hoagland, Longo, Moran, Dunst & Doukas, LLP (“Counsel”) has previously represented the Township as Township Attorney and as to other legal matters; and

WHEREAS, for these reasons the Mayor and the Municipal Council recommend Counsel to represent the Township on certain ongoing matters that Counsel is presently handling and seek to enter a contract for legal services with Counsel through June 30, 2016 (“Services Contract”) to provide for same; and

WHEREAS, the Local Contracts Law, more specifically *N.J.S.A. 40A:11-5*, allows for the awarding of a contract for "professional services" without public advertising for bids; and

WHEREAS, prior to the execution of the Services Contract, the Managing Partner of Counsel will have completed and submitted a Business Entity Disclosure Certification, which certifies that no individual with a ten percent (10.0%) interest or larger in Counsel has made any reportable contributions to a political or candidate committee of the Municipal Council in the previous year, and that the Services Contract will prohibit an individual with a ten percent (10.0%) interest or larger in Counsel from making any reportable contributions through the term of the Services Contract, pursuant to *N.J.S.A. 19:44A-20.5, et seq.*; and

WHEREAS, the Services Contract is not awarded through a “fair and open process” pursuant to *N.J.S.A. 19:44A-20.5, et seq.*; and

WHEREAS, the legal services under the Services Contract may include, but are not limited to, representation as to tax appeals and certain ongoing matters, subject to the discretion and direction of the Township Attorney; and

WHEREAS, compensation for employment law services included under the Services Contract shall be rendered at the hourly rate of \$140.00 per hour, payable monthly, as set forth in the Services Contract; and

WHEREAS, the Local Contracts Law requires that contracts awarded without competitive bid be authorized by resolution of the municipal governing body and that notice of the award of such contract be publicly advertised.

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

35. The aforementioned recitals are incorporated herein as though fully set forth at length.
36. The Mayor and Township Clerk are hereby authorized and directed to execute the Services Contract with Counsel for its representation of the Township as Township Labor Counsel.
37. The Services Contract is awarded without competitive bidding as a "professional service" under the provisions of the Local Contracts Law, more specifically *N.J.S.A. 40A:11-5*, because the services in question are of a specialized, technical and professional nature.
38. A certificate showing the availability of funds for the Services Contract authorized hereby has been provided by the Chief Financial Officer of the Township and is made a part hereof indicating

that the appropriation for the within expenditure is charged to the applicable accounts and is contingent upon the adoption of a temporary and/or permanent budget for the 2016 calendar year.

39. No payments in excess of the “not-to-exceed” amount of \$100,000.00 will be approved, unless such services/expenditures are negotiated and agreed upon in advance of service delivery.
40. Any modification to the Services Contract shall be in writing and signed by both parties, and upon obtaining said signatures shall immediately become a part of the contract.
41. The Mayor of the Township may, upon ten (10) days written notice, and without cause, terminate the Services Contract.
42. In accordance with *N.J.S.A. 40A:11-5* of the Local Contracts Law, the Municipal Council hereby directs the Township Clerk to publish once in the official newspaper of the Township, a brief notice, substantially in the form attached hereto as *Exhibit B*, stating the nature, duration, service and amount of the Services Contract authorized for execution herein, which notice shall state that a copy of this Resolution and the Services Contract are on file and available for public inspection in the office of the Township Clerk.
43. The Services Contract shall, for all purposes, be deemed a New Jersey contract and the provisions of the Services Contract shall be governed and interpreted according to the laws of the State of New Jersey.
44. Counsel shall report directly to the Township Attorney, who will be the chief contact at the Township.
45. Counsel shall notify the Township Attorney when eighty percent (80%) of the “not-to-exceed” amount is attained.
46. This Resolution shall take effect immediately.

CERTIFICATION

I hereby certify that, contingent upon the adoption of a temporary and/or permanent budget for the 2016 calendar year, funds in the amount of \$100,000.00 are available in Account No:6-01-20-0155-001-027.

Nicholas Fargo
Chief Financial Officer

Explanation: This Resolution awards an Extraordinary Unspecifiable Services Contract to Jaffe Communications Inc. for public relations consulting.

RESOLUTION R.113-022016

WHEREAS, the Municipal Council (“Municipal Council”) of the Township of Edison (“Township”) has determined that it is in its best interests and those of Township residents to engage a qualified communications firm, and the Township is authorized pursuant to the Local Public Contracts Law, *N.J.S.A. 40A:11-1 et seq.* (“Local Contracts Law”) to contract for “extraordinary unspecifiable services” as it may require; and

WHEREAS, Jaffe Communications Inc. (“Jaffe”) has an excellent reputation in the area of public relations and public affairs and has sufficient staff to handle communications issues which may arise from time to time in the Township; and

WHEREAS, for these reasons the Mayor and the Municipal Council recommend Jaffe as its public relations consultant and seek to enter a contract for services with Jaffe for 2016, on a month-to month basis (“Services Contract”) to provide for same; and

WHEREAS, the Local Contracts Law, more specifically *N.J.S.A. 40A:11-5(1)(a)(ii)*, allows for the awarding of a contract for "extraordinary unspecifiable services" without public advertising for bids, which is applicable here considering the nature of the public awareness and image consulting services and the difficulty in drafting specifications for the fulfillment of same; and

WHEREAS, prior to the execution of the Services Contract, Jonathan Jaffe will have completed and submitted a Business Entity Disclosure Certification, which certifies that no individual with a ten percent (10.0%) interest or larger in Jaffe has made any reportable contributions to a political or candidate committee of the Municipal Council in the previous year, and that the Services Contract will prohibit an individual with a ten percent (10.0%) interest or larger in Jaffe from making any reportable contributions through the term of the Services Contract, pursuant to *N.J.S.A. 19:44A-20.5, et seq.*; and

WHEREAS, the Services Contract is not awarded through a “fair and open process” pursuant to *N.J.S.A. 19:44A-20.5, et seq.*; and

WHEREAS, the services under the Services Contract may include, but are not limited to, public relations consulting; and

WHEREAS, compensation for the consulting services included under the Services Contract shall be rendered at the hourly rate of \$3,600.00 per month, payable monthly, as set forth in the Services Contract; and

WHEREAS, the Local Contracts Law requires that contracts awarded without competitive bid be authorized by resolution of the municipal governing body and that notice of the award of such contract be publicly advertised.

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

47. The aforementioned recitals are incorporated herein as though fully set forth at length.
48. The Mayor and Township Clerk are hereby authorized and directed to execute the Services Contract with Jaffe for public relations consulting services.
49. The Services Contract is awarded without competitive bidding as an "extraordinary unspecifiable service" under the provisions of the Local Contracts Law, more specifically *N.J.S.A. 40A:11-5*, because of the nature of the work to be done and the difficulty in drafting specifications for same.

50. A certificate showing the availability of funds for the Services Contract authorized hereby has been provided by the Chief Financial Officer of the Township and is made a part hereof indicating that the appropriation for the within expenditure is charged to the applicable accounts and is contingent upon the adoption of a temporary and/or permanent budget for the 2016 calendar year.
51. No payments in excess of the “not-to-exceed” amount of \$43,200.00 will be approved, unless such services/expenditures are negotiated and agreed upon in advance of service delivery.
52. Any modification to the Services Contract shall be in writing and signed by both parties, and upon obtaining said signatures shall immediately become a part of the contract.
53. The Mayor of the Township may, upon ten (10) days written notice, and without cause, terminate the Services Contract.
54. In accordance with *N.J.S.A. 40A:11-5* of the Local Contracts Law, the Municipal Council hereby directs the Township Clerk to publish once in the official newspaper of the Township, a brief notice, substantially in the form attached hereto as *Exhibit A*, stating the nature, duration, service and amount of the Services Contract authorized for execution herein, which notice shall state that a copy of this Resolution and the Services Contract are on file and available for public inspection in the office of the Township Clerk.
55. The Services Contract shall, for all purposes, be deemed a New Jersey contract and the provisions of the Services Contract shall be governed and interpreted according to the laws of the State of New Jersey.
56. The designated administrative official of the Township shall file a certificate as required by *N.J.A.C. 5:34-2.3* which describes why the Services Contract meets the requires requirements of *N.J.S.A. 40A:11-5(1)(a)(ii)*, which shall be kept on file in the office of the Township Clerk.
57. This Resolution shall take effect immediately.

CERTIFICATION

I hereby certify that, contingent upon the adoption of a temporary and/or permanent budget for the 2016 calendar year, funds in the amount of \$43,200.00 are available in Account No_____.

Nicholas Fargo
Chief Financial Officer

Explanation: This Resolution awards a Professional Services Contract to Heyer, Gruel & Associates for community planning consulting.

RESOLUTION R.114-022016

WHEREAS, the Municipal Council (“Municipal Council”) of the Township of Edison (“Township”) has determined that it is in its best interests and those of Township residents to engage a qualified community planning firm, and the Township is authorized pursuant to the Local Public Contracts Law, *N.J.S.A. 40A:11-1 et seq.* (“Local Contracts Law”) to contract for “professional services” as it may require; and

WHEREAS, Heyer, Gruel & Associates (“Heyer”) has an excellent reputation in the area of redevelopment, urban design and master planning and has sufficient staff to handle the community planning projects which may arise from time to time in the Township; and

WHEREAS, for these reasons the Mayor and the Municipal Council recommend Heyer as its planning consultant and seek to enter a contract for services with Heyer for 2016 (“Services Contract”) to provide for same; and

WHEREAS, the Local Contracts Law, more specifically *N.J.S.A. 40A:11-5*, allows for the awarding of a contract for "professional services" without public advertising for bids; and

WHEREAS, prior to the execution of the Services Contract, Susan S. Gruel, P.P. will have completed and submitted a Business Entity Disclosure Certification, which certifies that no individual with a ten percent (10.0%) interest or larger in Heyer has made any reportable contributions to a political or candidate committee of the Municipal Council in the previous year, and that the Services Contract will prohibit an individual with a ten percent (10.0%) interest or larger in Heyer from making any reportable contributions through the term of the Services Contract, pursuant to *N.J.S.A. 19:44A-20.5, et seq.*; and

WHEREAS, the Services Contract is not awarded through a “fair and open process” pursuant to *N.J.S.A. 19:44A-20.5, et seq.*; and

WHEREAS, the services under the Services Contract may include, but are not limited to, community planning and consulting; and

WHEREAS, compensation for the consulting services included under the Services Contract shall be rendered at the hourly rate of \$150.00 to \$175.00 per hour for principals; \$135.00 to \$145.00 per hour for senior planners; \$110.00 to \$130.00 per hour for associate planners/urban designers; and \$90.00 to \$110.00 per hour for assistant planners, payable monthly, as set forth in the Services Contract; and

WHEREAS, the Local Contracts Law requires that contracts awarded without competitive bid be authorized by resolution of the municipal governing body and that notice of the award of such contract be publicly advertised.

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

58. The aforementioned recitals are incorporated herein as though fully set forth at length.
59. The Mayor and Township Clerk are hereby authorized and directed to execute the Services Contract with Heyer for the community planning and consulting services.
60. The Services Contract is awarded without competitive bidding as a "professional service" under the provisions of the Local Contracts Law, more specifically *N.J.S.A. 40A:11-5*, because the services in question are of a specialized, technical and professional nature.

61. A certificate showing the availability of funds for the Services Contract authorized hereby has been provided by the Chief Financial Officer of the Township and is made a part hereof indicating that the appropriation for the within expenditure is charged to the applicable accounts and is contingent upon the adoption of a temporary and/or permanent budget for the 2016 calendar year.
62. No payments in excess of the “not-to-exceed” amount of \$80,000.00 will be approved, unless such services/expenditures are negotiated and agreed upon in advance of service delivery.
63. Any modification to the Services Contract shall be in writing and signed by both parties, and upon obtaining said signatures shall immediately become a part of the contract.
64. The Mayor of the Township may, upon ten (10) days written notice, and without cause, terminate the Services Contract.
65. In accordance with *N.J.S.A. 40A:11-5* of the Local Contracts Law, the Municipal Council hereby directs the Township Clerk to publish once in the official newspaper of the Township, a brief notice, substantially in the form attached hereto as *Exhibit A*, stating the nature, duration, service and amount of the Services Contract authorized for execution herein, which notice shall state that a copy of this Resolution and the Services Contract are on file and available for public inspection in the office of the Township Clerk.
66. The Services Contract shall, for all purposes, be deemed a New Jersey contract and the provisions of the Services Contract shall be governed and interpreted according to the laws of the State of New Jersey.
67. This Resolution shall take effect immediately.

CERTIFICATION

I hereby certify that, contingent upon the adoption of a temporary and/or permanent budget for the 2016 calendar year, funds in the amount of \$80,000.00 are available in Account No:6-

Nicholas Fargo
Chief Financial Officer

EXPLANATION: This Resolution refers certain amendments to the “Redevelopment Plan for Salsburg Properties” (Block 1142, Lot 21.B; Block 1143, Lots 27.01 and 27.02; aka 1906 Route 27) 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.*

RESOLUTION R.115-022016

WHEREAS, the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the “Redevelopment Law”) authorizes a municipality to determine whether certain parcels of land in the municipality constitute “areas in need of rehabilitation” and/or “areas in need of redevelopment”; and

WHEREAS, to determine whether certain parcels of land constitute areas in need of redevelopment under the Redevelopment Law, the municipal council (“Municipal Council”) of the Township of Edison (the “Township”) must authorize the planning board of the Township (the “Planning Board”) to conduct a preliminary investigation of the area and make recommendations to the Municipal Council; and

WHEREAS, in November of 1995, the Municipal Council adopted a resolution authorizing and directing the Planning Board to conduct an investigation of the property commonly known on the Township tax maps as Block 1142, Lot 21.B; and Block 1143, Lots 27.01 and 27.02 (hereinafter the “Study Area”), to determine whether the Study Area meets the criteria set forth in the Redevelopment Law, specifically *N.J.S.A. 40A:12A-5*, and should be designated as an area in need of redevelopment, which designation would authorize the Township and Municipal Council to use all those powers permitted by the Redevelopment Law; and

WHEREAS, following an investigation conducted by the Planning Board and a public hearing, the Municipal Council adopted a resolution designating the Study Area as an “area in need of redevelopment” (“Redevelopment Area”) in accordance with the Redevelopment Law; and

WHEREAS, the Municipal Council thereafter adopted by ordinance a redevelopment plan for the Redevelopment Area entitled “Redevelopment Plan for Salsburg Properties” as prepared by Sheehan Consulting Group and dated May 1996 (“Original Redevelopment Plan”); and

WHEREAS, the Municipal Council adopted a resolution on October 14, 2015 referring certain amendments to the Original Redevelopment Plan (“First Amended Redevelopment Plan”) to the Planning Board for review and comment pursuant to the Redevelopment Law; and

WHEREAS, on October 19, 2015, the Planning Board held a hearing at which it reviewed the First Amended Redevelopment Plan and adopted a resolution recommending its adoption; and

WHEREAS, on November 9, 2015, the Municipal Council adopted Ordinance O.1916.2015 which adopted the First Amended Redevelopment Plan; and

WHEREAS, the Municipal Council desires to refer certain additional amendments to the First Amended Redevelopment Plan (“Second Amended Redevelopment Plan” as attached hereto as *Exhibit A*) 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 Municipal Council of the Township of Edison, County of Middlesex, New Jersey that:

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. Pursuant to *N.J.S.A. 40A:12A-7(e)*, the Municipal Council hereby refers the Second Amended Redevelopment Plan to the Planning Board for review and recommendation. The Planning Board shall prepare a report regarding its recommendations as to the Second Amended Redevelopment Plan and submit same to the Municipal Council within 45 days after referral, as required by the Redevelopment Law.
3. The Clerk of the Township shall forward a copy of this Resolution and the Second Amended Redevelopment Plan to the Planning Board for review.

4. This Resolution shall take effect immediately.

RESOLUTION R.116-022016

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO CENTRAL JERSEY COLLISION D/B/A ELIZABETH TRUCK CENTER FOR THE FURNISHING OF COLLISION REPAIRS

WHEREAS, bids were received by the Township of Edison on January 6, 2016 for Public Bid No. 16-10-25-Collision Repairs; and

WHEREAS, CENTRAL JERSEY COLLISION D/B/A ELIZABETH TRUCK CENTER, 878 North Ave., Elizabeth, NJ 07201, submitted the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$80,000.00, 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 by CENTRAL JERSEY COLLISION D/B/A ELIZABETH TRUCK CENTER, 878 North Ave., Elizabeth, NJ 07201 for Collision Repairs is determined to be the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$80,000.00 and any other necessary documents, with CENTRAL JERSEY COLLISION D/B/A ELIZABETH TRUCK CENTER.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

RESOLUTION R.117-022016

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT RACHLES/MICHELE'S OIL CO.,
INC. FOR FUEL**

WHEREAS, bids were received by the Township of Edison on January 5, 2016 for Public Bid No. 15-12-06, Fuel; and

WHEREAS, RACHLES/MICHELE'S OIL CO., INC., 116 Kuller Rd., Clifton, NJ 07011, submitted the lowest legally responsible, responsive bid for Gasoline-Regular and Unleaded and Gasoline Emergency Allocation; and

WHEREAS, the total amount of this contract, not to exceed \$425,000.00 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 RACHLES/MICHELE'S OIL CO., INC., 116 Kuller Rd., Clifton, NJ 07011 for Fuel is determined to be the lowest legally responsible, responsive bid for Gasoline-Regular and Unleaded and Gasoline Emergency Allocation.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$425,000.00, and any other necessary documents, with RACHLES/MICHELE'S OIL CO., INC. as described herein.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and/or bonds of the unsuccessful bidders.

Explanation: This Resolution authorizes payment to the community planning firm of Heyer, Gruel & Associates for services rendered in year 2015.

RESOLUTION R.119-022016

WHEREAS, the community planning firm Heyer, Gruel & Associates ("Firm") has previously provided redevelopment planning and design services to the Township of Edison ("Township") on development projects pursuant to a professional services contract; and

WHEREAS, the Firm has submitted invoices relating to services performed in 2015 which remain outstanding; and

WHEREAS, the municipal council ("Municipal Council") seeks to authorize payment to the Firm for services rendered in 2015 in an amount not to exceed \$8,000.00.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Chief Financial Officer or his designee is hereby authorized to make payments to the Firm in the amount not to exceed for \$8,000 for services rendered, upon the receipt of proper invoices.
3. A certificate showing the availability of funds to pay the Firm has been provided by the Chief Financial Officer of the Township and is made a part hereof indicating that the appropriation for the within expenditure is charged to the applicable accounts and is contingent upon the adoption of a temporary and/or permanent budget for the 2016 calendar year.
4. A copy of this Resolution shall be available for public inspection at the offices of the Township Clerk.
5. This resolution shall take effect immediately.

CERTIFICATION

I hereby certify that, contingent upon the adoption of a temporary and/or permanent budget for the 2016 calendar year, funds in the amount of \$8,000.00 are available in Account No: 5-01-20-0165-000-028

Nick Fargo
Chief Financial Officer

