

**AGENDA
MUNICIPAL COUNCIL
REGULAR MEETING
Wednesday, February 24, 2016
7:00 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. **APPROVAL OF MINUTES:**
 - a. Regular Meeting of July 22, 2015
 - b. Worksession of October 26, 2015
 - c. Worksession of December 7, 2015
 - d. Worksession of January 11, 2016
 - e. Worksession of January 25, 2016
 - f. Regular Meeting of January 13, 2016
 - g. Combined Meeting of September 9, 2015
 - h. Combined Meeting of September 21, 2015

5. **COUNCIL PRESIDENT'S REMARKS**

6. **APPROVAL OF VOLUNTEER FIREFIGHTERS**

Edison Volunteer Fire Company #1

Chares H. Jacobson
Matthew Riveley

Raritan Engine Co. #1

Cynthia A. Lewitter
Nicholas J. Chicarilla
Hubert Kuklinski

7. **NEW BUSINESS:
PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR
MARCH 9, 2016.**

O.1922-2016 REFUNDING BOND ORDINANCE OF THE
TOWNSHIP OF EDISON, IN THE COUNTY OF
MIDDLESEX, NEW JERSEY, PROVIDING FOR THE

REFUNDING OF ALL OR A PORTION OF CERTAIN GENERAL OBLIGATION BONDS OF 2007, APPROPRIATING \$11,100,000 THEREFOR AND AUTHORIZING THE ISSUANCE BY THE TOWNSHIP OF GENERAL OBLIGATION REFUNDING BONDS, SERIES 2016, CONSISTING OF GENERAL IMPROVEMENT REFUNDING BONDS AND SEWER UTILITY REFUNDING BONDS, IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT EXCEEDING \$11,100,000 FOR FINANCING THE COST THEREOF.

O.1923-2016 ORDINANCE ADOPTS 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) PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW N.J.S.A. 40A:12A-1 ET SEQ

O.1924-2016 ORDINANCE AUTHORIZES THE TOWNSHIP TO GRANT AND RECORD A TEMPORARY CONSTRUCTION EASEMENT TO THE COUNTY OF MIDDLESEX IN FURTHERANCE OF ITS REPLACEMENT OF CULVERT 2-C-652 AT NORTH EIGHTH AVENUE OVER MILL BROOK IN EDISON.

8. **PUBLIC COMMENT ON THE RESOLUTIONS:**

9. **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.120-022016 Resolution approving disbursements for the period ending February 18, 2016.

R.121-022016 Resolution authorizing refund in the amount of \$ 288,067.42 for redemption of tax sale certificates.

R.122-022016 Resolution authorizing refund for tax overpayments totaling \$6,527.38.

R.123-022016 Temporary Emergency Appropriations

R.124-022016 Resolution authorizes the settlement of Tax Appeal filed by Jersey Global, LLC for the tax years 2013,2014,2015 for Blk. 212, Lot 41.01.

R.125-022016 Resolution appoints several persons to the Township’s Health Advisory Committee.

R.126-022016 Award of Contract/Purchase order for the Phone System replacement at the Toth Health Center and Senior Center to Johnston GP, Inc. in the amount of \$17,421.60.

- R.127-022016 Award of Contract/Purchase order for the purchase of Computers for Various Offices to CDW-Government in the amount of \$46,840.00.
- R.128-022016 Resolution to hire Assistant Director for the Department of Public Works
- R.129-022016 Resolution authorizing the development and submission of grant application for the Edison Senior Citizen Center from the Aetna Foundation.
- R.130-022016 Resolution authorizing the development and submission of grant application for the Edison Senior Citizen Center from the Anthem Foundation.
- R.131-022016 Resolution authorizing the development and submission of grant application for the Edison Senior Citizen Center from the Astra Zeneca Foundation.
- R.132-022016 Resolution authorizing the development and submission of grant application for the Edison Senior Citizen Center from the Cigna Foundation.
- R.133-022016 Resolution authorizing the development and submission of grant application for the Edison Senior Citizen Center from CVS Health Foundation.
- R.134-022016 Resolution authorizing the development and submission of grant application for the Edison Senior Citizen Center from Federal Express Corporation.
- R.135-022016 Resolution awards a Professional Services Contract to Apruzzese, McDermott, Mastro & Murphy, P.C. for special labor council services in an amount not to exceed \$30,000.00.
- R.136-022016 Resolution awards a Professional Services Contract to Heyer, Gruel & Associates for Community Planning Consulting in an amount not to exceed \$100,000.00.
- R.137-022016 Resolution awards Contract/Purchase Order to CDW Government, LLC for the purchase of CAD Software in the amount of \$11,800.35.
- R.138-022016 Resolution provides for a Senior Resident refund to Qualified Tank Services for 1135 Wood Avenue, in the amount of \$200.00.
- R.139-022016 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 Edison in the amount of \$8,600.00.
- R.140-022016 Tonnage Grant Application Resolution.
- R.141-022016 Resolution authorizing additional funds for the furnishing of Emergency Pump Station Repairs with A.C. Schultes, Inc. in an amount not to exceed \$150,000.00.
- R.142-022016 Resolution authorizing a reimbursement for the ABC Program to Leeza Mathews in the amount of \$280.00.
- R.143-022016 Resolutions authorizing additional funds for Medical Supplies to Bound Tree Medical, LLC in an amount not to exceed \$10,000.00.
- R.144-022016 Resolutions authorizing additional funds for Medical Supplies to Midwest Medical Supply Co. in an amount not to exceed \$18,000.00.
- R.145-022016 Resolution waiving permit fees for The ARC Middlesex County for the Group home #1 in Edison

10. **COMMUNICATIONS:**
 - a. Memorandum from Ken DeRoberts regarding Report on Note Sales.
11. **ORAL PETITIONS AND REMARKS**
12. **ADJOURNMENT**

REFUNDING BOND ORDINANCE OF THE TOWNSHIP OF EDISON, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, PROVIDING FOR THE REFUNDING OF ALL OR A PORTION OF CERTAIN GENERAL OBLIGATION BONDS OF 2007, APPROPRIATING \$11,100,000 THEREFOR AND AUTHORIZING THE ISSUANCE BY THE TOWNSHIP OF GENERAL OBLIGATION REFUNDING BONDS, SERIES 2016, CONSISTING OF GENERAL IMPROVEMENT REFUNDING BONDS AND SEWER UTILITY REFUNDING BONDS, IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT EXCEEDING \$11,100,000 FOR FINANCING THE COST THEREOF.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON, IN THE COUNTY OF MIDDLESEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) **AS FOLLOWS:**

Section 1. The Township of Edison, in the County of Middlesex, New Jersey (the "Township") is hereby authorized to refund all or a portion of (i) \$8,065,500 outstanding principal amount of the Township's General Improvement Bonds, originally issued in the principal amount of \$29,675,500, dated June 1, 2007, which amount matures on June 1 in each of the years 2020 through 2022, inclusive (the "General Improvement Refunded Bonds"), and (ii) \$1,731,500 outstanding principal amount of the Township's Sewer Utility Bonds, originally issued in the principal amount of \$2,266,500, dated June 1, 2007, which amount matures on June 1 in each of the years 2020 through 2037, inclusive (the "Sewer Utility Refunded Bonds" and, together with the General Improvement Refunded Bonds, the "Refunded Bonds"), which are subject to redemption at the option of the Township on or after June 1, 2019, at a redemption price of 100% of the principal amount of the Refunded Bonds to be redeemed, plus accrued interest thereon to the date fixed for redemption.

Section 2. In order to finance the cost of the purpose described in Section 1 hereof and the costs of issuance associated therewith, negotiable refunding bonds are hereby authorized to be issued in one or more series in the aggregate principal amount not exceeding \$11,100,000 (the "Refunding Bonds") pursuant to the Local Bond Law of the State of New Jersey.

Section 3. An aggregate amount not exceeding \$175,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-51(b) has been included in the aggregate principal amount of Refunding Bonds authorized herein.

Section 4. The Township desires to provide for all or a portion of the principal amount of the Refunded Bonds outstanding and the interest and redemption premium, if any, thereon in order to provide for savings in debt service as a result of lower interest rates in the bond markets.

Section 5. The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township is increased by the authorization of the Refunding Bonds provided in this refunding bond ordinance by \$11,100,000, and that an amount representing the principal amount of the Refunded Bonds equal to \$9,797,000 will be deductible from gross debt. The obligations authorized herein will be within all debt limitations prescribed by that law.

Section 6. A certified copy of this refunding bond ordinance as adopted on first reading has been filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to final adoption.

Section 7. This refunding bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that the consent of the Local Finance Board has been endorsed upon a certified copy of this refunding bond ordinance as finally adopted, which consent will be so endorsed in accordance with N.J.A.C. 5:30-2.5.

O.1923-2016

EXPLANATION: This Ordinance adopts 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) pursuant to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.*

ORDINANCE

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, on October 14, 2015 the Municipal Council adopted a resolution to refer certain amendments to the Original Redevelopment Plan (“First Amended Redevelopment Plan” dated October 2015) to the Planning Board for its review and comment, pursuant to *N.J.S.A. 40A:12A-7* of 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, on February 10, 2016, the Municipal Council adopted a resolution to refer certain amendments to the First Amended Redevelopment (“Second Amended Redevelopment Plan” dated February 2016) to the Planning Board for its review and comment, pursuant to *N.J.S.A. 40A:12A-7* of the Redevelopment Law; and

WHEREAS, on February 17, 2016, the Planning Board held a hearing at which it reviewed the Second Amended Redevelopment Plan and adopted a resolution recommending its adoption; and

WHEREAS, upon review of the Planning Board’s recommendation of the Second Amended Redevelopment Plan, the Municipal Council has determined to adopt the Second Amended Redevelopment Plan to ensure the success of redevelopment within the Redevelopment Area in conformity with the Township’s redevelopment objectives.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Second Amended Redevelopment Plan, attached hereto as *Exhibit A*, is hereby adopted pursuant to the terms of *N.J.S.A. 40A:12A-7*.
3. The zoning district map included in the zoning ordinance of the Township is hereby amended to include the Redevelopment Area per the boundaries described in the Redevelopment Plan, as applicable. All of the provisions of the Second Amended Redevelopment Plan shall supersede the applicable development regulations of the Township's municipal code, as and where indicated.
4. A copy of this Ordinance and the Second Amended Redevelopment Plan shall be available for public inspection at the office of the Township Clerk during regular business hours.
5. This Ordinance shall take effect in accordance with all applicable laws.

O.1924-2016

EXPLANATION: This Ordinance authorizes the Township to grant and record a temporary construction easement to the County of Middlesex in furtherance of its replacement of Culvert 2-C-652 at North Eighth Avenue over Mill Brook in Edison.

ORDINANCE

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

WHEREAS, the County of Middlesex (“County”) is in the process of replacing Culvert 2-C-652 at North Eighth Avenue over Mill Brook in Edison (“Project”); and

WHEREAS, in furtherance of the Project, the County has requested that the Township grant and record a temporary construction easement (“Temporary Easement”) over its real property commonly known as Block 59.N, Lots 5, 6, 7 and 8 (“Property”, generally at 409 N. Eighth Avenue) for nominal consideration so that the County can continue its work; and

WHEREAS, the Municipal Council desires to authorize the grant, execution and recording of the Temporary Easement, which requires approval by ordinance pursuant to *N.J.S.A. 40A:12-13.4*.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council hereby approves of the grant of the Temporary Easement to the County. The Mayor is hereby authorized to execute the Temporary Easement substantially in the form as attached hereto as *Exhibit A*, subject to such additions, deletions, modifications or amendments deemed necessary by the Mayor in his discretion in consultation with the Township Engineer and Township Attorney.
3. A copy of this Ordinance and the Temporary Easement shall be available for public inspection at the offices of the Township Clerk. The Temporary Easement shall be recorded on title to the Property.
4. This Ordinance shall take effect after twenty (20) days of its final passage by the Municipal Council, upon approval by the Mayor and publication as required by law.

RESOLUTION R.120-022016

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING February 18, 2016

WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through February 18, 2016.

FUND	AMOUNT
Current	\$86,791,704.98
Affordable Housing	0.00
Capital	70,664.63
Cash Performance	45,632.10
CDBG	0.00
Developers Escrow	9,572.29
Dog (Animal Control)	459.50
Federal Forfeited	0.00
Grant Funds	1,266.71
Law Enforcement	0.00
Open Space	0.00
Payroll Deduction	499,553.99
Sanitation Fund	100,879.44
Sewer Utility	70,723.66
Tax Sale Redemption	211,405.75
Tree Fund	0.00
Tree Planting	18,644.49
Trust	105,757.85
TOTAL	\$87,927,265.39

/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.121-022016

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 **\$288,067.42**.

RESOLUTION R. 122-022016

Whereas, on various properties located within the Township of Edison, overpayments of real estate taxes have been made due to erroneous or duplicate payments: and

Whereas, applications have been made to the Tax Collector for refunds of said overpayments, totaling **\$\$6,527.38** and

Whereas, the attached listing is a detail of the requested refund.

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison that the Director of Finance shall and is hereby authorized to draw checks to the parties in the amounts specified on the attached listing.

February 24, 2016

RESOLUTION R.123-022016

WHEREAS, the Local Budget Law, specifically N.J.S.A. 40A:4-20, requires that the governing body of a municipality shall by Resolution make appropriations if any contract, commitments or payments are to be made between the beginning of the Calendar year and the adoption of budget; and

WHEREAS, the Local budget Law and the Optional Municipal Charter Act of 1950 provide for the adoption of municipal budget by March 20, 2016 (revised to April 22, 2016) unless said budget calendar is extended according to law; and

WHEREAS, the date of this Resolution is prior to the adoption of the 2016 Calendar Year Budget,

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, County of Middlesex, New Jersey that the following Temporary Emergency Appropriations be made and that a certified copy of this Resolution be transmitted to the Director of Finance for her record.

<u>CURRENT FUND</u>	<u>AMOUNT</u>
HEALTH DEPARTMENT-Other Expenses	36,000.00
GROUP HEALTH INSURANCE	3,000,000.00
PERS	1,760,000.00
PFRS	<u>8,689,251.81</u>
TOTAL CURRENT FUND	<u><u>13,485,251.81</u></u>

RESOLUTION R.124-022016

EXPLANATION: This Resolution authorizes the settlement of Tax Appeals filed by Jersey Global, LLC for the tax years 2013, 2014 and 2015.

WHEREAS, Jersey Global, LLC (“Taxpayer”), the owner of property located at 1897 Woodbridge Avenue, in the Township of Edison, County of Middlesex, and known as Block 212, Lot 41.01 on the Township of Edison’s Tax Assessment Maps (“Property”), filed Tax Appeals for the years, 2013, 2014 and 2015 with the Tax Court of New Jersey under Docket Numbers 012515-2013, 013753-2014 and 011958-2015; and

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

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

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

WHEREAS, the property was originally assessed as follows:

For the Tax Years: 2013, 2014, and 2015

	<u>2013</u>	<u>2014</u>	<u>2015</u>
Land	\$ 370,600.00	\$ 370,600.00	\$ 370,600.00
Improvements	\$ 901,600.00	\$ 901,600.00	\$ 901,600.00
Total	\$1,272,000.00	\$1,272,000.00	\$1,272,000.00

WHEREAS, the proposed settlement provides for an assessment of the 2013, 2014, and 2015 Tax Years as follows:

	<u>2013</u>	<u>2014</u>	<u>2015</u>
Land	\$370,600.00	\$370,600.00	\$ 370,600.00
Improvements	\$579,400.00	\$579,400.00	\$ 629,400.00
Total	\$950,000.00	\$950,000.00	\$1,000,000.00

WHEREAS, the Taxpayer acknowledges that the Township has in part agreed to the settlement in question in consideration for a waiver of the Tax Appeal set forth above; and

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

WHEREAS, pursuant to the settlement, the Taxpayer will waive prejudgment; and

WHEREAS, if the refund as a result of this settlement set forth herein is to be refunded, the refund is to be made payable to the “Eric Salant, Esq., Attorney Trust Fund” and the Taxpayer and forwarded to “Eric Salant, Esq., 998 Holmdel Road, Holmdel, New Jersey 07733” within sixty (60) days of the date of the entry of judgment; and

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

WHEREAS, pursuant to the settlement approved herein, the Taxpayer is entitled to a refund in the amount of **\$15,378.72** for the 2013 Tax Year Appeal, **\$15,861.72** for the 2014 Tax Year Appeal and **\$13,801.28** for the 2015 Tax Year Appeal.

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

1. For the 2013, 2014 and 2015 Tax Years, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvement as follows:
- 2.

	<u>2013</u>	<u>2014</u>	<u>2015</u>
Land	\$370,600.00	\$370,600.00	\$ 370,600.00
Improvements	\$579,400.00	\$579,400.00	\$ 629,400.00
Total	\$950,000.00	\$950,000.00	\$1,000,000.00

3. Interest is waived on the refund, provided such refund is provided as specified herein; and
4. The Tax Appeal Attorney for the Township is hereby authorized to execute a Stipulation of Settlement relative to the Property for Tax Appeals filed for the years 2013, 2014 and 2015, Docket Numbers 012515-2013, 013753-2014 and 011958-2015 by the Taxpayer, owner of the property located at 1897 Woodbridge Avenue , Block 212, Lot 41.04;
5. The Freeze Act will apply to the judgment to be issued by the New Jersey Tax Court; and
6. The Form of Stipulation of Settlement is annexed hereto, having been received by and approved by the Township Council of the Township of Edison

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

RESOLUTION R. 125-022016

Explanation: This Resolution appoints several persons to the Township's Health Advisory Committee.

WHEREAS, a recommendation was made by Mayor Thomas Lankey to appoint the following members to the Health Advisory Committee; and

Judith L. Gillingham	21 Wayne Street, Edison, NJ	Expiration :	12/31/2019
Dr. Richard Bullock	5 Zaydee Drive, Edison, NJ	Expiration:	12/31/2019
Dr. Harry Collins	12 Marlin Ave., Edison, NJ	Expiration:	12/31/2019
Jackie Geodesky	PO. Box 1047, Edison, NJ	Expiration:	12/31/2017
Avanika Patel	134 Tivid Lane E., Edison, NJ	Expiration:	12/31/2019
Robert Riedinger	82 High Tor Drive, Watchung, NJ	Expiration:	12/31/2019
Reeta L. Aggarwal	11 Homestead Rd., Edison, NJ	Expiration:	12/31/2017;
and			

WHEREAS, the Municipal Council wishes to confirm these appointments.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison that the aforementioned individuals be appointed as members of the Edison Township Health Advisory Committee for the terms above-listed.

RESOLUTION R.126-022016

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO JOHNSTON GP, INC. / JOHNSTON COMMUNICATIONS FOR THE PHONE SYSTEM REPLACEMENT AT THE TOTTH HEALTH CENTER AND THE SENIOR CENTER

WHEREAS, the Township of Edison needs to replace the phone systems at the Toth Health Center and the Senior Center to fully integrate them with the townships phone system; and

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

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

WHEREAS, funds in the amount of \$17,421.60 have been certified to be available in the Acquisition of Computer & Camera Equipment Account, Number C-04-15-1914-101-000, and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$17,421.60 and any other necessary documents, with JOHNSTON GP, INC./JOHNSTON COMMUNICATIONS, 322 Belleville Turnpike, North Arlington, NJ 07031, as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract, No. 80802 under T-1316.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$17,421.60** are available for the above in Account No. **C-04-15-1914-101-000**.

Nicholas C.
Fargo
Chief Financial Officer

Date

RESOLUTION R.127-022016

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO CDW-GOVERNMENT FOR THE PURCHASE OF COMPUTERS FOR VARIOUS OFFICES IN THE TOWNSHIP OF EDISON

WHEREAS, there is a need to purchase thirty-four (34) computers with software for various offices in the Township of Edison; and

WHEREAS, CDW-GOVERNMENT, 230 North Milwaukee Ave., Vernon Hills, IL 60061, has been awarded State Contract Numbers 89974 under M-0483/NASPO Valuepoint Computer and 89849 under M-0003/Software License & Related Services; and

WHEREAS, the Township intends to purchase the computers under State contract Number 89974 in the amount of \$33,920.00 and software under State contract 89849 in the amount of \$12,920.00 for a total purchase price of \$46,840.00; 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 \$16,163.10 have been certified to be available in the Information Technology Related Costs Account, Number C-04-14-1872-100-001 and \$30,676.90 have been certified to be available in the Acquisition of Computer and camera Equipment Account Number C-04-15-1914-101-000; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$46,840.00 and any other necessary documents, with CDW-GOVERNMENT, 230 North Milwaukee Ave., Vernon Hills, IL 60061, as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract, Numbers 89974/M-0483 and 89849/M-0003.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$16,163.10** have been certified to be available Account Number **C-04-14-1872-100-001** and funds in the amount of **\$30,676.90** are available in Account Number **C-04-15-1914-101-000**.

Nicholas C. Fargo
Chief Financial Officer

Date

RESOLUTION R.128-022016

WHEREAS, the Township of Edison (the “Township”) is a public body corporate and politic of the State of New Jersey and seeks to hire an Assistant Director for its Department of Public Works (“Department”); and

WHEREAS, the Assistant Director shall assist the Department Director with the administration, direction, coordinator and supervision of all divisional units of the Department; and

WHEREAS, the Mayor desires to appoint Anthony Russomanno as Assistant Director of Public Works, based on his qualifications and experience; and

WHEREAS, the Municipal Council seeks to provide its advice and consent to the aforesaid appointment in accordance with the Township Code and *N.J.S.A. 40:69A-43(b)*.

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

1. The Municipal Council hereby provides its advice and consent to the Mayor’s appointment of Anthony Russomanno to serve as Assistant Director of the Department of Public Works, effective February 25, 2016, for a term coterminous with the term of the office of the Mayor at an annual salary of \$80,000.00, prorated for calendar year 2016.
2. A copy of this Resolution shall be available for public inspection at the offices of the Township Clerk.
3. This Resolution shall take effect immediately.

RESOLUTION R.129-022016

WHEREAS, the Edison Department of Health and Human Services, established the Edison Senior Citizen Center over thirty years ago; and

WHEREAS, the mission of the Edison Senior Citizen Center is to provide a safe and secure public facility to afford local, senior citizens opportunities for socialization, recreation, nutrition, exercise, health education, disease prevention and screenings; and

WHEREAS, the **Aetna Foundation** has grant funds available for eligible programs, projects, activities and related costs of qualified organizations that support its mission of public health; and

WHEREAS, the Edison Department of Health and Human Services, in partnership with Edison Senior Outreach Services, intends to apply for grant funding for a maximum of **\$20,000.00** from the **Aetna Foundation**, as it will help to support the continuing, effective operation, events and activities of the Edison Senior Citizen Center; and

WHEREAS, no matching funds are required in order for the Edison Department of Health and Human Services, through Edison Senior Outreach Services, to apply for grant funding from the **Aetna Foundation**; and

WHEREAS, the Edison Department of Health and Human Services and/or Edison Senior Outreach Services, will utilize all grant funds awarded to it by the **Aetna Foundation**, as described in its application for said funds and in compliance with all applicable Municipal, Middlesex County, New Jersey and United States Federal agency requirements, guidelines, regulations and statutes; and

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, Middlesex County, New Jersey, does hereby approve and authorize the development and submission of said grant application, with no requirement for matching funds, at a regularly-scheduled, public meeting on the evening of **Wednesday, February 24, 2016**.

RESOLUTION R.130-022016

WHEREAS, the Edison Department of Health and Human Services, established the Edison Senior Citizen Center over thirty years ago; and

WHEREAS, the mission of the Edison Senior Citizen Center is to provide a safe and secure public facility to afford local, senior citizens opportunities for socialization, recreation, nutrition, exercise, health education, disease prevention and screenings; and

WHEREAS, the **Anthem Foundation** has grant funds available for eligible programs, projects, activities and related costs of qualified organizations that support its mission of public health; and

WHEREAS, the Edison Department of Health and Human Services, in partnership with Edison Senior Outreach Services, intends to apply for grant funding for a maximum of **\$20,000.00** from the **Anthem Foundation**, as it will help to support the continuing, effective operation, events and activities of the Edison Senior Citizen Center; and

WHEREAS, no matching funds are required in order for the Edison Department of Health and Human Services, through Edison Senior Outreach Services, to apply for grant funding from the **Anthem Foundation**; and

WHEREAS, the Edison Department of Health and Human Services and/or Edison Senior Outreach Services, will utilize all grant funds awarded to it by the **Anthem Foundation**, as described in its application for said funds and in compliance with all applicable Municipal, Middlesex County, New Jersey and United States Federal agency requirements, guidelines, regulations and statutes; and

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, Middlesex County, New Jersey, does hereby approve and authorize the development and submission of said grant application, with no requirement for matching funds, at a regularly-scheduled, public meeting on the evening of **Wednesday, February 24, 2016**.

RESOLUTION R.131-022016

WHEREAS, the Edison Department of Health and Human Services, established the Edison Senior Citizen Center over thirty years ago; and

WHEREAS, the mission of the Edison Senior Citizen Center is to provide a safe and secure public facility to afford local, senior citizens opportunities for socialization, recreation, nutrition, exercise, health education, disease prevention and screenings; and

WHEREAS, the **Astra Zeneca Foundation** has grant funds available for eligible programs, projects, activities and related costs of qualified organizations that support its mission of public health; and

WHEREAS, the Edison Department of Health and Human Services, in partnership with Edison Senior Outreach Services, intends to apply for grant funding for a maximum of **\$20,000.00** from the **Astra Zeneca Foundation**, as it will help to support the continuing, effective operation, events and activities of the Edison Senior Citizen Center; and

WHEREAS, no matching funds are required in order for the Edison Department of Health and Human Services, through Edison Senior Outreach Services, to apply for grant funding from the **Astra Zeneca Foundation**; and

WHEREAS, the Edison Department of Health and Human Services and/or Edison Senior Outreach Services, will utilize all grant funds awarded to it by the **Astra Zeneca Foundation**, as described in its application for said funds and in compliance with all applicable Municipal, Middlesex County, New Jersey and United States Federal agency requirements, guidelines, regulations and statutes; and

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, Middlesex County, New Jersey, does hereby approve and authorize the development and submission of said grant application, with no requirement for matching funds, at a regularly-scheduled, public meeting on the evening of **Wednesday, February 24, 2016**.

RESOLUTION R.132-022016

WHEREAS, the Edison Department of Health and Human Services, established the Edison Senior Citizen Center over thirty years ago; and

WHEREAS, the mission of the Edison Senior Citizen Center is to provide a safe and secure public facility to afford local, senior citizens opportunities for socialization, recreation, nutrition, exercise, health education, disease prevention and screenings; and

WHEREAS, the **Cigna Foundation** has grant funds available for eligible programs, projects, activities and related costs of qualified organizations that support its mission of public health; and

WHEREAS, the Edison Department of Health and Human Services, in partnership with Edison Senior Outreach Services, intends to apply for grant funding for a maximum of **\$20,000.00** from the **Cigna Foundation**, as it will help to support the continuing, effective operation, events and activities of the Edison Senior Citizen Center; and

WHEREAS, no matching funds are required in order for the Edison Department of Health and Human Services, through Edison Senior Outreach Services, to apply for grant funding from the **Cigna Foundation**; and

WHEREAS, the Edison Department of Health and Human Services and/or Edison Senior Outreach Services, will utilize all grant funds awarded to it by the **Cigna Foundation**, as described in its application for said funds and in compliance with all applicable Municipal, Middlesex County, New Jersey and United States Federal agency requirements, guidelines, regulations and statutes; and

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, Middlesex County, New Jersey, does hereby approve and authorize the development and submission of said grant application, with no requirement for matching funds, at a regularly-scheduled, public meeting on the evening of **Wednesday, February 24, 2016**.

RESOLUTION R.133-022016

WHEREAS, the Edison Department of Health and Human Services, established the Edison Senior Citizen Center over thirty years ago; and

WHEREAS, the mission of the Edison Senior Citizen Center is to provide a safe and secure public facility to afford local, senior citizens opportunities for socialization, recreation, nutrition, exercise, health education, disease prevention and screenings; and

WHEREAS, the **CVS Health Foundation** has grant funds available for eligible programs, projects, activities and related costs of qualified organizations that support its mission of public health; and

WHEREAS, the Edison Department of Health and Human Services, in partnership with Edison Senior Outreach Services, intends to apply for grant funding for a maximum of **\$5,000.00** from the **CVS Health Foundation**, as it will help to support the continuing, effective operation, events and activities of the Edison Senior Citizen Center; and

WHEREAS, no matching funds are required in order for the Edison Department of Health and Human Services, through Edison Senior Outreach Services, to apply for grant funding from the **CVS Health Foundation**; and

WHEREAS, the Edison Department of Health and Human Services and/or Edison Senior Outreach Services, will utilize all grant funds awarded to it by the **CVS Health Foundation**, as described in its application for said funds and in compliance with all applicable Municipal, Middlesex County, New Jersey and United States Federal agency requirements, guidelines, regulations and statutes; and

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, Middlesex County, New Jersey, does hereby approve and authorize the development and submission of said grant application, with no requirement for matching funds, at a regularly-scheduled, public meeting on the evening of **Wednesday, February 24, 2016**.

RESOLUTION R. 134-022016

WHEREAS, the Edison Department of Health and Human Services, established the Edison Senior Citizen Center over thirty years ago; and

WHEREAS, the mission of the Edison Senior Citizen Center is to provide a safe and secure public facility to afford local, senior citizens opportunities for socialization, recreation, nutrition, exercise, health education, disease prevention and screenings; and

WHEREAS, the **Federal Express Corporation** has grant funds available for eligible programs, projects, activities and related costs of qualified organizations in the communities in which it operates, worldwide; and

WHEREAS, the Edison Department of Health and Human Services, in partnership with Edison Senior Outreach Service, intends to apply for grant funding for a maximum amount of **\$20,000.00** from the **Federal Express Corporation**, as it will help to support the continuing, effective operation, events and activities of the Edison Senior Citizen Center; and

WHEREAS, no matching funds are required in order for the Edison Department of Health and Human Services, through Edison Senior Outreach Services, to apply for grant funding from the **Federal Express Corporation** for the Edison Senior Citizen Center; and

WHEREAS, the Edison Department of Health and Human Services and/or Edison Senior Outreach Services, will utilize all grant funds awarded to it by the **Federal Express Corporation**, as described in its application for said funds and in compliance with all applicable Municipal, Middlesex County, New Jersey and United States Federal agency requirements, guidelines, regulations and statutes; and

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, Middlesex County, New Jersey, does hereby approve and authorize the development and submission of said grant application, with no requirement for matching funds, at a regularly-scheduled, public meeting on the evening of **Wednesday, February 24, 2016**.

Explanation: This Resolution awards a Professional Services Contract to Apruzzese, McDermott, Mastro & Murphy, P.C. for special labor counsel services.

RESOLUTION R.135-022016

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, Apruzzese, McDermott, Mastro & Murphy, P.C. (“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, for these reasons the Mayor and the Municipal Council seek to enter a contract for legal services with Counsel for 2016 (“Services Contract”) to provide for the representation of the Township in the appeal of the adverse Superior Court, Law Division decision in Sarni v. Township of Edison, Docket No. MID-L-5998-15 (“Appeal”); 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, Arthur R. Thibault, Jr, on behalf 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 of the Township in the Appeal and other issues incident thereto, 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 \$200.00 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:

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 as Special Labor Counsel.
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 \$30,000.00 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. Counsel shall report directly to the Township Attorney, who will be the chief contact at the Township.
11. Counsel shall notify the Township Attorney when eighty percent (80%) of the “not-to-exceed” amount is attained.
12. 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 \$30,000.00 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.136-022016

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:

13. The aforementioned recitals are incorporated herein as though fully set forth at length.
14. The Mayor and Township Clerk are hereby authorized and directed to execute the Services Contract with Heyer for the community planning and consulting services.
15. 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.

16. 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.
17. 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.
18. 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.
19. The Mayor of the Township may, upon ten (10) days written notice, and without cause, terminate the Services Contract.
20. 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.
21. 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.
22. Heyer shall notify the Business Administrator of the Township when eighty percent (80%) of the “not-to-exceed” amount is attained.
23. 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: 6-01-20-0165-000-028

Nicholas Fargo
Chief Financial Officer

RESOLUTION R.137-022016

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO CDW GOVERNMENT, LLC FOR THE PURCHASE OF CAD SOFTWARE FOR THE DEPARTMENT OF ENGINEERING

WHEREAS, there is a need to upgrade the CAD Software for the Department of Engineering to be compatible with the Raster software we currently own; and

WHEREAS, CDW GOVERNMENT, LLC, 230 N Milwaukee Ave, Vernon Hills, Il 60061 has been awarded State Contract Number 89849 under M-0003 Software License & Related Services for this software; 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 \$11,800.35 have been certified to be available in the Engineering Services Computer HW & SW Account, Number 6-01-20-0165-000-059; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$11,800.35, and any other necessary documents, with CDW GOVERNMENT, LLC, 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. 89849 under M-0003.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$11,800.35** are available for the above in Account No. **6-01-20-0165-000-059**.

Nicholas C. Fargo
Chief Financial Officer

Date

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

RESOLUTION 138-022016

WHEREAS, on December 3,2015, a Construction Permit fee, check #1233, permit #2015-5148, was posted in the total amount of \$200.00 by the contractor, Qualified Tank Services, having offices at 447 South Clinton Ave. South Plainfield, NJ 07080; and

WHEREAS, the application was submitted for a tank removal at 1135 Wood Ave., Edison, NJ 08820, by the hired contractor; Qualified Tank Services., who did not make known to the Construction Code Enforcement Division that the homeowner, Margaret Dafgek, 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 \$200.00, be refunded to the contractor Qualified Tank Services; and

WHEREAS, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2015-5148, in the amount of \$200.00 for the referenced application;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum not to exceed \$200.00 on construction permit fees posted by Qualified Tank Services for 1135 Wood Ave. 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 \$200.00 from the Refund of Revenue Fund to the Contractor, Qualified Tank Services, 447 South Clinton Ave. South Plainfield, NJ 07080.

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 group home #1 located in Edison, as outlined in their application in the amount of \$8,600.

RESOLUTION R.139-022016

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, 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 for replacement of back decking entranceway in the amount of \$8,600.00 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 \$8,600.00 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.

RESOLUTION R.140-022016

TONNAGE GRANT APPLICATION RESOLUTION

WHEREAS, The Mandatory Source Separation and Recycling Act, P.L.1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs;
and

WHEREAS, The New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, The resolution authorizing this municipality to apply for the **2015 Recycling Tonnage Grant** will memorialize the commitment of this municipality to recycle and to indicate the assent of the Edison Township Council to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, Such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW THEREFORE BE IT RESOLVED by the Township Council of Edison that the Township of Edison hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates John K. Haines, CPR to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

RESOLUTION R.141-022016

**RESOLUTION AUTHORIZING ADDITIONAL FUNDS FOR THE FURNISHING OF EMERGENCY
PUMP STATION REPAIRS WITH A.C. SCHULTES INC. IN AN AMOUNT NOT TO EXCEED
\$150,000.00**

WHEREAS, A. C. SCHULTES INC., 664 South Evergreen Avenue, Woodbury Heights, NJ 08097 was awarded Contract No. 15-01-05 Emergency Pump Station Repairs, through Resolution R.443-072015 for the period August 13, 2015 to August 12, 2016 in the amount of \$150,000.00 and that amount has been depleted; and

WHEREAS, the Township recommends we add additional funds in the amount not to exceed \$150,000.00 to replenish and complete the one year term of the contract with A. C. SCHULTES INC., with all prices as well as all terms and conditions to remain the same until such time the contract expires or we award a new contract; and

WHEREAS, the total amount of this contract, not to exceed \$150,000.00, 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 \$150,000.00, and any other necessary documents, with A. C. SCHULTES INC. described herein.

RESOLUTION R.142-022016

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO
LEEZA MATHEWS FOR THE ABC PROGRAM**

WHEREAS Leeza Mathews made payment in the amount of \$280.00 for the month of February for her child, Alexandra Mathews' participation in the ABC Program at Martin Luther King Elementary School; and

WHEREAS the child was removed from the program prior to attending in February.

NOW; THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison shall refund the amount of \$280.00 to Leeza Mathews, 7 Woodruff Rd., Edison, NJ 08820, which amount represents the monthly fee.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$280.00 are available in Account #6-01-55-0291-000-000.

RESOLUTION R.143-022016

**RESOLUTION AUTHORIZING ADDITIONAL FUNDS FOR THE FURNISHING OF LAERDAL
SUCTION UNITS AND ADDITIONAL NEEDS OF THE FIRE DIVISION FOR
MEDICAL SUPPLIES WITH BOUND TREE MEDICAL, LLC IN AN AMOUNT NOT TO EXCEED
\$10,000.00**

WHEREAS, BOUND TREE MEDICAL, LLC was awarded Contract No. 15-06-03 Medical Supplies, through Resolution R.471-082015 for the period September 21, 2015 to September 20, 2016 in the amount of \$15,000.00 and that amount has been depleted; and

WHEREAS, the Division of Fire is in need of ten Laerdal suction units in the total amount of \$5,062.20; and

WHEREAS, the Township recommends we add additional funds to cover the cost of the suction units and additional needs the Fire Division may have for medical supplies until the one year term of the contract with BOUND TREE MEDICAL, LLC is complete; and

WHEREAS, the Township recommends we add additional funds in the amount not to exceed \$10,000.00 to replenish and complete the one year term of the contract with BOUND TREE MEDICAL, LLC 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 \$10,000.00, cannot be encumbered at this time; and

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

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

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

NOW, THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison the Mayor, or his designee, is hereby authorized to amend and execute the contract in the amount not to exceed \$10,000.00, and any other necessary documents, with BOUND TREE MEDICAL, LLC described herein.

RESOLUTION R.144-022016

**RESOLUTION AUTHORIZING ADDITIONAL FUNDS FOR THE FURNISHING OF DEFIBRILLATORS
AND ADDITIONAL NEEDS OF THE FIRE DIVISION FOR
MEDICAL SUPPLIES WITH MIDWEST MEDICAL SUPPLY CO. IN AN AMOUNT NOT TO EXCEED
\$18,000.00**

WHEREAS, MIDWEST MEDICAL SUPPLY CO., 13400 Lakefront Dr., Earth City, MO 63045 was awarded Contract No. 15-06-03 Medical Supplies, through Resolution R.474-082015 for the period September 21, 2015 to September 20, 2016 in the amount of \$7,500.00 and that amount has been depleted; and

WHEREAS, the Division of Fire is in need of ten defibrillators in the total amount of \$10,810.00; and

WHEREAS, the Township recommends we add additional funds to cover the cost of the defibrillators and additional needs the Fire Division may have for medical supplies until the one year term of the contract with MIDWEST MEDICAL SUPPLY CO. is complete; and

WHEREAS, the total amount of additional funds to this contract, not to exceed \$18,000.00, 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 \$18,000.00, and any other necessary documents, with MIDWEST MEDICAL SUPPLY CO. described herein.

RESOLUTION R.145-022016

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 back decking entranceway 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.

