

**AGENDA
MUNICIPAL COUNCIL
REGULAR MEETING
Wednesday, March 14, 2012
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 January 3, 2012, and posted in the Main Lobby of the Municipal Complex on the same date.
4. **APPROVAL OF MINUTES:**
 - a. Combined Meeting of February 8, 2012
 - b. Closed Session Meeting of February 21, 2012
 - c. Worksession Meeting of February 21, 2012
 - d. Regular Meeting of February 23, 2012
5. **COUNCIL PRESIDENT'S REMARKS**
6. **CY 2012 MUNICIPAL BUDGET**
 - a. Introduction of the CY 2012 Municipal Budget
7. **APPROVAL OF VOLUNTEER FIREFIGHTERS**

Oak Tree Volunteer Fire Company
Jason M. Casale
Brian V. Tasaki

Raritan Engine Company #1
Shawn A. Robertson
8. **UNFINISHED BUSINESS:
ORDINANCES FOR FURTHER CONSIDERATION, PUBLIC HEARING AND
FINAL ADOPTION:**

The following Ordinances have been published according to law, the affidavits are in the possession of the Township Clerk, and copies are posted in the Council Chambers:

O.1793-2012 AN ORDINANCE AMENDING TITLE 4 OF THE CODE OF THE TOWNSHIP OF EDISON REGARDING PERSONNEL CONTROLS AND OVERSIGHT

O.1794-2012 AN ORDINANCE AMENDING TITLE 2 OF THE CODE OF THE TOWNSHIP OF EDISON REGARDING FINANCIAL CONTROLS AND OVERSIGHT

9. **NEW BUSINESS:
PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR
WEDNESDAY, MARCH 28, 2012:**

O.1795-2012 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK

10. **PUBLIC COMMENT ON THE RESOLUTIONS**

11. **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.119-032012 Resolution approving disbursements for the period ending March 8, 2012.
- R.120-032012 Resolution authorizing award of State contract for the purchase of six servers to Hewlett Packard, in an amount not to exceed \$86,843.18.
- R.121-032012 Resolution authorizing award of State contract for the maintenance and repair of heavy duty vehicles to Air Brake & Equipment, in an amount not to exceed \$10,000.00.
- R.122-032012 Resolution authorizing award of State contract for the maintenance and repair of heavy duty vehicles to Norcia Corporation, in an amount not to exceed \$10,000.00
- R.123-032012 Resolution authorizing award of State contract for the maintenance and repair of heavy duty vehicles to Sanitation Truck Repairs, in an amount not to exceed \$5,000.00.
- R.124-032012 Resolution authorizing award of State contract for parts and repairs for road maintenance equipment to Norcia Corporation, in an amount not to exceed \$10,000.00.
- R.125-032012 Resolution authorizing award of State contract for parts and repairs for road maintenance equipment to W.E. Timmerman Company, in an amount not to exceed \$20,000.00.
- R.126-032012 Resolution authorizing award of State contract for parts and repairs for road maintenance equipment to American Hose & Hydraulics Company, in an amount not to exceed \$20,000.00.
- R.127-032012 Resolution authorizing award of State contract for automotive parts for heavy duty vehicles to Air Brake & Equipment, in an amount not to exceed \$45,000.00.

- R.128-032012 Resolution authorizing award of State contract for automotive parts for heavy duty vehicles to Campbell Freightliner, LLC, in an amount not to exceed \$33,000.00.
- R.129-032012 Resolution authorizing award of State contract for automotive parts for heavy duty vehicles to Sanitation Truck Repairs, in an amount not to exceed \$20,000.00.
- R.130-032012 Resolution canceling unexpended emergency appropriations for tax appeals in the amount of \$538,347.25.
- R.131-032012 Resolution authorizing refund in the amount of \$194,451.78 for redemption of tax sale certificates.
- R.132-032012 Resolution authorizing refund of tax overpayments, totaling \$85,734.14.
- R.133-032012 Resolution authorizing Temporary Emergency Appropriations
- R.134-032012 Resolution authorizing Transfer of Funds
- R.135-032012 Resolution setting the rate of interest on delinquent taxes and allowing a grace period.
- R.136-032012 Resolution authorizing an accelerated tax lien sale.
- R.137-032012 Resolution canceling small balances
- R.138-032012 Resolution authorizing grant application for the County of Middlesex 2012 Municipal Alliance Minigrant Program.
- R.139-032012 Resolution authorizing grant acceptance of the Sustainable Jersey Animals in the Community Pilot Program.
- R.140-032012 Resolution authorizing award of quote for professional medical services to Dr. Rodulfo Nilooban, in an amount not to exceed \$12,450.00.
- R.141-032012 Resolution authorizing bond reduction for Torsiello Organization, 2163-2177 Oak Tree Road, Application #P35-01/02.
- R.142-032012 Resolution authorizing return of maintenance bond to Bonnie Brook Associates, 57 & 59 Preston Street, Application #P5074.
- R.143-032012 Resolution authorizing tree maintenance bond refund to Northside Associates (David Brown), 11 Phoenix Avenue, Permit #06-85.
- R.144-032012 Resolution authorizing tree maintenance bond refund to A. Ferraro Construction, LLC, 13 Dana Circle, Permit #06-82.
- R.145-032012 Resolution authorizing tree maintenance bond refund to A. Ferraro Construction, LLC, 16 Harding Avenue, Permit #08-04.
- R.146-032012 Resolution authorizing right of entry for the construction of a traffic signal for Woodbridge Avenue and Gurley Road/Trenton Avenue.
- R.147-032012 Resolution authorizing refund of construction permit fee to Irrapino Heating & Cooling, for property located at 11 Mercury Road, in the amount of \$170.00.
- R.148-032012 Resolution authorizing release of cash and performance bond for Beechwood @ Edison, Woodbridge Avenue and College Drive, Application #P29-03/04.
- R.149-032012 Resolution authorizing release of cash performance bond for Konstantinos Kourkanakis, 32 Kathleen Place, Application #P5026.
- R.150-032012 Resolution authorizing the pre-bid cost share contribution to the County of Middlesex for the traffic signal intersection improvements at Woodbridge Avenue and Gurley Road/Trenton Avenue, in the amount of \$1 million.

- R.151-032012 Resolution authorizing deed restriction for a residential moderate income rental housing unit at 43-C Belmont Avenue.
- R.152-032012 Resolution authorizing additional funds for the acquisition of 2375 Woodbridge Avenue for the Woodbridge Avenue and Gurley/Trenton Road traffic signal.
- R.153-032012 Resolution authorizing award of bid for Contract No. 12-02-16, Wood Waste Processing/Chipping to Fischer Contracting, Inc., in an amount not to exceed \$34,500.00.
- R.154-032012 Resolution authorizing payment to the NJ Department of Environmental Protection in the amount of \$6,000.00 for settlement of a 2009 compliance violation of an underground storage tank at the Police Garage.
- R.155-032012 Resolution authorizing award of additional purchase of Contract No. 11-10-24, Automated Refuse Collection Vehicle to Raritan Valley Truck Sales, Inc., in an amount not to exceed \$673,738.00.
- R.156-032012 Resolution authorizing award of various items of Contract No. 12-05-18, Fire Department Equipment and Tools-Supply and Repair to Firefighter One, LLC, in an amount not to exceed \$65,000.00.
- R.157-032012 Resolution authorizing award of various items of Contract No. 12-05-18, Fire Department Equipment and Tools-Supply and Repair to Absolute Fire Protection Company, in an amount not to exceed \$75,000.00
- R.158-032012 Resolution authorizing award of various items of Contract No. 12-05-18, Fire Department Equipment and Tools-Supply and Repair to All Hands Fire Equipment, in an amount not to exceed \$45,000.00.
- R.159-032012 Resolution authorizing award of various items of Contract No. 12-05-18, Fire Department Equipment and Tools-Supply and Repair to Continental Fire & Safety, Inc., in an amount not to exceed \$105,000.00.
- R.160-032012 Resolution authorizing award of quote for laundering and cleaning service to Linen Supply, Inc., in an amount not to exceed \$7,500.00.
- R.161-032012 Resolution authorizing award of quote for data access service to Thomson Reuters, in an amount not to exceed \$11,900.70.
- R.162-032012 Resolution authorizing award of State contract for four Lenovo Thinkpads to Computer Systems & Methods, in an amount not to exceed \$6,609.02.
- R.163-032012 Resolution authorizing award of State contract for cellular phone service and wireless cards to Verizon Wireless, in an amount not to exceed \$95,000.00.
- R.164-032012 Resolution to end State diversion of Municipal revenues and demand compliance with State laws.
- R.165-032012 Resolution urging the Mayor/Public Safety Director and the Administration to reinstate former Operational Orders that allowed all responders, including EMS, Fire and Police, to respond to life threatening calls.
- R.166-032012 Resolution extending the Professional Services Contract for Township Attorney to Karl Kemm, Esq., in an additional amount of \$70,000.00.
- R.167-032012 Resolution extending the Professional Services contract for Labor Attorney to Louis N. Rainone, Esq., in an additional amount of \$50,000.00.

R.168-032012 Resolution awarding renewal of contract for automated photo enforcement system to Redflex Traffic Systems

12. **COMMUNICATIONS:**

- a. Letter from Neil Kjelle regarding the New Jersey Public Supply Flouridation Act – receive
- b. Correspondence from Burton Gimelstob regarding court documents - receive

13. **ORAL PETITIONS AND REMARKS**

14. **ADJOURNMENT**

EDISON TOWNSHIP

ORDINANCE O.1793-2012

WHEREAS, the Township Council wishes to amend existing Township ordinances to provide for greater personnel controls and oversight for the Township of Edison.

BE IT ORDAINED, by the Township Council of the Township of Edison, County of Middlesex, State of New Jersey that:

SECTION I. Chapter IV Personnel Policies, Section 4-3 Personnel Regulations; Affirmative Action is hereby amended as follows:

4-3.6 Hiring of Applicants.

- c. Background Checks: Any applicant for employment with the Township prior to being hired shall be required to submit to the following, pursuant to N.J.S.A. 40:48-1.4:
 - 1. A criminal background check; and
 - 2. A fingerprint check in accordance with applicable state and federal laws, rules and regulations.
 - (i) The Business Administrator, or his designee, shall be authorized to exchange fingerprint data with and receive criminal history information from the State Bureau of Identification (SBI) in the Division of State Police and the Federal Bureau of Investigation.
 - (ii) In order to obtain criminal history record information under this article, the Business Administrator, or his designee, shall submit fingerprint data and the applicable fee to the State Bureau of Identification. The SBI shall receive all criminal history record information from the Federal Bureau of Identification and shall disseminate that information to the Business Administrator or his designee.
 - 3. No person shall be hired by the Township of Edison without successfully completing a background check in accordance with this ordinance.
- d. Drug and Alcohol Test: Any applicant for employment with the Township prior to being hired shall be subject to a pre-employment testing in accordance with the provisions of the Township Drug and Alcohol Policy. No person shall be hired by the Township of Edison without passing the pre employment drug and alcohol test.
- e. Credit Check: Any applicant for employment with the Township prior to being hired shall be required to submit to a credit check, if the position the person will be obtaining is in the Finance Department, the Tax Collector's office and/or involves the handling of cash, checks or money of any kind or involves access to or control over any of the Township's bank accounts.

SECTION II. Chapter II Administration, Article III Departments, Section 2-25 Division of Human Resources is hereby amended as follows:

2-25.2 Human Resources Officer; Duties.

The Township Human Resources Officer shall:

e. Establish and maintain a roster of all persons in the government, which shall set forth the significant facts relating to personnel administration, including health benefit records for all active and retired employee. A report including the health benefit received and the coverage type for all active and retired employees shall be provided to the Township Council on an annual basis.

h. Maintain the official records of all compensated absences including: sick days, vacation days, personal days, disability or medical leave either used or earned or accumulated. These records shall be submitted to the Finance department for formal verification with a report of that verification being supplied to the Mayor and Township Council on an annual basis.

i. Maintain copies of all individual employment agreements indicating the terms of employment, salary and benefits paid to the employee. All such agreements shall be reviewed by the Department of Law for compliance with applicable state law concerning contract procurement. Copies of all such agreements shall be provided to the Township Clerk and Township Council.

SECTION III. This Ordinance shall take effect twenty (20) days after adoption and approval by the Mayor in accordance with N.J.S.A. 40:69A:181(b).

SECTION IV. All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

EXPLANATION: This Ordinance creates additional financial controls and oversight for the Township of Edison.

EDISON TOWNSHIP

ORDINANCE O.1794-2012

WHEREAS, the Township Council wishes to amend existing Township ordinances to provide for greater financial controls and oversight for the Township of Edison.

BE IT ORDAINED, by the Township Council of the Township of Edison, County of Middlesex, State of New Jersey that:

SECTION I. Chapter II Administration, Article III Departments, Section 2-44 Division of Custody and Disbursement is hereby amended as follows:

2-44.2 Functions of Division of Custody and Disbursement.

a. The Division of Custody and Disbursement shall:

4. Make disbursement of all Township funds upon warrant of the supervisor of accounts by an individual warrant or check for each bill, claim, wage, salary payment as approved by the Business Administrator or the Township Council as required by law and/or the Township Code and not otherwise;

5. Shall establish a system that requires all manual checks from \$1 to \$19,999 must have (2) two original signatures and all manual checks is \$20,000 or greater it must have three (3) original signatures, and if the check requires three (3) signatures one must be the Mayor or in the absence of the Mayor the Business Administrator, further if the individual manual check is for a contract and the total cost of the contract is \$20,000 or greater than any manual check must have three (3) signatures;

6. Shall ensure that all bills and encumbrances are posted within the Township's accounting systems and that the same are reconciled within ten (10) days of the end of each month and that a listing of the same be provided to the Township Council;

7. Shall ensure that all revenues are posted within the Township's computerized accounting system within ten (10) days of receipt and that monthly report of the same be provided to the Township Council.

SECTION II. Chapter II Administration, Article III Departments, Section 2-24 Division of Central Purchases, is hereby amended as follows:

2-24.3 Purchasing Procedures.

i. Every two (2) years and before any contract for any health insurance (including medical coverage, dental coverage, prescription coverage and the like), health insurance brokers and/or third party administrators for health insurance is awarded the Purchasing Agent shall solicit quotes from at least five (5) health insurance providers, brokers and/or third party administrators or provide them with copies of the bidding specification, request for proposals or request for qualifications as the case may be and request response to the same, and provide the Township Council with any and all responses received. Additionally, any contract for health insurance, health insurance brokers and/or third party administrators for health insurance shall require the vendor to provide a detailed list of claims and pay-outs on at least a quarterly basis, and the same shall be provided to the Township Council.

SECTION III. Chapter II Administration, Article III Departments, is hereby amended as follows:

~~2-92 2-93 RESERVED.~~

2-92 Furloughs.

Any furlough instituted by the Township of Edison shall be defined as: A temporary layoff encompassing the temporary cessation of an employer's operation, or a portion of an employer's operation, for a definite period of time in order to achieve a governmental economy or efficiency, and without pay to the employees who are furloughed.

2-93 RESERVED.

SECTION IV. This Ordinance shall take effect twenty (20) days after adoption and approval by the Mayor in accordance with N.J.S.A. 40:69A:181(b).

ORDINANCE O.1795-2012

CALENDAR YEAR 2012

MODEL ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK

(N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Council of the Township of Edison in the County of Middlesex, N.J. finds it advisable and necessary to increase its CY 2012 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township Council hereby determines that a 3.5 % increase in the budget for said year, amounting to \$996,904.43 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Township Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Township Council of the Township of Edison in the County of Middlesex, N.J. , a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2012 budget year, the final appropriations of the Township of Edison shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$3,399,165350, and that the CY 2012 municipal budget for the Township of Edison be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

RESOLUTION R.119-032012

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE
TOWNSHIP OF EDISON FOR THE PERIOD ENDING MARCH 8, 2012

WHEREAS, the Director of Finance of the Township of Edison has transmitted
to the Township Council a Report of Disbursements made through March 8, 2012

FUND	AMOUNT
Current	\$14,599,396.35
Dog (Animal Control)	5,376.10
Sewer Utility	109,007.90
Capital	2,501.42
CDBG	36,573.97
Trust	258,091.36
Grant Funds	151,710.10
Sanitation Fund	237,692.60
Payroll Deductions	0.00
Tree Fund	44,347.01
Developers Escrow	34,235.20
Cash Performance	0.00
Affordable Housing	3,153.50
Tax Sale Redemption	307,268.72
Tree Planting	0.00
Federal Forfeited	20,321.00
Street Opening Escrow	0.00
 TOTAL	 \$15,809,675.23

/s/ Janice Saponaro
Acting 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.120-032012

**RESOLUTION AWARDING CONTRACT TO HEWLETT PACKARD COMPANY FOR THE
FURNISHING OF SIX SERVERS FOR THE TOWNSHIP OF EDISON**

WHEREAS, there is a need to purchase six servers, three for the Public Safety Network and three for the Municipal Complex Network; and

WHEREAS, HEWLETT PACKARD COMPANY, 10810 Farnam Drive, Omaha, NE 68154, has been awarded State Contract Number 70262 under M-0483/WSCA Computer Contract; 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 \$86,843.18 have been certified to be available in the US DOE EECBG Grant Account, Number G-02-10-0100-806-001.

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

1. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$86,843.18 and any other necessary documents, with HEWLETT PACKARD COMPANY, 10810 Farnam Drive, Omaha, NE 68154, 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. 70262 under M-0483.

RESOLUTION R.121-032012

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

WHEREAS, there is a need to purchase Maintenance and Repair for Heavy Duty Vehicles for the Township of Edison; and

WHEREAS, AIR BRAKE & EQUIPMENT, 225 Route 22 West, Hillside, NJ 07205, has been awarded State Contract Number 73487 under T-2108/Maintenance and Repair for Heavy Duty Vehicles; and

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

WHEREAS, the total amount of this contract, not to exceed \$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)).

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

1. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$10,000.00 and any other necessary documents, with AIR BRAKE & EQUIPMENT, 225 Route 22 West, Hillside, NJ 07205, as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract, No. 73487 under T-2108.

RESOLUTION R.122-032012

**RESOLUTION AWARDING CONTRACT TO NORCIA CORPORATON FOR THE
FURNISHING OF MAINTENACE AND REPAIR FOR HEAVY DUTY VEHICLES FOR
THE TOWNSHIP OF EDISON**

WHEREAS, there is a need to purchase Maintenance and Repair for Heavy Duty Vehicles for the Township of Edison; and

WHEREAS, NORCIA CORPORATION, 451 Blackhorse Lane, North Brunswick, NJ 08902, has been awarded State Contract Number 73514 under T-2108/Maintenance and Repair for Heavy Duty Vehicles; and

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

WHEREAS, the total amount of this contract, not to exceed \$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)).

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

1. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$10,000.00 and any other necessary documents, with NORCIA CORPORATION, 451 Blackhorse Lane, North Brunswick, NJ 08902, 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. 73514 under T-2108.

RESOLUTION R.123-032012

**RESOLUTION AWARDING CONTRACT TO SANITATION TRUCK REPAIRS FOR
THE FURNISHING OF AUTOMOTIVE PARTS FOR HEAVY DUTY VEHICLES FOR
THE TOWNSHIP OF EDISON**

WHEREAS, there is a need to purchase automotive parts for Heavy Duty Vehicles for the Township of Edison; and

WHEREAS, SANITATION TRUCK REPAIRS, 2301 Roosevelt Avenue, South Plainfield, NJ 07080, has been awarded State Contract Number 73772 under T-2085/Automotive parts for Heavy Duty Vehicles; and

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

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

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

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

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

1. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$20,000.00 and any other necessary documents, with SANITATION TRUCK REPAIRS, 2301 Roosevelt Avenue, South Plainfield, NJ 07080, 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. 73772 under T-2085.

RESOLUTION R.124-032012

**RESOLUTION AWARDING CONTRACT TO NORCIA CORPORATON FOR THE
FURNISHING OF PARTS AND REPAIRS FOR ROAD MAINTENANCE EQUIPMENT
FOR THE TOWNSHIP OF EDISON**

WHEREAS, there is a need to purchase Parts and Repairs for Road Maintenance Equipment for the Township of Edison; and

WHEREAS, NORCIA CORPORATION, 451 Blackhorse Lane, North Brunswick, NJ 08902, has been awarded State Contract Number 69728 under T-2188/Parts and Repairs for Road Maintenance Equipment; and

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

WHEREAS, 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)).

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

1. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$10,000.00 and any other necessary documents, with NORCIA CORPORATION, 451 Blackhorse Lane, North Brunswick, NJ 08902, 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. 69728 under T-2188.

RESOLUTION R.125-032012

**RESOLUTION AWARDING CONTRACT TO W.E. TIMMERMAN COMPANY, INC.
FOR THE FURNISHING OF PARTS & REPAIRS FOR ROAD MAINTENANCE
EQUIPMENT FOR THE TOWNSHIP OF EDISON**

WHEREAS, there is a need to purchase Parts & Repairs for Road Maintenance Equipment for the Township of Edison; and

WHEREAS, W.E. TIMMERMAN COMPANY, INC., Route 22, P.O. Box 71, Whitehouse, NJ 08888 has been awarded State Contract Number 69716 under T-2188/Parts and Repairs for Road Maintenance Equipment; and

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

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

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

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

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

1. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$20,000.00 and any other necessary documents, with W.E. TIMMERMAN COMPANY, INC., Route 22, P.O. Box 71, Whitehouse, NJ 08888, 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. 69716 under T-2188.

RESOLUTION R.126-032012

**RESOLUTION AWARDING CONTRACT TO AMERICAN HOSE & HYDRAULICS
COMPANY FOR THE FURNISHING OF PARTS & REPAIRS FOR ROAD
MAINTENANCE EQUIPMENT FOR THE TOWNSHIP OF EDISON**

WHEREAS, there is a need to purchase Parts & Repairs for Road Maintenance Equipment for the Township of Edison; and

WHEREAS, AMERICAN HOSE & HYDRAULICS COMPANY, 700 21st Avenue, Paterson, NJ 07513 has been awarded State Contract Number 69730 under T-2188/Parts and Repairs for Road Maintenance Equipment; and

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

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

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

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

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

1. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$20,000.00, and any other necessary documents, with AMERICAN HOSE & HYDRAULICS COMPANY, 700 21st Avenue, Paterson, NJ 07513, 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. 69730 under T-2188.

RESOLUTION R.127-032012

**RESOLUTION AWARDING CONTRACT TO AIR BRAKE & EQUIPMENT FOR THE
FURNISHING OF AUTOMOTIVE PARTS FOR HEAVY DUTY VEHICLES FOR THE
TOWNSHIP OF EDISON**

WHEREAS, there is a need to purchase automotive parts for Heavy Duty Vehicles for the Township of Edison; and

WHEREAS, AIR BRAKE & EQUIPMENT, 225 Route 22 West, Hillside, NJ 07205, has been awarded State Contract Number 73722 under T-2085/Automotive parts for Heavy Duty Vehicles; and

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

WHEREAS, the total amount of this contract, not to exceed \$45,000.00, 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)).

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

1. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$45,000.00 and any other necessary documents, with AIR BRAKE & EQUIPMENT, 225 Route 22 West, Hillside, NJ 07205, as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract, No. 73722 under T-2085.

RESOLUTION R.128-032012

**RESOLUTION AWARDING CONTRACT TO CAMPBELL FREIGHTLINER, LLC
FOR THE FURNISHING OF AUTOMOTIVE PARTS FOR HEAVY DUTY VEHICLES
FOR THE TOWNSHIP OF EDISON**

WHEREAS, there is a need to purchase Automotive Parts for Heavy Duty Vehicles for the Township of Edison; and

WHEREAS, CAMPBELL FREIGHTLINER, LLC, 145 Talmadge Road, Suite 8, PO Box 770, Edison, NJ 08818 has been awarded State Contract Number 73706 under T-2085/Automotive Parts for Heavy Duty Vehicles; and

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

WHEREAS, the total amount of this contract, not to exceed \$33,000.00, 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)).

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

1. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$33,000.00 and any other necessary documents, with CAMPBELL FREIGHTLINER, LLC, 145 Talmadge Road, Suite 8, PO BOX 770, Edison, NJ 08818, 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. 73706 under T-2085.

RESOLUTION R.129-032012

**RESOLUTION AWARDING CONTRACT TO CAMPBELL FREIGHTLINER, LLC
FOR THE FURNISHING OF AUTOMOTIVE PARTS FOR HEAVY DUTY VEHICLES
FOR THE TOWNSHIP OF EDISON**

WHEREAS, there is a need to purchase Automotive Parts for Heavy Duty Vehicles for the Township of Edison; and

WHEREAS, CAMPBELL FREIGHTLINER, LLC, 145 Talmadge Road, Suite 8, PO Box 770, Edison, NJ 08818 has been awarded State Contract Number 73706 under T-2085/Automotive Parts for Heavy Duty Vehicles; and

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

WHEREAS, the total amount of this contract, not to exceed \$33,000.00, 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)).

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

1. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$33,000.00 and any other necessary documents, with CAMPBELL FREIGHTLINER, LLC, 145 Talmadge Road, Suite 8, PO BOX 770, Edison, NJ 08818, 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. 73706 under T-2085.

EXPLANATION: A Resolution canceling \$538,347.25 of unexpended emergency appropriations for tax appeals.

**EDISON TOWNSHIP
RESOLUTION R.130-032012**

WHEREAS, by Resolution R.799-112011 adopted on November 9, 2011 an emergency appropriation in the amount of \$4,926,888.88 was created for the payment of refunds for tax appeals; and

WHEREAS, all amounts needed for the payment of the tax appeal refunds have been expended and there remains a balance of \$538,347.25; and

WHEREAS, if the \$538,347.25 of unexpended emergency appropriations are not canceled it will be need to be raised in the 2012 budget; and

WHEREAS, the Council wishes to authorize the cancellation of the unexpended balance of emergency appropriation in the amount of \$538,347.25.

NOW, THEREFORE, BE IT RESOLVED, by the Township of Edison, that it does hereby authorize the cancellation of the unexpended balance of emergency appropriation in the amount of \$538,347.25.

RESOLUTION R.131-032012

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 \$194,451.78.

RESOLUTION R.032-032012

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 \$85,734.14 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.

AUTHORIZING EMERGENCY TEMPORARY APPROPRIATIONS FOR 2012

WHEREAS, the Local Budget Law (N.J.S.A. 40A:4-20), directs that the Governing Body of a municipality may adopt an Emergency Temporary Resolution after the adoption of Temporary Appropriations but before the adoption of the annual budget to authorize additional appropriations; and

WHEREAS, the initial temporary appropriations were adopted on January 11, 2012 and amended on January 25 and February 8; and

WHEREAS, the temporary appropriations on the annexed spread sheet are calculated at the rate of 1/12th the corresponding 2011 Budget appropriations except for those appropriations added to _____ (see annexed);

NOW, THEREFORE, IT IS RESOLVED by the **COUNCIL OF THE TOWNSHIP OF EDISON**, in the County of Middlesex, New Jersey that the emergency temporary appropriations on the annexed spread sheet are hereby approved.

DATED: **March 14, 2012**

TEMPORARY APPROPRIATIONS

CY 2012

3/14/2012

CURRENT FUND

APPROPRIATED

	2012		2011		
Office of the Mayor					
Salaries and Wages	12,000	\$	39,984.00		\$3,331.87
Other Expenses	1,000	\$	3,264.00		\$271.99
Municipal Council					\$0.00
Salaries and Wages	12,000	\$	34,680.00		\$2,889.88
Other Expenses	500	\$	1,681.00		\$140.08
Ethics Commission	3,000	\$	10,000.00		\$833.30
Office of the Township Clerk					\$0.00
Salaries and Wages	45,000	\$	163,414.00		\$13,617.29
Other Expenses	15,000	\$	80,506.00		\$6,708.56
Office of the Business Administrator					\$0.00
Salaries and Wages	90,000	\$	314,313.00		\$26,191.70
Other Expenses	5,000	\$	17,946.00		\$6,346.56
					\$ 4,246.56
					\$ 1,800.00
Communications					\$0.00
Salaries and Wages	30,000	\$	98,952.00		\$8,245.67
Other Expenses	2,000	\$	4,307.00		\$358.90
Division of Central Purchases					\$0.00
Salaries and Wages	45,000	\$	115,938.00		\$9,661.11
Postage					\$0.00
Other Expenses	30,000	\$	107,678.00		\$8,972.81
Centralized Stores					\$0.00
Other Expenses	20,000	\$	60,625.00		\$5,051.88
Miscellaneous					\$0.00
Other Expenses	500	\$	1,143.00		\$95.25
Division of Personnel					\$0.00
Salaries and Wages	70,000	\$	103,663.00		\$8,638.24
Other Expenses	25,000	\$	86,142.00		\$7,178.21
Department of Law					\$0.00
Salaries and Wages	14,000	\$	43,138.00		\$3,594.69
Other Expenses	150,000	\$	519,252.00		\$43,269.27
Department of Finance					\$0.00
Salaries and Wages	30,000	\$	86,142.00		\$7,178.21
Other Expenses	131,000	\$	4,759.00		\$396.57
Division of Accounts and Controls					\$0.00
Salaries and Wages	15,000	\$	34,298.00		\$2,858.05
Other Expenses	12,000	\$	46,667.00		\$3,888.76
Data Processing					\$0.00
Other Expenses	16,000	\$	51,531.00		\$2,486.84
Division of Custody and Disbursements					\$0.00
Salaries & Wages	45,000	\$	176,584.00		\$14,714.74
Other Expenses	500	\$	1,938.00		\$161.49
Division of Tax Collection					\$0.00

	Salaries and Wages	70,000	\$ 215,137.00	\$17,927.37	
	Other Expenses	7,500	\$ 34,394.00	\$2,866.05	
Division of Tax Assessment				\$0.00	
	Salaries and Wages	40,000	\$ 151,140.00	\$12,594.50	
	Other Expenses	20,000	\$ 69,191.00	\$5,765.69	
				\$0.00	
				\$0.00	
Department of Recreation and Parks				\$0.00	
	Salaries and Wages	400,000	\$ 1,441,146.00	\$120,090.70	
	Other Expenses	150,000	\$ 515,520.00	\$42,958.28	
Telephone				\$0.00	
	Other Expenses	40,000	\$ 159,770.00	\$13,313.63	
Heat, Light and Power				\$0.00	
	Other Expenses	230,000	\$ 882,660.00	\$73,552.06	
Division of Parks				\$0.00	
	Salaries and Wages	250,000	\$ 735,000.00	\$61,247.55	
	Other Expenses	25,000	\$ 88,700.00	\$7,391.37	
				\$0.00	
Department of Health				\$0.00	
Division of Health				\$0.00	
	Salaries and Wages	400,000	\$ 1,236,150.00	\$103,008.38	
	Other Expenses	40,000	\$ 85,000.00	\$7,083.05	
Division of Human Resources				\$0.00	
	Salaries and Wages	11,000	\$ 41,500.00	\$3,458.20	
	Other Expenses	150	\$ 450.00	\$37.50	
Division of Senior Citizen Services				\$0.00	
	Salaries and Wages	90,000	\$ 318,000.00	\$26,498.94	
	Other Expenses	10,000	\$ 32,000.00	\$2,666.56	
Community Shuttle				\$0.00	
	Salaries and Wages		\$ 44,455.00	\$0.00	
	Other Expenses		\$ 10,000.00	\$0.00	
Bridges Youth Program			\$ 25,000.00	\$0.00	
				\$0.00	
				\$0.00	
Division of Police				\$0.00	
	Salaries and Wages	6,600,000	\$24,180,337.00	\$2,014,947.48	
	Other Expenses	100,000	\$ 575,719.00	\$51,874.66	\$ 47,974.00
Emergency Dispatch				\$0.00	\$ 3,900.00
	Salaries and Wages	475,000	\$ 1,600,000.00	\$133,328.00	
	Other Expenses	125,000	\$ 388,082.00	\$32,338.87	
Police Vehicle Maintenance				\$0.00	
	Salaries and Wages	55,000	\$ 203,000.00	\$16,915.99	
	Other Expenses	65,000	\$ 137,650.00	\$11,470.37	
Uniform Fire Safety Act				\$0.00	
	Salaries and Wages	40,000	\$ 150,000.00	\$12,499.50	
	Other Expenses	4,000	\$ 200,000.00	\$16,660.00	
Division of Fire				\$0.00	

Salaries and Wages	4,850,000	\$ 16,831,323.00	\$1,402,554.15	
Other Expenses	100,000	\$ 333,838.00	\$27,818.72	
Fire Hydrant Services			\$0.00	
Other Expenses	350,000	\$ 1,345,800.00	\$112,145.51	
Aid to Volunteer Fire Companies			\$0.00	
Other Expenses		\$ 110,000.00	\$0.00	
Department of Public Works			\$0.00	
Municipal Garage			\$0.00	
Salaries and Wages	225,000	\$ 804,500.00	\$67,038.99	
Other Expenses	25,000	\$ 68,714.00	\$5,725.94	
Vehicle Impound Area			\$0.00	
Salaries and Wages		\$ 88,000.00	\$0.00	
Other Expenses	1,500	\$ 4,900.00	\$408.32	
Fuels and Lubricants for Mun.Equipt.			\$0.00	
Other Expenses	250,000	\$ 735,399.00	\$61,280.80	\$ 61,280.80
Street Lighting			\$0.00	\$ 6,000.00
Other Expenses	250,000	\$ 1,000,000.00	\$83,330.00	
Division of Streets			\$0.00	
Salaries and Wages	525,000	\$ 1,600,000.00	\$133,328.00	
Other Expenses	150,000	\$ 330,500.00	\$27,540.57	
Division of Public Buildings			\$0.00	
Salaries and Wages	425,000	\$ 1,323,734.00	\$110,306.75	
Other Expenses	80,000	\$ 187,861.00	\$15,654.46	
Division of Sanitation			\$0.00	
Salaries and Wages	350,000	\$ 1,100,000.00	\$91,663.00	
Other Expenses	20,000	\$ 39,850.00	\$3,320.70	
Public Defender			\$0.00	
Salary and Wages	7,500	\$ 29,000.00	\$0.00	
Other Expenses	500	\$ 2,000.00	\$0.00	
Department of Planning and Engineering			\$0.00	
Division of Planning and Zoning			\$0.00	
Salaries and Wages	100,000	\$ 290,000.00	\$24,165.70	
Other Expenses	500	\$ 1,575.00	\$9,131.24	\$ 131.24
Community Development			\$0.00	\$ 9,000.00
Salaries and Wages			\$0.00	
Planning Board			\$0.00	
Other Expenses	9,000	\$ 33,950.00	\$2,829.05	
Zoning Board			\$0.00	
Salaries and Wages			\$0.00	
Other Expenses	9,000	\$ 33,450.00	\$2,787.39	
Rent Control Board			\$0.00	
Salaries and Wages	2,000	\$ 7,500.00	\$624.98	
Other Expenses	2,000	\$ 7,500.00	\$624.98	
Environmental Commission			\$0.00	
Other Expenses	300	\$ 300.00	\$25.00	
Division of Engineering			\$0.00	
Salaries and Wages	125,000	\$ 426,787.00	\$35,564.16	

Other Expenses	25,000	\$ 102,612.00	\$8,550.66
Group Insurance			\$0.00
Other Expenses	4,142,887	\$ 15,198,191.00	\$1,266,009.00
Other Insurance and Surety Bonds			\$0.00
Other Expenses	1,507,113	\$ 1,507,113.00	\$0.00
First Aid Organizations			\$0.00
Other Expenses		\$ 105,000.00	\$0.00
Office of Emergency Management			\$0.00
Other Expenses	5,000	\$ 18,900.00	\$1,574.94
Condominium Services			\$0.00
Other Expenses		\$ 110,000.00	\$0.00
Employees' Unemployment Insurance			\$0.00
Other Expenses	95,000	\$ 350,000.00	\$29,165.50
Celebration of Public Events			\$0.00
Other Expenses	10,000	\$ 50,000.00	\$4,166.50
Municipal Court			\$0.00
Salaries and Wages	165,000	\$ 583,888.00	\$48,655.39
Other Expenses	20,000	\$ 77,732.00	\$6,477.41
Uniform Construction Code			\$0.00
Salaries and Wages	225,000	\$ 796,322.00	\$66,357.51
Other Expenses	200,000	\$ 1,043,000.00	\$86,913.19
Social Security			\$0.00
Other Expenses	550,000	\$ 2,083,274.00	\$173,599.22
Library			\$0.00
Other Expenses	1,600,000	\$ 5,243,514.96	\$436,942.10
Division of Fire EMT Services			\$0.00
Salaries and Wages	200,000	\$ 703,000.00	\$58,580.99
Other Expenses	60,000	\$ 270,000.00	\$22,499.10
EECBG			\$0.00
Municipal Alliance			\$0.00
Clean Communities			\$0.00
Payment of Bond Principal			\$0.00
Interest on Bonds			\$0.00
Green Trust Loan Program			\$0.00
MCIA Capital Lease Payments			\$0.00
NJEIT Loan			\$0.00
TOTAL CURRENT FUND	26,729,450		\$7,404,936.54

SEWER OPERATING UTILITY FUND

Salaries and Wages	475,000	\$ 1,825,000.00	\$152,077.25
Other Expenses	750,000	\$ 3,400,000.00	\$283,322.00
M.C.U.A. Charges	1,860,000	\$ 7,097,034.00	\$591,395.84
Social Security	35,000	\$ 132,315.00	\$11,025.81
Unemployment Comp. Ins.	3,150	\$ 12,000.00	\$ 3,150.00

Other Ins. & Surety Bonds		\$ 32,000.00
TOTAL SEWER	3,265,000	
OPERATIONS		\$1,072,970.90

SANITATION FUND

Salaries and Wages	650,000	\$ 2,549,917.00	\$ 212,408.00
Other Expenses	450,000	\$ 1,802,566.00	\$ 150,153.00
Social Security	55,000	\$ 210,000.00	\$ 17,493.00
Disposal Fees	400,000	\$ 1,600,000.00	\$ 133,280.00
Unemployment Comp. Ins.	6,500	\$ 25,000.00	\$ 2,082.50
Other Ins. & Surety Bonds			\$ 32,000.00
TOTAL SANITATION	1,561,500		
FUND			547,416.50

**AUTHORIZING THE TRANSFER OF FUNDS IN THE CALENDAR YEAR 2011 CURRENT FUND
BUDGET APPROPRIATIONS PURSUANT TO N.J.S.A. 40A:4-59**

WHEREAS, N.J.S.A. 40A:4-59 authorizes the transfer of funds during the last two months of a fiscal year and during the first three months of the subsequent fiscal year; and

WHEREAS, certain calendar year 2011 appropriations as budgeted are insufficient to meet the needs for which those appropriations were originally established while certain other appropriations appear to have surplus balances not currently needed to pay claims for which they were budgeted; and

WHEREAS, the following details explain the accounts to which funds need to be transferred and the accounts from which funds will be transferred from to insure that adequate appropriation balances exist where needed to pay approved claims against the Township;

TO: OTHER EXPENSES **TO:**

Business Administrator 20-0100-001-059	\$ 1,200.00
Fuel & Lubricants 31-0460-000-074	\$73,000.00

TOTAL \$74,200.00

ACCOUNT

FROM:

FROM: OTHER EXPENSES

Engineering Professional Services 20-0165-000-028	\$46,000.00
Engineering office supplies 20-0165-000-036	\$28,200.00

TOTAL \$74,200.00

NOW, THEREFORE, IT IS RESOLVED BY THE COUNCIL OF THE TOWNSHIP OF EDISON IN THE COUNTY OF MIDDLESEX, NEW JERSEY, THAT the proper Township Officials are hereby authorized to transfer funds as indicated on the annexed spread sheet from those designated appropriations having apparent surplus balances to those designated appropriations having apparent insufficient balances to insure that adequate appropriation balances exist where needed.

DATED: March 14, 2012

ATTEST:

Reina Murphy, Municipal Clerk

RESOLUTION R.135-032012

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

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

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

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

NOW, THEREFORE BE IT RESOLVED, by the Municipal Council of the Township of Edison, that in accordance with N.J.S.A. 54:4-66 et seq, the rate of interest to be charged on delinquent taxes and all other municipal liens or charges for the first, second, third and fourth quarterly installments of year 2012 shall be eight percent (8%) per annum on the first \$1,500.00 of delinquency and eighteen percent (18%) per annum on any amount in excess of \$1,500.00 to be calculated from the date the tax was payable until the date of actual payment to the collector is received provided that no interest shall be charged if payment of any installment is made on or before the tenth calendar day following the date upon which same became payable; and

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

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

RESOLUTION R.136-022012

WHEREAS, it is projected that as of November 11, 2012, over 25% of properties located within the Township of Edison will have unpaid municipal charges (i.e. real estate taxes and/or sewer service charges); and

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

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

WHEREAS, the annual accelerated tax sale for the Township of Edison is scheduled to be held in December 17, 2012; and

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

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

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

WHEREAS, it is the recommendation of the Tax Collector's office that an appropriate direct mail cost for the 2012 tax sale would be Twenty-Five (\$25.00); and

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

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

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Edison in the County of Middlesex the Tax Collector is hereby authorized to conduct an accelerated tax lien sale for Fiscal year 2012 delinquencies.

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

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

RESOLUTION R.137-032012
CANCELING SMALL BALANCES

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

WHEREAS, N.J.S.A. 40A:5-17.1 provides that a municipality may adopt a resolution authorizing a municipal employee to process, without further action on their part, the cancellation of any property tax refund or delinquency of less than \$5.00, and

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

NOW, THEREFORE BE IT RESOLVED, by the Municipal Council of the Township of Edison, that the Municipal Tax Collector is hereby authorized to process the cancelation of tax refunds or delinquency of less than Five (\$5.00) dollars during the calendar year of 2012 in accordance with N.J.S.A. 40A:5-17.1.

TOWNSHIP OF EDISON

COUNTY OF MIDDLESEX

RESOLUTION R.138-032012

WHEREAS, the Township of Edison is eligible to receive grant funding up to \$12,500.00 from the Governor's Council on Alcoholism and Drug Abuse through the County of Middlesex 2012 Municipal Alliance Minigrant Program; and

WHEREAS, the Edison Municipal Alliance/Youth Services Commission is desirous of applying for the grant funds available from the County of Middlesex to continue to provide alcoholism, drug abuse and tobacco prevention/education programs and awareness activities to the residents of Edison; and

WHEREAS, in order to receive said grant the Township must match funds, 25% in cash and 75% in kind service to be eligible; and

WHEREAS, funds in the amount of up to \$3,125.00 are available in T-01-55-0279-000-000 which will be sufficient to meet the required cash match; and

WHEREAS, these services provide a significant benefit to the residents of the Township by providing primary prevention and early intervention services to those at risk of developing lifelong addictions or struggling to overcome them, and educating our children to help them avoid falling into the traps of alcoholism, smoking, and drug abuse.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison, that: the Edison Municipal Alliance/Youth Services Commission in conjunction with the Director of Health and Human Services are authorized to develop and file a grant application with the County of Middlesex; the County of Middlesex be requested to accept said application on behalf of the Township of Edison; the appropriate fiscal officer will accept the funds in connection with said project from the County of Middlesex and make disbursements in accordance with said application; and the appropriate Township Officials are hereby authorized to file the necessary applications and to enter into agreements and contracts with the County of Middlesex and other agencies and corporations for funding and implementation of this Municipal Alliance Grant program.

RESOLUTION ACCEPTING A GRANT IN THE AMOUNT OF \$50,000 FROM SUSTAINABLE JERSEY (FUNDED BY THE INTERNATIONAL FUND FOR ANIMAL WELFARE) FOR THE SUSTAINABLE JERSEY ANIMALS IN THE COMMUNITY PILOT

**TOWNSHIP OF EDISON
MUNICIPAL RESOLUTION R.139-032012**

WHEREAS, The Township of Edison Municipal Animal Shelter has been approved to receive grant funding in the amount of \$50,000 to be one of two New Jersey Municipalities to act as a pilot program as participation with the Sustainable Jersey Animals in the Community Pilot Program, and

WHEREAS, no matching funds are required of the Township of Edison in order to participate in the Sustainable Jersey Animals in the Community Pilot Program; and

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NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, that the appropriate fiscal officer will accept the funds in connection with said project from Sustainable Jersey/International Fund for Animal Welfare and make disbursements in accordance with said application for funding and implementation for the Sustainable Jersey Animals in the Community Pilot Program.

RESOLUTION R.140-032012

**RESOLUTION ACCEPTING QUOTE AND AWARDING CONTRACT TO DR. RODULFO NILOOBAN
FOR PROFESSIONAL MEDICAL SERVICES FOR VARIOUS CLINICAL PROGRAMS FOR THE
DEPARTMENT OF HEALTH**

WHEREAS, quotes were solicited by The Township of Edison for Professional Medical Services for the Department of Health; and

WHEREAS, DR. RODULFO NILOOBAN, 125 James Street, Edison, NJ 08820, submitted the lowest quote in the amount of \$75.00 per hour for an amount not to exceed \$12,450.00 for the period of April 1, 2012 thru December 31, 2012; and

WHEREAS, funds in the amount of \$12,450.00 have been certified to be available in the Health-Other Professional Services Account, No. 2-01-27-0330-001-028, subject to and contingent upon appropriation of sufficient funds in the 2012 budget.

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

1. All quotes have been reviewed, and the quote as submitted by DR. RODULFO NILOOBAN, 125 James Street, Edison, NJ 08820 for Professional Medical Services for the Department of Health is determined to be the lowest quote.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount of \$12,450.00, and any other necessary documents, with DR. RODULFO NILOOBAN, for the period of April 1, 2012 thru December 31, 2012.

TOWNSHIP OF EDISON
RESOLUTION R.142-032012

WHEREAS, a Performance Bond Letter of Credit No. 03-06 of Provident Bank was posted on June 7, 2004, by Toranco-Oak Tree Associates, L.L.C., in the amount of \$502,059.33, to guarantee the installation of improvements for the project known as Torsiello Organization located at 2163-2177 Oak Tree Road in Block 555 and Lots 1, 2A, 3 & 5 and designated Application #P35-01/02; and

WHEREAS, a Cash Performance Bond check #26-601198 was posted on June 15, 2004 by Toranco-Oak Tree Associates, L.L.C. in the amount of \$55,784.37, on deposit in account #7760013214; and

WHEREAS, an inspection by the Division of Engineering, under the supervision of the Township Engineer, has revealed that, based upon the improvements completed to date, a 70% bond reduction is in order; and

WHEREAS, it is the recommendation of the Township Engineer that the Performance Bond be reduced by 70% from \$502,059.33 to \$150,617.79, or 30% of the original amount; therefore refunding the amount of \$351,441.54; and

WHEREAS, it is further the recommendation of the Township Engineer that the Cash Performance Bond be reduced by 70%, from \$55,784.37 to \$16,735.31, or 30% of the original amount, therefore refunding the amount of \$39,049.06, plus accrued interest, if applicable; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Performance Bond hereinabove mentioned be reduced to \$150,617.79, by virtue of a substitute bond or endorsement to the Performance Bond presently in place, until such time as Final Acceptance is granted.

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the sum of \$39,049.06, plus accrued interest, if applicable on deposit in Account #7760013214 to Toranco-Oak Tree Associates, L.L.C. having offices at 2163 Oak Tree Road, Suite 101, Edison, N.J. 08820 with the sum of \$16,735.31 remaining on deposit until such time as Final Acceptance is granted.

TOWNSHIP OF EDISON
RESOLUTION R.141-032012

WHEREAS, the Township Engineer advises that an inspection has been made of Bonnie Brook Associates, located at 57 & 59 Preston Street in Block 161-U and Lots 12.09 & 12.10, Application #P5074, and said inspection indicates all improvements are complete and in accordance with the Municipal Standards of the Township of Edison; and

WHEREAS, on August 5, 2008, Bozco L.L.C. posted a Maintenance Bond Check #2132 in the amount of \$545.40, to guarantee the integrity of the site improvements with the Township of Edison. The maintenance period has elapsed with no defects developing; and

WHEREAS, the Township Engineer, recommends the release of the Maintenance Bond in the amount of \$545.40, plus interest, if applicable, on deposit with the Township of Edison in Account #7760013347, principal being Bozco L.L.C. having offices at 11 Hector Avenue, Edison, N.J. 08817 and acceptance of the subject improvements; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the aforementioned improvements are hereby complete and satisfactory and the Township Clerk be and is hereby authorized to return the aforesaid Maintenance Bond in the amount of \$545.40, plus interest, if applicable, to the applicant; and

BE IT FURTHER RESOLVED that the Township Clerk and the Director of Finance be and is hereby authorized to return the aforesaid Maintenance Bond in the amount of \$545.40, plus interest, if applicable, to the applicant.

TOWNSHIP OF EDISON
RESOLUTION R.143-032012

WHEREAS, on November 28, 2006 and March 13, 2008, Northside Associates (David Brown) posted Tree Maintenance Bond fees in the amount of \$900.00 on deposit with the Township of Edison in account #7760237655 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit #06-85, located at 11 Phoenix Avenue, Block 760 and Lots 1, 2 & 3; and

WHEREAS, an inspection by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the trees planted have remained alive for the required two year maintenance period; and

WHEREAS, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$900.00, plus accrued interest, if applicable, be refunded to the applicant; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Tree Maintenance Bond in the amount of \$900.00, plus accrued interest, if applicable, hereinabove mentioned be refunded to the applicant; and

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the sum of \$900.00, plus accrued interest, if applicable, on deposit in Account #7760237655 to Northside Associates (David Brown) having an address of 22 Karen Place, Edison, N.J. 08817.

TOWNSHIP OF EDISON
RESOLUTION R.144-032012

WHEREAS, on November 28, 2006, A. Ferraro Construction, LLC posted Tree Maintenance Bond fees in the amount of \$270.00 on deposit with the Township of Edison in account #7760237657 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit #06-82, located at 13 Dana Circle, Block 1017 and Lot 6; and

WHEREAS, an inspection by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the trees planted have remained alive for the required two year maintenance period; and

WHEREAS, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$270.00, plus accrued interest, if applicable, be refunded to the applicant; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Tree Maintenance Bond in the amount of \$270.00, plus accrued interest, if applicable, hereinabove mentioned be refunded to the applicant; and

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the sum of \$270.00, plus accrued interest, if applicable, on deposit in Account #7760237657 to A. Ferraro Construction, LLC having an address of 74 King Street, Edison, N.J. 08820.

TOWNSHIP OF EDISON
RESOLUTION R.145-032012

WHEREAS, on February 5, 2008, A. Ferraro Construction, LLC posted Tree Maintenance Bond fees in the amount of \$1,080.00 on deposit with the Township of Edison in account #7760275049 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit #08-04, located at 16 Harding Avenue, Block 1020 and Lot 19; and

WHEREAS, an inspection by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the trees planted have remained alive for the required two year maintenance period; and

WHEREAS, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$1,080.00, plus accrued interest, if applicable, be refunded to the applicant; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Tree Maintenance Bond in the amount of \$1,080.00, plus accrued interest, if applicable, hereinabove mentioned be refunded to the applicant; and

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the sum of \$1,080.00, plus accrued interest, if applicable, on deposit in Account #7760275049 to A. Ferraro Construction, LLC having an address of 74 King Street, Edison, N.J. 08820.

EXPLANATION: This resolution authorizes the Right-of-Entry for construction of the Middlesex County traffic signal intersection project for Woodbridge Avenue and Gurley Road / Trenton Avenue, located entirely within the Township of Edison, Middlesex County, NJ.

TOWNSHIP OF EDISON

RESOLUTION R.146-032012

WHEREAS, the Township of Edison entered into a Cost-Share Agreement with the County of Middlesex for a project consisting of the construction of new traffic signals and signalized intersection improvements at Woodbridge Avenue and Gurley Road / Trenton Avenue, with said improvements located entirely within the Township of Edison, Middlesex County, New Jersey; and

WHEREAS, the County of Middlesex is seeking approval and Right-of-Entry from the Township of Edison to proceed with said project; and

WHEREAS, the Township of Edison has acquired the necessary property parcels for right-of-way acquisition and the necessary construction easements in Edison for said project; and

WHEREAS, the plans, specifications, and right-of-way for said project have been reviewed by the Township Engineer and are found to be acceptable to the Township of Edison; and

WHEREAS, the Township of Edison will bear 50% of the cost of construction based on final as-built quantities, and will pay the electric bills once the traffic signals are operational.

NOW, THEREFORE BE IT RESOLVED by the Municipal Council of the Township of Edison, Middlesex County, New Jersey that in accordance with the Agreement between the County of Middlesex and the Township of Edison, the Township of Edison is providing Certification of Right-of-Entry for said project so that the County of Middlesex may advertise, receive bids, and recommend award of a construction contract to the Board of Chosen Freeholders for the installation of new traffic signals and improvements at the intersection of Woodbridge Avenue and Gurley Road / Trenton Avenue, with the Township of Edison bearing 50% of the cost of construction based on final as-built quantities, and the Township of Edison paying the electric bills for the traffic signals, once the traffic signals are operational.

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

TOWNSHIP OF EDISON
RESOLUTION R.147-032012

WHEREAS, on August 29, 2011, a Construction (Building) Permit fee, check #5407, permit # 2011-2728, was posted in the total amount of \$184.00 by the contractor, Iarrapino Heating & Cooling., having offices at 737 New Durham Rd, Edison, NJ 08817; and

WHEREAS, the application was submitted for alterations to the kitchen at 11 Mercury Rd by the hired contractor; Iarrapino Heating & Cooling, who did not make known to the Construction Code Enforcement Division that the homeowner 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 \$170.00, derived from the \$184.00 total construction permit fee less the \$14.00 DCA fee, be refunded to the Homeowner Joseph Schembri, residing at 11 Mercury Road, Edison, NJ 08817; and

WHEREAS, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit # 2011-2728, in the amount of \$170.00 for the referenced application;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum not to exceed \$170.00 on construction permit fees posted by Iarrapino Heating & Cooling., for 11 Mercury Road be refunded to the Homeowner;

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$170.00 from the Refund of Revenue Fund to the Homeowner, Joseph Schembri, 11 Mercury Road, Edison, NJ 08817.

TOWNSHIP OF EDISON
RESOLUTION R.148-032012

WHEREAS, the Township Engineer advises that an inspection has been made of Beechwood at Edison-Centreplace Housing Units-Lennar located in Block 396, Lots 5 & 7, Application #P29-03/04 and said inspection indicates all improvements are complete and in accordance with Site Plan approval and Municipal Standards of the Township of Edison, therefore, it is now in order that Final Acceptance is granted and the Cash Performance Bond Reduction Balance and the Performance Bond Reduction Balance presently being held by the Township of Edison be released; and

WHEREAS, the Certificate of Occupancy was issued on November 9, 2011, also, a Maintenance Bond was posted on February 27, 2012 in the amount of \$238,454.17; and

WHEREAS, a Cash Performance Bond Check #762967928 was posted on August 5, 2005 by U.S. Home Corporation in the amount of \$261,615.07 on deposit in Account #7760013257; and

WHEREAS, a Cash Performance Bond Reduction was posted on August 5, 2009, Resolution #502-082009 reducing the Cash Performance Bond to \$57,229.00; and

WHEREAS, a Performance Bond No.929355488 of The Continental Insurance Company was posted on August 5, 2005 by U.S. Home Corporation in the amount of \$2,354,535.65; and

WHEREAS, a Performance Bond Reduction was posted on March 3, 2009, Resolution #177-032009 reducing the Performance Bond to \$515,061.00; and

WHEREAS, the Township Engineer recommends the release of the Cash Performance Bond Reduction balance in the amount of \$57,229.00 plus accrued interest, if applicable, on deposit in account #7760013257 principal being U.S. Home Corporation, having offices at 800 West Main Street, Freehold, N.J. 07728 and acceptance of the subject improvements; and

WHEREAS, the Township Engineer recommends the release of the Performance Bond Reduction balance in the amount of \$515,061.00; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the aforementioned improvements are hereby complete and satisfactory and the Township Clerk be and is hereby authorized to return the aforesaid Performance Bond in the amount of \$515,061.00, to the applicant; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the Director of Finance be and is hereby authorized to return the Cash Performance Bond in the amount of \$57,229.00, plus accrued interest if applicable on deposit in account #7760013257 to the applicant.

TOWNSHIP OF EDISON
RESOLUTION R.149-032012

WHEREAS, the Township Engineer advises that an inspection has been made of 32 Kathleen Place, Application #P5026 located in Block 556-F, Lot 17.01, and said inspection indicates all improvements are complete and in accordance with Site Plan approval and Municipal Standards of the Township of Edison; and

WHEREAS, inspection fees were posted on April 25, 2008 which now has a zero balance; and

WHEREAS, on February 27, 2012 a Maintenance Bond was posted by Konstantinos Kourkanakis in the amount of \$1,807.20: and

WHEREAS, the Township Engineer, recommends the release of the Cash Performance Bond Check #882930153 posted on April 25, 2008 in the amount of \$14,457.60, on deposit in account #7760013336 with the Township of Edison, principal being Konstantinos Kourkanakis having offices at 369-A Crowells Road, Highland Park, N.J. 08904 and acceptance of the subject improvements; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the aforementioned improvements are hereby complete and satisfactory and the Township Clerk be and is hereby authorized to return the aforesaid Cash Performance Bond in the amount of \$14,457.60, plus accrued interest, if applicable, to the applicant; and

BE IT FURTHER RESOLVED that the Township Clerk and the Director of Finance be and is hereby authorized to return the aforesaid Cash Performance Bond in the amount of \$14,457.60, plus accrued interest, if applicable, on deposit in account #7760013336 to the applicant.

EXPLANATION: This resolution provides authorization for Township payment in the amount of \$1 million to the County of Middlesex for the Township's pre-bid cost-share contribution to the County of Middlesex for the construction of traffic signalized intersection improvements at Woodbridge Avenue and Gurley Road / Trenton Avenue.

TOWNSHIP OF EDISON

RESOLUTION R.150-032012

WHEREAS, the Township of Edison on August 24, 2005 (R.422-082005) authorized a Cost-Share Agreement with the County of Middlesex for a project consisting of the construction of new traffic signals and signalized intersection improvements at Woodbridge Avenue and Gurley Road / Trenton Avenue; and

WHEREAS, the County of Middlesex has established the pre-bid cost-share contribution due from the Township of Edison in the amount of \$1 million to be deposited with the County of Middlesex prior to County advertisement for bids on the project; and

WHEREAS, the construction plans and specifications have been reviewed by the Township Engineer and are found to be acceptable to the Township of Edison;

NOW, THEREFORE BE IT RESOLVED by the Municipal Council of the Township of Edison, Middlesex County, New Jersey that in accordance with the Cost-Share Agreement executed between the County of Middlesex and the Township of Edison, the Township shall place on deposit with the County \$1 million, and placing these funds on deposit will allow the County to advertise, receive bids and recommend award of a construction contract for the project to the Board of Chosen Freeholders.

BE IT FURTHER RESOLVED by the Municipal Council of the Township of Edison, Middlesex County, New Jersey that in accordance with the executed Cost-Share Agreement, the Township of Edison shall bear fifty percent (50%) of the cost of construction based on the final as-built construction contract quantities.

EXPLANATION: This Resolution authorizes the Township to execute a Deed Restriction to provide for one (1) residential moderate-income rental housing units at 43-C Belmont Avenue within the Township of Edison, Middlesex County, in exchange for the release of \$25,000.00 from the Township's Affordable Housing Development Fee Trust Fund to Robert C. Foxx and Steven J. Fox, Fox and Foxx, the owners of the subject property.

TOWNSHIP OF EDISON

RESOLUTION R.151-032012

WHEREAS, the Township of Edison is desirous to enter into an Affordable Housing Mandatory Deed Restriction for Rental Property agreement with Robert C. Foxx and Steven J. Fox, Fox and Foxx, the developers/owners of 43-C Belmont Avenue for thirty (30) years covering one (1) apartment located on the property; and

WHEREAS, the restriction placed on the property will provide for one (1) moderate-income rental unit of affordable housing towards the satisfaction of the Township's affordable housing requirements; and

WHEREAS, in consideration of the thirty (30) year Deed Restriction placed on one (1) apartment located on the property, the Township of Edison will pay \$25,000 per unit of moderate-income rental housing for a total of \$25,000 out of the Township's Affordable Housing Development Fee Trust Fund to the owners of the property; and

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

1. The Mayor, Township Clerk, Township Attorney, the Township's Administrative Agent, Frank Piazza of Piazza & Associates, and other necessary Township Officials are hereby authorized to execute and deliver the Deed Restriction and all other documents and undertake all actions reasonably necessary to effectuate this approval and authorization of the aforementioned Deed Restriction as authorized by this Resolution.

2. Upon receipt of the executed Deed Restriction the sum of \$25,000 for the one (1) moderate-income affordable units for a total of \$25,000 is hereby authorized to be appropriated from the Township's Affordable Housing Development Fee Trust Fund to be paid to "Robert C. Foxx and Steven J. Fox."

3. A certified copy of this Resolution, once adopted, is to be provided to the Municipal Housing Liaison, Susan Peck, the Administrative Agent, Frank Piazza of Piazza & Associates, Inc. and Robert C. Foxx and Steven J. Fox, of Fox and Foxx, for their records.

EXPLANATION: A Resolution authorizing payment of additional funds for the acquisition of 2375 Woodbridge Avenue, Block 265-FF, Part of Lot 16 & 18-J for the Woodbridge Avenue and Gurley/Trenton Road traffic signal.

**EDISON TOWNSHIP
RESOLUTION**

WHEREAS, by Ordinance O.1776-2011 adopted on June 8, 2011 the Township authorized the acquisition by negotiation and/or condemnation of the properties required for the installation of the traffic signal at the intersection of Woodbridge Avenue and Gurley/Trenton Road; and

WHEREAS, the Township by Ordinance O.1776-2011, in part, authorized the acquisition of 2375 Woodbridge Avenue, Block 265-FF, Part of Lot 16 & 18-J in the amount of \$32,000; and

WHEREAS, all properties have been acquired except a condemnation suit was required and was filed by the Township to acquire 2375 Woodbridge Avenue; and

WHEREAS, through the condemnation a value of \$37,500 has been negotiated for the acquisition of 2375 Woodbridge Avenue; and

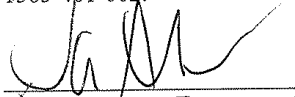
WHEREAS, the Township Council of the Township of Edison wishes to authorize the expenditure of an additional \$5,500 to acquire 2375 Woodbridge Avenue.

NOW, THEREFORE, BE IT RESOLVED, by the Township of Edison, that it does hereby:

1. Authorize the Mayor, all necessary Township Officials, and the Township Attorney to acquire 2375 Woodbridge Avenue, Block 265-FF, Part of Lot 16 & 18-J in the amount of \$37,500; and
2. Authorize the Mayor, all necessary Township Officials, and the Township Attorney to prepare and execute any contracts, agreements, deeds or documents and to do all things reasonably required to acquire the property as provided herein.

CERTIFICATION OF FUNDS

I hereby certify that funds in the amount of \$5,500.00 are available in Account No. C-04-07-1565-401-002.



Janice Sapenaro, Temporary Chief Financial Officer

RESOLUTION R.153-032012

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO FISCHER CONTRACTING
INCORPORATED FOR WOOD WASTE PROCESSING/CHIPPING**

WHEREAS, bids were received by the Township of Edison on March 2, 2012 for Public Bid No. 12-02-16, Wood Waste Processing/Chipping for the Department of Public Works; and

WHEREAS, FISCHER CONTRACTING INCORPORATED, 10 Short Hills Lane, Scotch Plains, NJ 07076 submitted the lowest legally responsible, responsive bid; and

WHEREAS, the total amount of this contract shall not exceed \$34,500.00; and

WHEREAS, funds in the amount of \$34,500.00 have been certified to be available in the Solid Waste Subsidies-2011 Account, Number G-02-11-0290-787-000 and;

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 FISCHER CONTRACTING INCORPORATED, 10 Short Hills Lane, Scotch Plains, NJ 07076 for Wood Waste Processing/Chipping for the Department of Public Works, is determined to be the lowest legally responsible, responsive bid.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$34,500.00, and any other necessary documents, with FISCHER CONTRACTING INCORPORATED 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.154-032012

THIS RESOLUTION AUTHORIZES PAYMENT TO TREASURER, STATE OF NEW JERSEY, DEPARTMENT OF ENVIRONMENTAL PROTECTION, DIVISION OF REVENUE IN THE AMOUNT OF \$6,000.00

WHEREAS, the Treasurer, State of New Jersey, Department of Environmental Protection, Division of Revenue, conducted a compliance evaluation in 2009 and found a violation with regard to an underground storage tank at the Police Garage at the Municipal Complex; and

WHEREAS, in accordance with a settlement agreement dated January 30, 2010, the Township of Edison shall pay the Treasurer, State of New Jersey, Department of Environmental Protection, Division of Revenue, a penalty of \$6,000.00; and

WHEREAS, funds in the amount of \$6,000.00 have been certified to be available in the Fuel and Lubricants – Federal & State Permits Account, No. 2-01-31-0460-000-105.

NOW, THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison, that the Township of Edison shall make payment in the amount of six thousand dollars (\$6,000.00) to the Treasurer, State of New Jersey, Department of Environmental Protection, Division of Revenue, PO Box 638, Trenton, NJ 08646.

RESOLUTION R.155-032012

RESOLUTION AWARDING CONTRACT TO RARITAN VALLEY TRUCK SALES, INC. FOR AN AUTOMATED REFUSE COLLECTION VEHICLE

WHEREAS, bids were received by the Township of Edison on November 22, 2011 for Public Bid No. 11-10-24, Automated Refuse Collection Vehicle for the Department of Public Works; and

WHEREAS, RARITAN VALLEY TRUCK SALES, INC., P.O. Box 7064, North Brunswick, NJ 08902 submitted the lowest legally responsible, responsive bid; and

WHEREAS, Resolution R.017-012012 authorized the award of a contract to Raritan Valley Truck Sales, Inc. for the purchase of one Automated Refuse Collection; and

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

WHEREAS, the maximum amount of the purchase shall not exceed \$673,738.00; and

WHEREAS, funds in the amount of \$673,738.00 have been certified to be available in the Section 20 Costs for Multi Purpose Ordinance Capital Account, Number C-04-07-1565-403-000 and;

NOW, THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison, the Mayor, or her designee, is hereby authorized to execute a contract and any other necessary documents, with RARITAN VALLEY TRUCK SALES, INC., as described herein, in the amount not to exceed \$673,738.00 for two additional Automated Refuse Collection vehicles.

RESOLUTION R.156-032012

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO FIREFIGHTER ONE, LLC FOR
FIRE DEPARTMENT EQUIPMENT AND TOOLS-SUPPLY AND REPAIR**

WHEREAS, bids were received by the Township of Edison on February 7, 2012 for Public Bid No. 12-05-18, Fire Department Equipment and Tools-Supply and Repair, for the Division of Fire; and

WHEREAS, FIREFIGHTER ONE, LLC, 26 Gail Court, Suite #1, Sparta, NJ 07871, submitted the lowest legally responsible, responsive bid for various items of the bid; and

WHEREAS, the total amount of this contract, not to exceed \$65,000.00, 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)).

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 FIREFIGHTER ONE, LLC, 26 Gail Court, Suite #1, Sparta, NJ 07871 for Fire Department Equipment and Tools-Supply and Repair for the Division of Fire, is determined to be the lowest legally responsible, responsive bid for various items of the bid.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$65,000.00, and any other necessary documents, with FIREFIGHTER ONE, LLC 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.157-032012

RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO ABSOLUTE FIRE PROTECTION COMPANY FOR FIRE DEPARTMENT EQUIPMENT AND TOOLS-SUPPLY AND REPAIR

WHEREAS, bids were received by the Township of Edison on February 7, 2012 for Public Bid No. 12-05-18, Fire Department Equipment and Tools-Supply and Repair, for the Division of Fire; and

WHEREAS, ABSOLUTE FIRE PROTECTION COMPANY, 2800 Hamilton Blvd., South Plainfield, NJ 07080, submitted the lowest legally responsible, responsive bid for various items of the bid; and

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

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

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

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 ABSOLUTE FIRE PROTECTION COMPANY, 2800 Hamilton Blvd., South Plainfield, NJ 07080 for Fire Department Equipment and Tools-Supply and Repair for the Division of Fire, is determined to be the lowest legally responsible, responsive bid for various items of the bid.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$75,000.00, and any other necessary documents, with ABSOLUTE FIRE PROTECTION COMPANY 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.158-032012

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO ALL HANDS FIRE EQUIPMENT
FOR FIRE DEPARTMENT EQUIPMENT AND TOOLS-SUPPLY AND REPAIR**

WHEREAS, bids were received by the Township of Edison on February 7, 2012 for Public Bid No. 12-05-18, Fire Department Equipment and Tools-Supply and Repair, for the Division of Fire; and

WHEREAS, ALL HANDS FIRE EQUIPMENT, P.O. Box 1245, Wall, NJ 07719, submitted the lowest legally responsible, responsive bid for various items of the bid; and

WHEREAS, the total amount of this contract, not to exceed \$45,000.00, 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)).

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 ALL HANDS FIRE EQUIPMENT, P.O. Box 1245, Wall, NJ 07719 for Fire Department Equipment and Tools-Supply and Repair for the Division of Fire, is determined to be the lowest legally responsible, responsive bid for various items of the bid.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$45,000.00, and any other necessary documents, with ALL HANDS FIRE EQUIPMENT 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.159-032012

RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO CONTINENTAL FIRE & SAFETY INCORPORATED FOR FIRE DEPARTMENT EQUIPMENT AND TOOLS-SUPPLY AND REPAIR

WHEREAS, bids were received by the Township of Edison on February 7, 2012 for Public Bid No. 12-05-18, Fire Department Equipment and Tools-Supply and Repair, for the Division of Fire; and

WHEREAS, CONTINENTAL FIRE & SAFETY INCORPORATED, 180 Volusia Avenue, Trenton, NJ 08610, submitted the lowest legally responsible, responsive bid for various items of the bid; and

WHEREAS, the total amount of this contract, not to exceed \$105,000.00, 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)).

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 CONTINENTAL FIRE & SAFETY INCORPORATED, 180 Volusia Avenue, Trenton, NJ 08610, for Fire Department Equipment and Tools-Supply and Repair for the Division of Fire, is determined to be the lowest legally responsible, responsive bid for various items of the bid.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$105,000.00, and any other necessary documents, with CONTINENTAL FIRE & SAFETY INCORPORATED 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.160-032012

RESOLUTION ACCEPTING QUOTE AND AWARDING CONTRACT TO SANITARY LINEN SUPPLY, INC. FOR LAUNDERING AND CLEANING SERVICE FOR THE FIRE DEPARTMENT

WHEREAS, quotes were solicited by the Township of Edison for laundering and cleaning service for towels for the Fire Department; and

WHEREAS, LINEN SUPPLY, INC., 1100 Sixth Avenue, Neptune, NJ 07753 submitted the sole quote; one dollar (1.00) per bath towel and sixty five cents (.65) per kitchen towel; and

WHEREAS, the total amount of this contract, not to exceed \$7,500.00, 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)).

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

1. All quotes have been reviewed, and the quote as submitted by LINEN SUPPLY, INC., 1100 Sixth Avenue, Neptune, NJ 07753 for laundering and cleaning services for towels is determined to be the sole quote.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount of \$7,500.00, and any other necessary documents, with LINEN SUPPLY, INC. for the services describe herein.

RESOLUTION R.161-032012

**RESOLUTION AWARDING CONTRACT TO THOMSON REUTERS FOR DATA ACCESS SERVICE
FOR THE DIVISION OF POLICE**

WHEREAS, there is a need to renew the web based investigative and locator data access service which enables the Division of Police to conduct thorough law enforcement investigations, through access to databases such as criminal records, motor vehicle records, employment records, court records, and other similar records, thereby saving significant investigative resources for the Division of Police; and

WHEREAS, quotes were solicited by the Township of Edison for this service and THOMSON REUTERS, PO Box 6292, Carolstream, IL 60192 was determined to be most advantageous to the Township; and

WHEREAS, the price of this data access service is \$1,322.30 per month for a total of \$15,867.60 for a twelve month period; and

WHEREAS, funds in the amount of \$15,867.60 have been certified to be available in the Police Department-Computer Hardware & Software Account, Number 2-01-25-0240-000-059, subject to and contingent upon Council adoption of the 2012 budget.

NOW, THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison, that the Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$15,867.60 and any other necessary documents, with THOMSON REUTERS as described herein.

RESOLUTION R.162-032012

**RESOLUTION AWARDING CONTRACT TO COMPUTER SYSTEMS & METHODS FOR THE
FURNISHING OF FOUR LENOVO THINKPADS FOR THE DIVISION OF POLICE**

WHEREAS, there is a need to purchase four Lenovo Thinkpads for the Division of Police; and

WHEREAS, COMPUTER SYSTEMS & METHODS, 15 Maple Street, Somerville, NJ 08876, has been awarded State Contract Number 70263 under M-0483/WSCA Computer Contract; 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 \$6,608.02 have been certified to be available in the Federal Forfeited Property Account, Number T-13-00-0000-000-008.

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

1. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$6,608.02 and any other necessary documents, with COMPUTER SYSTEMS & METHODS, 15 Maple Street, Somerville, NJ 08876, 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. 70263 under M-0483.

RESOLUTION R.163-032012

**RESOLUTION AWARDING CONTRACT TO VERIZON WIRELESS FOR THE FURNISHING OF
CELLULAR PHONE SERVICES AND WIRELESS CARDS**

WHEREAS, there is a need to purchase cellular phone services and wireless cards for the Township of Edison; and

WHEREAS, VERIZON WIRELESS, 502 First State Blvd., Newport, DE 19804 has been awarded State Contract Number A64428 under T-216A/Wireless Devices 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, the total amount of this contract for a twelve month period, not to exceed \$95,000.00 (\$50,000.00 for cell phones and \$45,000.00 for air cards), 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)).

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

1. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$95,000.00 and any other necessary documents, with VERIZON WIRELESS, 502 First State Blvd., Newport, DE 19804, 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. 64428 under T-216A.

RESOLUTION R.164-032012

**RESOLUTION TO END STATE DIVERSION OF MUNICIPAL REVENUES AND DEMAND
COMPLIANCE WITH STATE LAWS**

WHEREAS, there are two main formula-driver general municipal property tax relief programs currently on the books in our Garden State; and

WHEREAS, though often referred to as “State Aid” programs, these are actually revenue replacement programs, intended to replace property tax relief funding that was, formerly, generated through taxes assessed and collected locally; and

WHEREAS, the first is the Energy Tax Receipts Property Tax Relief program – the direct descendant of the Public Utility Gross Receipts and Franchise Tax, which was a tax on regulated public utilities originally assessed and collected at the municipal level; and

WHEREAS, in the early 1980’s at the request and for the convenience of the taxpaying utilities, the State became the collection agent for his assessment, and the law that effected this change promised that the proceeds would be distributed back to the municipalities, which provide services to utility facilities and from whence come utility profits; and

WHEREAS, the State of New Jersey never honored that commitment, immediately and annually diverting large and growing portions of the proceeds to its own general fund; and

WHEREAS, modernization and deregulation led to a major reform of utility taxes in the mid-nineties, which validated and, supposedly, capped the State’s annual portion of the tax proceeds; and

WHEREAS, that law also included a ‘poison pill’, which required the State to annually increase the municipal distribution of Energy Tax proceeds and to cap its skim; and it further, provided that failure to honor that pledge would result in the forfeiture of the State’s authority to collect the tax; and

WHEREAS, around the same time, for its own convenience, the State decided to ‘consolidate’ a number of previously discrete municipal property tax relief programs; and

WHEREAS, while some may see ‘no rhyme or reason’ to the distribution of Consolidated Municipal Property Tax Receipts Aid (CMPTRA), each of its component parts was distributed according to state established formulas, and many of those parts were, like Energy Taxes, the lineal descendants of taxes that had once been assessed and collected at the municipal level; and

WHEREAS, among its many components, CMPTRA includes the Financial Business Tax, the Business Personal Property Tax Replacement, the Railroad Class II Property Tax, the Insurance Franchise Tax, the Corporation Business Tax on Banking Corporations and State PILOT payments, that had been under-funded for many years, prior to being folded into CMPTRA; and

WHEREAS, these are, or were, all municipal revenue replacement programs – not, properly speaking, State aid, in that they were not meant to make things better for municipal property taxpayers; they were only intended to keep things from getting worse; and

WHEREAS, in the late-nineties, a law was passed that required both the Energy Tax and CMPTRA distributions to be annually increased by the rate of inflation; and

WHEREAS, that law posed a special problem for future State budget makers, but, as those budget makers viewed the matter, the problem was not how to comply with the requirement; the problem was how to avoid compliance without invoking the Energy Tax ‘poison bill’; and

WHEREAS, State policy makers found a way to increase Energy Tax distributions by the rate of inflation for five straight years without providing municipalities with one new dollar in property tax relief, which was done by annually reducing the CPMTRA distribution by the same amount aht is increased the Energy Tax distribution; and

WHEREAS, thereafter, the State strayed even farther from original legislative intent, when, in 2008 (SFY 2009), CMPTRA was reduced by about \$62 million more than the Energy Tax was increase,d and in 2009 (SFY 2010), the net loss equaled about \$32 million; and

WHEREAS, the State's Fiscal Year 2011 budget, in which the total distribution of CMPTRA and ETR was reduced by approximately 17 percent, or \$272 million from \$1.565 billion to \$1.293 billion, honoring neither the letter nor the spirit of applicable State laws.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, Middlesex County, State of New jersey, that we demand an immediate end to the State's reliance on the municipal property tax relief revenues to balance its budget and address other priorities; and

BE IT FURTHER RESOLVED, that we call on the Governor to introduce and the Legislature to adopt an FY 2012 State Budget that provides for the full statutory distribution of Energy Tax and CMPTRA revenue replacement funding, and to continue to honor the letter and spirit of the applicable State statutes, in all years, thereafter; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be forwarded to the leadership of the New Jersey General Assembly, the leadership of the New Jersey State Senate, the Lieutenant Governor and the Governor of the State of New Jersey.

RESOLUTION R.165-032012

WHEREAS, Operational Order CB-12-003 was recently issued for EMS Ambulance calls, which updated the role of the Fire Department; and

WHEREAS, in 2011, the Fire Department could be used as First Due EMS response “as a last resort”; and

WHEREAS, the Municipal Council of the Township of Edison is concerned with the safety of the residents with the latest Operational Orders being issued;

WHEREAS, the Municipal Council feels that the Township has fully trained first responder personnel who are not being utilized to their fullest ability;

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison that they do hereby urge the Mayor/Public Safety Director and the Administration to reinstate former Operational Orders that allowed all responders, including EMS, Fire and Police, to respond to life threatening calls.

Explanation: This Resolution extends the Professional Services Contract awarded to Karl Kemm, Esq., and Hoagland, Longo, Moran, Dunst & Doukas, LLP, to represent the Township of Edison as Township Attorney through December 31, 2012.

RESOLUTION R.166-032012

WHEREAS, by Resolution R.023-012012 adopted on January 11, 2012 the Township of Edison awarded a contract to Karl Kemm, Esq., and Hoagland, Longo, Moran, Dunst & Doukas, LLP, to represent the Township of Edison as Township Attorney; and

WHEREAS, Resolution R.023-012012 approved this Contract for 90 days and not to exceed \$70,000.00.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Edison, County of Middlesex, and State of New Jersey, that this contract is hereby awarded through December 31, 2012 and the authorized amount of this Contract is hereby increased by \$165,000.00 for a total authorized expenditure of \$235,000.00.

Explanation: This Resolution extends the Professional Services Contract awarded to Louis Rainone, Esq., and DeCotiis, FirzPatrick & Cole, LLP, to represent the Township as labor counsel through December 31, 2012.

RESOLUTION R.167-032012

WHEREAS, by Resolution R.024-012012 adopted on January 11, 2012 the Township of Edison awarded a contract to Louis Rainone, Esq., and DeCotiis, FirzPatrick & Cole, LLP, to represent the Township as labor counsel; and

WHEREAS, Resolution R.024-012012 approved this Contract for 90 days and not to exceed \$50,000.00.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Edison, County of Middlesex, and State of New Jersey, that this contract is hereby awarded through December 31, 2012 and the authorized amount of this Contract is hereby increased by \$150,000.00 for a total authorized expenditure of \$200,000.00.

RESOLUTION AWARDING A ONE YEAR RENEWAL CONTRACT TO REDFLEX TRAFFIC SYSTEMS FOR AUTOMATED PHOTO ENFORCEMENT SYSTEM

WHEREAS, bids were received on January 14, 2009 for RFP-08-12, Automated Photo Enforcement System; and

WHEREAS, R.125-032009 dated March 11, 2009 authorized a three year contract with REDFLEX TRAFFIC SYSTEMS, 23751 N. 23rd Avenue, Phoenix, AZ 85085 which expires on April 14, 2012; and

WHEREAS, the contract allows for two (2), one (1) year renewals with all conditions, requirements and terms of the contract remaining the same; and

WHEREAS, the Township of Edison would like to exercise the option to renew this contract for one year commencing April 15, 2012.

NOW, THEREFORE, IT IS RESOLVED by the Municipal Council of the Township of Edison, Middlesex County, New Jersey, that the appropriate Township Officials are hereby authorized to execute a contract with REDFLEX TRAFFIC SYSTEMS for a period of one (1) year commencing April 15, 2012.