

**AGENDA
MUNICIPAL COUNCIL
WORKSESSION MEETING
Monday, April 8, 2013
6:00 p.m.**

1. Call to Order and Pledge of Allegiance.
2. Roll Call.
3. Adequate Notice of this meeting as required by the Open Public Meetings Act of 1975, has been provided by an Annual Notice sent to The Home News Tribune, The Star Ledger and the Sentinel on December 27, 2012 and posted in the Main Lobby of the Municipal Complex on the same date.
4. **ORAL PETITIONS AND REMARKS**
5. **ADMINISTRATIVE AGENDA:
FROM MAYOR ANTONIA RICIGLIANO:**
 - a. Appointment of John Soltesz as a Class II Member of the Planning Board.
6. **REPORTS FROM ALL COUNCIL COMMITTEES:**
7. **POINTS OF LIGHT**
8. **FROM THE BUSINESS ADMINISTRATOR:**
 - a. Introduction of Solid Waste Budget 2013
 - b. Resolution authorizing payment of \$42,000.00 to Filcrest Realty, Inc. a subsidiary of Transtech Industries, Inc.
9. **FROM THE DEPARTMENT OF FINANCE:**
 - a. Report of Disbursements through April 4, 2013.
 - b. Resolution authorizing refund in the amount of \$896,130.96 for redemption of tax sale certificates.
 - c. Resolution authorizing refund of tax overpayments, totaling \$1,141.95.
10. **FROM THE DEPARTMENT OF HEALTH:**
 - a. Resolution Amending Shared Services Agreement for Animal control with the Township of Piscataway.
11. **FROM THE DEPARTMENT OF LAW:**
 - a. Resolution declaring a portion of the property commonly known as the Camp Kilmer being Block 3-E, proposed new lot 3.014 as an area in need of redevelopment.
 - b. Ordinance adopts a Redevelopment Plan for a portion of the property commonly known as Camp Kilmer being Block 3-E, proposed new Lot 3.014.

12. **FROM THE DEPARTMENT OF PLANNING AND ENGINEERING:**
 - a. Resolution to waive any and all permit fees for North Edison Baseball and Softball League, Inc. for replacement of Exhaust Hood and Fire Suppression System in their snack bar.
 - b. Resolution Releasing Performance Guarantee on site Plan Improvements under application No. Z32-02/03, which were abandoned after the sale of subject property by Paul Miller (Saab).
 - c. Resolution Refunding Unused Portion of Engineering Inspection fee on Site Plan, under Application No. Z32-02/03, abandoned after the sale of property by Paul Miller, Inc.
 - d. Resolution refunding of the inspection portion of the inspection portion of the construction permit fee, less Administration Fees and less 20% municipal review fee per the UCC posted for a residential construction permit where inspection services were not performed.

13. **FROM THE DEPARTMENT OF PUBLIC WORKS:**
 - a. Award of Contract for Bid No.13-04-15 for the furnishing of Pavement Milling and Tack Coating to Silo Excavation, Inc.
 - b. Award of Contract for Bid No. 13-03-04 for the purchase of two (2) Open Body Trucks and Snow Plows.
 - c. Resolution transferring Award of Portion of Materials Contract No. 12-03-08.
 - d. Award of Contract for Bid No. 13-29-01 for Faith Fellowship Pump Station Reconstruction and upgrade.

14. **FROM THE CHIEF OF FIRE:**
 - a. Award of Contracts for Bid No. 13-05-18 for Equipment, Tools and Repairs.

15. **FROM THE CHIEF OF POLICE:**
 - a. Awarding of Contract Purchase order for Car Mobile Video recorders.
 - b. Awarding of Contract Purchase order for Data Access Service.
 - c. Resolution authorizing the Township of Edison to purchase firewall renewal from CDW Government incorporated through the Middlesex Regional Educational Services commission Cooperative Pricing.
 - d. Resolution authorizing the Township of Edison to purchase a server and all accessories from CDW Government incorporated through the Middlesex Regional Educational Services commission Cooperative Pricing.
 - e. Awarding of Contract/Purchase order for Emergency Notification System.

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

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

O.1828-2013 AN ORDINANCE REVISING CERTAIN UNIFORM FIRE SAFETY ENFORCEMENT FEES.

O.1829-2013 AN ORDINANCE AUTHORIZING THE PURCHASE OF BLOCK 112, LOT 5.03 LOCATED ON WALLACE STREET AND ADJOINING FRANK J. PAPAIIANNI, JR. MEMORIAL PARK AND THE EXPENDITURE OF EDISON OPEN SPACE PRESERVATION TRUST FUNDS FOR THE SAME.

O.1830-2013 AN ORDINANCE AUTORIZES THE TRANSFER OF BLOCK 182, LOT 1A, 42-4 WOODEDGE AVENUE, EDISON TO THE EDISON AFFORDABLE HOUSING.

18. **PROPOSED RESOLUTIONS:**

None

19. **DISCUSSION ITEMS:**

Council President Diehl

a.

Councilmember Gomez

a.

Councilmember Karabinchak

- a. Tax Appeals
- b. Capital Improvements
- c. Oak Tree & Woodland Intersections
- d. Overlay Zone

Councilmember Lankey

a.

Councilmember Lombardi

a.

Councilmember Mascola

a.

Councilmember Prasad

a.

20. **ADJOURNMENT**

RESOLUTION

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE
TOWNSHIP OF EDISON FOR THE PERIOD ENDING April 4, 2013

WHEREAS, the Director of Finance of the Township of Edison has transmitted
to the Township Council a Report of Disbursements made through April 4, 2013

FUND	AMOUNT
Current	\$14,864,573.29
Affordable Housing	0.00
Capital	9,575.00
Cash Performance	98,141.18
CDBG	2,550.00
Developers Escrow	1,474.64
Dog (Animal Control)	1,647.45
Federal Forfeited	0.00
Grant Funds	19,705.06
Law Enforcement	0.00
Park Improvement	0.00
Payroll Deductions	427,627.76
Sanitation Fund	160,803.70
Sewer Utility	93,770.43
Tax Sale Redemption	2,282.27
Tree Fund	0.00
Tree Planting	6,252.33
Trust	9,821.96
TOTAL	\$15,698,225.07

/s/ Janice Saponaro
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.

ESOLUTION AUTHORIZING PAYMENT OF \$42,000.00 TO FILCREST REALTY, INC., A SUBSIDIARY OF TRANSTECH INDUSTRIES, INC.

WHEREAS, on September 15, 2005, the Township entered into an agreement with Middlesex County in which the County agreed to provide \$550,000.00 in funding for the construction of riverfront walkway, boardwalks, pedestrian bridge, wetlands enhancement and signage and related improvements along the Raritan River; and

WHEREAS, Filcrest Realty, Inc., 2025 Delsea Drive, Sewell, New Jersey, 08080 and a subsidiary of Transtech Industries, Inc. is the owner of lots 4, 5, 6, 7 and 9 in block 400 on the tax map of the Township of Edison; and

WHEREAS, the Township of Edison instituted the condemnation proceeding to acquire the easement and Filcrest Realty fought this condemnation; and

WHEREAS, in January 2011, the Township of Edison and Filcrest Realty, Inc., a subsidiary of Transtech Industries, Inc.; entered into an agreement for the Township to pay Filcrest the total sum of \$60,000.00 as compensation for the easement; and

WHEREAS, the Township of Edison has previously paid under this agreement the partial payment of \$18,000.00 and owes the outstanding balance of \$42,000.00; and

WHEREAS, funds in the amount of \$42,000.00 have been certified to be available in the Open Space Preservation Trust Fund, Account Number 3-22-55-0286-000-001.

NOW, THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison, that the Mayor, or her designee, is hereby authorized to make payment to Filcrest Realty, Inc., a subsidiary of Transtech Industries, Inc. in the amount of \$42,000.00 as described herein.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$42,000.00** are available for the above payment in Account No. **3-22-55-0286-000-001**.

Janice A. Saponaro
Chief Financial Officer

Date

RESOLUTION

WHEREAS, at various sales of land for delinquent taxes held by the Edison Township Collector of Taxes, Middlesex County, New Jersey, the attached listing of tax sale certificates were sold; and

WHEREAS, the said tax sale certificates have been redeemed thereof, and the purchasers of said property are legally entitled to a refund of monies paid at the time of redemption.

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, that the Director of Finance is hereby authorized to draw checks to the noted parties in the amounts specified on the attached listing, totaling \$896,130.96.

April 10, 2013

RESOLUTION

Whereas, on various properties located within the Township of Edison, overpayments of sewer use fees have been made due to erroneous or duplicate payments; and

Whereas, applications have been made to the Tax Collector for refund of said overpayments, totaling \$1141.95 and

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

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.

April 1, 2013

EXPLANATION: A Resolution declaring a portion of the property commonly known as the Camp Kilmer being Block 3-E, proposed new Lot 3.014 as an area in need of redevelopment.

EDISON TOWNSHIP

RESOLUTION

RESOLUTION DECLARING A PORTION OF THE PROPERTY COMMONLY KNOWN AS CAMP KILMER BEING BLOCK 3-E, PROPOSED NEW LOT 3.014 AS AN AREA IN NEED OF REDEVELOPMENT

WHEREAS, pursuant to the “Local Redevelopment and Housing Law” N.J.S.A. 40A:12A-1 et seq. (the “LRHL”), and by Resolution R.745-112012 adopted on December 26, 2012, the Township Council authorized the Edison Township Planning Board (the “Planning Board”) to undertake a preliminary investigation to determine whether an area within the property commonly known as Camp Kilmer being proposed new Lot 3.014 as depicted on the Proposed Subdivision Plan for Block 3-E, Lot 3.01 prepared by Control Layouts, Inc. dated November 23, 2010 as revised through June 8, 2011 (the “Area”) be qualified as an area in need of redevelopment according to the criteria set forth in N.J.S.A. 40A:12A-5 of the LRHL and to make recommendations regarding same; and

WHEREAS, at the Planning Board meeting of April 1, 2013 the Planning Board approved a motion (the “Motion”), determining in accordance with the “Need for Redevelopment Preliminary Investigation Report and Maps for Kilmer Homes Redevelopment Study Area” prepared by Bignell Planning Consultants, prepared March 2013, (the “Investigation Report”) that the Area qualifies as an area in need of redevelopment pursuant to the provisions of N.J.S.A. 40A:12A-5(b) and (c) and also recommending that the Area be declared an area in need of redevelopment; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Edison that, pursuant to the provisions of N.J.S.A. 40A:12A-6, the Township Council of the Township of Edison accepts the recommendation of the Planning Board and adopts by reference the Investigation Report; and

NOW THEREFORE, BE IT RESOLVED that the Township Council of the Township of Edison has determined that the Area satisfies the criteria of N.J.S.A. 40A:12A-5(b) and (c), for the reasons set forth in the Investigation Report and Planning Board Resolution, and hereby declares that the Area is an area in need of redevelopment.

EXPLANATION: This Ordinance adopts a Redevelopment Plan for a portion of the property commonly known as Camp Kilmer being Block 3-E, proposed new Lot 3.014.

EDISON TOWNSHIP

ORDINANCE

AN ORDINANCE ADOPTING A REDEVELOPMENT PLAN FOR A PORTION OF THE PROPERTY COMMONLY KNOWN AS CAMP KILMER BEING BLOCK 3-E, PROPOSED NEW LOT 3.014

WHEREAS, pursuant to the “Local Redevelopment and Housing Law” N.J.S.A. 40A:12A-1 et seq. (the “LRHL”), and by Resolution R.745-112012 adopted on December 26, 2012, the Township Council authorized the Edison Township Planning Board (the “Planning Board”) to undertake a preliminary investigation to determine whether an area within the property commonly known as Camp Kilmer being proposed new Lot 3.014 as depicted on the Proposed Subdivision Plan for Block 3-E, Lot 3.01 prepared by Control Layouts, Inc. dated November 23, 2010 as revised through June 8, 2011 (the “Area”) be qualified as an area in need of redevelopment according to the criteria set forth in N.J.S.A. 40A:12A-5 of the LRHL and to make recommendations regarding same; and

WHEREAS, by same Resolution R.745-112012 adopted on December 26, 2012, should the Planning Board find that the Area meets the statutory criteria to be designated a redevelopment area or an area in need of rehabilitation, the Township Council authorized the Planning Board to prepare a redevelopment plan for the Area pursuant to the provisions of N.J.S.A. 40A:12A-7(f); and

WHEREAS, at the Planning Board meeting of April 1, 2013 the Planning Board approved a motion, determining in accordance with the “Need for Redevelopment Preliminary Investigation Report and Maps for Kilmer Homes Redevelopment Study Area” prepared by Bignell Planning Consultants, prepared March 2013, (the “Investigation Report”) that the Area qualifies as an area in need of redevelopment pursuant to the provisions of N.J.S.A. 40A:12A-5(b) and (c) and also recommending that the Area be declared an area in need of redevelopment; and

WHEREAS, at the Planning Board meeting of April 1, 2013 the Planning Board approved an additional motion, adopting the “Kilmer Homes Redevelopment Plan” dated March, 2013 prepared by Bignell Planning Consultants (the “Redevelopment Plan”) pursuant to the provisions of N.J.S.A. 40A:12A-7(a) (e) and (f) as the proposed Redevelopment Plan for the Area; and

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

1. The “Kilmer Homes Redevelopment Plan” dated March, 2013 prepared by Bignell Planning Consultants (the “Redevelopment Plan”) and attached hereto is hereby adopted as the Redevelopment Plan for the Area.

2. Pursuant to N.J.S.A. 40A:12A-7(c) the Zoning Map of the Township of Edison is hereby amended to designate the Area, being: Block 3-E, proposed new Lot 3.014 as part of the Kilmer Homes Redevelopment Area and an area in need of redevelopment and shall be designated as being in the: “Kilmer Homes Housing Zone.”

3. All Ordinances or parts of ordinances inconsistent with or in conflict with the ordinance are hereby repealed to the extent of such inconsistency.

4. This Ordinance shall take effect 20 days after final passage, adoption and publication according to law.

RESOLUTION

WHEREAS, North Edison Baseball and Softball League, Inc., 10 Maryland Avenue, Edison, NJ, has requested a waiver of any and all permit and/or application fees concerning the replacement of Exhaust Hood and Fire Suppression System in their snack bar and

WHEREAS, under the building code, North Edison Baseball and Softball League, Inc., as a non-profit tax exempt organization, is entitled to a waiver of fees due to the Township of Edison, except the DCA fee; and

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

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

EXPLANATION: Resolution Releasing Performance Guarantee on Site Plan Improvements, under Application No. Z32-02/03, which were abandoned after the sale of subject property by Paul Miller (Saab).

TOWNSHIP OF EDISON

RESOLUTION

WHEREAS, since this property was sold and the original proposed site improvements under this project were then abandoned, the Township Engineer recommends the release of the Cash Performance and Performance Bond presently held by the Township for Paul Miller-Saab Building, Application #Z32-02/03 located at Route 1 North., Block: 265-BB Lot (s): 45-D & 64-Y; and

WHEREAS, the Township Engineer, recommends the release of the Performance Bond No. 8303-38-40 of Vigilant Insurance Company posted on September 15, 2003 in the amount of \$267,196.86 with the Township of Edison, principal being Panda Holdings, LLC; and

WHEREAS, the Township Engineer, recommends the release of the Cash Performance Bond Check #047290 posted on September 15, 2003 in the amount of \$29,688.54, plus accrued interest, if applicable, on deposit in account #7200025378 with the Township of Edison, principal being Paul Miller Inc. having offices at 179 Route 46, Parsippany, N.J. 07054; and:

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the Township Clerk be and is hereby authorized to return the aforesaid Performance Bond in the amount \$267,196.86 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 \$29,688.54, plus accrued interest, if applicable, on deposit in account #7200025378 to the applicant.

EXPLANATION: Resolution Refunding Unused Portion of Engineering Inspection Fees on Site Plan, under Application No. Z32-02/03, abandoned after the sale of property by Paul Miller Inc.

TOWNSHIP OF EDISON

RESOLUTION

WHEREAS, since this property was sold and the original proposed site improvements under this project were then abandoned, the Township Engineer therefore recommends the refund of inspection fees, Application #Z32-02/03 located at 842 Route 1 North, Block: 265-BB, Lot(s): 45-D & 64-Y; and

WHEREAS, on September 15, 2003, Paul Miller Inc. posted inspection fees in the amount of \$12,370.23 on deposit in account #7200024914 with the Township of Edison for the required engineering inspection fees, pursuant to Township Ordinance; and

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

WHEREAS, the sum expended for engineering inspections totals \$12,213.41; and

WHEREAS, it is in now in order that the sum of \$156.82, plus accrued interest, if applicable, which represents the amount due and owing the applicant, be returned to Paul Miller Inc. having an address of 179 Route 46, Parsippany, N.J. 07054; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of \$156.82, plus accrued interest, if applicable, be refunded to the applicant; and

BE IT FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund said sum of \$156.82, plus accrued interest, if applicable, in account #7200024914 to the applicant.

JAM/kjw

S-Karen-RetResoInspFeeRefund-PaulMiller-Saab-Panda-842Rt1N

EXPLANATION: This resolution provides for refund of the inspection portion of the construction permit fee, less Administration fees, and less 20% municipal plan review fee per the UCC, posted for a residential construction permit where inspection services were not performed .

TOWNSHIP OF EDISON
RESOLUTION

WHEREAS, on September 14, 2011, a Construction (Building) Permit fee, check #49520, permit #2011-2922, was posted in the total amount of \$223.00 by the permitting company, MCG (Municipal Consulting Group), having offices at 351 Superior Road, Egg Harbor Township, NJ 08234; and

WHEREAS, the application was submitted to install vinyl siding at 123 Edison Avenue for the homeowner; and

WHEREAS, appropriate documents have been submitted to the Township indicating that the contract was cancelled; and

WHEREAS, it is therefore appropriate that the municipal permit fee in the amount of \$161.00, derived from the \$223.00 total construction permit fee less the \$22.00 DCA fee, and less 20% plan review fee of \$40.00 for permit #2011-2922, be refunded to the permitting company, MCG; and

WHEREAS, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2011-2922, in the amount of \$161.00 for the referenced application;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum not to exceed \$161.00 on construction permit fees posted by MCG for 123 Edison Avenue be refunded to the permitting company;

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$161.00 from the Refund of Revenue Fund to the Permitting Company, MCG, 351 Superior Road, Egg Harbor Twp, NJ 08234

JAM/ca

G-Code-RefundofRevenue-123 Edison Avenue.

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO STILO EXCAVATION, INC. FOR THE FURNISHING OF PAVEMENT MILLING AND TACK COATING

WHEREAS, bids were received by the Township of Edison on March 21, 2013 for Public Bid No. 13-04-15, Pavement Milling/Tack Coating, for the Department of Public Works; and

WHEREAS, STILO EXCAVATING, INC., 2907 So. Clinton Avenue, South Plainfield, NJ 07080 submitted the lowest legally responsible bid in the amount of \$184,000.00; and

WHEREAS, the total amount of the award of this contract 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 in the amount of \$184,000.00 by STILO EXCAVATING, INC., 2907 So. Clinton Avenue, South Plainfield, NJ 07080 for PAVEMENT MILLING AND TACK COATING is determined to be the lowest legally responsible bid.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$184,000.00, and any other necessary documents, with STILO EXCAVATING, INC.

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO
CAMPBELL FREIGHTLINER, LLC FOR THE PURCHASE OF TWO (2) OPEN BODY TRUCKS AND
SNOW PLOWS**

WHEREAS, bids were advertised on March 26, 2013 by the Township of Edison for Public Bid No. 13-03-04-Open Body Trucks and Snow Plows for the Department of Public Works; and

WHEREAS, Campbell Freightliner, LLC, 145 Talmadge Rd., Suite 8, Edison, NJ 08817 submitted the lowest legally responsible, responsive bid; and

WHEREAS, the maximum amount of the purchase shall not exceed \$235,216.00; the Open Body Trucks are \$107,883.00 each for a total of \$215,766.00 and the Snow Plows are \$5,446.00 each for a total of \$10,892.00, plus \$4,279.00 (two year extended warranty) on each vehicle for a total of \$8,558.00; and

WHEREAS, funds in the amount of \$235,216.00 have been certified to be available in the Purchase of an Automated Truck Account, Number C-04-12-1817-370-001.

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

1. The sole bid has been reviewed, and the bid submitted by Campbell Freightliner, LLC, 145 Talmadge Rd., Suite 8, Edison, NJ 08817 for two (2) Open Body Trucks and Snow Plows 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 \$235,216.00, and any other necessary documents, with Campbell Freightliner, LLC as described herein.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$235,216.00** are available for the above contract in Account No. **C-04-12-1817-370-001**.

Janice Saponaro
Chief Financial Officer

Date

**RESOLUTION TRANSFERRING AWARD OF A PORTION OF MATERIALS CONTRACT NO. 12-03-08
TO TRAP ROCK INDUSTRIES**

WHEREAS, R.753-112012 authorized a contract with Tilcon New York, Inc., 625 Mt. Hope Road, Wharton, NJ 07885 for FABC-1 and Binder under Contract No. 12-03-08 – Materials which became effective on December 11, 2012 in the amount of \$1,000,000.00; and

WHEREAS, Trap Rock Industries, PO BOX 419, Kingston, NJ 08528 has now acquired Tilcon New York's Keasbey facility where these items are purchased; and

WHEREAS, according to our specifications, if during the life of the contract, a Contractor disposes of his/her business concern by acquisition, merger, sale and/or transfer or by any means conveys his/her interests to another party, all obligations are transferred to that party (price and conditions remain the same); and

WHEREAS, any change must be approved by the Township of Edison and it is in the Township's best interests to approve of this transfer of business; and

WHEREAS, the total amount of this contract to be transferred to Trap Rock Industries, Inc., PO BOX 419, Kingston, NJ 08528, not to exceed \$500,000.00, cannot be encumbered at this time; and

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

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

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

1. The Township of Edison is approving the transfer of business to Trap Rock Industries, Inc., PO BOX 419, Kingston, NJ 08528, for FABC-1 and Binder under Contract No. 12-03-08 – Materials which is for a one year term which became effective on December 11, 2012.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$500,000.00 and any other necessary documents, with Trap Rock Industries, Inc. as stated herein.

RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO COPPOLA SERVICES, INC. FOR FAITH FELLOWSHIP PUMP STATION RECONSTRUCTION AND UPGRADE

WHEREAS, bids were received by the Township of Edison on March 26, 2013 for Public Bid No. 13-29-01-Faith Fellowship Pump Station Reconstruction and Upgrade; and

WHEREAS, COPPOLA SERVICES, INC., 28 Executive Parkway, Ringwood, NJ 07456 submitted the lowest legally responsible, responsive bid; and

WHEREAS, the total amount of this contract shall not exceed \$263,000.00; and

WHEREAS, funds in the amount of \$168,411.50 have been certified to be available in the Wastewater Collection System Account, Number C-08-05-0007-007-000 and funds in the amount of \$94,588.50 have been certified to be available in the Reserve for Self Insurance Account, Number T-13-00-0013-000-000.

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 **COPPOLA SERVICES, INC.**, 28 Executive Parkway, Ringwood, NJ 07456 for Faith Fellowship Pump Station Reconstruction and Upgrade, 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 \$263,000.00, and any other necessary documents, with **COPPOLA SERVICES, INC.** as described herein.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and/or bonds of the unsuccessful bidders.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$263,000.00** are available as follows for the above contract, **\$168,411.50** in Account No. **C-08-05-0007-007-000** and **\$94,588.50** in Account No. **T-13-00-0013-000-000**.

Janice A. Saponaro
Chief Financial Officer

Date

ON 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 March 27, 2013 for Public Bid No. 13-05-18, 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 \$100,000.00, 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:

3. 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.
4. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$100,000.00 and any other necessary documents, with FIREFIGHTER ONE, LLC as described herein.

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 March 27, 2013 for Public Bid No. 13-05-18, 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 \$100,000.00, 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 \$100,000.00, and any other necessary documents, with ABSOLUTE FIRE PROTECTION COMPANY as described herein.

RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO GEN-EL SAFETY & INDUSTRIAL PRODUCTS, LLC FOR FIRE DEPARTMENT EQUIPMENT AND TOOLS-SUPPLY AND REPAIR

WHEREAS, bids were received by the Township of Edison on March 27, 2013 for Public Bid No. 13-05-18, Fire Department Equipment and Tools-Supply and Repair, for the Division of Fire; and

WHEREAS, GEN-EL SAFETY & INDUSTRIAL PRODUCTS, LLC, 961 Route 10 East, Suite 2M, Randolph, NJ 07869, submitted the lowest legally responsible, responsive bid for various items of the bid; and

WHEREAS, the total amount of this contract, not to exceed \$8,000.00, 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 GEN-EL SAFETY & INDUSTRIAL PRODUCTS, LLC, 961 Route 10 East, Suite 2M, Randolph, NJ 07869, 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 \$8,000.00 and any other necessary documents, with GEN-EL SAFETY & INDUSTRIAL PRODUCTS, LLC as described herein.

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 March 27, 2013 for Public Bid No. 13-05-18, 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 \$40,000.00, 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 \$40,000.00 and any other necessary documents, with ALL HANDS FIRE EQUIPMENT as described herein.

RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO SKYLANDS AREA FIRE EQUIPMENT & TRAINING, LLC, D/B/A SAFE-T FOR FIRE DEPARTMENT EQUIPMENT AND TOOLS-SUPPLY AND REPAIR

WHEREAS, bids were received by the Township of Edison on March 27, 2013 for Public Bid No. 13-05-18, Fire Department Equipment and Tools-Supply and Repair, for the Division of Fire; and

WHEREAS, SKYLANDS AREA FIRE EQUIPMENT & TRAINING, LLC, D/B/A SAFE-T, 23 Hamburg Turnpike, Unit A, Riverdale, NJ 07457, submitted the lowest legally responsible, responsive bid for various items of the bid; and

WHEREAS, the total amount of this contract, not to exceed \$35,000.00, 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 SKYLANDS AREA FIRE EQUIPMENT & TRAINING, LLC, D/B/A/ SAFE-T, 23 Hamburg Turnpike, Unit A, Riverdale, NJ 07457 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 \$35,000.00 and any other necessary documents, with SKYLANDS AREA FIRE EQUIPMENT & TRAINING, LLC, d/b/a Safe-T as described herein.

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO KUSTOM SIGNALS, INC., FOR THE PURCHASE OF IN CAR MOBILE VIDEO RECORDERS FOR THE POLICE DIVISION

WHEREAS, the Edison Police Division is in need of ten (10) new in car mobile video recorders; and

WHEREAS; these recorders are designed to provide an audio and video recording of traffic stops, pursuits, D.U.I. tests, etc.; and

WHEREAS, we currently own forty Kustom Signal brand mobile video recorders and this equipment is proprietary to KUSTOM SIGNALS, INC., 9652 Loriet Blvd., Lenexa, KS 66219 and Kustom Signals, Inc., is the sole vendor for this equipment; and

WHEREAS, KUSTOM SIGNALS, INC., has submitted a proposal to provide the ten (10) video recorders, installation, antennas, warranty and software for \$71,950.00; and

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

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

WHEREAS, KUSTOM SIGNALS, INC., has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Township of Edison in the previous one year, and that the contract will prohibit KUSTOM SIGNALS, INC. from making any reportable contributions through the term of the contract.

WHEREAS, funds in the amount of \$71,950.00 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, that the Mayor, or her designee, is hereby authorized to execute a contract/purchase order and any other necessary documents, in the amount of \$71,950.00, with KUSTOM SIGNALS, INC., 9652 Loriet Blvd., Lenexa, KS 66219 as set forth above.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$71,950.00** are available for the above contract in Account No. **T-13-00-0000-000-008**.

Janice Saponaro
Chief Financial Officer

Date

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER 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 submitted the lowest quote; and

WHEREAS, the price of this data access service is \$1,361.97 per month for a total of \$16,343.64 for a twelve month period; and

WHEREAS, funds in the amount of \$16,343.64 have been certified to be available in the Police Department-Computer Hardware & Software Account, Number 3-01-25-0240-000-059.

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/purchase order in the amount not to exceed \$16,343.64 and any other necessary documents, with THOMSON REUTERS as described herein.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$16,343.64** are available for the above contract/purchase order in Account No. **3-01-25-0240-000-059**.

Janice A. Saponaro
Chief Financial Officer

Date

**RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO PURCHASE
FIREWALL RENEWAL FROM CDW GOVERNMENT INCORPORATED
THROUGH THE MIDDLESEX REGIONAL EDUCATIONAL SERVICES
COMMISSION COOPERATIVE PRICING SYSTEM**

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

WHEREAS, the Township of Edison is a member of the MIDDLESEX REGIONAL EDUCATIONAL SERVICES COMMISSION PRICING SYSTEM; and

WHEREAS, CDW GOVERNMENT INCORPORATED, 2 Enterprise Dr., Suite 404, Shelton, CT 06484 has been awarded Contract MRESC RFB 10/11-41 (technology catalog) through this Cooperative Pricing System; and

WHEREAS, the Township of Edison intends to enter into a contract/purchase order with CDW GOVERNMENT INCORPORATED for the renewal of "Firewall" software for all Township computers; and

WHEREAS, funds in the amount of \$5,348.00 have been certified to be available in the Dispatch 911 Computer Hardware & Software Account, Number 3-01-25-0250-000-059.

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/purchase order and any other necessary documents, in the amount of \$5,348.00 with CDW GOVERNMENT INCORPORATED, 2 Enterprise Dr., Suite 404, Shelton, CT 06484, the approved Middlesex Regional Educational Services Commission Cooperative Pricing System vendor through this resolution, which shall be subject to all the conditions applicable to the current Middlesex Regional Educational Services Cooperative Pricing System Contract as set forth above.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-11 et seq.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$5,348.00** are available for the above contract in Account No. **3-01-25-0250-000-059**.

Janice Saponaro
Chief Financial Officer

Date

**RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO PURCHASE
A SERVER AND ALL ACCESSORIES FROM CDW GOVERNMENT
INCORPORATED THROUGH THE MIDDLESEX REGIONAL
EDUCATIONAL SERVICES COMMISSION COOPERATIVE PRICING
SYSTEM**

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

WHEREAS, the Township of Edison is a member of the MIDDLESEX REGIONAL EDUCATIONAL SERVICES COMMISSION PRICING SYSTEM; and

WHEREAS, CDW GOVERNMENT INCORPORATED, 2 Enterprise Dr., Suite 404, Shelton, CT 06484 has been awarded Contract MRESC RFB 10/11-41 (technology catalog) through this Cooperative Pricing System; and

WHEREAS, the Township of Edison intends to enter into a contract/purchase order with CDW GOVERNMENT INCORPORATED for the purchase of a new server for the Division of Police, which includes, server, VMware operating system software, three (3) year maintenance and all accessories needed; and

WHEREAS, funds in the amount of \$21,964.22 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/purchase order and any other necessary documents, in the amount of \$21,964.22 with CDW GOVERNMENT INCORPORATED, 2 Enterprise Dr., Suite 404, Shelton, CT 06484, the approved Middlesex Regional Educational Services Commission Cooperative Pricing System vendor through this resolution, which shall be subject to all the conditions applicable to the current Middlesex Regional Educational Services Cooperative Pricing System Contract as set forth above.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-11 et seq.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$21,964.22** are available for the above contract in Account No. **T-13-00-0000-000-008**.

Janice Saponaro
Chief Financial Officer

Date

**RESOLUTION ACCEPTING QUOTE AND AWARDING CONTRACT/PURCHASE ORDER TO
GLOBAL CONNECT FOR THE EMERGENCY NOTIFICATON SYSTEM FOR THE DIVISION OF
POLICE**

WHEREAS, quotes were solicited by The Township of Edison for the Emergency Notification System (reverse 9-1-1 services) for the Division of Police; and

WHEREAS, GLOBAL CONNECT, 5218 Atlantic Avenue, Suite 202, Mays Landing, NJ 08330 submitted a quote in the amount of \$17,485.00 for the period of May 1, 2013 through April 30, 2014; and

WHEREAS, funds in the amount of \$17,485.00 have been certified to be available in the Dispatch 911 Maintenance of Other Equipment Account, No. 3-01-25-0250-000-026.

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 GLOBAL CONNECT, 5218 Atlantic Avenue, Suite 202, Mays Landing, NJ 08330, is determined to be in the best interest of the Township, price and other factors considered, for Emergency Notification System for the Division of Police.
2. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order in the amount of \$17,485.00, and any other necessary documents, with GLOBAL CONNECT.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$17,485.00** are available for the above contract in Account No. **3-01-25-0250-000-026**.

Janice Saponaro
Chief Financial Officer

Date

EXPLANATION: An Ordinance revising certain uniform fire safety enforcement fees.

**EDISON TOWNSHIP
ORDINANCE**

WHEREAS, the Township Council wishes to revise the existing Township ordinances regarding certain uniform fire safety enforcement fees.

BE IT ORDAINED, by the Township Council of the Township of Edison, County of Middlesex, State of New Jersey that Chapter XVI Fire Prevention and Protection is hereby amended as follows:

SECTION I. Chapter XVI Fire Prevention and Protection is hereby amended and supplemented as follows:

16-1 UNIFORM FIRE SAFETY ACT LOCAL ENFORCING AGENCY.

16-1.3 Inspection of Life Hazard Uses.

The local enforcing agency established in this section shall carry out the periodic inspections of life hazard uses required by the Uniform Fire Code on behalf of the Commissioner of Community Affairs.

a. *Registration Fees.* All Life Hazard Uses are subject to a one time registration fee. This fee is to be submitted along with the Business Registration form prior to opening and or conducting business within the Township. The form and fee are to be submitted to the Fire Prevention Bureau. Listed below is the fee schedule that is based on the square footage of building and or structure.

1. Up to five thousand (5,000) square feet of occupiable space: forty-five (\$45.00) dollars.
2. Five thousand one (5,001) square feet to ten thousand (10,000) square feet of occupiable space: sixty (\$60.00) dollars.
3. Ten thousand one (10,001) square feet to twenty thousand (20,000) square feet of occupiable space: eighty-five (\$85.00) dollars.
4. Twenty thousand one (20,001) square feet to fifty thousand (50,000) square feet of occupiable space: one hundred ten (\$110.00) dollars.
5. An additional fifteen dollars (\$15.00) for each thousand (1,000) square feet over fifty thousand (50,000) square feet of occupiable space to be inspected.

b. The owner(s) of businesses, occupancies, buildings, structures, or premises to be inspected shall submit an owner registration application for each space to be inspected.

It shall be a violation of this section for an owner to fail to return such forms within thirty (30) days. If the ownership is transferred whether by sale, gift, reorganization, receivership, foreclosure or execution of process, the new owner shall file with the local enforcement agency within thirty (30) days of transfer.

Applications shall be accompanied by fees in accordance with the section.

16-3.4 Responsibility for Installation and Maintenance.

- a. It shall be the responsibility of the owner of each dwelling unit to comply with this section. It shall be unlawful for any owner to fail or refuse to install such detectors in accordance with this section or fail to maintain the detectors in proper working order.
- b. It shall be the duty of the tenant or occupant of a dwelling unit, at his or her own cost and expense, to maintain and replace all batteries of battery-operated smoke detector devices installed by the owner in the dwelling unit. Any tenant who fails to so maintain and replace such batteries shall be guilty of violating this section.
- c. The duty of the tenant to maintain the batteries shall not relieve the owner of the duty to maintain the detector unit in proper operating order other than the batteries in the dwelling unit, as well as the duty to maintain both the batteries and the unit installed in the common areas of the dwelling.
- d. Upon compliance with this section and the Uniform Fire Code, N.J.A.C. 5:70-1 et seq., by any owner by resale or change in occupancy of a single-family dwelling, ~~and upon payment of the required application fee of thirty (\$30.00) dollars,~~ a CO and a certificate of smoke detector compliance shall be issued by the Fire Code Official in charge of enforcement. ~~If the owner of the single family dwelling should request that the certificate of smoke detector compliance be issued within twenty four (24) hours of the request, and the certificate is so issued, the application fee shall be an additional ten (\$10.00) dollars.~~ Requests ten (10) business days prior to issuance, ~~thirty five (\$35.00) forty five (\$45.00) dollars.~~ Requests four (4) to ten (10) business days prior, ~~seventy dollars (\$70.00) seventy five dollars (\$75.00).~~ Requests fewer than four (4) business days prior, one hundred twenty-five (\$125.00) Should a re-inspection be required due to a failure to show up for appointment or failure to comply, an additional twenty (\$20.00) fee shall be applied.

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

EXPLANATION: An Ordinance authorizing the purchase of Block 112, Lot 5.03 located on Wallace Street and adjoining Frank J. Papaiani, Jr. Memorial Park and the expenditure of Edison Open Space Preservation Trust Funds for the same.

EDISON TOWNSHIP

ORDINANCE

WHEREAS, the Township of Edison now desires to authorize the purchase of Block 112, Lot 5.03 located on Wallace Street and adjoining Frank J. Papaiani, Jr. Memorial Park; and

WHEREAS, the County of Middlesex has entered into a purchase agreement with the owner of Block 112, Lot 5.03 which is undeveloped and consists of approximately 1.33 acres and adjoins Edison Township's Frank J. Papaiani, Jr. Memorial Park; and

WHEREAS, the County of Middlesex pursuant to the attached Participation Agreement proposes to contribute \$420,000.00 of the \$450,000.00 purchase price from the County's Open Space, Recreation and Farmland and Historic Preservation Trust Fund with Edison contributing the balance of \$30,000 from Edison's Open Space Preservation Trust Fund. The title to the property will be transferred into Edison's name with a conservation (i.e., open space) restriction from the County of Middlesex.

WHEREAS, pursuant to the Local Lands and Buildings Law N.J.S.A. 40A:12-1 et seq., specifically N.J.S.A. 40A:12-5, an ordinance is required to authorize and approve this acquisition.

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

1. The Township Council hereby authorizes and approves the acquisition of Block 112, Lot 5.03 located on Wallace Street, Edison, NJ.
2. The Township Council hereby authorizes and approves the Participation Agreement between the County of Middlesex and the Township of Edison attached hereto, for acquisition of Block 112, Lot 5.03 located on Wallace Street, Edison, NJ.
3. The Township Council hereby authorizes and approves the expenditure of \$30,000 from Edison's Open Space Preservation Trust Fund for this acquisition.
4. The Township Council hereby authorizes the Mayor, Township Administrator, Township Clerk, Township Attorney, Chief Financial Officer and other necessary Township Officials are hereby authorized to execute the Participation Agreement, and, execute, deliver and accept the normal and customary closing documents, deed and all other necessary documents and undertake all actions reasonably necessary to effectuate the aforementioned Agreement, acquisition of this property and this Ordinance.
5. 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) and publication according to law.

CERTIFICATION

I hereby certify that funds in the amount of \$30,000.00 are available in the Edison Township Open Space Preservation Trust Fund.

Janice Saponaro
Chief Financial Officer

EXPLANATION: An Ordinance authorizing the transfer of Block 182, Lot 1A, 42-4 Woodedge Avenue, Edison, NJ to the Edison Affordable Housing, Inc..

EDISON TOWNSHIP

ORDINANCE

WHEREAS, the Township of Edison now desires to authorize the transfer of Block 182, Lot 1A, 42-4 Woodedge Avenue, Edison, NJ to the Edison Affordable Housing, Inc.; and

WHEREAS, this property was originally purchased by the Township as authorized by Ordinance O.1806-2012 adopted August 22, 2012 which purchase was funded by the use of the Township's COAH funds by Resolution R.381-062012 adopted on June 27, 2012; and

WHEREAS, it was and is the intent and purpose of the acquisition of this property to transfer it to the Edison Affordable Housing, Inc. with the required COAH deed restrictions and other restrictions against the sale and use of the property, so that this property will count toward the Township's affordable housing obligations.

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

1. The Township Council hereby authorizes and approves the transfer of Block 182, Lot 1A, 42-4 Woodedge Avenue, Edison, NJ to the Edison Affordable Housing, Inc. as set forth in the Contract for Sale of Real Estate and the Contract Addendum attached hereto.
2. The Township Council hereby authorizes and approves the Contract for Sale of Real Estate and the Contract Addendum attached hereto, for the transfer of Block 182, Lot 1A, 42-4 Woodedge Avenue, Edison, NJ.
3. The Township Council hereby authorizes the Mayor, Township Administrator, Township Clerk, Township Attorney and other necessary Township Officials to execute this contract, and, execute, deliver and accept the normal and customary closing documents, deed and all other necessary documents and undertake all actions reasonably necessary to effectuate the aforementioned contract, transfer of this property and this Ordinance.
4. 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) and publication according to law.

