

**AGENDA
MUNICIPAL COUNCIL
REGULAR MEETING
Wednesday, May 25, 2016
7:00 p.m.**

1. Call to Order and Pledge of Allegiance.
2. Roll Call.
3. Adequate Notice of this meeting as required by the Open Public Meetings Act of 1975, has been provided by an Annual Notice sent to The Home News Tribune, The Star Ledger and the Sentinel on December 11, 2014 and posted in the Main Lobby of the Municipal Complex on the same date.
4. **APPROVAL OF MINUTES:**
 - a. Worksession of February 22, 2016
 - b. Regular Meeting of February 24, 2016
 - c. Regular Meeting of March 9, 2016
 - d. Regular Meeting of March 23, 2016
 - e. Regular Meeting of April 27, 2016
5. **COUNCIL PRESIDENT'S REMARKS**
6. **RESOLUTIONS OF RECOGNITION:**

Resolution R.373-052016 – Amit Acharya
Resolution R.374-052016 – Skekhar Iyer
Resolution R.375-052016 – Aman Karangutkar
7. **APPROVAL OF VOLUNTEER FIRE AUXILIARY:**

Edison Volunteer Fire Company # 1
Lorraine Ruiz
8. **UNFINISHED BUSINESS:
ORDINANCES FOR FURTHER CONSIDERATION, PUBLIC HEARING, AND
FINAL ADOPTION:**

O.1928-2016 ORDINANCE ADOPTING AND AUTHORIZING THE
IMPLEMENTATION OF PROPOSED RULES AND
REGULATIONS FOR THE OFF- LEASH DOG AREA AT THE
WHITMAN AVENUE PARK.

O.1929-2016 ORDINANCE AMENDING THE TOWNSHIP CODE TO
UPDATE THE ADDRESS LIST OF PERSONS ENTITLED TO
HANDICAPPED PARKING SPACES.

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

10. **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.376-052016 Resolution approving disbursements for the period ending May 19, 2016.

R.377-052016 Resolution authorizing refund in the amount of \$269,329.36 for redemption of tax sale certificates.

R.378-052016 Resolution authorizes a refund of an overpayment of the Severe Storm reimbursement to FEMA in the amount of \$913.82.

R.379-052016 Resolution authorizing the refund to sewer charge overpayments totaling \$193.71.

R.380-052016 Resolution authorizing a tax exemption/refund for a disabled Veteran for 68 Albert Ave in the amount of \$12,713.20

R.381-052016 Resolution authorizing Tax Collector to prepare and mail Estimated Tax Bills in accordance with P.L. 1994, C-72

R.382-052016 Resolution authorizing the sale of Surplus Personal property no longer needed for Public use.

R.383-052016 Resolution authorizes the Mayor to execute the attached Developer's Agreement with Liberty Property Limited Partnership, with respect to the property identified as Block 755.B, Lot 38 (1075 King Georges Post Road) as shown on the Edison Township Tax Map.

R.384-052016 Resolution adopting the "Affirmative Marketing Plan" for the Township of Edison Affordable Housing.

R.385-052016 Resolution authorizes the development and submission of the 2016 NJDEP Recreation Trails Program grant.

R.386-052016 Resolution authorizing additional funds for the furnishing of Sewer Pump Rental with Xylem Dewatering Solutions, in an amount not to exceed \$60,000.00.

R.387-052016 Resolution releasing Street Opening Escrow for Permit #0824 to Gold Medal Service in the amount of \$480.00.

R.388-052016 Resolution releasing Street Opening Escrow for Permit #0835 to M & M Construction Company in the amount of \$ 720.00.

R.389-052016 Resolution releasing Street Opening for Permit # 0841 Escrow to Langan Engineering & Environmental Services in the amount of \$25.00.

R.390-052016 Resolution releasing Street Opening Escrow for Permit # 8142 to Langan Engineering & Environmental Services in the amount of \$100.00.

R.391-052016 Resolution releasing Street Opening Escrow for Permit #0844 to Langan Engineering & Environmental Services in the amount of \$100.00.

- R.392-052016 Resolution releasing Street Opening Escrow for Permit #0845 to Langan Engineering & Environmental Services in the amount of \$25.00.
- R.393-052016 Resolution releasing Street Opening Escrow for Permit #0846 to Langan Engineering & Environmental Services in the amount of \$25.00.
- R.394-052016 Resolution releasing Street Opening Escrow for Permit #0847 to Langan Engineering & Environmental Services in the amount of \$25.00.
- R.395-052016 Resolution releasing Street Opening Escrow for Permit #0848 to Langan Engineering & Environmental Services in the amount of \$25.00.
- R.396-052016 Resolution releasing Street Opening Escrow for Permit #0888 to Tully & Associates P.C. in the amount of \$100.00.
- R.397-052016 Resolution releasing Street Opening Escrow for Permit # 0907 to Kleinfelder East, Inc. in the amount of \$100.00.
- R.398-052016 Resolution releasing Street Opening Escrow for Permit #0910 to High Point Utilities in the amount of \$625.00.
- R.399-052016 Resolutions releasing Street Opening Escrow for Permit #0854 to A.J. Perri in the amount of \$480.00.
- R.400-052016 Resolution authorizing the donation of Two (2) 2007 Ford Crown Victoria out of service Police Cars to the NJ Society for the Prevention of Cruelty to Animals Humane Police Department.
- R.401-052016 Award of Contract/Purchase Order for the purchase of Practice Ammunition to Atlantic Tactical of NJ in the amount of \$5,200.00.
- R.402-052016 Award of Contract/Purchase Order for the furnishing of Warranties for Toughbooks to Computer Systems and Methods in the amount of \$6,000.00.
- R.403-052016 Award of Contact for Public Bid No. 16-10-06R – Rental Vehicles to Elrac, Inc. LLC in an amount not to exceed \$20,000.00.
- R.404-052016 Resolution waiving the application fees for the Edison Elks Loge #2487.
- R.405-052016 Resolution awarding reimbursement to Various Basketball Teams for ending the Season in good standing in the amount of \$600.00.

11. **ORAL PETITIONS AND REMARKS**

12. **ADJOURNMENT**

O.1928-2016

EXPLANATION: An ordinance adopting and authorizing the implementation of proposed rules and regulations for the off-leash dog area at the Whitman Avenue Park.

ORDINANCE

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

WHEREAS, the Township, the Borough of Metuchen and Middlesex County together created an off-leash dog area for use by local residents at the existing Whitman Avenue Park located at 125 Whitman Avenue (Block 199.A, Lot 31.B1) in Edison (the “**Dog Park**”); and

WHEREAS, in connection with the public’s use and enjoyment of the Dog Park, the Township desires to adopt and implement a set of rules and regulations (the “**Rules and Regulations**”), a copy of which is attached hereto as **Exhibit A** and may be amended from time to time, which will govern the use of the Dog Park.

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

1. The foregoing recitals are hereby incorporated by reference as if fully repeated herein.
2. The Township Council hereby approves and authorizes the implementation of the Rules and Regulations.
3. A copy of this Ordinance and the Rules and Regulations shall be available for public inspection at the offices of the Township Clerk.
4. This ordinance shall take effect as provided by law.

**Whitman Avenue Park
Off-Leash Dog Area
Rules and Regulations**

**OWNERS: YOU ARE RESPONSIBLE FOR THE ACTIONS OF YOUR DOGS. FAILURE TO OBEY
THESE RULES WILL RESULT IN A FINE AND/OR EXPULSION FROM THE PARK**

AGGRESSIVE BEHAVIOR IS PROHIBITED, AND YOU MUST REMOVE ANY DOG THAT DISPLAYS ANY
AGGRESSIVENESS!

Dogs with a history of dangerous or aggressive behavior are prohibited.

All users are hereby advised that the off-leash dog area is an unsupervised recreation area that users use at their own risk. This park is for the benefit of dog owners and their dogs, so we ask that everyone please respect all those who use this park. Please keep your dogs on leash until you enter the gated area, and properly secure all gates behind you.

1. The Park will be open daily from sunrise to sunset.
2. All dogs must be at least 6 months of age and spayed or neutered. No dogs that have come into heat prior to spaying are allowed in the dog park.
3. Owners must remain with and monitor their dog(s) at all times. Unattended dogs will be removed from the dog park.
4. Dogs under 25 lbs. must be in the small dog area. Dogs over 25 lbs. must be in the large dog area.
5. There is a maximum of 2 dogs per person.
6. All dogs must be accompanied at all times by at least one person who is 18 years of age or older. Children under the age of 12 must be accompanied by a responsible adult 18 years or older. Children under the age of 8 are not allowed in the dog park.
7. All dogs and puppies must be licensed and have all inoculations up to date. All dogs and puppies must wear a collar with a current license tag at all times while in the dog park.
8. No food (dog or human) or alcoholic beverages are allowed in the dog park.
9. If your dog eliminates, you MUST pick up and dispose of the waste in the proper container. Failure to do so will result in expulsion from the park.
10. If your dog digs, it must be interrupted and the hole filled.
11. If your dog barks excessively, it must be removed.
12. Smoking is not allowed in the dog park.
13. Dogs displaying aggressive behavior towards other dogs and or people shall be removed from the dog park by the owner. Continued displays of aggressiveness by any dog may result in prohibiting the owner or other responsible adult from bringing the dog to the dog park. Any dog who bites either a person or another dog shall not be allowed thenceforth to use the dog park.
14. New Jersey State Law requires that all dog bites (either of a human or another dog) and incidents MUST be reported to the Edison Police Department at 732-248-7400.

EXPLANATION: An Ordinance amending the Township Code to update the address list of persons entitled to handicapped parking spaces.

ORDINANCE

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

WHEREAS, the Township’s Code of General Ordinances (“Code”) currently lists the addresses of owners and/or occupants entitled to handicapped parking spaces within the Township; and

WHEREAS, the Township has received requests for additional handicapped parking spaces outside of certain private residences in the Township, and the Township desires to provide for same pursuant to *N.J.S.A.* 39:4-197.6; and

WHEREAS, the municipal council (“Municipal Council”) of the Township has determined to update Subchapter 7-39.2 of the Code to identify the new restricted parking zones in front of certain residences in the Township occupied by handicapped person(s) who meet the requirements of *N.J.S.A.* 39:4-197.6; and

WHEREAS, the Municipal Council has determined to amend Subchapter 7-39.2(a) of the Code to read as follows (additions are underlined and deletions are in [brackets]):

“7-39.2 Handicapped Parking on Streets for Private Residences.

a. In accordance with the provisions of *N.J.S.A.* 39:4-197.6, the following on-street locations are designated as handicapped parking spaces in front of private residences occupied by handicapped persons. Such spaces are for use by persons who have been issued special identification cards or plates or placards by the Motor Vehicle Commission, or a temporary placard issued by the Chief of Police. No other person shall be permitted in these spaces.

<i>Name of Street</i>	<i>Location</i>	<i>Permit Number</i>
College Drive	130 College Drive	
Evergreen Road	11A Evergreen (CR #657)	
Fourth Street	74 Fourth Street	
Grandview Avenue (CR #660)	135-A Grandview Avenue (CR #660), Apartment 4[;] 145-A Grandview Avenue (CR #660), Apartment 1	
<u>Woodedge Avenue</u>	<u>45 Woodedge, Apartment, Bldg 38 Unit 6</u>	
Harrison Avenue	29 Harrison Avenue	
Highway Terrace	11 Highway Terrace	
Lafayette Road	253-D Lafayette Road, Apt. 3-A	
Mill Road (CR #667)	99 Mill Road (CR #667)	
Paul Street (eastern side)	Adjacent to 10 Jefferson Boulevard	
Sine Road	No. 13 Sine Road	
Wallace Street	112 Wallace Street	
Wildwood Avenue	82 Wildwood Avenue	
Woodhaven Drive	306 Woodhaven Drive	
Carlton Street	16 Carlton Street	
Myrtle Street	10 Myrtle Street”	

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council hereby amends Subchapter 7-39.2(a) of the Code to read as follows:

“7-39.2 Handicapped Parking on Streets for Private Residences.

a. In accordance with the provisions of *N.J.S.A. 39:4-197.6*, the following on-street locations are designated as handicapped parking spaces in front of private residences occupied by handicapped persons. Such spaces are for use by persons who have been issued special identification cards or plates or placards by the Motor Vehicle Commission, or a temporary placard issued by the Chief of Police. No other person shall be permitted in these spaces.

<i>Name of Street</i>	<i>Location</i>	<i>Permit Number</i>
College Drive	130 College Drive	
Evergreen Road	11A Evergreen (CR #657)	
Fourth Street	74 Fourth Street	
Grandview Avenue (CR #660)	135-A Grandview Avenue (CR #660), Apartment 4 145-A Grandview Avenue (CR #660), Apartment 1	
Woodedge Avenue	45 Woodedge, Apartment, Bldg 38 Unit 6	
Harrison Avenue	29 Harrison Avenue	
Highway Terrace	11 Highway Terrace	
Lafayette Road	253-D Lafayette Road, Apt. 3-A	
Mill Road (CR #667)	99 Mill Road (CR #667)	
Paul Street (eastern side)	Adjacent to 10 Jefferson Boulevard	
Sine Road	No. 13 Sine Road	
Wallace Street	112 Wallace Street	
Wildwood Avenue	82 Wildwood Avenue	
Woodhaven Drive	306 Woodhaven Drive	
Carlton Street	16 Carlton Street	
Myrtle Street	10 Myrtle Street”	

3. It is the intent of the Municipal Council to incorporate the additions, amendments and/or supplements contained in this Ordinance in to the Code. All of the remaining provisions in Chapter 7 of the Code shall remain unchanged and have full force and legal effect. All other resolutions and ordinances governing parking on Township streets enacted and inconsistent herewith are hereby modified pursuant to the terms of this Ordinance.

4. If any section, paragraph, subdivision, clause, sentence, phrase or provision of this Ordinance is declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

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

6. This Ordinance shall take effect after twenty (20) days of its final passage by the Municipal Council, upon approval by the Mayor and publication as required by law.

RESOLUTION R.376-052016

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING MAY 19, 2016

WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through May 19, 2016

FUND	AMOUNT
Current	\$43,991,048.72
Affordable Housing	0.00
Capital	408,622.73
Cash Performance	2,957.40
CDBG	5,000.00
Developers Escrow	0.00
Dog (Animal Control)	23,124.94
Federal Forfeited	0.00
Grant Funds	8,087.57
Law Enforcement	0.00
Open Space	2,000,000.00
Park Improvements	0.00
Payroll Deduction	503,555.49
Sanitation Fund	1,600,142.96
Sewer Utility	1,069,159.45
Tax Sale Redemption	247,761.87
Tree Fund	0.00
Tree Planting	0.00
Trust	100,543.80
 TOTAL	 \$49,960,004.93

/s/ Nicholas C. Fargo
Chief Financial Officer

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, that the above-referenced disbursements report is hereby approved.

RESOLUTION R.377-052016

Authorizing refund for redemption of tax sale certificates

WHEREAS, the Tax Collector of the Township of Edison, Lina Vallejo, reports and advises that 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 Tax Collector further reports that the said tax sale certificates have been redeemed thereof, and further advises that 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 aforementioned recitals are incorporated herein as though fully set forth at length.

BE IT FURTHER RESOLVED, by the Municipal Council of the Township of Edison, that the appropriate official of the Township is hereby authorized to draw checks to the noted parties in the amounts specified on the attached listing, totaling **\$269,329.36**.

Explanation: This Resolution authorizes a refund of an overpayment of the Severe Storm reimbursement.

RESOLUTION R.378-052016

WHEREAS, during a recent review of its records for Severe Storm assistance, the New Jersey Division of State Police (the “**State**”) discovered that the Township of Edison (the “**Township**”) was overpaid an amount of \$913.82 for Project #413 (the “**Overpayment**”); and

WHEREAS, the overpayment was the result of a de-obligation by the Federal Emergency Management Agency (“**FEMA**”); and

WHEREAS, in a letter dated April 20, 2016, the State requested a refund of the Overpayment; and

WHEREAS, the Township now desires to oblige the State and to refund an amount equal to the Overpayment,

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Chief Financial Officer or his designee is hereby authorized to transfer the amount of \$913.82 to the State of New Jersey – Division of State Police.
3. A copy of this Resolution shall be available for public inspection at the offices of the Township Clerk.
4. This resolution shall take effect immediately.

RESOLUTION R.379-052016

Authorizing the refund of sewer charge overpayments to certain property owners in the Township

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

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

WHEREAS, the Municipal Council of the Township of Edison desires to authorize the refund of these sewer charge overpayments.

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

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

Property Owner:	FREDMAN, MICHAEL L
Property Location:	9 BROOKFALL RD
Block/Lot/Qualifier	59.T / 7
Sewer Account:	2195-0
Amount to be Refunded:	\$ 193.71
GRAND TOTAL:	\$ 193.71

3. This Resolution shall take effect immediately.

May 25, 2016

RESOLUTION R.381-052016

Authorizing a tax exemption/refund for a disabled veteran for 68 Albert Ave.

WHEREAS, pursuant to N.J.S.A. 54:4-3.30, the dwelling of a disabled veteran shall be exempt from real property taxes; and

WHEREAS, Daniel P O'Connell is a veteran who has been determined to have suffered a 100% service-related disability; and

WHEREAS, the determination of said disability is retroactive to January 1, 2015; and

WHEREAS, real estate taxes on this property known as Block 692.g Lot 61, have been billed for **the Tax Year 2015 and 1st and 2nd quarters of 2016**; and

WHEREAS, pursuant to N.J.S.A. 54:4-3.32, the governing body of a municipality may by resolution cancel taxes due on a property which would have been exempt had the claim been made at the time they were due.

WHEREAS, as permitted by N.J.S.A. 54:4-3.32, Township Code Section 5-7(d) also authorizes the return of property taxes for the current year and prior year but not greater than for a twenty-four (24) month period in the aggregate, or, should the Veteran's Administration determine that a veteran's disability date is greater than twenty-four (24) months from the date the applicant submits his/her application with the Tax Assessor's office, the Township will only be obligated to return taxes for a period of no greater than twenty-four (24) months from receipt of a completed application to the Tax Assessor.

WHEREAS, pursuant to Township Code Section 5-7(d) the applicant is also due a refund of property taxes paid in prior year(s) from January 1, 2015 to December 31, 2015; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Edison that property taxes due on Block 692.g Lot 61, assessed to Daniel P. O'Connell, be cancelled for the Tax Years of 2015 and 2016 and also refunded for the municipal property taxes already paid for the time period of from January 1, 2016 thru June 30, 2016 in the amount of **\$3,803.26** and for the property taxes paid in prior year(s) from January 1, 2015 to December 31, 2015 in the amount of **\$8,909.94**; and

BE IT FURTHER RESOLVED that the Chief Financial Officer of the Township of Edison draw a check to the order of Daniel P. O'Connell for taxes already paid during the applicable exemption periods set forth above in the total amount of **\$12,713.20**.

RESOLUTION R.381-052016

RESOLUTION AUTHORIZING THE EDISON TOWNSHIP TAX COLLECTOR TO PREPARE AND MAIL ESTIMATED TAX BILLS IN ACCORDANCE WITH P.L. 1994, C.72

WHEREAS, due to an anticipated late adoption of the Township of Edison Budget, the Middlesex County Board of Taxation is unable to certify the tax rate and the Township of Edison Tax Collector may be unable to mail the Township's **2016** tax bills on a timely basis, and

WHEREAS, the Township of Edison's Tax Collector, in consultation with the Township of Edison Chief Financial Officer, has computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3, and they both signed a certification reflecting the various tax levies for the prior year and the range of permitted estimated tax levies.

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

1. The Township of Edison Tax Collector is hereby authorized to prepare and issue estimated tax bills for the Township for the third installment of **2016** taxes. The Tax Collector may proceed and take such actions as are permitted and required by P.L. 1994, c.72(N.J.S.A. 54:4-66.2 and 54:4-66.3).
2. The entire estimated tax levy for **2016** is hereby set at **\$357,573,062.23**.
3. In accordance with law, the third installment of **2016** taxes shall not be subject to interest until the later of August 10th, or the twenty-fifth calendar day after the date the estimated tax bills are mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.

RESOLUTION R.382-052016

**RESOLUTION OF THE TOWNSHIP OF EDISON AUTHORIZING THE SALE OF SURPLUS
PERSONAL PROPERTY NO LONGER NEEDED FOR PUBLIC USE ON AN ONLINE AUCTION
WEBSITE**

WHEREAS, The Township of Edison has determined that the property described on Schedule A and incorporated herein is no longer needed for public use; and

WHEREAS, the Local Unit Technology Pilot Program and Study Act (P.L. 2001, c. 30) authorizes the sale of surplus personal property no longer needed for public use through the use of an online auction service; and

WHEREAS, the Township of Edison intends to utilize the online auction services of US GOVBID, A DIVISION OF AUCTION LIQUIDATION SERVICES, PO BOX 1216 Eatontown, NJ 07724 , web address www.usgovbid.com, for the amount of three and one half percent (3 1/2%) of the receipts of sales; and

WHEREAS, the sales are being conducted pursuant to the Division of Local Government Services' Local Finance Notice 2008-9 – Revised October, 2011.

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

1. The Township of Edison is hereby authorized to sell the surplus personal property as indicated on Schedule A on the online auction website entitled US GOVBID, A DIVISION OF AUCTION LIQUIDATION SERVICES, www.usgovbid.com.
2. The terms and conditions of the sale are available at www.usgovbid.com.
3. That a certified copy of this Resolution be forwarded to the Division of Local Government Services.

RESOLUTION R.383-052016

EXPLANATION: This Resolution authorizes the Mayor to execute the attached Developer's Agreement with Liberty Property Limited Partnership, with respect to the property identified as Block 755.B, Lot 38 (1075 King Georges Post Road) as shown on the Edison Township tax map.

WHEREAS, the property identified as Block 755.B, Lot 38 as shown on the Edison Township tax map (the "**Property**," commonly referred to as 1075 King Georges Post Road) was the subject of an application before the Planning Board of the Township of Edison (hereinafter the "**Board**") made by Liberty Property Limited Partnership ("**Developer**") for the approval of a preliminary and final major site plan, with associated design waivers and variances, to construct a 182,000 square foot warehouse and supporting parking and site improvements (the "**Project**"); and

WHEREAS, the Board granted final site plan approval for the Project by adoption of a resolution on October 19, 2015 (the "**Resolution**"); and

WHEREAS, the Resolution and the Code of the Township of Edison require the developer to enter into a developer's agreement with the Township of Edison (the "**Township**") in connection with the Project; and

WHEREAS, the developer's agreement attached hereto between the Township and Developer (the "**Agreement**") has been prepared by the Township Attorney and has been reviewed and approved by the Township Engineer and by the attorney for the Developer.

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

1. The Mayor is hereby authorized to execute the Agreement substantially in the form as attached hereto as Exhibit A, subject to such additions, deletions, modifications or amendments deemed necessary by the Mayor in his discretion in consultation with counsel, which additions, deletions, modifications or amendments do not alter the substantive rights and obligations of the parties thereto, and to take all other necessary and appropriate action to effectuate the Agreement.
2. The Township Clerk is hereby authorized to forward the original and certified copies of the Agreement to the Township Attorney for recording with the Clerk of the County of Middlesex.
3. This Resolution shall take effect immediately.

RESOLUTION R.384-052016

**RESOLUTION
OF THE MAYOR AND COUNCIL OF THE
TOWNSHIP OF EDISON, COUNTY OF MIDDLESEX
STATE OF NEW JERSEY
ADOPTING AN AFFIRMATIVE MARKETING PLAN AND IMPLEMENTING POLICIES AND
PROCEDURES MANUAL FOR THE ADMINISTRATION OF AFFORDABLE HOUSING UNITS
FOR THE TOWNSHIP OF EDISON**

WHEREAS, in accordance with the Fair Housing Act and the New Jersey Uniform Housing Affordability Controls (N.J.A.C. 5:80-26-1, et seq.), the Township of Edison is required to adopt by resolution an Affirmative Marketing Plan to ensure that all affordable housing units created, including those created within the Township of Edison are affirmatively marketed to low and moderate income households, particularly those living and/or working within Housing Region 3, the Housing Region encompassing the Township of Edison.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Township of Edison, County of Middlesex, State of New Jersey, do hereby adopt the following Affirmative Marketing Plan and its implementing Policies and Procedures Manual and attached Appendices:

Affirmative Marketing Plan

- A. All affordable housing units in the Township of Edison shall be marketed in accordance with the provisions herein unless otherwise provided by law or regulation of the State of New Jersey.
- B. This Affirmative Marketing Plan shall apply to all developments that contain or will contain low and moderate income units, including those that are part of the Township's prior round Fair Share Plan and its current Fair Share Plan and those that may be constructed in future developments not yet anticipated by the Fair Share Plan.
- C. The Affirmative Marketing Plan shall be implemented by an Administrative Agent designated by and/or under contract to the Township of Edison. All of the costs of advertising and affirmatively marketing affordable housing units shall be borne by the developers/sellers/owners of the affordable unit(s).
- D. The Affirmative Marketing Plan is a regional marketing strategy designed to attract buyers and/or renters of all majority and minority groups, regardless of race, creed, color, national origin, ancestry, marital or familial status, gender, affectional or sexual orientation, disability, age or number of children to housing units which are being marketed by a developer or sponsor of affordable housing. The Affirmative Marketing Plan is also intended to target those potentially eligible persons who are least likely to apply for affordable units in that region. It is a continuing program that directs all marketing activities toward the Housing Region in which the municipality is located and covers the entire period of the deed restriction for each restricted housing unit. The Township of Edison is located in Housing Region 3, consisting of Middlesex, Hunterdon and Somerset Counties.
- E. In implementing the Affirmative Marketing Plan, the Administrative Agent, acting on behalf of the Township of Edison, shall undertake the following strategies for each new affordable unit within the Township:

1. Ensure that the owner publishes at least one advertisement in a newspaper of general circulation within the housing region, with the advertisement subject to the review and approval of the Administrative Agent and paid for by the owner/developer/landlord as per "C", above, and
 2. Broadcast of one advertisement by a radio or television station broadcasting throughout the housing region (see Appendix III for a listing of radio and TV sources throughout the region), and
 3. At least one additional regional marketing strategy using one of the other sources listed below.
- F. The Affirmative Marketing Plan is a continuing program intended to be followed throughout the entire period of restrictions and shall meet the following requirements:
1. All newspaper articles, announcements and requests for pre-applications for low and moderate income units shall appear in at least one major circulation daily newspaper of regional circulation (throughout all of Region 3), or through a series of daily newspapers that reaches all of Region 3 residents. This may include but is not limited to the Star Ledger, the Home News Tribune or the Courier News.
 2. For new developments, the primary marketing shall take the form of at least one press release and a paid display advertisement in the above newspaper(s) once a week for four consecutive weeks. Additional advertising and publicity shall be on an "as needed" basis. The developer/owner shall disseminate all public service announcements and pay for display advertisements. The developer/owner shall provide proof of publication to the Administrative Agent. All press releases and advertisements shall be approved in advance by the Administrative Agent.
 3. The advertisement shall include a description of the:
 - a. Street address(es) of the units;
 - b. Directions to the units;
 - c. Range of prices for the units;
 - d. Numbers of bedrooms in units (bedroom mix);
 - e. Maximum income permitted to qualify for the units;
 - f. Location of applications;
 - g. Business hours when interested households may obtain an application; and
 - h. Application fees, if any;
 - i. Number of units currently available;
 - j. Anticipated dates of availability;
 4. Newspaper articles, announcements and information on where to request applications for low and moderate income housing shall also appear at least once a week for four consecutive weeks in at least three **locally** oriented weekly newspapers within the region, one of which shall be circulated primarily within Middlesex County and the other two of which shall be circulated primarily outside of Middlesex County but within the housing region.

- G. The Administrative Agent shall develop, maintain and regularly update a list of community contact person(s) and/or organizations(s) in Middlesex, Hunterdon and Somerset Counties that will aid in Edison's affirmative marketing program. The list shall include as many contacts that will reach out to groups that are least likely to apply for housing within the region. Information shall be sent quarterly to every entity on the Township's affirmative marketing list: Please see Appendix I at the end of this Resolution for a list of all current community contacts, including reaching those least likely to apply, major employers, institutions, public entities, etc.

Using the above referenced list in Appendix I, at a minimum the Administrative Agent shall ensure that the following affirmative marketing occurs:

1. Quarterly information shall be sent to each of the following agencies with a request for publication in their journals and for circulation among their members:
 - Middlesex County Board of Realtors
 - Somerset County Board of Realtors
 - Hunterdon County Board of Realtors
 2. Quarterly information and requests to post same shall be sent to the administrators of each of the following agencies within the counties of Middlesex, Hunterdon and Somerset:
 - Welfare or Social Service Board (via the Director)
 - Rental Assistance Office (local office of DCA)
 - Office on Aging
 - Housing Authority (municipal and county)
 - Community Action Agencies
 - Community Development Departments
 3. Quarterly information and requests to post same shall also be sent to the chief personnel administrators of all of the major employers within the region, as listed in Appendix I.
- H. Requests to post brochure(s), sign(s), poster(s) and/or other appropriate outreach materials used as part of the affirmative marketing program shall be made to each of the locations shown on Appendix II at the end of this Resolution.

In addition, links to online pre-applications shall be provided by the Administrative Agent, the Developer, and the Municipal Housing Liaison to prospective applicants upon request. If prospective applicants do not have internet access they will be given a phone number to call the Administrative Agent, who will then enter all pre-application information online during the phone call, and mail them a confirmation and details. If applicant prefers completing a paper copy themselves, a paper copy will be sent by mail to the prospective applicant. Only by the Administrative Agent should send out paper copies of pre-applications, to ensure the most current form is always sent.

Also, information on how to apply for affordable housing shall be available at the developer's sales/rental office and shall be provided to prospective applicants upon request.

- I. The following is a listing of community contact person(s) and/or organizations in Middlesex, Hunterdon and Somerset Counties that will aid in the affirmative marketing program and may provide guidance and counseling services to prospective occupants of low and moderate income units:
1. Central Jersey Housing Resource Center, 600 First Ave., Ste. 3, Raritan, NJ 08869
 2. Community Access Unlimited, Inc., 80 West Grand Street, Elizabeth, NJ 07202
 3. Faith Fellowship Community Development Corporation, 2707 Main Street, Sayreville, NJ 08872-1457
 4. Housing Partnership for Middlesex County, 2 East Blackwell St., Dover, NJ 07801

5. New Jersey Citizen Action, 75 Raritan Ave., Suite 200, Highland Park, NJ 08904
 6. Northwest New Jersey Community Action Program, Inc. (NORWESCAP), 350 Marshall Street, Phillipsburg, NJ 08865
 7. Puerto Rican Action Board, Inc., 90 Jersey Ave., New Brunswick, NJ 08901-3258
 8. Puerto Rican Association for Human Development, Inc., 100 First Street, Perth Amboy, NJ 08861-4645
- J. Whenever necessary, a random selection method to select occupants of low and moderate income housing will be used by the Administrative Agent, in conformance with N.J.A.C. 5:80-26.16 (I). The Affirmative Marketing Plan shall provide a regional preference for all households that live and/or work in Housing Region 3 comprised of Middlesex, Hunterdon and Somerset Counties. For additional information on the random selection, the marketing of units, waiting lists and matching households to available unit procedures, please also refer to Chapter III of the Township's Affordable Housing Operating Manual.
- K. The Administrative Agent shall administer the Affirmative Marketing Plan. The Administrative Agent has the responsibility to income qualify low and moderate income households; to place income eligible households in low and moderate income units upon initial occupancy; to provide for the initial occupancy of low and moderate income units with income qualified households; to continue to qualify households for re-occupancy of units as they become vacant during the period of affordability controls; to assist with outreach to low and moderate income households; and to enforce the terms of the deed restriction and mortgage loan as per N.J.A.C 5:80-26-1, *et seq.*
- L. Whenever appropriate, the Administrative Agent shall provide or direct qualified low and moderate income applicants to counseling services on subjects such as budgeting, credit issues, mortgage qualifications, rental lease requirements and landlord/tenant law. The Administrative Agent shall develop, maintain and update a list of entities and lenders willing and able to perform such services.
- M. All developers/owners of low and moderate income housing units shall be required to undertake and pay the costs of the marketing of the affordable units in their respective developments, subject to the direction and supervision of the Administrative Agent.
- N. The implementation of the Affirmative Marketing Plan for a new development that includes affordable housing shall commence at least 120 days before the issuance of either a temporary or permanent certificate of occupancy. The implementation of the Affirmative Marketing Plan shall continue until all low income housing units are initially occupied and for as long as affordable units exist that remain deed restricted and for which the occupancy or re-occupancy of units continues to be necessary. Please note that in addition to complying with this Township-wide Affirmative Marketing Plan that the Administrative Agent shall also review and approve a separate Affirmative Marketing Plan for every new affordable development in Edison that is subject to NJAC 5:80-26.1 *et seq.* That document shall be completed by the owner/developer and will be compliant with the Township's Affirmative Marketing Plan as presented herein, and incorporate development specific details and permitted options, all subject to the Administrative Agent's review and approval. The development specific affirmative marketing plans will use the standard form for Region 3, included at the end of this document as Appendix III.
- O. The Administrative Agent shall provide the Affordable Housing Liaison with the information required to comply with monitoring and reporting requirements pursuant to N.J.A.C.5:80-26-1, *et seq.*

RESOLUTION R.385-052016

WHEREAS, as formerly approved, the *Edison Township Environmental Commission (ETEC)* developed and submitted an application to the *2016 NJDEP Recreation Trails Program (2016 NJDEP RTP)* for grant funds to support the creation of an ADA Parking Lot and ADA Path at Dudash Park to support increased access to the Middlesex Greenway by challenged individuals and the general public; and

WHEREAS, the *2016 NJDEP Recreation Trails Program* grants awards will support up to 80% of the costs of approved eligible projects for a maximum amount of \$24,000.00; and

WHEREAS, the total estimated cost of the ETEC Dudash Park Middlesex Greenway Access Enhancement Project is \$48,000.00; and

WHEREAS, the *Middlesex County Open Space Trust Fund* has grants available for approved open space improvement projects in Middlesex County, which can provide up to 50% of those costs; and

WHEREAS, the Edison Township Environmental Commission intends to develop and submit a viable application to the *Middlesex County Open Space Trust Fund* for 50% (\$24,000.00) of the estimated costs of the ETEC Dudash Park Middlesex Greenway Access Enhancement Project; and

WHEREAS, the *Edison Township Environmental Commission (ETEC)* will utilize all grant funds awarded to it by the *Middlesex County Open Space Trust Fund* as described in its application for said funds and in compliance with all applicable Municipal, Middlesex County, New Jersey and United States Federal agency requirements, guidelines, regulations and statutes; and

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, Middlesex County, New Jersey, does hereby approve and authorize the development and submission of said *Middlesex County Open Space Trust Fund* grant application by *ETEC*, at a regularly-scheduled, public meeting on the evening of **Wednesday, May 25, 2016**.

RESOLUTION R.386-052016

RESOLUTION AUTHORIZING ADDITIONAL FUNDS FOR THE FURNISHING OF SEWER PUMP RENTALS WITH XYLEM DEWATERING SOLUTIONS, INC. DBA GODWIN PUMPS OF AMERICA IN AN AMOUNT NOT TO EXCEED \$60,000.00

WHEREAS, XYLEM DEWATERING SOLUTIONS, INC. DBA GODWIN PUMPS OF AMERICA, 6 Connerty Court, East Brunswick, NJ 08816 was awarded Contract No. 15-08-25 SEWER PUMP RENTALS through resolutions R.216-032015, R.743-102015, and R.043-012016 for the period of April 10, 2015 to April 9, 2016 in the total amount of \$170,000.00 and that amount has been depleted; and

WHEREAS, the Purchasing Agent is in the process of rebidding this contract but needs additional funds until the new contract will be in effect; and

WHEREAS, additional funds in the amount of \$60,000.00 are required to replenish and complete the one year term of the contract, and until such a time as we award a new contract; and

WHEREAS, the Township recommends an additional amount not to exceed \$60,000.00 with all prices as well as all terms and conditions to remain the same; and

WHEREAS, the total amount of this contract, not to exceed \$60,000.00, cannot be encumbered at this time; and

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

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

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

NOW, THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison the Mayor, or his designee, is hereby authorized to amend and execute the contract in the amount not to exceed \$60,000.00 and any other necessary documents with XYLEM DEWATERING SOLUTIONS, INC. DBA GODWIN PUMPS OF AMERICA described herein.

RESOLUTION R.387-052016

RESOLUTION TO RELEASE STREET OPENING ESCROW

WHEREAS, the Township Department of Public Works advises the following have deposited Escrow Funds for Street Opening Permits; and

WHEREAS, notification has been received stating that all work has been inspected and restored as per the requirements of the Road Opening Permit; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Finance Department is hereby authorized to release Street Opening Escrow Funds, under reference number STO0000189, to the following:

Permit Number:	0824
Opening Location:	57 Fern Street
Block/Lot:	223/9
Applicant's Name & Address:	Gold Medal Service 11 Cotters Lane East Brunswick, NJ 08816
Initial Deposit Date:	01/21/16
Deposit Amount:	\$480.00
Paid by & refunded to:	Gold Medal Service 11 Cotters Lane East Brunswick, NJ 08816

BE IT FURTHER RESOLVED that the Township Council of the Township of Edison forwards a certified true copy of the resolution to the Director of Finance.

RESOLUTION R.388-052016

RESOLUTION TO RELEASE STREET OPENING ESCROW

WHEREAS, the Township Department of Public Works advises the following have deposited Escrow Funds for Street Opening Permits; and

WHEREAS, notification has been received stating that all work has been inspected and restored as per the requirements of the Road Opening Permit; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Finance Department is hereby authorized to release Street Opening Escrow Funds, under reference number STO0000190, to the following:

Permit Number:	0835
Opening Location:	155 Monroe Avenue
Block/Lot:	622.A/1.A
Applicant's Name & Address:	M & M Construction Company 540 North Avenue Union, NJ 07083
Initial Deposit Date:	01/22/16
Deposit Amount:	\$720.00
Paid by & refunded to:	M & M Construction Company 540 North Avenue Union, NJ 07083

BE IT FURTHER RESOLVED that the Township Council of the Township of Edison forwards a certified true copy of the resolution to the Director of Finance.

RESOLUTION R.,389-052016

RESOLUTION TO RELEASE STREET OPENING ESCROW

WHEREAS, the Township Department of Public Works advises the following have deposited Escrow Funds for Street Opening Permits; and

WHEREAS, notification has been received stating that all work has been inspected and restored as per the requirements of the Road Opening Permit; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Finance Department is hereby authorized to release Street Opening Escrow Funds, under reference number STO0000191, to the following:

Permit Number:	0841
Opening Location:	46 Jamaica Street
Block/Lot:	622.A/1.A
Applicant's Name & Address:	Eichelbergers, Inc. 107 Texaco Road Mechanicsburg, PA 17050
Initial Deposit Date:	02/05/16
Deposit Amount:	\$25.00
Paid by & refunded to:	Langan Engineering & Environmental Services P.O. Box 1569 Doylestown, PA 18901

BE IT FURTHER RESOLVED that the Township Council of the Township of Edison forwards a certified true copy of the resolution to the Director of Finance.

RESOLUTION R.390-052016

RESOLUTION TO RELEASE STREET OPENING ESCROW

WHEREAS, the Township Department of Public Works advises the following have deposited Escrow Funds for Street Opening Permits; and

WHEREAS, notification has been received stating that all work has been inspected and restored as per the requirements of the Road Opening Permit; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Finance Department is hereby authorized to release Street Opening Escrow Funds, under reference number STO0000192, to the following:

Permit Number:	0842
Opening Location:	Elizabeth Avenue
Block/Lot:	643.DD/15.H2
Applicant's Name & Address:	Eichelbergers, Inc. 107 Texaco Road Mechanicsburg, PA 17050
Initial Deposit Date:	02/05/16
Deposit Amount:	\$100.00
Paid by & refunded to:	Langan Engineering & Environmental Services P.O. Box 1569 Doylestown, PA 18901

BE IT FURTHER RESOLVED that the Township Council of the Township of Edison forwards a certified true copy of the resolution to the Director of Finance.

RESOLUTION R.391-052016

RESOLUTION TO RELEASE STREET OPENING ESCROW

WHEREAS, the Township Department of Public Works advises the following have deposited Escrow Funds for Street Opening Permits; and

WHEREAS, notification has been received stating that all work has been inspected and restored as per the requirements of the Road Opening Permit; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Finance Department is hereby authorized to release Street Opening Escrow Funds, under reference number STO0000193, to the following:

Permit Number:	0844
Opening Location:	Elizabeth Avenue
Block/Lot:	643.DD/15.H2
Applicant's Name & Address:	Eichelbergers, Inc. 107 Texaco Road Mechanicsburg, PA 17050
Initial Deposit Date:	02/05/16
Deposit Amount:	\$100.00
Paid by & refunded to:	Langan Engineering & Environmental Services P.O. Box 1569 Doylestown, PA 18901

BE IT FURTHER RESOLVED that the Township Council of the Township of Edison forwards a certified true copy of the resolution to the Director of Finance.

RESOLUTION R.392-052016

RESOLUTION TO RELEASE STREET OPENING ESCROW

WHEREAS, the Township Department of Public Works advises the following have deposited Escrow Funds for Street Opening Permits; and

WHEREAS, notification has been received stating that all work has been inspected and restored as per the requirements of the Road Opening Permit; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Finance Department is hereby authorized to release Street Opening Escrow Funds, under reference number STO0000194, to the following:

Permit Number:	0845
Opening Location:	28 Farmhaven Avenue
Block/Lot:	994/3
Applicant's Name & Address:	Eichelbergers, Inc. 107 Texaco Road Mechanicsburg, PA 17050
Initial Deposit Date:	02/05/16
Deposit Amount:	\$25.00
Paid by & refunded to:	Langan Engineering & Environmental Services P.O. Box 1569 Doylestown, PA 18901

BE IT FURTHER RESOLVED that the Township Council of the Township of Edison forwards a certified true copy of the resolution to the Director of Finance.

RESOLUTION R.393-052016

RESOLUTION TO RELEASE STREET OPENING ESCROW

WHEREAS, the Township Department of Public Works advises the following have deposited Escrow Funds for Street Opening Permits; and

WHEREAS, notification has been received stating that all work has been inspected and restored as per the requirements of the Road Opening Permit; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Finance Department is hereby authorized to release Street Opening Escrow Funds, under reference number STO0000195, to the following:

Permit Number:	0846
Opening Location:	28 Farmhaven Avenue
Block/Lot:	994/3
Applicant's Name & Address:	Eichelbergers, Inc. 107 Texaco Road Mechanicsburg, PA 17050
Initial Deposit Date:	02/05/16
Deposit Amount:	\$25.00
Paid by & refunded to:	Langan Engineering & Environmental Services P.O. Box 1569 Doylestown, PA 18901

BE IT FURTHER RESOLVED that the Township Council of the Township of Edison forwards a certified true copy of the resolution to the Director of Finance.

RESOLUTION R.394-052016

RESOLUTION TO RELEASE STREET OPENING ESCROW

WHEREAS, the Township Department of Public Works advises the following have deposited Escrow Funds for Street Opening Permits; and

WHEREAS, notification has been received stating that all work has been inspected and restored as per the requirements of the Road Opening Permit; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Finance Department is hereby authorized to release Street Opening Escrow Funds, under reference number STO0000196, to the following:

Permit Number:	0847
Opening Location:	38 Farmhaven Avenue
Block/Lot:	994/5
Applicant's Name & Address:	Eichelbergers, Inc. 107 Texaco Road Mechanicsburg, PA 17050
Initial Deposit Date:	02/05/16
Deposit Amount:	\$25.00
Paid by & refunded to:	Langan Engineering & Environmental Services P.O. Box 1569 Doylestown, PA 18901

BE IT FURTHER RESOLVED that the Township Council of the Township of Edison forwards a certified true copy of the resolution to the Director of Finance.

RESOLUTION R.395-052016

RESOLUTION TO RELEASE STREET OPENING ESCROW

WHEREAS, the Township Department of Public Works advises the following have deposited Escrow Funds for Street Opening Permits; and

WHEREAS, notification has been received stating that all work has been inspected and restored as per the requirements of the Road Opening Permit; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Finance Department is hereby authorized to release Street Opening Escrow Funds, under reference number STO0000197, to the following:

Permit Number:	0848
Opening Location:	42 Farmhaven Avenue
Block/Lot:	996/2
Applicant's Name & Address:	Eichelbergers, Inc. 107 Texaco Road Mechanicsburg, PA 17050
Initial Deposit Date:	02/05/16
Deposit Amount:	\$25.00
Paid by & refunded to:	Langan Engineering & Environmental Services P.O. Box 1569 Doylestown, PA 18901

BE IT FURTHER RESOLVED that the Township Council of the Township of Edison forwards a certified true copy of the resolution to the Director of Finance.

RESOLUTION R.396-052016

RESOLUTION TO RELEASE STREET OPENING ESCROW

WHEREAS, the Township Department of Public Works advises the following have deposited Escrow Funds for Street Opening Permits; and

WHEREAS, notification has been received stating that all work has been inspected and restored as per the requirements of the Road Opening Permit; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Finance Department is hereby authorized to release Street Opening Escrow Funds, under reference number STO0000201, to the following:

Permit Number:	0888
Opening Location:	Kilmer Road, Brunswick Avenue & National Road
Block/Lot:	N/A
Applicant's Name & Address:	Melick-Tully & Associates P.C. 117 Canal Road South Bound Brook, NJ 08880
Initial Deposit Date:	03/11/16
Deposit Amount:	\$100.00
Paid by & refunded to:	Melick-Tully & Associates P.C. 117 Canal Road South Bound Brook, NJ 08880

BE IT FURTHER RESOLVED that the Township Council of the Township of Edison forwards a certified true copy of the resolution to the Director of Finance.

RESOLUTION R.397-052016

RESOLUTION TO RELEASE STREET OPENING ESCROW

WHEREAS, the Township Department of Public Works advises the following have deposited Escrow Funds for Street Opening Permits; and

WHEREAS, notification has been received stating that all work has been inspected and restored as per the requirements of the Road Opening Permit; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Finance Department is hereby authorized to release Street Opening Escrow Funds, under reference number STO0000204, to the following:

Permit Number:	0907
Opening Location:	410 Silver Lake Avenue
Block/Lot:	366/25.A
Applicant's Name & Address:	Kleinfelder East, Inc. 3 AAA Drive, First Floor Hamilton, NJ 08691
Initial Deposit Date:	04/06/16
Deposit Amount:	\$100.00
Paid by & refunded to:	Kleinfelder East, Inc. 3 AAA Drive, First Floor Hamilton, NJ 08691

BE IT FURTHER RESOLVED that the Township Council of the Township of Edison forwards a certified true copy of the resolution to the Director of Finance.

RESOLUTION R.398-052016

RESOLUTION TO RELEASE STREET OPENING ESCROW

WHEREAS, the Township Department of Public Works advises the following have deposited Escrow Funds for Street Opening Permits; and

WHEREAS, notification has been received stating that all work has been inspected and restored as per the requirements of the Road Opening Permit; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Finance Department is hereby authorized to release Street Opening Escrow Funds, under reference number STO0000205, to the following:

Permit Number:	0910
Opening Location:	205 Mill Road
Block/Lot:	397/3
Applicant's Name & Address:	High Point Utilities 18 Northfield Drive Sussex, NJ 07461
Initial Deposit Date:	04/04/16
Deposit Amount:	\$625.00
Paid by & refunded to:	High Point Utilities 18 Northfield Drive Sussex, NJ 07461

BE IT FURTHER RESOLVED that the Township Council of the Township of Edison forwards a certified true copy of the resolution to the Director of Finance.

RESOLUTION R.399-052016

RESOLUTION TO RELEASE STREET OPENING ESCROW

WHEREAS, the Township Department of Public Works advises the following have deposited Escrow Funds for Street Opening Permits; and

WHEREAS, notification has been received stating that all work has been inspected and restored as per the requirements of the Road Opening Permit; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Finance Department is hereby authorized to release Street Opening Escrow Funds, under reference number STO0000198, to the following:

Permit Number:	0854
Opening Location:	198 West First Street
Block/Lot:	841/11
Applicant's Name & Address:	A.J. Perri 1162 Pine Brook Road Tinton Falls, NJ 07724
Initial Deposit Date:	02/10/16
Deposit Amount:	\$480.00
Paid by & refunded to:	A.J. Perri 1162 Pine Brook Road Tinton Falls, NJ 07724

BE IT FURTHER RESOLVED that the Township Council of the Township of Edison forwards a certified true copy of the resolution to the Director of Finance.

RESOLUTION R.400-052016

RESOLUTION APPROVING THE DONATION OF (2) TWO 2007 FORD CROWN VICTORIA OUT-OF-SERVICE POLICE CARS TO THE NJ SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS HUMANE POLICE DEPARTMENT

WHEREAS, the NJ Society for the Prevention of Cruelty to Animals Humane Police exists solely through donations and fines collected; and

WHEREAS, the Humane Police enforce laws pertaining to the abuse and neglect of animals throughout the State of NJ; and

WHEREAS, through this donation, the Humane Police can update their fleet of aging police vehicles to better enforce these laws; and

THEREFORE, BE IT RESOLVED , Edison Township will donate (2) two out-of service police cars: VIN# 2FAHP71W47X118595 & VIN# 2FAHP71W87X118602 to the NJ Society for the Prevention of Cruelty to Animals Humane Police Department.

RESOLUTION R.401-052016

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO ATLANTIC TACTICAL OF NJ FOR THE PURCHASE OF PRACTICE AMMUNITION FOR THE DIVISION OF POLICE

WHEREAS, there is a need to purchase practice ammunition for the Division of Police; and

WHEREAS, ATLANTIC TACTICAL OF NJ, 763 Corporate Circle, New Cumberland, PA, 17070 has been awarded State Contract Number 81297 under T-0106 POLICE AND HOMELAND SECURITY EQUIPMENT AND SUPPLIES - STATEWIDE; 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 maximum amount of the purchase shall not exceed \$5,200.00; and

WHEREAS, funds in the amount of \$5,200.00 have been certified to be available in the POLICE DEPARTMENT MATERIALS AND SUPPLIES ACCOUNT, number 6-01-25-0240-000-030; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$5,200.00, and any other necessary documents, with ATLANTIC TACTICAL OF NJ 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. 81297 under T-0106.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$5,200.00** are available for the above in account number **6-01-25-0240-000-030**.

/S/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.402-052016

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO COMPUTER SYSTEMS AND METHODS FOR THE FURNISHING OF WARRANTIES FOR YEARS FOUR AND FIVE ON TEN (10) PANASONIC TOUGHBOOKS FOR THE DIVISION OF POLICE

WHEREAS, there is a need to purchase warranties for years four and five for ten Panasonic Toughbooks for the Division of Police; and

WHEREAS, COMPUTER SYSTEMS AND METHODS, 15 Maple St., Somerville, NJ 08876 has been awarded State Contract Number 89980 under M-0483/NASPO Valuepoint Computer Contract; and

WHEREAS, funds in the amount of \$6,000.00 have been certified to be available in the Police Maintenance of Other Equipment Account, Number 6-01-25-0240-000-026; 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 Township Council accepts Edison Township's recommendations as described herein.

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase in the amount not to exceed \$6,000.00 and any other necessary documents, with COMPUTER SYSTEMS AND METHODS, 15 Maple St., 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. 89980 under M-0483.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$6,000.00** are available for the above contract in Account No. **6-01-25-0240-000-026**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.403-052016

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO ELRAC INC, LLC (d/b/a ENTERPRISE RENT A CAR) FOR RENTAL VEHICLES FOR THE DIVISION OF POLICE

WHEREAS, bids were received by the Township of Edison on May 4, 2016 for Public Bid No. 16-10-06R-Rental Vehicles for the Division of Police; and

WHEREAS, ELRAC, LLC, (d/b/a Enterprise Rent a Car) 4900 Route 33, Suite 201, Neptune, NJ 07753, submitted the lowest legally responsible bid; and

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

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

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

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

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 ELRAC, LLC (d/b/a Enterprise Rent a Car), 4900 Route 33, Suite 201, Neptune, NJ 07753 for Rental Vehicles for the Division of Police is determined to be the lowest legally responsible bid.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$20,000.00 and any other necessary documents, with ELRAC, LLC.

RESOLUTION R.404-052016

WHEREAS, Edison Elks Lodge # 2487, has requested a waiver of any and all permit and/or application fees concerning the Pool Permits at 375 Old Post Road, Edison.

WHEREAS, under the building code, Edison Elks Lodge #2487 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 Edison Elks Lodge # 2487.

RESOLUTION R.405-052016

**RESOLUTION AWARDING REIMBURSEMENT TO VARIOUS BASKETBALL TEAMS
FOR ENDING THE SEASON IN GOOD STANDING**

WHEREAS, there exists an ordinance for sports teams to pay entrance fees prior to playing in Edison Township's Recreation leagues.

WHEREAS, the ordinance further states that a "Good Standing Refund" in the amount of \$100.00 shall be made payable to each team finishing the season in good standing with the league, and

WHEREAS, fees in the amount of \$600.00 have been certified to be available in the Township Trust Account, Number T-13-00-1000-000-048.

WHEREAS, the below listed adult softball teams eligible for a good standing refund are as follows:

<u>REFUND NAME</u>	<u>TEAM</u>
ANTHONY PUGLIESE	GUMBERTS
WILLIAM GOSA	HIGH FLYERS/THE ELITE
MARC RIZZO	RUN-N-GUNNERS
JOHN P. QUAIL	CHUCK TAYLORS
THOMAS LANKEY	WHISPERING KNOLL
GENELLE BROWN	FREE WIFI

NOW, THEREFORE, IT IS RESOLVED by the Municipal Council of the Township of Edison that authorization be given to release said funds to these teams.

CERTIFICATION

I hereby certify that funds in the amount of \$600.00 are available for the above teams in Account No.T-13-00-1000-000-048.