

**AGENDA  
MUNICIPAL COUNCIL  
COMBINED MEETING  
Wednesday, May 28, 2014  
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 14, 2013, and posted in the Main Lobby of the Municipal Complex on the same date.
4. **REVIEW OF MINUTES:**
  - a. Combined Meeting of April 21, 2014
  - b. Closed Session Meeting of May 12, 2014
  - c. Regular Meeting of April 9, 2014
  - d. Special Meeting of April 30, 2014
  - e. Worksession Meeting of May 12, 2014
5. **ADMINISTRATIVE AGENDA:  
FROM MAYOR THOMAS LANKEY**
  - a. Appointment of Anthony Sarno, Jr. as Public Defender.
6. **REPORTS FROM ALL COUNCIL COMMITTEES:**
7. **POINTS OF LIGHT**
8. **FROM THE BUSINESS ADMINISTRATOR:**
  - a. Resolution Awarding Contract for Private Collection of Municipal Court Debt. (Resolution R.234-052014)
  - b. Introduction of CY 2014 Municipal Budget.
  - c. Introduction of CY 2014 Solid Waste Budget.
  - d. Ordinance to exceed the Municipal Budget Appropriation Limits and to establish a Cap Bank.(Ordinance O.1868-2014)
9. **FROM THE DEPARTMENT OF FINANCE:**
  - a. Report of Disbursements through May 22, 2014 (Resolution R.232-052014)
  - b. Resolution authorizing refund in the amount of \$198,288.44 for redemption of tax sale certificates (Resolution R.233-052014)
  - c. Resolution for Temporary Emergency Appropriation. (Resolution R.235-052014)
  - d. Resolution Awarding a Non-Fair and Open Contract for Data Processing Tax Assessor Software. (Resolution R.236-052014)

10. **FROM THE DEPARTMENT OF HEALTH:**
  - a. Resolution to authorize the development and submission of a grant application for 2014 New Jersey Historical Trust. (Resolution R.237-052014)
  
11. **FROM THE DEPARTMENT OF LAW:**
  - a. Ordinance names the parkland and open space southerly of Mill Creek at the Edison Boat Basin, comprising a portion of Block 366.B, Lot 18 as “Riverside Park”. (Ordinance O.1869-2014)
  - b. Resolution authorizing the execution of an Interlocal Services Agreement with the Township of Woodbridge securing the provision of wastewater sampling.(Resolution R.242-052014)
  - c. Ordinance amending Chapter 39 Land Use, Section 37-25 of Chapter XXXVII Zoning, Amboy Avenue Revitalization Zone.(O.1870-2014)
  
12. **FROM THE DEPARTMENT OF PLANNING AND ENGINEERING:**
  - a. Resolution releasing Cash Performance Bond.(Resolution R.238-052014)
  - b. Resolution refunding Tree Maintenance Bond.(Resolution R.239-052014)
  
13. **FROM THE TOWNSHIP CLERK:**
  - a. Resolution authorizing Liquor License Renewal of Raritan Hospitality,LLC. (Resolution R.240-052014)
  - b. Resolution expresses the Edison Township Council’s desire for the Governor to restore education funding and for the New Jersey Legislature to act accordingly during its budget process.(Resolution R.241-052014)
  
14. **FROM THE COUNCIL MEMBER TO THE PLANNING BOARD:**
  
15. **UNFINISHED BUSINESS:  
ORDINANCES FOR FURTHER CONSIDERATION, PUBLIC HEARING, AND  
FINAL ADOPTION:**

O.1866-2014	AN ORDINANCE TO ESTABLISH A GOVERNMENT-PRIVATE ENERGY AGGREGATION PROGRAM IN THE TOWNSHIP OF EDISON TO PROVIDE ELECTRIC GENERATION SERVICE FOR RESIDENTIAL AND NON-RESIDENTIAL CUSTOMERS PURSUANT TO THE GOVERNMENT ENERGY AGGREGATION ACT OF 2003 (P.L. 2003, C.24)
O.1867-2014	AN ORDINANCE AMENDING TOWNSHIP CODE 14-1.6 REVISING THE CONDITIONS TO ISSUE CERTIFICATES OF CONTINUED OCCUPANCY
  
16. **COMMUNICATIONS:**
  - a. Letter received from John Bender with a Petition regarding the crossing of Old Post Road and Route 1.

17. **DISCUSSION ITEMS:**

**Council President Karabinchak**

- a. Oak Tree Road & Woodland Ave. Traffic Light
- b. Building 1072
- c. Overlay Zone Case
- d. Land fill Closure
- e. Coah Fees Calculations
- f. FAR

**Councilmember Diehl**

None

**Councilmember Gomez**

None

**Councilmember Lombardi**

None

**Councilmember Mascola**

None

**Councilmember Prasad**

None

**Councilmember Shah**

None

18. **APPROVAL OF MINUTES:**

- a. Combined Meeting of April 21, 2014
- b. Closed Session Meeting of May 12, 2014
- c. Regular Meeting of April 9, 2014
- d. Special Meeting of April 30, 2014
- e. Worksession Meeting of May 12, 2014

19. **COUNCIL PRESIDENT'S REMARKS:**

20. **CY 2014 MUNICIPAL BUDGET:**

- a. Introduction of the CY 2014 Municipal Budget

21. **CY 2014 SOLID WASTE BUDGET:**

- a. Introduction of the CY 2014 Solid Waste Budget

22. **ADMINISTRATIVE AGENDA:  
FROM MAYOR THOMAS LANKEY:**

- a. Appointment of Anthony Sarno, Jr. as Public Defender for the Township of Edison for a one year term.

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

O.1866-2014 AN ORDINANCE TO ESTABLISH A GOVERNMENT-PRIVATE ENERGY AGGREGATION PROGRAM IN THE TOWNSHIP OF EDISON TO PROVIDE ELECTRIC GENERATION SERVICE FOR RESIDENTIAL AND NON-RESIDENTIAL CUSTOMERS PURSUANT TO THE GOVERNMENT ENERGY AGGREGATION ACT OF 2003 (P.L. 2003, C.24)

O.1867-2014 AN ORDINANCE AMENDING TOWNSHIP CODE 14-1.6 REVISING THE CONDITIONS TO ISSUE CERTIFICATES OF CONTINUED OCCUPANCY

24. **NEW BUSINESS:  
PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR  
WEDNESDAY, JUNE 11, 2014.**

O.1868-2014 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK.

O.1869-2014 THIS ORDINANCE NAMES THE PARKLAND AND OPEN SPACE SOUTHERLY OF MILL CREEK AT THE EDISON BOAT BASIN, COMPRISING A PORTION OF BLOCK 366.B, LOT 18, AS "RIVERSIDE PARK".

O.1870-2014 ORDINANCE AMENDING CHAPTER 39 LAND USE, SECTION 37-25 OF CHAPTER XXXVII ZONING, AMBOY AVENUE REVITALIZAITON ZONE.

25. **PUBLIC COMMENT ON THE RESOLUTIONS**

26. **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.232-052014 Resolution approving disbursements for the period ending May 22, 2014.
- R.233-052014 Resolution authorizing refund in the amount of \$198,288.44 for redemption of tax sale certificates.
- R.234-052014 Resolution Awarding Contract for Private Collection of Municipal Court Debt to Allianceone Receivables Management, Inc.
- R.235-052014 Resolution for Temporary Emergency Appropriation.
- R.236-052014 Resolution Awarding a Non-Fair and Open Contract for Data Processing Tax Assessor Software to Vital Communications in the amount of \$44,052.40.
- R.237-052014 Resolution to authorize the development and submission of a grant application for 2014 New Jersey Historical Trust.
- R.238-052014 Resolution releasing Cash Performance Bond to Dominick & Laura Guido for 8 Addalia Lane , Block 411, Lot 5-G in the amount of \$10,000.00.
- R.239-052014 Resolution refunding Tree Maintenance Bond to Fox & Foxx on Site Plan Tree Plantings at 31 Adams Street under Tree Permit No. 10-152 in the amount of \$450.00.
- R.240-052014 Resolution authorizing Liquor License Renewal of Raritan Hospitality,LLC.
- R.241-052014 Resolution expresses the Edison Township Council's desire for the Governor to restore education funding and for the New Jersey Legislature to act accordingly during its budget process.
- R.242-052014 Resolution authorizing the execution of an Interlocal Services Agreement with the Township of Woodbridge securing the provision of wastewater sampling.

27. **COMMUNICATIONS:**

- a. Letter received from John Bender with a Petition regarding the crossing of Old Post Road and Route 1.

28. **ORAL PETITIONS AND REMARKS**

29. **ADJOURNMENT**

**AN ORDINANCE TO ESTABLISH A  
GOVERNMENT-PRIVATE ENERGY AGGREGATION  
PROGRAM IN THE TOWNSHIP OF EDISON  
TO PROVIDE ELECTRIC GENERATION SERVICE  
AND SUPPLY SERVICE FOR RESIDENTIAL AND  
NON-RESIDENTIAL CUSTOMERS PURSUANT TO THE  
GOVERNMENT ENERGY AGGREGATION ACT OF 2003 (P.L. 2003, C.24)**

**WHEREAS**, the State of New Jersey is one of three States that has been engaged in a process to establish a competitive market place through deregulation and restructuring of the electric industry; and

**WHEREAS**, the Government Energy Aggregation Act of 2003 permits the Township of Edison to become a Government Aggregator in order to provide electric generation service for use by residential and non-residential customers within the municipality's geographic boundaries; and

**WHEREAS**, residential and non-residential citizens of the Township of Edison have a substantial economic and social interest at stake in the purchase and supply of energy; and

**WHEREAS**, the Municipal Council of the Township of Edison finds it is in the best interest of the municipality's ratepayers, both residential and non-residential, to create a Government-Private Energy Aggregation Program.

**NOW THEREFORE, BE IT ORDAINED** by the Municipal Council of the Township of Edison, County of Middlesex, State of New Jersey according to the following:

- Section 1. The Township of Edison is authorized to become a Government Aggregator of electric generation service and electric service for residential and non-residential customer's electric power on behalf of its residential and non-residential citizens.
- Section 2. The Township will follow the Government-Private Aggregator Option Two of the BPU Government-Private Aggregator Program pursuant to the rules and regulations of the New Jersey State Board of Public Utilities.
- Section 3. The Mayor and Chief of Staff are hereby authorized to take any and all steps to submit the necessary documentation to the New Jersey Board of Public Utilities and to provide any and all notices to residential customers to opt-out of the Program and to non-residential customers to opt-in to the Program.
- Section 4. The Township is a member of the Middlesex Regional Education Services Commission and the Commission has followed the Fair and Open process to select an energy service provider, Good Energy, L.P. to perform the New Jersey

BPU aggregation program adopted by N.J.A.C. 14:4-6 et. seq., for the Commission and its members.

- Section 5. The term of the agreement shall require the Municipal Council to approve by Resolution the extension of the service agreement annually up to no more than five renewals.
- Section 6. If any Section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the Section, paragraph, subdivision, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.
- Section 7. All ordinances or parts of ordinances inconsistent with or in conflict with the Ordinance are hereby repealed to the extent of such inconsistency.
- Section 8. This Ordinance shall take effect twenty days after final passage, adoption and publication according to law.

ADOPTED:

I hereby certify that the above is a true and exact copy of the Ordinance adopted by the Municipal Council of the Township of Edison at their Regular Meeting held on \_\_\_\_\_.

\_\_\_\_\_  
MUNICIPAL CLERK

**Explanation:** This Ordinance amends Township Code §14-1.6 revising the conditions to issue certificates of continued occupancy.

**AN ORDINANCE AMENDING CERTAIN PROVISIONS OF  
THE TOWNSHIP OF EDISON CODE RELATING TO  
CERTIFICATES OF OCCUPANCY §14-1.6.**

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

**WHEREAS**, the municipal council (the “**Municipal Council**”) of the Township has determined to amend the Code of the Township of Edison (the “**Code**”) to revise and update the provisions relating to the issuance of a Certificate of Continued Occupancy and the circumstances when a Certificate of Continued Occupancy might not be required; and

**WHEREAS**, the Municipal Council has determined to amend Chapter 14, Subchapter 1.6(k) of the Code to amend subsection (1) to read as follows (deletions noted in [brackets], additions are underlined):

1. No building or structure shall be occupied or used in whole or part unless and until a certificate of continued occupancy has been issued by the enforcing agency, subject to the provisions of paragraph k, 7 of subsection 14-1.6. The enforcing agency shall not issue such certificate unless he determines, after inspection, that there are no violations of any applicable laws, ordinances or orders pending at the time of issuing the certificate. The certificate shall be issued upon written application by the owner or his authorized agent.

**WHEREAS**, the Municipal Council has determined to amend Chapter 14, Subchapter 1.6(k) of the Code to include new subsections (7) and (8) to read as follows:

7. A certificate of continued occupancy shall not be required for any building or structure for which a certificate of occupancy has been obtained pursuant to paragraphs a through i, subsection 14-1.6, within the 6 months prior to undergoing a change in ownership or change in occupancy; provided, however, that the continued validity of the certificate of occupancy within the 6 month period shall be contingent upon the maintenance of the level of code compliance existing at the time of the issuance of the certificate of occupancy and upon compliance with any orders issued by the enforcing agency.

8. A certificate of continued occupancy shall not be required for any building or structure undergoing a change in ownership or change in occupancy where the new owner or occupant certifies that the building or structure will be vacated and demolished.



For purposes of this section, a new owner or occupant must provide evidence to the enforcing agency that such person or persons has or have a proprietary or tenancy interest in the entire building or structure and must submit an affidavit of the owner or occupants having a proprietary or tenancy interest in the entire building or structure that such building or structure has been vacated as of the date of submission and will be demolished within a 6 month period from the date of submission. The enforcing agency in receipt of such submission shall be entitled to rely upon such submission and shall not be required to issue a certificate of continued occupancy. Notwithstanding the foregoing, the building or structure the subject of this paragraph k, 8 of subsection 14-1.6 shall not be occupied or used in whole or in part for any reason unless or until a certificate of continued occupancy has been issued by the enforcing agency.

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

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

2. The Municipal Council hereby amends Chapter 14, Subchapter 1.6(k) of the Code to amend subsection (1) to read as follows (deletions noted in [brackets], additions are underlined):

1. No building or structure shall be occupied or used in whole or part unless and until a certificate of continued occupancy has been issued by the enforcing agency, subject to the provisions of paragraph k, 7 of subsection 14-1.6. The enforcing agency shall not issue such certificate unless he determines, after inspection, that there are no violations of any applicable laws, ordinances or orders pending at the time of issuing the certificate. The certificate shall be issued upon written application by the owner or his authorized agent.

3. The Municipal Council hereby amends Chapter 14, Subchapter 1.6(k) of the Code to include new subsections (7) and (8) to read as follows:

7. A certificate of continued occupancy shall not be required for any building or structure for which a certificate of occupancy has been obtained pursuant to paragraphs a through i, subsection 14-1.6, within the 6 months prior to undergoing a change in ownership or change in occupancy; provided, however, that the continued validity of the certificate of occupancy within the 6 month period shall be contingent upon the maintenance of the level of code compliance existing at the time of the issuance of the certificate of occupancy and upon compliance with any orders issued by the enforcing agency.

8. A certificate of continued occupancy shall not be required for any building or structure undergoing a change in ownership or change in occupancy where the new owner or occupant certifies that the building or structure will be vacated and demolished. For purposes of this section, a new owner or occupant

must provide evidence to the enforcing agency that such person or persons has or have a proprietary or tenancy interest in the entire building or structure and must submit an affidavit of the owner or occupants having a proprietary or tenancy interest in the entire building or structure that such building or structure has been vacated as of the date of submission and will be demolished within a 6 month period from the date of submission. The enforcing agency in receipt of such submission shall be entitled to rely upon such submission and shall not be required to issue a certificate of continued occupancy. Notwithstanding the foregoing, the building or structure the subject of this paragraph k, 8 of subsection 14-1.6 shall not be occupied or used in whole or in part for any reason unless or until a certificate of continued occupancy has been issued by the enforcing agency.

4. It is the intention 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 14 of the Code shall remain unchanged and have full force and legal effect. All other resolutions and ordinances governing the issuance of certificates of occupancy heretofore enacted and inconsistent herewith are hereby modified pursuant to the terms of this Ordinance.

5. 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.

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

7. 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.

O.1868-2014

**TOWNSHIP OF EDISON**  
**COUNTY OF MIDDLESEX, NEW JERSEY**

**CALENDAR YEAR 2014**  
**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS**  
**AND TO ESTABLISH A CAP BANK**  
**(N.J.S.A. 40A: 4-45.14)**

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 0.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

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

**WHEREAS**, the Township Council of the Township of Edison in the County of Middlesex, N.J., finds it advisable and necessary to increase its CY 2014 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Township Council hereby determines that a 3.5 % increase in the budget for said year, amounting to \$2,398,798.15 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

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

**NOW THEREFORE BE IT ORDAINED**, by the Township Council of the Township of Edison in the County of Middlesex, N.J. , a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2014 budget year, the final appropriations of the Township of Edison shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$2,878,557.77, and that the CY 2014 municipal budget for the Township of Edison be approved and adopted in accordance with this ordinance; and,

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

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

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

**Explanation:** This Ordinance names the parkland and open space southerly of Mill Creek at the Edison Boat Basin, comprising a portion of Block 366.B, Lot 18, as “Riverside Park.”

## **EDISON TOWNSHIP**

### **ORDINANCE \_O.1869-2014\_\_\_\_\_**

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

**WHEREAS**, the Township values its public open spaces and parks and seeks to promote their use and enjoyment by both residents and visitors alike; and

**WHEREAS**, the Township recently constructed the Edison Riverfront Walkway, a scenic walkway located on parkland abutting the Raritan River, accessible from the Edison Boat Basin at the end of Meadow Road in the Township; and

**WHEREAS**, the municipal council (“Municipal Council”) of the Township has determined to name the parkland and open space abutting the Raritan River southerly of Mill Creek (comprised of the public land depicted on the map attached hereto as *Exhibit A*, commonly known as a portion of Block 366.B, Lot 18) as “Riverside Park” in order to promote the use and enjoyment of the park space and highlight the newly constructed scenic walkway.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The parkland and open space depicted on the map attached hereto as *Exhibit A* is hereby named “Riverside Park.”
3. The Borough Clerk is hereby authorized and directed to file a certified copy of this Ordinance with any government agency requiring a notice of this name change.
4. Any ordinance inconsistent with this Ordinance is hereby repealed, but only to the extent of such inconsistency.
5. A copy of this Ordinance shall be available for public inspection at the offices of the Township Clerk.
7. 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.

**EXHIBIT A**

Map of Riverside Park

**EDISON TOWNSHIP  
ORDINANCE O.1870-2014**

**BE IT ORDAINED, by the Township Council of the Township of Edison, County of Middlesex, and State of New Jersey the Chapter 39 entitled “Land Use” is hereby amended as follows:**

**SECTION I. Section 37-25 of Chapter XXXVII Zoning is hereby amended as follows:  
37-25 AAR AMBOY AVENUE REVITALIZATION ZONE.**

**37-25.1 General Purpose.**

Due to the proposed revitalization by the Township of Edison of Amboy Avenue between the limits of the New Jersey Turnpike and US Highway Route 1, zoning requirements shall be incorporated in the AAR, Amboy Avenue Revitalization Zone as herein set forth to promote and encourage said revitalization. The purpose of the revitalization is to instill economic development for the limits set forth herein and inject into the commercial properties opportunities for growth and prosperity in conjunction with the aesthetic improvements that will ensue. The zoning ordinance shall be amended to also promote and encourage pedestrian traffic so as to conversely reduce the use of single occupancy vehicles in the subject area. (1999 Code § 17.49.010)

**37-25.2 Amboy Avenue Revitalization Zone Physical Limits.**

The limits of the Amboy Avenue Revitalization Zone on Amboy Avenue shall include all parcels presently classified as L-B along both sides of Amboy Avenue between the New Jersey Turnpike as its southeasterly terminus and US Highway Route 1 as its northwesterly terminus. The official Edison zoning map shall be amended to reflect the limits of the AAR Zone as herein described. (1999 Code § 17.49.020)

**37-25.3 Permitted Uses.**

The permitted uses in the AAR Zone shall be as specified in the L-B District with the following additional uses:

- a. Restaurants and eating establishments shall be permitted to provide entertainment in the form of various acts which may include musicians, comedians, magicians, diverse musical groups and other like acts of entertainment.
- b. Other establishments whose primary function is to provide entertainment as specified in paragraph a. above which may incidentally also serve snacks and drinks.
- c. Instructional facilities such as karate schools, dance schools, art schools, acting schools, educational schools, music schools and other such similar uses.

In no fashion shall the form of entertainment violate the requirements of this Code including but not limited to, Chapter 6 (Alcoholic Beverages), Chapter 12 (Health Regulations and Licensing), Chapter 15 (Property Maintenance), Chapter 21 (Solid Waste Management), Chapter 22 (Environmental Regulations), Chapter 10-7 (Indecency and Obscenity) and Chapter 10-5 (Public Peace and Decency).

#### 37-25.4 Residential Uses.

Seventy-five (75%) percent of the gross floor area of any building in the Amboy Avenue Revitalization Zone may be used for residential purposes. One (1) residential unit shall be permitted on the first floor to meet ADA standards. (1999 Code § 17.49.040)

#### **37-25.5 Outdoor Tables and Chairs.**

Restaurants and eating establishments in the Amboy Avenue Revitalization Zone are permitted to have outdoor tables and chairs for serving food and beverages to customers provided that a minimum four (4) feet pedestrian pathways are not impeded to insure ADA compliance, that all fire codes are in compliance and that no public right of way is encroached upon. (1999 Code § 17.49.050)

#### **37-25.6 Prohibited Uses.**

The uses prohibited in the AAR Zone shall be as specified in the L-B Zone and to also include:

- a. Service or gas stations.
- b. Fast food restaurants.
- c. Massage parlors.
- d. Body piercing and tattoo parlors.
- e. Go-go bars, strip clubs, cabarets and/or any form of adult entertainment activities, adult entertainment materials, sales or rentals.
  
- f. Cultural centers and churches.
- g. Video arcades.
- h. Automobile repair shops.
- i. Banquet halls or similar uses.

(1999 Code § 17.49.060)

#### 37.25.7 Accessory Uses.

No accessory uses are permitted. (1999 Code § 17.49.070)

#### 37.25.8 Conditional Uses.

No conditional uses are permitted. (1999 Code § 17.49.080)

#### **37-25.9 Height, Area and Yard Requirements.**

The height, area and yard requirements as specified in the schedule of Section 37-63, shall be modified in the following manner:

- a. The minimum lot area shall be five thousand (5,000) square feet.
- b. The minimum lot width shall be fifty (50) feet.
- c. The required front yard setback shall be five (5) feet with a tolerance of twenty-five hundredths (0.25) feet. There shall be no deviation from this five (5) foot dimension including the tolerance without an application for a variance to the Zoning Board of Adjustment or Planning Board, whichever has jurisdiction, for relief from this requirement.
- d. The required side yard setback shall be zero (0) feet provided that the lot line does not abut a residential district in which case the minimum side yard requirement shall be fifteen (15) feet unless a public street intervenes in which case the front yard requirement of five (5) foot

setback shall govern. There shall be no deviation from this zero (0) foot dimension without an application for a variance to the Zoning Board of Adjustment or Planning Board, whichever has jurisdiction, for relief from this requirement. Where due to building orientation, lot configuration or other condition that preclude entry to the rear of a property for parking area access, loading/unloading, refuse collection, public safety vehicle access or any other purpose requiring such entry, a paved alleyway no wider than fifteen (15) feet shall be permitted alongside or within the frontage of the building. In such cases where the building has more than one (1) story, all additional stories shall be constructed pursuant to governing building codes above said alleyway with the aforementioned side yard requirements where applicable.

- e. The minimum rear yard setback shall be twenty-five (25) feet for parking.
- h. The maximum percent of lot coverage by all buildings shall be seventy (70%) percent.
- i. The maximum percent of lot coverage by all buildings and pavement shall be ninety-five (95%) percent.
- j. The floor area ratio shall 35%.
- k. The building height shall be a maximum of three (3) stories or forty (40) feet in height whichever is the lesser.
- l. Regardless of the gross floor area of any building, the maximum gross floor area of each and any separate and individual permitted use within that building shall be no greater than two thousand hundred (2,500) square feet per story.
- m. All mechanical equipment must be screened from public view.
- n. All buildings must comply with all fire safety and sprinkler laws.  
(1999 Code § 17.49.090)

### **37-25.10 Parking Requirements.**

The following parking requirements shall be incorporated into the AAR, Amboy Avenue Revitalization Zone as herein set forth.

- a. Parking and loading for the AAR Zone shall comply with the parking standards established in Chapter 37-60 of the Land Use Regulations.
- b. Parking for residential uses shall conform to RSIS Standards.
- c. Future parking needs, as they become evident, shall be satisfied through the construction of strategic parking lots on properties to be rendered available along or in the vicinity of Amboy Avenue.
- d. *Location of Parking Facilities.* All on-site parking facilities shall be located in the rear yard of each property. All parking shall be prohibited in front and side yards.
- e. *Contiguous Parking Lots.* Buildings on individual parcels in the AAR Zone are permitted to have contiguous on-site parking areas with free flowing traffic between said parking areas. The areas of on-site parking that are not contiguous shall be no closer than five (5) feet to any property line of the parcel on which they are located. There shall be available as necessary, access to the rear of such properties for accessing parking areas, refuse collection, loading/unloading, entry of public safety vehicles and other necessary functions which require such entry.
- f. *Loading/Unloading Requirements.*
  - 1. On street loading/unloading shall be prohibited between the hours of 6:00 a.m. and 12:00 midnight.



2. All loading/unloading shall be permitted in the rear yard area only.
3. Rear yard cross-access easements shall be required as needed in order to eventually create a system of screened and buffered access ways to the rear of non-residential uses fronting Amboy Avenue. A minimum fifteen (15) foot wide cross-access easement shall be dedicated to the municipality in the form of a deed. Additionally, a minimum ten (10) foot wide buffer area shall be required adjacent to all residential uses or residential zones comprised of a five (5) foot to six (6) foot high living evergreen wall and eight (8) foot high solid fencing to provide screening for the abutting incompatible uses. Application for a subdivision or site plan to either the Planning Board or Zoning Board of Adjustment shall mandate the cross-access easement and buffer/screening requirement.  
(1999 Code § 17.49.100)

#### **37-25.11 Other Requirements.**

Open storage of materials and transition requirements shall be as specified in the L-B Zone, subsection 37-22.6, except that the maximum buffer area distance from a residential district shall be ten (10) feet. (1999 Code § 17.49.110)

#### **37-25.12 Signs.**

Signs shall be subject to the sign regulations of Section 37-62. (1999 Code § 17.49.120)

#### **37-25.13 Activities Requiring Special Building Design Standards.**

The following activities regarding any of the buildings in the AAR Zone shall render the building(s) subject to the requirements of this section:

- a. The new construction of a primary use building on a parcel of land.
- b. The addition to an existing primary use building that is fifteen (15%) percent or more of the gross floor area of the existing building.
- c. The renovation or alteration in any manner of any outer wall of a building that faces street frontage or is considered the front of the building that constitutes twenty-five (25%) percent or more in area of the wall(s) being renovated.
- d. The renovation or alteration in any manner of any outer wall or combination of outer walls of a building which constitutes forty (40%) percent or more of the aggregate area of all the outer walls of the building.
- e. The major internal renovation or alteration of a building which constitutes fifty (50%) percent or more of the gross floor area.

(1999 Code § 17.49.130)

#### **37-25.14 Facade Design Standards.**

Since all of the existing buildings within the limits of the AAR Zone vary considerably in age and architecture in their present state, it is understandable that it is difficult to impose on them a rigid architectural design standard. Although beauty and character are subjective, there shall be an underlying design theme to the buildings and specifically to the facades so that a sense of conformity to a time period is achieved. Variation, creativity, uniqueness and distinction are not discouraged provided that there is a visual flow from building to building with no evidence of abrupt change or disruption in design or theme. Each building, although having its own identity should complement the others in style and taste without the look of an exact copy.

The architectural motif that is to be followed throughout the AAR Zone shall be based on the design of the "Old Clara Barton School Building" which is located on the southerly side of Amboy Avenue between Fourth Street and Brower Avenue. The architectural design can be characterized as "turn of the century". Understandably, exact historic replication is not expected, however this building is considered the focal point of the AAR Zone and all future building façade designs shall have its architectural flavor and sense. (1999 Code § 17.49.140)

### **37-25.15 Characteristics of Special Building Design Standards.**

Although diversity is not prohibited in the building design characteristics, various specific design criteria are to be followed as listed below:

a. The prominent veneers to be used for facades and sides of buildings facing the street shall be brick or stone. The brick colors shall be in the brown, beige or red tones. Stone coloring shall be more flexible but maintain a subdued color scheme in keeping with the brick tones.

b. Other veneers such as vinyl, aluminum or other manmade siding products and wood veneer products shall be considered secondary veneers to compliment the brick or stone. The colors of such veneers shall be in subdued tones to blend in a compatible and aesthetic fashion. The use of fluorescent colors is prohibited as are abrupt color changes, even in the subdued tones, that clash visually.

c. All facades or sides of buildings facing the street shall have a décor that prohibits for a maximum distance of fifteen (15) feet horizontally, bare unadorned walls along each floor. These walls shall have appurtenances either decorative or functional to satisfy the condition. Such appurtenances shall consist of windows, doors, columns, lintels, cornices, balconies, overhangs, awnings, arches, railings or any other architectural items that fit the herein recommended design theme.

d. Roofs shall be of the "A" frame peak type wherever possible and include turrets, cupolas, towers and gables to reflect the "turn of the century" and "Victorian" attributes. Where it is necessary to install other than a peaked roof due to structural or height restrictions, parapets, cornices, eaves, turrets and other architectural devices that also reflect the above stated attributes shall be utilized.

(1999 Code § 17.49.150)

### **37-25.16 Sign Standards.**

When a building is subject to the requirements of subsection 37-25.14, new signs for the building shall be installed in accordance to specific standards as herein set forth. To maintain the desired degree of conformity with an acceptable level of diversity, all signs shall be installed in accordance with a style that fits the architectural standards recommended for the AAR Zone.

Other than the above standards all other sign regulations shall be pursuant to Section 37-62. (1999 Code § 17.49.160)

### **37-25.17 Site Standards.**

If a building subject to the requirements of subsection 37-25.14, is also installing site appurtenances, they shall be compatible with the streetscape design as installed by the municipality along Amboy Avenue in the AAR Zone. The proposed appurtenances which include but are not limited to landscaping, curbing, sidewalks, tree grates, benches, area lamps, trash receptacles, and planters shall comply with the streetscape specifications of said zone which are available at the Office of the Township Engineer. (1999 Code § 17.49.170)

**37-26 - 37-29 RESERVED.**

**SECTION II. If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.**

**SECTION III. All ordinances or parts of ordinances inconsistent with or in conflict with the ordinance are hereby repealed to the extent of such inconsistency.**

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

**RESOLUTION R.232-052014**

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING May 22, 2014

**WHEREAS**, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through May 22, 2014.

FUND	AMOUNT
Current	\$3,156,990.86
Affordable Housing	4,065.19
Capital	103,112.22
Cash Performance	0.00
CDBG	5,250.00
Developers Escrow	6,757.75
Dog (Animal Control)	3,796.79
Federal Forfeited	0.00
Grant Funds	49,356.26
Law Enforcement	0.00
Open Space	0.00
Payroll Deduction	447,355.63
Sanitation Fund	83,648.61
Sewer Utility	45,838.38
Tax Sale Redemption	0.00
Water Operation Fund	0.00
Tree Planting	0.00
Trust	53,265.07
TOTAL	\$3,959,436.76

/s/ Agnes Yang  
Acting Chief Financial Officer

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

**RESOLUTION R.233-052014**

**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 **\$198,288.44**.

**May 28, 2014**

**R.234-052014**

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO  
ALLIANCEONE RECEIVABLES MANAGEMENT, INC. FOR PRIVATE COLLECTION  
OF MUNICIPAL COURT DEBT**

**WHEREAS**, in conformance with N.J.S.A 40A:11-4.1 et seq, Resolution R.090-022012 dated February 23, 2012 authorized the use of competitive contracting for Private Collection of Municipal Court Debt; and

**WHEREAS**, notice for request for bids were advertised on May 7 and June 21, 2013 and bids were received July 3, 2013; and

**WHEREAS**, after review and evaluation of said bids it has been recommended by the Evaluation Committee that this contract be awarded to AllianceOne Receivables Management, Inc., 6565 Kimball Dr., Ste. 200, Gig Harbor, WA 98335 in accordance with our RFP and their submittal; and

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

**NOW, THEREFORE, IT IS RESOLVED** by the Municipal Council of the Township of Edison, Middlesex County, New Jersey, that the appropriate Township Officials are hereby authorized to execute a contract with AllianceOne Receivables Management, Inc. for a period of two (2) years with the option for two (2) one (1) year renewals.

**RESOLUTION R.235-052014**

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

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

**WHEREAS**, the date of this Resolution is prior to the adoption of the 2014 Calendar Year Budget,

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

	<u>2014</u>
<b>CURRENT FUND</b>	
<b>BUILDING &amp; GROUNDS:</b>	
<b>SALARIES &amp; WAGES</b>	<b>55,000.00</b>
<b>OTHER EXPENSES</b>	<b>0.00</b>
<b>MUNICIPAL GARAGE:</b>	
<b>SALARIES &amp; WAGES</b>	<b>46,000.00</b>
<b>OTHER EXPENSES</b>	<b>0.00</b>
<b>POLICE VEHICLE:</b>	
<b>SALARY &amp; WAGES</b>	<b>2,600.00</b>
<b>OTHER EXPENSES</b>	<b>0.00</b>
<b>O.A.S.I. (SOCIAL SECURITY)</b>	<b>53,000.00</b>
<b>TOTAL CURRENT FUND</b>	<b><u><u>156,600.00</u></u></b>

R.236-052014

**RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT TO VITAL COMMUNICATIONS, INC. FOR THE MAINTENANCE AND SUPPORT OF DATA PROCESSING TAX ASSESSOR SOFTWARE USED BY THE TAX ASSESSOR'S OFFICE**

**WHEREAS**, the Township of Edison needs to renew the annual maintenance and support agreement for the data processing tax assessor software used by the Tax Assessor's Office 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**, such annual renewal for the support of proprietary software may be awarded without public advertising for bids or bidding, in accordance with N.J.S.A. 40A:11-5(dd); and

**WHEREAS**, VITAL COMMUNICATIONS, INC., 900 South Broad Street, Trenton, NJ 08611, has submitted a proposal to provide such services for a one year term from July 1, 2014 through June 30, 2015 at a cost of \$44,052.40; and

**WHEREAS**, VITAL COMMUNICATIONS, 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 VITAL COMMUNICATIONS, INC. from making any reportable contributions through the term of the contract; and

**WHEREAS**, funds in the amount of \$44,052.40 cannot be encumbered at this time; and

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

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

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract and any other necessary documents, in the amount of \$44,052.40, with VITAL COMMUNICATIONS, INC., 900 South Broad Street, Trenton, NJ 08611 as set forth above.



2. This contract is awarded pursuant to N.J.S.A. 19:44A-20.5 et. seq, and without competitive bidding under the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-5(dd).
3. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.
4. The Township Clerk shall advertise notice of this action in a legal newspaper pursuant to N.J.S.A. 40A:11-1, et seq. and in compliance with the Local Public Contracts Law guidelines.

**TOWNSHIP OF EDISON**  
**MUNICIPAL RESOLUTION R.237-052014**

**WHEREAS**, the New Jersey Historical Trust (NJHT) administers the Discover NJ History License Plate Fund for Heritage Tourism (DNJHLPFHT); and

**WHEREAS**, the 2014 NJHT DNJHLPFHT provides small grants of up to \$5,000 to support projects that promote local heritage sites, as well as related activities as described in the program guidelines; and

**WHEREAS**, to be eligible, applicants must be certified as a Municipal or Not-For-Profit organization; and

**WHEREAS**, the Edison Township Environmental Commission (ETEC) was officially established by local Ordinance on November 9, 1978; and

**WHEREAS**, the ETEC intends to apply to the 2014 NJHT DNJHLPFHT for grant funding of up to \$5,000.00 for the purchase and installation of illustrated signs for the Edison Greenway; and

**WHEREAS**, the intent of this ETEC 2014 NJHT DNJHLPFHT project is to increase public awareness and appreciation of the local heritage and historical value of the Edison Greenway; and

**WHEREAS**, matching funds are not required to apply to the New Jersey Historical Trust Discover NJ History License Plate Fund for Heritage Tourism for grant support.

**NOW, THEREFORE, BE IT RESOLVED**, that the Municipal Council of the Township of Edison, Middlesex County, New Jersey, does hereby approve and authorize the development and submission of said grant application by the Edison Township Environmental Commission to the 2014 NJHT DNJHLPFHT, at a regularly-scheduled, public meeting, on the evening of Wednesday, May 28, 2014.

**EXPLANATION:** Resolution releasing Cash Performance to Dominick & Laura Guido for 8 Addalia Lane site construction work.

**TOWNSHIP OF EDISON**

**RESOLUTION R.238-052014**

**WHEREAS**, the Township Engineer advises that an inspection has been made of 8 Addalia Lane, Block 411, Lot - 5-G, and said inspection indicates all improvements guaranteed under the cash performance guarantee are complete and in accordance with Site Plan approval and Municipal Standards of the Township of Edison; and

**WHEREAS**, the Township Engineer, recommends the release of the Cash Performance Check #190003055 posted on September 8, 2008 in the amount of \$10,000.00, plus accrued interest, if applicable, on deposit in account #7760013351 with the Township of Edison, principal being Dominick & Laura Guido, having offices at 8 Addalia Lane, Edison NJ 08820 and acceptance of the subject improvements; and

**NOW, THEREFORE, BE IT RESOLVED** BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Cash Performance Guarantee in the amount of \$10,000.00 plus accrued interest, if applicable, hereinabove mentioned be refunded 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 \$10,000.00 plus accrued interest, if applicable, on deposit in account #7760013351 to the applicant.

**EXPLANATION:** Resolution Refunding Tree Maintenance Bond to Fox & Foxx on Established Site Plan Tree Plantings at 31 Adams Street under Tree Permit No. 10-152.

**TOWNSHIP OF EDISON**

**RESOLUTION R.239-0525014**

**WHEREAS**, on November 2, 2011 Fox & Foxx Development, LLC posted Tree Maintenance Bond fees in the amount of \$450.00 on deposit with the Township of Edison in account #7761963532 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Permit #10-152 for property located at 31 Adams Street; and

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

**WHEREAS**, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$450.00, plus accrued interest, if applicable, be refunded to the applicant;

**NOW, THEREFORE, BE IT RESOLVED** BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Tree Maintenance Bond in the amount of \$450.00 plus accrued interest, if applicable, hereinabove mentioned be refunded to the applicant; and

**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the sum of \$450.00, plus accrued interest, if applicable, on deposit in Account #7761963532 to Fox & Foxx Development, LLC having an address of 940 Amboy Ave, Suite 101, Edison, NJ 08837

## **RESOLUTION R.240-052014**

**WHEREAS**, applications have be made for the renewal of Plenary Retail Consumption Licenses, issued by the Township Council of the Township of Edison, County of Middlesex, New Jersey, expiring on June 30, 2014; and

**WHEREAS**, an application has been made for the renewal of Plenary Retail Consumption License (Hotel/Motel Exception), held by Raritan Hospitality LLC, for the premises commonly known as the Edison Hotel, bearing License Number: 1205-36-055-003 issued by the Director of the Division of Alcoholic Beverage Control, pursuant to N.J.A.C. 13:2-4.1, as a member of the Township Council has an interest in the License; and

**WHEREAS**, the proper applications and fees of \$2,500 to the municipality and \$200 to the State of New Jersey have been received by the Township Clerk; and

**WHEREAS**, as the Township Council is conflicted from considering this matter in its capacity as the local Alcoholic Beverage Control Board, it adopts this Resolution pursuant to N.J.A.C. 13:2-4.6 to advise that the Township Council is not aware of any local ordinance which would prohibit the renewal of this License, that any circumstances which could impact upon the renewal of this License have been provided to the Division by the Edison Police Department for the Division's consideration and/or action and therefore the Township Council has no basis to object to the renewal of this License.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of Edison, County of Middlesex, New Jersey, in its capacity as the local Alcoholic Beverage Control Board, that it has no basis to object to the renewal of this License and submits this Resolution to the Director of the Division of Alcoholic Beverage Control for consideration in regard to the renewal application of Licensee Raritan Hospitality, LLC for Plenary Retail Consumption License (Hotel/Motel Exception), bearing License Number: 1205-36-055-003.

EXPLANATION: This Resolution expresses the Edison Township Council's desire for the Governor to restore educational funding and for the New Jersey Legislature to act accordingly during its budget process.

**EDISON TOWNSHIP**

**RESOLUTION R.241-052014**

**RESOLUTION URGING THE GOVERNOR TO RESTORE EDUCATIONAL FUNDING  
AND FOR THE NEW JERSEY LEGISLATURE TO ACT ACCORDINGLY DURING  
ITS BUDGET PROCESS**

WHEREAS, during his campaign Governor Christie promised to make education funding his top priority; and

WHEREAS, New Jersey public schools rank as some of the best in the nation, however the Governor's education fund cuts threaten the quality of our public schools, and will in all probability lead to increased class sizes, the cutting of programs, teachers and staff; and

WHEREAS, Governor Christie's cuts of State aid to education will lead to an increase in real estate property taxes to obtain the proper level of school funding to provide a proper education to our children which will place an even greater stress on our already overburdened taxpayers; and

WHEREAS, the Edison Township Council urges Governor Christie to restore educational funding to protect our children, who are the innocent victims of these cuts; and

WHEREAS, the Edison Township Council urges the New Jersey Legislature to act accordingly during its budget process and restore educational funding, and for the New Jersey Legislature to also urge Governor Christie to restore educational funding to protect our children; and

WHEREAS, the Edison Township Council urges all municipalities and local and county school boards to pass similar resolutions to urge the restoration of funding to protect the future of our educational system and the education of our students who are the future of our great State; and

NOW, THEREFORE, BE IT RESOLVED, by the Edison Township Council in the County of Middlesex in the State of New Jersey hereby urges Governor Christie to restore educational funding and for the New Jersey Legislature to act accordingly during its budget process and restore educational funding, and for the New Jersey Legislature to also urge Governor Christie to restore educational funding to protect our children; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be forwarded to the Office of the Governor, Acting Commissioner of Education Mr. Hespe, our local legislators Senator Peter J. Barnes III, Assemblyman Patrick J. Diegnan Jr., the New Jersey Senate Mr. Sweeney, the New Jersey Assembly Prieto and all Middlesex County municipalities, all local School Boards in Middlesex County, the Middlesex County School Board and the League of Municipalities.

**EXPLANATION:** A Resolution authorizing the execution of an Interlocal Services Agreement with the Township of Woodbridge securing the provision of wastewater sampling.

**EDISON TOWNSHIP**

**RESOLUTION \_R.242-052014**

**WHEREAS**, the Township of Edison (“Edison”) has a need for an industrial sampling program including grab sampling and analysis for its wastewater department (“Services”); and

**WHEREAS**, the Township Woodbridge (“Woodbridge”) has the necessary facilities and equipment to provide such Services on behalf of Edison; and

**WHEREAS**, both Woodbridge and Edison are desirous of entering into an agreement with respect to the provision of such Services under the parameters of the Uniform Shared Services and Consolidation Act, *N.J.S.A. 40A:65-1, et seq*; and

**WHEREAS**, Woodbridge and Edison have negotiated the terms of an Interlocal Services Agreement (“Agreement,” attached hereto as Exhibit A) for the provision of the Services and have determined that the provision of such Services under the Agreement are fair and equitable and will best serve the interests of each of the respective communities.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Mayor of Edison 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.
3. This Resolution shall take effect immediately.

