

**MUNICIPAL COUNCIL  
COMBINED MEETING  
Wednesday, June 8, 2016  
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 12, 2015 and posted in the Main Lobby of the Municipal Complex on the same date.
4. **REPORTS FROM ALL COUNCIL COMMITTEES:**
5. **POINTS OF LIGHT**
6. **FROM THE BUSINESS ADMINISTRATOR:**
  - a. Introduction of CY 2016 Municipal Budget
  - b. Introduction of CY 2016 Solid Waste Budget
  - c. Resolution Awarding/Amending Contract for Radio Communications. (Resolution R.421-062016)
  - d. Awarding of Contract/Purchase Order for the Purchase, Repair and Maintenance of Radio Communication Equipment and Accessories.(Resolution R.422-062016)
  - e. Awarding of Contract for Public Bid No. 16-03-22 HVAC Replacement – Main Library (Resolution R.427-062016)
  - f. Ordinance to exceed the Municipal Budget Appropriation Limits and establish a Cap Bank.(O.1933-2016)
7. **FROM THE DEPARTMENT OF FINANCE:**
  - a. Report of Disbursements through June 2, 2016 (Resolution R.417-062016)
  - b. Resolution authorizing refund in the amount of \$ 499,925.36 for redemption of tax sale certificates (Resolution R.418-062016)
  - c. Resolution authorizing refund of sewer tax overpayments, totaling \$424.66 (Resolution R.419-062016)
  - d. Resolution for Temporary Emergency Appropriation. (Resolution R.420-062016)
8. **FROM THE DEPARTMENT OF HEALTH:**
  - a. Resolution Supporting the Official Continuation of the Township of Edison Sustainable Jersey Green Team.(Resolution R.423-062016)
9. **FROM THE DEPARTMENT OF LAW:**
  - a. Ordinance approving the application for financial agreement pursuant to the Local Redevelopment and Housing Law N.J.S.A. 40A:12A-1 et seq.(Ordinance O. 1930-2016)

- b. Resolution designating redeveloper and authorizing execution of the Redevelopment Agreement with Roosevelt Hospital Housing Urban Renewal Associates, LLC. (Resolution R.424-062016)
  - c. Resolution designating property identified as 635 Amboy Avenue (Block 748, Lot 36) aka Our Lady of Peace in the Township as an area in need of redevelopment pursuant to the Local Redevelopment and Housing Law N.J.S.A. 40A:12A-1 (Resolution R.425-062016)
  - d. Resolution referring the “Amboy Avenue Redevelopment Plan” to the Township Planning Board for review and comment pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (Resolution R.426-062016)
  - e. Ordinance authorizing the sale of Undersized Land not needed for public use pursuant to N.J.S. A. 40A:12-13. (Ordinance O.1931-2016)
  - f. Ordinance approving Municipal Services Agreement with Out of Bounds Association, Inc. (Ordinance O.1931-2016)
10. **FROM THE DEPARTMENT OF PLANNING AND ENGINEERING:**
- a. Resolutions provide for refund of a Construction Permit fee. (Resolution R.428-062016 and R.429-062019).
  - b. Resolution authoring reduction in Performance Bond and Cash Bond. (Resolution R.430-062016)
  - c. Resolutions provide for refunds of unused portions of Developers Escrow fees. (Resolution R.439-062016 and R.440-062016)
11. **FROM THE DEPARTMENT OF PUBLIC WORKS:**
- a. Resolution authorizing additional funds for the furnishing of Truck Transmission Repair/Rebuild. (Resolution R.431-062016)
12. **FROM THE DEPARTMENT OF RECREATION:**
- a. Resolution authorizing a reimbursement for the YAP Program. (Resolution R.432-062016)
13. **FROM THE CHIEF OF POLICE:**
- a. Resolution authorizing the sale of Abandoned Vehicles (Resolution R.433-062016)
  - b. Resolution authorizing the application and acceptance of Edward Byrne Memorial Justice Assistance Grant (Resolution R.434-062016)
14. **FROM THE TOWNSHIP CLERK:**
- a. Resolution authorizing the 2016/2017 Liquor License Renewals.( Resolutions R.435-062016 through R.438-062016).
15. **FROM THE COUNCIL MEMBER TO THE PLANNING BOARD:**
16. **DISCUSSION ITEMS:**

**Council President Lombardi**

None

**Councilmember Diehl**

a. Resolutions of Recognition – 2<sup>nd</sup> Grade Essay Winners

**Councilmember Gomez**

None

**Councilmember Patil**

None

**Councilmember Sendelsky**

None

**Councilmember Shah**

None

17. **COUNCIL PRESIDENT'S REMARKS**

18. **RESOLUTIONS OF RECOGNITION**

Resolutions of Recognition R.407-062016 – R.416-062016 to 2<sup>nd</sup> Graders Essay Contest Winners.

19. **CY 2016 MUNICIPAL BUDGET**

- a. Introduction of CY 2016 Municipal Budget
- b. Introduction of CY 2016 Solid Waste Budget

20. **NEW BUSINESS:  
PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR  
WEDNESDAY,**

O.1930-2016            ORDINANCE APPROVING THE APPLICATION FOR  
FINANCIAL AGREEMENT PURSUANT TO THE LOCAL  
REDEVELOPMENT AND HOUSING LAW N.J.S.A. 40A:12A-1  
ET SEQ.

- O.1931-2016            ORDINANCE AUTHORIZING THE SALE OF UNDERSIZED LAND NOT NEEDED FOR PUBLIC USE PURSUANT TO N.J.S. A. 40A:12-13.
- O.1932-2016            ORDINANCE APPROVING MUNICIPAL SERVICES AGREEMENT WITH OUT OF BOUNDS ASSOCIATION, INC.
- O.1933-2016            ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND ESTABLISH A CAP BANK.

**21. PUBLIC COMMENT ON THE RESOLUTIONS**

**22. 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.417-062016 Resolution approving disbursements for the period ending June 2, 2016.
- R.418-062016 Resolution authorizing refund in the amount of \$ 499,925.36 for redemption of tax sale certificates.
- R.419-062016 Resolution authorizing refund of sewer tax overpayments, totaling \$424.66.
- R.420-062016 Resolution for Temporary Emergency Appropriation.
- R.421-062016 Resolution Awarding/Amending Contract for Radio Communications to V-Comm, LLC in the amount of \$34,450.00.
- R.422-062016 Awarding of Contract/Purchase Order for the Purchase, Repair and Maintenance of Radio Communication Equipment and Accessories to Motorola Solutions, Inc. in an amount not to exceed \$581,788.84.
- R.423-062016 Resolution Supporting the Official Continuation of the Township of Edison Sustainable Jersey Green Team.
- R.424-062016 Resolution designating redeveloper and authorizing execution of the Redevelopment Agreement with Roosevelt Hospital Housing Urban Renewal Associates, LLC.
- R.425-062016 Resolution designating property identified as 635 Amboy Avenue (Block 748, Lot 36) aka Our Lady of Peace in the Township as an area in need of redevelopment pursuant to the Local Redevelopment and Housing Law N.J.S.A. 40A:12A-1, et seq.
- R.426-062015 Resolution referring the “Amboy Avenue Redevelopment Plan” to the Township Planning Board for review and comment pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.
- R.427-062016 Awarding of Contract for Public Bid No. 16-03-22 HVAC Replacement – Main Library to Echelon Services, LLC in the amount of \$46,300.00.
- R.428-062016 Resolutions provide for refund of a Construction Permit fee to A.J. Peri, Inc. in the amount of \$256.00 work was never performed.

- R.429-062016 Resolutions provide for refund of a Construction Permit fee to Senior Resident in the amount of \$245.00.
- R.430-062016 Resolution authoring reduction in Performance Bond and Cash Bond to Edison Township Memorial Post 3117 VFW.
- R.431-062016 Resolution authorizing additional funds for the furnishing of Truck Transmission Repair/Rebuild to Stewart & Stevenson Power Products, LLC in an amount not to exceed \$35,000.00.
- R.432-062016 Resolution authorizing a reimbursement to Suresh Seeram for the YAP Program in the amount of \$25.00.
- R.433-062016 Resolution authorizing the sale of Abandoned Vehicles.
- R.434-062016 Resolution authorizing the application and acceptance of Edward Byrne Memorial Justice Assistance Grant.
- R.435-062016 Resolution authorizing the 2016/2017 Liquor License Renewals of Plenary Retail Consumption Licenses.
- R.436-062016 Resolution authorizing the 2016/2017 Liquor License Renewals of Plenary Retail Distribution Licenses.
- R.437-062016 Resolution authorizing the 2016/2017 Liquor License Renewals of Plenary Retail Consumption License (Hotel/Motel)
- R.438-062016 Resolution authorizing the 2016/2017 Liquor License Renewals of Club Licenses.
- R.439-062016 Resolution provides for the refund of unused portion of Developers Escrow Fees posted by Nasil Bader for the Zoning Board application no. Z58-2014.
- R.440-062016 Resolution provides for the refund of unused portion of Developers Escrow Fees posted by Victor Lopes for the Planning Board Application No. P5168.

23      **ORAL PETITIONS AND REMARKS**

24.      **ADJOURNMENT**

ORDINANCE

**EXPLANATION:** An Ordinance approving the application for a financial agreement pursuant to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.*

**WHEREAS,** Roosevelt Hospital Housing Urban Renewal Associates, LLC (the “**Entity**”) is the redeveloper of a portion of the property known as Block 690, Lots 1 and 2.B (the “**Project Area**”), which is located in an area previously designated as an area in need of rehabilitation; and

**WHEREAS,** the Township of Edison (the “**Township**”) and the Entity will enter into a Redevelopment Agreement pursuant to which, among other things, the Entity will rehabilitate the Project Area by constructing thereon a project consisting of an approximately 22,000 square foot medical office building and an affordable senior citizen housing facility, with associated parking, landscaping and site improvements (the “**Project**”); and

**WHEREAS,** the Entity submitted to the Mayor of the Township (the “**Mayor**”) an application (the “**Application**”), which is on file with the Township Clerk, to make payments to the Township in lieu of taxes in connection with the Project; and

**WHEREAS,** the Entity also submitted to the Mayor a form of financial agreement (the “**Financial Agreement**”), a copy of which is attached hereto as **Exhibit A**, establishing the rights, responsibilities and obligations of the Entity; and

**WHEREAS,** the Mayor submitted the Application and Financial Agreement to the Township Council with his recommendation for approval, a copy of which recommendation is on file with the Township Clerk; and

**WHEREAS,** the Township Council has determined that the Project represents an undertaking permitted by the Act.

**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 Application and Financial Agreement are hereby approved.
3. The Mayor is hereby authorized to execute the Financial Agreement substantial in the form attached hereto as **Exhibit A**, subject to minor modification or revision, as deemed necessary and appropriate after consultation with counsel.
4. The Clerk of the Township is hereby authorized and directed, upon execution of the Financial Agreement by the Mayor, to attest to the signature of the Mayor and to affix the corporate seal of the Township upon such document.
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 in accordance with applicable law.

**ORDINANCE**

**EXPLANATION:** An Ordinance authorizing the sale of undersized land not needed for public use pursuant to N.J.S.A. 40A:12-13.

**WHEREAS**, pursuant to the Local Lands and Buildings Law, N.J.S.A. 40A:12-1 et seq. (the “**Act**”), the municipal council (the “**Township Council**”) of the Township of Edison (the “**Township**”) may sell any real property, capital improvement or personal property, or interests therein, not needed for public use, as set forth in an ordinance authorizing the sale; and

**WHEREAS**, certain properties currently owned by the Township, which properties are identified in Exhibit A attached hereto (the “**Properties**”), are undersized; and

**WHEREAS**, there exists a property holder that owns land contiguous to the Properties who seeks to purchase the Properties to create one (1) contiguous lot measuring 100 feet by 100 feet; and

**WHEREAS**, the Township Council hereby determines that the Property is less than the minimum size required for development under the Township’s Zoning Regulations (Chapter 37 of the Township’s Code of General Ordinances), and without any capital improvements thereon, and may therefore be offered for purchase to the owner of real property contiguous thereto by private bid pursuant to *N.J.S.A. 12-13(b)(5)*, and

**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 Township Clerk is authorized, subject to the terms and conditions hereafter set forth, to offer for private sale pursuant to *N.J.S.A. 40A:12-13(b)* all of the Township's rights, title and interest in the Properties, at not less than fair market value thereof, to the owner of real property contiguous thereto.
3. This Ordinance shall be published twice in a newspaper approved for legal publications, once not less than seven (7) days prior to the second reading thereof in accordance with law applicable to the adoption of ordinances generally, and a second time within five (5) days after adoption hereof, at which time it shall also be posted on the bulletin board in the Township Municipal Building and remain so posted for at least twenty (20) days thereafter. Sworn proof of such publication(s) shall be filed by the Township Clerk with the Director of the State Division of Local Government Services in the Department of Community Affairs. A copy of this Ordinance shall also be mailed to the two owners of land contiguous to the Properties.
4. Offers by the owner to purchase the Properties may be made in writing addressed to the Township Clerk, Township of Edison, Edison Municipal Complex, 100 Municipal Boulevard, Edison, New Jersey 08817, for a period of twenty (20) days following the second advertisement hereof. Every bid shall be submitted as a sealed bid clearly indicating on the face of the envelope that it is a “Bid for Block 491-A, Lots 30 and 33.” The Township reserves the right to reject all bids in each instance where the highest bid is not accepted, and to re-advertise the Property for public sale following reconsideration within thirty (30) days of the date of adoption of this Ordinance.
5. In the event that more than one bid is received for the Property from multiple contiguous owners thereof, only the highest such bid will be considered for acceptance or rejection, which shall occur by formal resolution of the Municipal Council.
6. The conveyance of the Property to any successful bidder shall be: (1) for the total parcel without

the subdivision or sale of a portion thereof; (2) by quit claim deed without any covenants; (3) subject to any statement or facts which an accurate survey would show; (4) subject to all covenants, conditions, easements, liens and restrictions of record, as well as applicable ordinances of the Township; (5) without obligation of the Township to provide access, public or private, or any improvements thereon or thereto; and (6) with all sales being "as is" without any representation whatever as to character, quality, condition or otherwise, bidder being deemed to have inspected the Property and waived any objections to the conditions thereon. The Township offers no warranty as to any environmental condition which may exist on the Property and no representation as to the Property's development potential.

7. The Properties shall be deemed to merge and become one parcel for all purposes, including taxation and land use control, with the adjacent parcel owned by the successful bidder. In the event the successful bidder is the owner of more than one adjacent lot, the successful bidder shall be entitled to designate which of the adjacent parcels shall be consolidated with the Properties.

8. The acceptance of any bid by the Township shall be subject to receipt, within ten (10) days of such acceptance, of a certified deposit check of the bidder (or cashier's check) in the amount of ten percent (10%) of the accepted bid price, which shall be non-refundable, the balance to be paid not later than ninety (90) days from the date of bid, again by certified or cashier's check, at which time title shall be conveyed to bidder by the Township and the deed delivered therefore. Concurrently with payment of the ten percent (10%) deposit, bidder shall execute an agreement to accept the terms and conditions of sale set forth herein on a form to be prescribed by the Township. The terms of said agreement shall provide for the successful bidder's payment to the Township for all costs pertaining to this Ordinance and its attendant duties, including fees of the Township Attorney and the costs of applicable surveying and notice publication(s) (said costs not to exceed the sum of \$5,000.00). The successful bidder shall also pay all recording fees and pro-rated real estate taxes for the balance of the current year at the time of closing.

9. In no event shall the sale for the Properties alone be for less than fair market value, with an appraisal of the Properties being a condition of sale.

10. In the event the successful bidder should for any reason not pay the purchase price balance due as above provided, the Township reserves the right to cancel the sale and retain the ten percent (10%) deposit as liquidated damages for non-performance.

11. In the event title is not insurable by the bidder at prevailing rates by a reputable title insurance company, the successful bidder's sole remedy shall be to give written notice of cancellation of the bid to the Township within ninety (90) days of the date of bid. In that case, the Township shall refund the deposit, and there shall be no further obligation by either party to the other respecting said bid or any obligations created by the giving or acceptance of said bid.

12. 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.

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

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.



ORDINANCE

**EXPLANATION:** An Ordinance Approving Municipal Services Agreement with Out of Bounds Association, Inc

**Ordinance Approving Municipal Services Agreement with Out of Bounds Association, Inc.**

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

**WHEREAS**, the Out of Bounds Association, Inc. (hereinafter referred to as the “Development” or “Association”), is a residential development located within the Township, and is a qualified private community as contemplated by and defined in the New Jersey Municipal Services Act (hereinafter referred to as the “Act”), P. L. 1989, C.299 (*N.J.S.A. 40:67-23.1 et seq.*); and

**WHEREAS**, the Township is required under the Act, to perform certain specified services on roads and streets in the Development, or if services are not performed directly by the Township, to reimburse the Development, to the extent specified in the Act and interpretive case law, for the actual, reasonable costs to the Association of providing said specified services, but in no event, in an amount exceeding the cost that would be incurred by the Township in providing those services directly on its own; and

**WHEREAS**, the Development seeks reimbursement from the Township for certain street lighting costs and snow removal costs for calendar years 2014 and 2015; and

**WHEREAS**, in consequence of the forgoing, the Township and the Association desire to resolve all issues relating to payment for such reimbursement, and to set forth a schedule for future payment for street lighting costs and snow removal services costs, all as provided in a Municipal Services Agreement appearing in substantially the form appended hereto as Exhibit A, and which shall be in such final form as may be approved by legal counsel.

**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 approves of the Municipal Services Agreement with the Association appearing in substantially the form appended hereto as Exhibit A, and which shall be in such final form as may be approved by legal counsel.
3. 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 insofar as they may be so construed to give effect to the remaining provisions hereof.
4. A copy of this Ordinance shall be available for public inspection at the offices of the Township Clerk.
5. This Ordinance shall take effect all as required by law.

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

**CALENDAR YEAR 2016  
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% 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 2016 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 \$3,723,395.37 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 2016 budget year, the final appropriations of the Township of Edison shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$3,723,395.37 and that the CY 2016 municipal budget for the Township of Edison be approved and adopted in accordance with this ordinance; and,

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

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

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

**RESOLUTION R.417-062016**

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING JUNE 2, 2016.

**WHEREAS**, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through June 2, 2016.

FUND	AMOUNT
Current	\$18,039,432.38
Affordable Housing	22,024.67
Capital	134,479.40
Cash Performance	0.00
CDBG	617.00
Developers Escrow	0.00
Dog (Animal Control)	630.00
Federal Forfeited	0.00
Grant Funds	1,138.13
Law Enforcement	0.00
Open Space	0.00
Park Improvements	0.00
Payroll Deduction	502,748.28
Sanitation Fund	83,130.46
Sewer Utility	2,405,637.34
Tax Sale Redemption	283,434.73
Tree Fund	0.00
Tree Planting	0.00
Trust	285,090.31
<b>TOTAL</b>	<b>\$21,758,362.70</b>

/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.418-062016**

**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 **\$499,925.36**.

**RESOLUTION R.419-062016**

**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:	Wells Fargo
Property Location:	83 Clifton St
Block/Lot/Qualifier	365/15
Sewer Account:	8001-0
Amount to be Refunded:	\$ 424.66
<b>GRAND TOTAL:</b>	<b>\$ 424.66</b>

3. This Resolution shall take effect immediately.

**RESOLUTION R.420-062016**

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

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

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

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

<b><u>CURRENT FUND</u></b>	<b><u>AMOUNT</u></b>
BUSINESS ADMINISTRATOR Salary	7,000.00
BUSINESS ADMINSTRATOR Other Expenses	2,157.75
PURCHASING Salary	0.00
PURCHASING Other Expenses	0.00
PURCHASING CENTRAL STORE Other Expenses	4,987.00
COMMUNICATIONS/EDISON TV Salary	5,000.00
COMMUNICATIONS/EDISON TV Other Expenses	4,819.66
PERSONNEL/HR Salary	2,000.00
PERSONNEL/HR Other Expenses	547.92
MAYOR Salary	2,000.00
MAYOR Other Expenses	191.66
COUNCIL Salary	5,000.00
COUNCIL Other Expenses	1,098.34
MUNICIPAL CLERK Salary	0.00
MUNICIPAL CLERK Other Expenses	8,639.50
ETHICS COMMISSION Other Expenses	175.00

FINANCE DEPARTMENT Salary	0.00
FINANCE DEPARTMENT Other Expenses	0.00
DISBURSEMENTS Salary	5,000.00
DISBURSEMENTS Other Expenses	93.15
PAYROLL Salary	0.00
PAYROLL Other Expenses	21,665.84
AUDIT SERVICES	6,007.34
DATA PROCESSING Other Expenses	0.00
TAX COLLECTION Salary	0.00
TAX COLLECTION Other Expenses	1,802.50
TAX ASSESSMENT Salary	9,000.00
TAX ASSESSMENT Other Expenses	13,542.42
LEGAL DEPARTMENT Salary	2,000.00
LEGAL DEPARTMENT Other Expenses	54,166.66
ENGINEERING SERVICES Salary	15,000.00
ENGINEERING SERVICES Other Expenses	0.00
PLANNING BOARD Other Expenses	1,708.34
ENVIRONMENTAL COMM Other Expenses	25.00
ZONING BOARD Other Expenses	1,950.00
PLANNING & ZONING DEPT Salary	8,000.00
PLANNING & ZONING Other Expenses	6,750.00
CONSTRUCTION ENFORC AGENCY Salary	87,000.00
CONST ENF AGENCY Other Expenses	27,941.66
RENT CONTROL BOARD Salary	1,000.00
RENT CONTROL BOARD Other Expenses	116.66
GROUP HEALTH INSURANCE	2,500,000.00
EMPLOYEE SALARY AND WAGES(WAIVERS)	0.00
UNEMPLOYMENT INSURANCE EXPENSE	16,666.66

INSURANCE & SURETY Expense	1,450,000.00
LOSAP-Other Expenses	8,333.34
POLICE DEPARTMENT Salary	2,000,000.00
POLICE DEPARTMENT Other Expenses	0.00
DISPATCH 911 Salary	70,000.00
DISPATCH 911 Other Expenses	0.00
OFFICE OF EMRGNCY MGMT Other Expenses	1,291.66
AID TO VOL FIRE	9,166.66
AID TO VOL FIRST AID	8,750.00
FIRE FIGHTING Salary	500,000.00
FIRE FIGHTING Other Expenses	0.00
FIRE PREVENTION Salary	19,000.00
FIRE PREVENTION Other Expenses	9,375.00
FIRE HYDRANT CHARGES	123,480.50
STREETS & ROADS Salary	0.00
STREETS & ROADS Other Expenses	27,066.66
SOLID WASTE RECYCLING Salary	76,000.00
SOLID WASTE RECYCLING Other Expenses	5,154.16
BUILDINGS & GROUNDS Salary	100,000.00
BUILDINGS & GROUNDS Other Expenses	15,586.17
MUNICIPAL GARAGE Salary	48,000.00
MUNICIPAL GARAGE Other Expenses	7,991.66
POLICE VEHICLES Salary	15,000.00
POLICE VEHICLES Other Expenses	0.00
CONDO COMMUNITY COSTS	12,916.66
HEALTH Salary	65,000.00
HEALTH Other Expenses	0.00



SENIOR CITIZEN Salary	33,000.00
SENIOR CITIZEN Other Expenses	3,133.34
RECREATION Salary	115,000.00
RECREATION Other Expenses	8,591.33
PARKS & TREES Salary	45,000.00
PARKS & TREES Other Expenses	0.00
FREE PUBLIC LIBRARY Salary	163,000.00
FREE PUBLIC LIBRARY Other Expenses	0.00
CELEBRATION OF PUBLIC EVENTS EXPENSES	15,000.00
PUBLIC BUILDINGS HEAT,LIGHT,POWER	78,872.42
STREET LIGHTING EXPENSE	91,666.66
PUBLIC BUILDINGS TELEPHONE	20,833.34
FUEL & LUBRICANTS Other Expenses	69,312.08
CONTINGENT EXPENSE	4,166.66
PERS Expense	0.00
O.A.S.I. (SOCIAL SECURITY) Expense	150,000.00
MUNICIPAL COURT Salary	31,000.00
MUNICIPAL COURT Other Expenses	4,264.16
PUBLIC DEFENDER Salary	2,416.66
PUBLIC DEFENDER Other Expenses	166.66

TOTAL CURRENT FUND

8,230,588.87

SANITATION FUND

AMOUNT

SANITATION Salary	70,000.00
SANITATION Disposal Fees	158,333.34
 	<hr/>
TOTAL SANITATION FUND	<u>228,333.34</u>

**RESOLUTION R.421-062016**

**RESOLUTION AWARDING/AMENDING CONTRACT TO V-COMM, LLC FOR RADIO COMMUNICATION SYSTEM CONSULTANT TO ACQUIRE 700 MHZ FREQUENCIES**

**WHEREAS**, V-COMM, LLC, 2540 US Highway 130, Ste. 101, Cranbury, NJ 08512 was awarded RFP 15-03, Radio Communication System Consultant, on October 14, 2015 by Resolution R.700-102015; and

**WHEREAS**, RFP 15-03 included a provision for additional work that may be needed during the course of the project and requested and received an hourly rate schedule for said additional work needed; and

**WHEREAS**; Edison Township is in need of 700 MHZ frequency acquisition services; and

**WHEREAS**; V-COMM, LLC has submitted a proposal to provide complete 700 MHZ Frequency Acquisition Services for a price not to exceed \$34,450.00; and

**WHEREAS**, funds in the amount of \$34,450.00 have been certified to be available in the Section 20 Costs Account, No. C-04-14-1872-490-000; and

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

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

1. The proposal as submitted by V-COMM, LLC, 2540 US Highway 130, Ste. 101, Cranbury, NJ 08512 for 700 MHZ frequency acquisition services is accepted.
2. The Mayor, or his designee, is hereby authorized to amend the original contract with V-COMM, LLC in the amount not to exceed \$34,450.00, in accordance with the proposal.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$34,450.00** are available for the above contract in Account No. **C-04-14-1872-490-000**.

---

Nicholas C. Fargo  
Chief Financial Officer

**RESOLUTION R.422-062016**

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO MOTOROLA SOLUTIONS, INC.  
FOR THE PURCHASE, REPAIR AND MAINTENANCE OF RADIO COMMUNICATION EQUIPMENT  
AND ACCESSORIES**

**WHEREAS**, there is a need for all Township of Edison Departments to maintain, purchase and repair radio communication equipment and accessories for a one year term beginning August 1, 2016 through July 31, 2017; and

**WHEREAS**, MOTOROLA SOLUTIONS, INC., P.O. Box 305, Bordentown, NJ 08505 has been awarded State Contract Number A83909 under T-0109/Radio Communication Equipment and Accessories; and

**WHEREAS**, this will be a multi part contract that will cover purchases, and maintenance for the infrastructure of the Township's entire radio system and repairs to the portable and vehicle radios which are no longer covered by the maintenance contract due to their age; and

**WHEREAS**, the maintenance portion of the contract covers parts and labor as well as a preventative maintenance inspection. This portion of the contract is \$196,788.84; and

**WHEREAS**, the repairs portion of the contract covers time and materials repairs to the portable and vehicle radios not covered by the maintenance contract. This expense will be capped at a not to exceed amount of \$110,000.00; and

**WHEREAS**, purchases in the amount not to exceed \$275,000.00, as needed, shall make up the balance of this contract to bring the amount of this contract to a not to exceed amount of \$581,788.84; 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 amount for this contract cannot be determined at this time, and the total amount of the award of this contract cannot be encumbered; 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/purchase order in the amount not to exceed \$581,788.84 and any other necessary documents, with MOTOROLA SOLUTIONS, INC., P.O. Box 305, Bordentown, NJ 08505 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. 83909/T-0109.

**RESOLUTION R.423-062016**

**Explanation: A Municipal Resolution Supporting the Official  
Continuation of the Township of Edison Sustainable Jersey Green Team**

**WHEREAS**, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

**WHEREAS**, the Township of Edison strives to save tax dollars, assure clean land, air and water, improve working and living environments as steps to building a sustainable community that will thrive well into the new century; and

**WHEREAS**, the Township hereby acknowledges that the residents of Edison desire a stable, sustainable future for themselves and future generations; and

**WHEREAS**, the Township wished to support a model of government which benefits our residents now and far into the future by exploring and adopting sustainable, economically-sound, local government practices; and

**WHEREAS**, by endorsing a sustainable path the Township is pledged to educate itself and community members as to green/sustainable activities and to develop initiatives supporting sustainable local government practices; and

**WHEREAS**, to focus attention and effort within Edison on matters of sustainability, the Township wished to pursue local initiatives and actions that will led to Sustainable Jersey Municipal Certification, as well as to the subsequent and continuing investigation, development and implementation of green and sustainable initiatives, activities, projects and achievements, for the environmental and economic benefit of the community; and

**WHEREAS**, the Edison Sustainable Jersey Green Team has played a dynamic role in such green/sustainable activities as the development of the 2016 Sixth Annual ECTE/ESJGT/ECCP Edison Earth Day Celebration At Papaiani Park, as well as other green/sustainable efforts, initiatives and partnerships (e.g.: ESJGT PSET JPSHS SJSJP Life Learning Greenhouse); and

**WHEREAS**, in an attempt to develop and maintain a dynamic focus upon local Green and Sustainable issues, the Township of Edison established a Sustainable Jersey Green Team Advisory Committee, as required for by Sustainable Jersey regulations for the Township of Edison to apply for and achieve Sustainable Jersey Bronze Level certification; and

**NOW, THEREFORE, BE IT RESOLVED**, having originally established the Township of Edison Sustainable Jersey Green Team Advisory Committee of twelve (12) members, consisting of residents and employees of the Township of Edison, the Municipal Council of the Township of Edison had previously re-appointed them, with a term ending December 31, 2018.

**BE IT FURTHER RESOLVED**, by the Municipal Council of the Township of Edison, per established practice, that we do hereby authorize the official continuation of the Township of Edison Sustainable Jersey Green Team, at a regularly-scheduled, Public Meeting on June 8, 2016, composed of the twelve (12) below-cited members, whose appointed terms will end December 31, 2018, subject to re-appointment:

**Jay Elliot, Coordinator, Edison Clean Communities Program**  
**Lester Jones, Health Officer, Department of Health & Human Services**  
**Karen Halo, Green/Sustainable Business Owner, Absolute Green**  
**Mark Kataryniak, Town Engineer/Director, Dept. of Planning & Engineering (New Appointment)**  
**Chris Mazauskas, Resource Development Officer, Department of Administration**  
**Kristyn Morrison Tempe, Project Manager, Test America Environmental Testing**  
**John K. Haines, Director, Department of Public Works (New Appointment)**

**Walter Stochel, Chairperson, Township of Edison Open Space Advisory Committee**  
**Robert Takash, President, Edison Greenways Group, Inc.**  
**Dhwani Trivedi, Biological Research Scientist**  
**Mike Kruimer, Chairman, NJ State Committee for the East Coast Greenway**  
**Inder Soni, Entrepreneur, Edison East Indian Community Advocate**

**RESOLUTION R.424-062015**

**EXPLANATION:** A Resolution designating redeveloper and authorizing execution of the Redevelopment Agreement with Roosevelt Hospital Housing Urban Renewal Associates LLC.

**WHEREAS**, the Municipal Council (the “**Municipal Council**”) of the Township of Edison (the “**Township**”) pursuant to *N.J.S.A. 40A:12A-14*, authorized the Planning Board of the Township (the “**Planning Board**”) to determine whether Block 690, Lots 1 and 2.B within the Township met the statutory criteria for designation as an “area in need of rehabilitation” (the “**Study Area**”) pursuant to the provisions of the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (“**Redevelopment Law**”); and

**WHEREAS**, the Planning Board undertook said investigation and conducted a public hearing, all in accordance with *N.J.S.A. 40A:12A-14*; and

**WHEREAS**, the Planning Board found that the Study Area satisfied certain statutory criteria and thus constituted an area in need of rehabilitation in accordance with *N.J.S.A. 40A:12A-14*; and

**WHEREAS**, on May 27, 2015 the Municipal Council adopted Resolution 291-052015 which designated the Study Area as an “area in need of rehabilitation” pursuant to the Redevelopment Law (“**Rehabilitation Area**”); and

**WHEREAS**, on June 30, 2015, the Municipal Council adopted Ordinance O.1910-2015 by which it accepted the findings of the Planning Board and adopted, in accordance with the Redevelopment Law, a redevelopment plan entitled “Roosevelt Care Center Rehabilitation Plan” prepared by Bignell Planning Consultants, Inc. (the “**Redevelopment Plan**”); and

**WHEREAS**, pursuant to *N.J.S.A. 40A:12A-4*, the Township has determined to act as the “**Redevelopment Entity**” (as such term is defined at *N.J.S.A. 40A:12A-3*) for the Rehabilitation Area to exercise the powers contained in the Redevelopment Law; and

**WHEREAS**, Roosevelt Hospital Urban Renewal Associates LLC (the “**Redeveloper**”) desires to be designated as the “redeveloper” (as such term is defined in the Redevelopment Law) to rehabilitate the existing Roosevelt Hospital building into an affordable senior-citizen housing facility and a new 22,000 square foot medical office building, along with supporting parking and site improvements (the “**Project**”); and

**WHEREAS**, the County of Middlesex (the “**County**”) is currently the owner of the Rehabilitation Area and intends to subdivide the same into three (3) separate tax lots in order to carry out the redevelopment of the Rehabilitation Area in three separate phases; and

**WHEREAS**, the County will transfer a long-term leasehold interest to Redeveloper on the middle tax lot to be created by County; and

**WHEREAS**, the Township has determined that the Redeveloper meets all necessary criteria, including financial capabilities, experience, and expertise to implement and complete the rehabilitation of the Project in accordance with the Redevelopment Plan and all other applicable laws, ordinances and regulations; and

**WHEREAS**, the Township and Redeveloper have negotiated the terms and conditions of a redevelopment agreement governing the Redeveloper’s rehabilitation of the Project (the “**Redevelopment Agreement**”); and

**WHEREAS**, the Township has determined the Project to be in the vital and best interests of the Township, and that it promotes the health, safety, morals and welfare of the Township’s residents; and

**WHEREAS**, the Township desires to designate the Redeveloper as the redeveloper of the Project and to authorize the execution of the Redevelopment Agreement,

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

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

**Section 2.** The Municipal Council hereby authorizes the execution of a redevelopment agreement with the Redeveloper in substantially the form attached hereto as **Exhibit A** and by this reference incorporated herein.

**Section 3.** The Mayor is authorized to execute the Redevelopment Agreement with the Redeveloper in substantially the same form as the Redevelopment Agreement attached hereto, with such additions, deletions and modifications as the Mayor may determine necessary upon consultation with counsel and the Redeveloper.

**Section 4.** Roosevelt Hospital Urban Renewal Associates, LLC, is hereby designated as the redeveloper of the Project, subject to the execution of the Redevelopment Agreement.

**Section 5.** If any part of this Resolution shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Resolution.

**Section 6.** A copy of this Resolution shall be filed and available for public inspection at the in the offices of the Township.

**Section 7.** This Resolution shall take effect immediately.



**RESOLUTION R.425-062016**

EXPLANATION: A Resolution designating property identified as 635 Amboy Avenue (Block 748, Lot 36) in the Township as an area in need of redevelopment pursuant to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1, et seq.*

**WHEREAS**, the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.*, as amended and supplemented (the “**Redevelopment Law**”), authorizes a municipality to determine whether certain property within the municipality constitutes an area in need of redevelopment; and

**WHEREAS**, to make such a determination under the Redevelopment Law, the municipal council (the “**Township Council**”) of the Township of Edison (the “**Township**”), by way of Resolution 031-012016, adopted January 13, 2016, authorized and directed the planning board of the Township (the “**Planning Board**”) to conduct a preliminary investigation of the property identified as 635 Amboy Avenue, and more commonly known as Block 748, Lot 36 on the Township’s tax maps (the “**Study Area**”), and to determine that the Study Area meets the criteria for a Non-Condemnation Redevelopment Area, pursuant to Sections 5 and 6 of the Redevelopment Law; and

**WHEREAS**, on May 24, 2016, the Planning Board, after providing due notice, conducted a public hearing in accordance with the Redevelopment Law, at which hearing it determined that the Study Area qualified as an area in need of redevelopment and recommended that the Township Council designate the Study Area as an area in need of redevelopment pursuant to the criteria and requirements of the Redevelopment Law; and

**WHEREAS**, the Township Council has determined that, based upon the recommendation of the Planning Board, the Study Area should be designated an area in need of redevelopment under the Redevelopment Law, with such designation authorizing the Township and Township Council to use all those powers provided by the Redevelopment Law for use in a redevelopment area, other than the power of eminent domain,

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

- Section 1. The foregoing recitals are incorporated herein as if set forth in full.
- Section 2. The recommendations and conclusions of the Planning Board are hereby accepted by the Township Council.
- Section 3. Based upon the findings and recommendations of the Planning Board, the Study Area is hereby designated an area in need of redevelopment without the power of eminent domain (the “**Non-Condemnation Redevelopment Area**”), pursuant to the provisions of Sections 5 and 6 of the Redevelopment Law.
- Section 4. The Township Clerk is hereby directed to transmit a copy of this Resolution to the Commissioner of the New Jersey Department of Community Affairs for review pursuant to Section 6b(5)(c) of the Redevelopment Law.
- Section 5. The Township Clerk is hereby directed to serve, within ten (10) days hereof, a copy of this Resolution upon (i) all record owners of property located within the Non-Condemnation Redevelopment Area, as reflected on the tax assessor’s records, and (ii) each person who filed a written objection prior to the hearing held by the Planning Board, service to be in the manner provided by Section 6 of the Redevelopment Law.
- Section 6. This Resolution shall take effect immediately.

**RESOLUTION R.426-062016**

**EXPLANATION:** A Resolution referring the “Amboy Avenue Redevelopment Plan” to the Township Planning Board for review and comment pursuant to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.*

**WHEREAS**, the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.*, as amended (the “**Redevelopment Law**”), authorizes municipalities to determine whether certain parcels of land in the municipality constitute “areas in need of rehabilitation,” as defined in the Redevelopment Law; and

**WHEREAS**, in accordance with the Redevelopment Law, the municipal council (the “**Township Council**”) of the Township of Edison (the “**Township**”) determined to investigate whether the property bounded by Amboy Avenue and Hoover Avenue to the North, I-95 New Jersey Turnpike to the East, Pierson Avenue to the West and the Middlesex Greenway to the South (the “**Study Area**”) should be designated as an area in need of rehabilitation; and

**WHEREAS**, on May 27, 2015, the Municipal Council, acting by resolution, referred a copy of a resolution designating the Study Area to the Township planning board (the “**Planning Board**”) for review and comment pursuant to *N.J.S.A. 40A:12A-14*; and

**WHEREAS**, Heyer, Gruel & Associates, engineer to the Township (the “**Township Engineer**”), prepared a report for the Township dated May 2015 (the “**Rehabilitation Report**”), which Rehabilitation Report found that more than half of the housing stock in the Study Area is at least 50 years old and that a program of rehabilitation will help prevent further deterioration and promote the overall development of the Township; and

**WHEREAS**, based on the Rehabilitation Report, the Planning Board determined that the Study Area satisfied the statutory criteria to be designated as an area in need of rehabilitation under Section 14 of the Redevelopment Law, *N.J.S.A. 40:12A-14(a)*, and transmitted to the Township Council the recommendation that it designate the Study Area as an area in need of rehabilitation; and

**WHEREAS**, by Resolution R.731-102015, adopted on October 28, 2015, the Township Council designated the Study Area as an area in need of rehabilitation (the “**Rehabilitation Area**”) pursuant to Section 14 of the Redevelopment Law, *N.J.S.A. 40:12A-14*; and

**WHEREAS**, the Township Engineer has prepared and submitted to the Township Council a draft redevelopment plan entitled “Amboy Avenue Redevelopment Plan,” dated April 2016 (the “**Redevelopment Plan**”), a copy of which is attached hereto as **Exhibit A**, outlining the planning, development and redevelopment of the Rehabilitation Area in accordance with the provisions of *N.J.S.A. 40A:12A-7*; and

**WHEREAS**, pursuant to *N.J.S.A. 40A:12A-7(e)*, the Township Council seeks to refer the Redevelopment Plan to the Planning Board for review and comments,

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council:

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. Pursuant to *N.J.S.A. 40A:12A-7(e)*, the Township Council hereby refers the Redevelopment Plan to the Planning Board for review and comment. The Planning Board shall prepare a report regarding its recommendations as to the Redevelopment Plan and submit same to the Township Council within 45 days after referral, as required by the Redevelopment Law.
3. The Clerk of the Township shall forward a copy of this Resolution and the Redevelopment Plan to the Planning Board for review.
4. This Resolution shall take effect immediately.

**RESOLUTION R.427-062016**

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO ECHELON SERVICES LLC  
FOR THE PURCHASE OF HVAC REPLACEMENT AT THE EDISON TOWNSHIP MAIN LIBRARY**

**WHEREAS**, bids were received by the Township of Edison on May 3, 2016 for Public Bid No. 16-03-22 HVAC REPLACEMENT – MAIN LIBRARY; and

**WHEREAS**, ECHELON SERVICES LLC, 159 Merriam Avenue, Newton, NJ 07860 submitted the lowest legally responsible, responsive bid; and

**WHEREAS**, a motion was passed by the Library Board of Trustees to accept the bid in the amount of \$46,300.00 from ECHELON SERVICES LLC to furnish, deliver and install a new complete and operational HVAC control system as per the detailed specifications or Township approved equivalent, complete and in place at the Main Library; and

**WHEREAS**, the maximum amount of the purchase shall not exceed \$46,300.00; and

**WHEREAS**, funds in the amount of \$46,300.00 have been certified to be available in the Free Public Library Account; and

**WHEREAS**, the Township Council accepts the Township of Edison and the Library Board of Trustees recommendations as described herein and as submitted on the summary spreadsheet.

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

3. All bids have been reviewed, and the bid submitted by ECHELON SERVICES LLC, 159 Merriam Avenue, Newton, NJ 07860 for HVAC replacement services at the main library is determined to be the lowest legally responsible, responsive bid.
4. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$46,300.00, and any other necessary documents, with ECHELON SERVICES LLC, as described herein.
5. The Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$46,300.00** are available for the above contract in Account No. **6-01-29-0390-000-028**.

\_\_\_\_\_  
Nicholas C. Fargo  
Chief Financial Officer

\_\_\_\_\_  
Date

**RESOLUTION R.428-062016**

**EXPLANATION:** This resolution provides refund of the construction permit fee, less the DCA fee, posted for a residential construction permit. The work was never performed.

**WHEREAS**, on May 10, 2016, a Construction Permit fee, check #8802050404, permit #2016-1765, was posted in the total amount of \$355.00 by the contractor, A.J. Perri Inc., having offices at 1162 Pine Brook Rd., Tinton Falls, NJ 07724 ; and

**WHEREAS**, the application was submitted for a Furnace & A.C. at 13 Stiles Rd. Edison, NJ 08817, by the hired contractor; A.J. Perri Inc

**WHEREAS**, appropriate documents have been submitted to the Township indicating that the contract was cancelled therefore appropriate that the municipal permit fee in the amount of \$256.00, derived from the \$355.00 total construction permit fee less the \$35.00 DCA fee, and less the 20% plan review fee of \$64.00 be refunded to the contractor A.J. Perri Inc.; and

**WHEREAS**, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2016-1765, in the amount of \$256.00 for the referenced application;

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the Township of Edison that the sum not to exceed \$256.00 on construction permit fees posted by A.J. Perri Inc for 13 Stiles Rd. be refunded to the contractor;

**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the said amount of \$256.00 from the Refund of Revenue Fund to the Contractor, A.J. Perri Inc, 1162 Pine Brook Rd., Tinton Falls, NJ 07724.

**RESOLUTION R.429-062016**

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

**WHEREAS**, on April 5,2016, a Construction Permit fee, check #57038, permit #2016-1173, was posted in the total amount of \$259.00 by the contractor, Edison Heating & Cooling , having offices at 191 Vineyard Rd. Edison, NJ, 08817 ; and

**WHEREAS**, the application was submitted for a Boiler at 81 Bernard Ave., Edison, NJ 08837, by the hired contractor; Edison Heating & Cooling, who did not make known to the Construction Code Enforcement Division that the homeowner, Christine Sprinzel, is a bonafide Edison Senior Resident who is eligible for Senior Citizen waiver of municipal fees on construction permits, per the Edison Municipal Code, chapter 2-128.3; and

**WHEREAS**, appropriate documents have been submitted to the Township indicating that the work was done for a bonafide senior resident it is therefore appropriate that the municipal permit fee in the amount of \$245.00, derived from the \$259.00 total construction permit fee less the \$14.00 DCA fee, be refunded to the contractor Edison Heating & Cooling; and

**WHEREAS**, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2016-1173, in the amount of \$245.00 for the referenced application;

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the Township of Edison that the sum not to exceed \$245.00 on construction permit fees posted by Edison Heating & Cooling Inc. for 81 Bernard Ave. be refunded to the contractor;

**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the said amount of \$245.00 from the Refund of Revenue Fund to the Contractor, Edison Heating & Cooling 191 Vineyard Rd. Edison, NJ, 08817.

**RESOLUTION R.430-062016**

Edison Township Memorial Post 3117 VFW, 55 National Road  
Block 48, Lot10-B2 **Performance Bond Reduction & Cash Bond Reduction**

**WHEREAS**, Edison Memorial Post 3117 VFW posted a Performance Bond #FP0017270 posted on August 4, 2011 of First Indemnity of America Insurance Company in the amount of **\$344,496.24**, posted by Edison Township Memorial Post 3117 VFW, having offices at 53-57 National Road, Edison, NJ 08817 to guarantee the installation of improvements for the project known as Memorial Post 3117 VFW located in Block #48 and Lot #10-B2 and designated Application #Z22-09/10; and

**WHEREAS**, a Cash Performance Bond was posted on June 28, 2011, by Check #7000239933 of Capital One Bank, in the amount of **\$38,277.36**, on deposit in account 7761417182; and

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

**WHEREAS**, it is the recommendation of the Township Engineer that the Performance Bond be reduced by 70% from **\$344,496.24** to **\$103,348.87**; and

**WHEREAS**, it is further the recommendation of the Township Engineer that the Cash Performance Bond, posted by Edison Township Memorial Post 3117 VFW, on June 28, 2011, be reduced by 70%, from **\$38,277.36** to **\$11,483.21**; therefore refunding the amount of **\$26,794.15**; and

**NOW, THEREFORE, BE IT RESOLVED** by the municipal council of the township of Edison, that the Performance Bond hereinabove mentioned be reduced to **\$103,348.87**, by virtue of a substitute bond or endorsement to the Performance Bond presently in place, until such time as Final Acceptance is granted.

**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the sum of **\$26,794.15**, plus accrued interest, on deposit in Account #7761417182 to Edison Township Memorial Post 3117 VFW having offices at 53-57 National Road, Edison, N.J.08818, with the sum of **\$11,483.21** remaining on deposit until such time as Final Acceptance is granted.

**RESOLUTION R.431-062016**

**RESOLUTION AUTHORIZING ADDITIONAL FUNDS FOR THE FURNISHING OF TRUCK TRANSMISSION REPAIR/REBUILD WITH STEWART & STEVENSON POWER PRODUCTS LLC IN AN AMOUNT NOT TO EXCEED \$35,000.00**

**WHEREAS, STEWART & STEVENSON POWER PRODUCTS LLC**, Atlantic Division, 169 Old New Brunswick Road, Piscataway, NJ 08854 was awarded Contract No. 15-09-07R TRUCK TRANSMISSION REPAIR/REBUILD through resolution R.648-092015 for the period of October 2, 2015 to October 1, 2016 in the total amount of \$45,000.00 and that amount has been depleted; and

**WHEREAS**, additional funds in the amount of \$35,000.00 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 \$35,000.00 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 \$35,000.00, cannot be encumbered at this time; and

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

**WHEREAS**, no amount shall be chargeable or certified until such time as goods or services are ordered or otherwise called for. Prior to incurring the liability by placing the order, the certification of available funds shall be made by the Chief Financial Officer or Certifying Financial Officer. It shall be the responsibility of the official responsible for issuing the purchase order to notify and seek the certification of availability of funds of the Chief Financial Officer or Certifying Finance Officer, as appropriate (N.J.A.C. 5:30-5.5(b)); 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 \$35,000.00 and any other necessary documents with STEWART & STEVENSON POWER PRODUCTS LLC described herein.

**RESOLUTION R.432-062016**

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO  
SURESH SEERAM FOR THE YAP PROGRAM**

**WHEREAS** Suresh Seeram made a duplicate registration fee payment in the amount of \$25.00 for his child, Amulya Seeram's participation in the ABC Program; and

**NOW; THEREFORE, IT IS RESOLVED** by the Township Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison shall refund the amount of \$25.00 to Suresh Seeram, 306 Yosko Dr., Edison, NJ 08817, which amount represents the duplicate fee.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of \$25.00 are available in Account #6-01-55-0291-000-000.



**RESOLUTION R.433-062016**

**NOTICE OF SALE OF ABANDONED VEHICLES AS PROVIDED IN TITLE R.S. 39:10-A-1  
NOTICE IS HEREBY GIVEN that on Wednesday 06/22/2016 at 11:00 A.M. the TOWNSHIP OF EDISON  
will hold for auction (22) vehicles. The vehicles listed below came into possession of the TOWNSHIP OF  
EDISON through abandonment or failure of owners to claim and have been duly processed. For sale are the  
following vehicles with a Re-Sale application (NO LIEN)**

<b>Number</b>	<b>Make</b>	<b>Model</b>	<b>Year</b>	<b>Type VIN</b>
12043675	Dodge	Charger	2007	2B3KA43G57H666431
15039417	Dodge	Caravan	2002	1B4GP44322B712682
15041157	Dodge	Ram	2002	1D7HA18Z82S534823
15042808	Volkswagen	Golf	1998	3VWKA81H3WM136313
15047720	Honda	Civic	2015	19XFB4F33FE200254
15048449	Mitsubishi	Gallant	2000	4A3AA46L2YE178143
15048597	Nissan	Altima	2015	1N4AL3AP1FC290660
15051069	Toyota	Camry	1998	4T1BG22K8WU313180
15057188	Toyota	Corolla	1995	2T1AE09B3SC132575
15061057	Ford	F150	1997	1FTDX18W0VNC82467
15061610	Subaru	Legacy	2007	4S4BP61C977313044
15061734	Honda	Civic	1995	2HGJEJ2123SH531952
16001154	BMW	328I	1999	WBAAM5338XEJ40027
16002335	Lexus	GS3	1998	JT8BD68S1W000807
16010263	Ford	Expedition	1998	1FMRU18W5WLA70963
16012608	Ford	P52	2002	1FAHP52222A228143
16014465	Chevy	Cavalier	2000	1G1JC124XY7209839

For sale are the following vehicles with a JUNK TITLE (NO LIEN)

<b>Number</b>	<b>Make</b>	<b>Model</b>	<b>Year</b>	<b>Type VIN</b>
15046200	Honda	Accord	2000	1HGCG2253YA000935
16000109	Kia	Sephia	1997	KNAFA1256V5310330
16007352	Buick	Century	2000	2G4WS52J8Y1297263
16009108	Honda	Accord	2001	1HGCG22571A025505

For sale is the following motorcycle with a Re-Sale application (NO LIEN)

<b>Number</b>	<b>Make</b>	<b>Model</b>	<b>Year</b>	<b>Type VIN</b>
15025136	Yamaha	MC	2003	JYARJ06E33A009700

Vehicles may be inspected at the Edison Township Municipal Impound Yard in Edison at 745 New Durham Road the day of the sale from 8:30AM-10:00AM. (Direction can be requested – please email [RSzucs@edisonpd.org](mailto:RSzucs@edisonpd.org)). Vehicles must be removed within three (3) business days after sale. Payment is due at the time of the sale. Auction will be held at the Edison Township Municipal Complex at 100 Municipal Blvd., Edison NJ, at 11:00AM in the Edison Room, 3<sup>rd</sup> floor.

**RESOLUTION R.434-062016**

**Edward Byrne Memorial Justice Assistance Grant  
(FY 2016 Local Solicitation)  
Grant Application and Approval**

**WHEREAS;** the Division of Police wishes to apply for and approve acceptance of grant funding in the amount of \$12,190.00 to use towards the overall purchase of new ballistic shields; and

**WHEREAS;** the Edison Division of Police is one of four police departments in Middlesex County that is eligible to receive funding from the Edward Byrne Memorial Justice Assistance Grant; and

**WHEREAS;** the grant allows for police departments to purchase much needed additional equipment in the fight against crime.

**NOW, THEREFORE,** be it resolved that the Edison Township Council and the Division of Police declares it's support for the grant application and to approve acceptance of the Edward Byrne Memorial Justice Assistance Grant in the amount of \$12,190.00.

**BE IT FURTHER RESOLVED,** that the Business Administrator be and is hereby authorized to sign the aforesaid grant application and execute the grant agreement for and on behalf of the Township of Edison.

**RESOLUTION R.435-062016**

**WHEREAS**, applications have be made for the renewal of Plenary Retail Consumption Licenses, issued by the Municipal Council of the Township of Edison, expiring on June 30, 2016; and

**WHEREAS**, the proper applications and fees have been received; and

**WHEREAS**, no legally valid objections have been made as to why these applications should not be approved.

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the Township of Edison, County of Middlesex, New Jersey, that the following Plenary Retail Consumption Licenses expiring on June 30, 2016, for which the required fees of \$2,500.00 to the Township of Edison and \$200.00 to the State Division of Alcoholic Beverage Control have been paid, be the same hereby granted and renewed, effective June 8, 2016.

<b><u>LICENSE NUMBER</u></b>	<b><u>LICENSEE AND LOCATION</u></b>	<b><u>ADDRESS</u></b>
1205-33-004-005	Akaibana d/b/a/ Benihana of Edison 60 Parsonage Road	Edison, NJ 08837
1205-33-006-006	Anthony's Coal Fire Pizza of Edison, LLC 80 Parsonage Road	Edison, NJ 08837
1205-33-016-009	Rainforest Café Inc. 100 Menlo Park	Edison, NJ 08837
1205-33-018-004	Cheesecake Factory 100 Menlo Park Mall	Edison, NJ 08837
1205-33-020-010	Apple Food Services of Edison, LLC d/b/a Applebee's 1045 Route 1	Edison, NJ 08817
1205-33-027-007	Nordstrom, Inc. 449 Menlo Park Mall	Edison, NJ 08837
1205-33-032-004	Brinker International d/b/a Chili's Grill 1655 Oak Tree Road	Edison, NJ 08820
1205-33-062-003	QSL of Edison, LLC d/b/a Quaker Steak & Lube 561 U.S. Route 1	Edison, NJ 08817
1205-33-063-003	American Multi Cinema, Inc. AMC Theatres Menlo Park 12 55 Parsonage Rd. #390	Edison, NJ 08837

**RESOLUTION R.436-062016**

**WHEREAS**, applications have be made for the renewal of Plenary Retail Distribution Licenses, issued by the Municipal Council of the Township of Edison, expiring on June 30, 2016; and

**WHEREAS**, the proper applications and fees have been received; and

**WHEREAS**, no legally valid objections have been made as to why these applications should not be approved.

**NOW, THEREFORE, BE IT FURTHER RESOLVED**, that the following Plenary Retail Distribution Licenses expiring on June 30, 2016, for which the required fee \$2,500.00 to the Township of Edison and \$200.00 to the State Division of Alcoholic Beverage Control have been paid, be hereby renewed, effective June 8, 2016.

<b><u>LICENSE NUMBER</u></b>	<b><u>LICENSEE AND LOCATION</u></b>	<b><u>ADDRESS</u></b>
1205-44-059-002	VW and Sons, Inc. t/a VW Liquors 561 U.S. Route 1	Edison, NJ 08817
1205-44-064-006	Rishrik, LLC t/a Wine O Land 1199 Amboy Avenue	Edison, NJ 08837

**RESOLUTION R..437-062016**

**WHEREAS**, applications have be made for the renewal of Plenary Retail Consumption Licenses (Hotel/Motel) , issued by the Municipal Council of the Township of Edison, expiring on June 30, 2016; and

**WHEREAS**, the proper applications and fees have been received; and

**WHEREAS**, no legally valid objections have been made as to why these applications should not be approved.

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the Township of Edison, County of Middlesex, New Jersey, that the following Plenary Retail Consumption Licenses [Hotel/Motel] expiring on June 30, 2016 for which the required fees of \$2,500.00 to the Township of Edison and \$200.00 to the State Division of Alcoholic Beverage Control have been paid, be the same hereby granted and renewed, effective June 8, 2016.

<b><u>LICENSE NUMBER</u></b>	<b><u>LICENSEE AND LOCATION</u></b>	<b><u>ADDRESS</u></b>
1205-36-053-005	Restaurant Route 27, LLC t/a Crowne Plaza Edison 2055 Lincoln Highway	Edison, NJ 08817
1205-36-066-001	Ashford TRS Sapphire V, LLC t/a Courtyard by Marriott 3105 Woodbridge Avenue	Edison, NJ 08837

**RESOLUTION R.438-062016**

**WHEREAS**, applications have be made for the renewal of Club Licenses, issued by the Municipal Council of the Township of Edison, expiring on June 30, 2016 and

**WHEREAS**, the proper applications and fees have been received; and

**WHEREAS**, no legally valid objections have been made as to why these applications should not be approved.

**NOW, THEREFORE, BE IT FURTHER RESOLVED**, that the following Club Licenses expiring on June 30, 2016, for which the required fee \$150.00 to the Township of Edison and \$200.00 to the State Division of Alcoholic Beverage Control have been paid, be hereby renewed, effective June 8, 2016

<b><u>LICENSE NUMBER</u></b>	<b><u>LICENSEE AND LOCATION</u></b>	<b><u>ADDRESS</u></b>
1205-31-038-001	American Legion #324 156 Brower Ave.	Edison, NJ 08837
1205-31-042-001	Italian American Club of Edison 1997 Woodbridge Avenue	Edison, NJ 08817
1205-31-045-001	Metuchen Golf & Country Club 244 Plainfield Road	Edison, NJ 08820

**RESOLUTION R.439-062016**

**Explanation:** This resolution provides for the refund of the unused portion of Developers Escrow Fees posted by Nasil Bader for the Zoning Board application No Z58-2014

**WHEREAS,** The Township Planning Board Secretary advises that the Developer Escrow Fees posted by Nasil Bader for a project located at 82 Melbourne Street , Edison, N.J. 08817 in Block 356, Lot 18 and Application # Z58-2014; and

**WHEREAS;** the applicant was required to Post developers escrow fees, pursuant to Township Ordinance; and

**WHEREAS;** on October 9 ,2014 Nasil Bader posted fees on deposit with the Township of Edison in the account # 7763328860 for Developers Escrow Fees; and

**WHEREAS;** the applicant has requested the return of the unused portion of Developers Escrow Fees, as provided by law; and

**WHEREAS;** it is now in order that the sum \$2,500.00 plus accrued interest, if applicable, which represents the amount due and owing the applicant, be returned to Nasil Bader; and

**NOW THEREFORE, BE IT RESOLVED** By The Municipal Council Of The Township Of Edison that the sum of \$2,500.00 plus accrued interest, if applicable be refunded to Nasil Bader 1014 Abbott Street, Highland Park , N.J 08904

**BE IF FURTHER RESOLVED** that the Director of Finance be and is hereby authorized to refund the sum of \$ 2,500.00 plus accrued interest, if applicable, in account #7763328860 to the applicant.

**RESOLUTION R.440-062016**

**Explanation:** This resolution provides for the refund of the unused portion of Developers Escrow Fees posted by Victor Lopes for the Planning Board application No P5168

**WHEREAS,** The Township Planning Board Secretary advises that the Developer Escrow Fees posted by Victor Lopes for a project located at 842 Beatrice Parkway , Edison, N.J. 08820 in Block 923, Lot 2.B and Application # P5168; and

**WHEREAS;** the applicant was required to Post developers escrow fees, pursuant to Township Ordinance; and

**WHEREAS;** on March 14, 2016 Victor Lopes posted fees on deposit with the Township of Edison in the account # 7763939815 for Developers Escrow Fees; and

**WHEREAS;** the applicant has requested the return of the unused portion of Developers Escrow Fees, as provided by law; and

**WHEREAS;** it is now in order that the sum \$1,230.00 plus accrued interest, if applicable, which represents the amount due and owing the applicant, be returned to Victor Lopes; and

**NOW THEREFORE, BE IT RESOLVED** by The Municipal Council Of The Township Of Edison that the sum of \$1,230.00 plus accrued interest, if applicable be refunded to Victor Lopes, 2 Fishel Road, N.J 08820

**BE IF FURTHER RESOLVED** that the Director of Finance be and is hereby authorized to refund the sum of \$ 1,230.00 plus accrued interest, if applicable, in account #7763939815 to the applicant.