

**AGENDA
MUNICIPAL COUNCIL
REGULAR MEETING
Wednesday, June 27, 2012
7:00 p.m.**

1. Call to Order and Pledge of Allegiance.
2. Roll Call.
3. Adequate Notice of this meeting as required by the Open Public Meetings Act of 1975, has been provided by an Annual Notice sent to The Home News Tribune, The Star Ledger and the Sentinel on January 3, 2012, and posted in the Main Lobby of the Municipal Complex on the same date.
4. **APPROVAL OF MINUTES:**
 - a. Regular Meeting of May 23, 2012
 - b. Closed Session Meeting of June 11, 2012
5. **COUNCIL PRESIDENT'S REMARKS**
6. **NEW BUSINESS:**
PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR WEDNESDAY, JULY 25, 2012:

O.1802-2012 AN ORDINANCE AMENDING THE SALARY ORDINANCE FOR THE POSITION OF DEPUTY MUNICIPAL CLERK
7. **PUBLIC COMMENT ON THE RESOLUTIONS**
8. **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.356-062012 Resolution authorizing permission for JSM@Tingley to connect to the Edison Township Sewer System for Block 517, Lot 1. (Tabled at the meeting of June 13, 2012)
- R.358-062012 Resolution approving disbursements for the period ending June 21, 2012.
- R.359-062012 Resolution authorizing award of certain items of Contract No. 12-06-03, Medical Supplies to Bound Tree Medical, LLC, in an amount not to exceed \$19,000.00.
- R.360-062012 Resolution authorizing award of certain items of Contract No. 12-06-03, Medical Supplies to Midwest Medical Supply Company, in an amount not to exceed \$13,000.00.
- R.361-062012 Resolution authorizing award of certain items of Contract No. 12-06-03, Medical Supplies to V.E. Ralph & Son Incorporated, in an amount not to exceed \$42,000.00.
- R.362-062012 Resolution authorizing award of contract for the furnishing of various computer equipment to Hewlett Packard Company, in an amount not to exceed \$20,000.00.

- R.363-062012 Resolution authorizing award of contract for the furnishing of various computer equipment to Dell Marketing, LP, in an amount not to exceed \$15,000.00.
- R.364-062012 Resolution authorizing award of contract for professional risk management consulting services to Financial Insurance Consultants, LLC, in an amount not to exceed \$17,500.00.
- R.365-062012 Resolution authorizing award of contract for the purchase, repair and maintenance of Radio Communication Equipment and Accessories to Motorola Communications & Electronics, Inc., in an amount not to exceed \$400,000.00.
- R.366-062012 Resolution authorizing refund in the amount of \$477,452.79 for redemption of tax sale certificates.
- R.367-062012 Resolution authorizing award of contract for appraisal services for tax court appeals to Sterling DiSanto & Associates, in an amount not to exceed \$75,000.00.
- R.368-062012 Resolution authorizing release of escrow funds for various individuals, in the total amount of \$0.50.
- R.369-062012 Resolution authorizing release of escrow funds to Arete Development, Inc., in the amount of \$381.87.
- R.370-062012 Resolution authorizing release of escrow funds to Korean Baptist Church, in the amount of \$285.04.
- R.371-062012 Resolution authorizing release of escrow funds to YMCA of Metuchen NJ Inc., for property located at 1787 Oak Tree Road, in the amount of \$66.44.
- R.372-062012 Resolution authorizing release of escrow funds to Bio-medical Applctn of NJ, Inc., for property located at 2 Olsen Avenue, in the amount of \$120.13.
- R.373-062012 Resolution authorizing release of escrow funds to J. Fletcher Creamer & Sons, Inc., for property located at Lakeview Boulevard, in the amount of \$101.73.
- R.374-062012 Resolution authorizing release of escrow funds to Ashok Kumar G. Desai, for property located at 114 James Street, in the amount of \$253.75.
- R.375-062012 Resolution authorizing grant application for the 2012 Strengthening Families Program through the FY12 Facility Level Giving/Local Community Giving Program.
- R.376-062012 Resolution authorizing award of quote for veterinary care services to Sayrebrook Veterinary Hospital, in an amount not to exceed \$17,000.00.
- R.377-062012 Resolution authorizing Developer's Agreement for Kang Enterprises, LLC, for property located at 5 Olsen Avenue.
- R.378-062012 Resolution requesting the Council on Affordable Housing authorize an additional \$1,000,000.00 for the Market to Affordable Program.
- R.379-062012 Resolution authorizing reimbursement for affordable housing administrative expenses incurred between 2008 and the present from the Affordable Housing development fees collected by the Township.
- R.380-062012 Resolution committing the Township to spend \$975,000 from its Affordable Housing Trust Fund to purchase a portion of the decommissioned Camp Kilmer from the Department of Defense.
- R.381-062012 Resolution committing the Township to expend \$130,000 from its Affordable Housing Trust Fund to purchase 42-4 Woodedge Avenue and places the committed money in the Township Attorney's Trust Account.
- R.382-062012 Resolution authorizing engineering inspection fee refund to Nextel Communication Site, Inman Avenue, Application #Z73-99/2000.
- R.383-062012 Resolution authorizing release of cash and performance bond for Nextel Communications, Inman Avenue, Application #Z73-99/2000.

- R.384-062012 Resolution authorizing award of bid for Contract No. 12-25-01R, 2012 CDBG Curb and Sidewalk Replacement program to M Sky Construction Company, in an amount not to exceed \$282,875.00.
- R.385-062012 Resolution authorizing award of various items for Contract No. 12-03-09, Traffic/Warning Street Signs and Related Supplies to Custom Products Corporation, in an amount not to exceed \$1,500.00.
- R.386-062012 Resolution authorizing award of various items for Contract No. 12-03-09, Traffic/Warning Street Signs and Related Supplies to Garden State Highway Products, in an amount not to exceed \$7,000.00
- R.387-062012 Resolution authorizing award of various items for Contract No. 12-03-09, Traffic/Warning Streets Signs and Related Supplies to Rocal Incorporated, in an amount not to exceed \$1,500.00.
- R.388-062012 Resolution authorizing award of various items for Contract No. 12-12-06A, Fuel-Gasoline and Diesel, to Allied Oil, LLC in an amount not to exceed \$500,000.00.
- R.389-062012 Resolution authorizing award of various items for contact No. 12-12-06A, Fuel-Gasoline and Diesel to East River Energy, in an amount not to exceed \$500,000.00
- R.390-062012 Resolution authorizing award of quote for repairs to a sanitation truck to Cummins Metro-Newark, in an amount not to exceed \$5,386.05.
- R.391-062012 Resolution authorizing award of contract for the purchase of parts and accessories for Sewer Division equipment to JWC Environmental, LLC, in an amount not to exceed \$45,000.00.
- R.392-062012 Resolution authorizing award of contract for Facilities Management Services for the HVAC System to TBS Controls, LLC, in an amount not to exceed \$19,655.00.
- R.393-062012 Resolution authorizing award of contract for the purchase of Labrie Sanitation Parts to Sanitation Equipment Corporation, in an amount not to exceed \$30,000.00
- R394-062012 Resolution authorizing additional funds for Contract No. 11-12-06, Fuel, Gasoline & Diesel to Allied Oil, LLC, in an additional amount of \$150,000.00
- R395-062012 Resolution awarding payment to various non- profit organizations for League Recreational Services Funding Sports Activities, in the total amount of \$193,761.00
- R.396-062012 Resolution authorizing reimbursement to Eddie Alexander for the Recreation Trip to Mohegan Sun Casino, in the amount of \$100.00.
- R.397-062012 Resolution authorizing reimbursement to Rathna Bale for the Recreation Trip to Mohegan Sun Casino, in the amount of \$75.00.
- R.398-062012 Resolution authorizing reimbursement to Barbara Buccino for the Recreation Trip to Mohegan Sun Casino, in the amount of \$25.00.
- R.399-062012 Resolution authorizing reimbursement to Robert B. Counterman for the Recreation Trip to Mohegan Sun Casino, in the amount of \$25.00.
- R.400-062012 Resolution authorizing reimbursement to Lois Medell for the Recreation Trip to Mohegan Sun Casino, in the amount of \$50.00.
- R.401-062012 Resolution authorizing reimbursement to Elaine Hoffer for the Recreation Trip to Mohegan Sun Casino, in the amount of \$50.00.
- R.402-062012 Resolution authorizing grant application for the USDHS FEMA Assistance to Firefighters Grant.
- R.403-062012 Resolution approving fireworks application for a July 4th Celebration at Lake Papaiani to Fireworks by Castiglione.
- R.404-062012 Resolution authorizing extension of Cranford Police Cooperative Pricing Agreement.
- R.405-062012 Resolution authorizing the purchase of police vehicles through the Cranford Police Cooperative Pricing System to Beyer-Warnock Fleet, in an amount not to exceed \$244,570.00.

R.406-062012 Resolution authorizing renewal of Liquor Licenses for license period 2012-2013.

R.407-062012 Resolution advising the State ABC that there is no objection to the renewal of liquor license No. 1205-36-055-002, Edison Hotel.

9. **COMMUNICATIONS:**

- a. Letter from JoAnn Cory regarding sewerage problems – Receive and refer to Administration

10. **ORAL PETITIONS AND REMARKS**

11. **ADJOURNMENT**

EXPLANATION: This ordinance amends the Salary Ordinance for the position of Deputy Municipal Clerk.

EDISON TOWNSHIP

ORDINANCE O.1802-2012

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

SECTION 1. Clause 1 of Subsection A. entitled “Minimum and Maximum Base Salaries” of Section 1 entitled “Full Time Employee Salaries” Ordinance O. 1799-2012 adopted on May 9, 2010 is hereby amended as follows:

Position:	Minimum	Maximum
Deputy Municipal Clerk	36,000.00	70,000.00

SECTION 2. This ordinance shall take effect twenty (20) days after adoption, publication and approval by Mayor in accordance with N.J.S.A. 40:69A-181(b).

SECTION 3. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

RESOLUTION R.356-062012

WHEREAS, the Township of Edison and the Borough of South Plainfield entered into an agreement dated April 25, 1983 concerning the reciprocal use of the two municipalities sewer systems (the "Agreement"); and

WHEREAS, the Agreement details the circumstance under which a property developer in South Plainfield may connect to the Edison Sewer system; and

WHEREAS, the Agreement provides that the connection to Edison's sewer system requires the consent of the Township Council; and

WHEREAS, JSM@Tingley has received approval to construction residential units in the Borough of South Plainfield and has requested permission to connect to the Township of Edison.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Edison that JSM@Tingley is hereby granted permission to connect to the Edison Township Sewer System for the property known and described as Block 517, Lot 1 on the Tax map of the Borough of South Plainfield subject to the following conditions:

- 1) All connection and billing shall be in accordance with the April 25, 1983 agreement;
- 2) That the Township Engineer shall approve the design and inspect the construction of all connections to the Edison sewer system
- 3) That JSM@Tingley shall pay to the Township of Edison all appropriate connection, review or inspection fees as required by Township Ordinance

RESOLUTION R.358-062012

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF
THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING JUNE 21, 2012

WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through June 21, 2012

FUND	AMOUNT
Current	\$18,803,923.71
Dog (Animal Control)	1,416.75
Sewer Utility	3,018,092.64
Capital	1,059,313.34
CDBG	0.00
Trust	75,264.39
Grant Funds	355,078.25
Sanitation Fund	4,299,197.88
Payroll Deductions	444,840.65
Tree Fund	0.00
Developers Escrow	12,845.01
Cash Performance	68,274.60
Affordable Housing	2,188.80
Tax Sale Redemption	244,665.42
Tree Planting	0.00
Law Enforcement	0.00
Street Opening Escrow	0.00
Federal Forfeited	27,120.00
TOTAL	\$28,412,221.44

/s/ Janice Saponaro
Acting Chief Financial Officer

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

RESOLUTION R.359-062012
RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO BOUND TREE
MEDICAL, LLC FOR THE FURNISHING OF MEDICAL SUPPLIES

WHEREAS, bids were received by the Township of Edison on May 4, 2012 for Public Bid No. 12-06-03, Medical Supplies for the Township of Edison; and

WHEREAS, BOUND TREE MEDICAL, LLC, 5000 Tuttle Crossing, Dublin, OH 43016, submitted the lowest legally responsible bid for various items of the bid; and

WHEREAS, the total amount of this contract, not to exceed \$19,000.00 cannot be encumbered at this time; and

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

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

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

1. All bids have been reviewed, and the bid in the amount of \$19,000.00 by **BOUND TREE MEDICAL, LLC**, 5000 Tuttle Crossing, Dublin, OH 43016 for Medical Supplies is determined to be the lowest legally responsible bid for various items of the bid.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$19,000.00, and any other necessary documents, with **BOUND TREE MEDICAL, LLC**.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

RESOLUTION R.360-062012
RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO MIDWEST MEDICAL
SUPPLY COMPANY FOR THE FURNISHING OF MEDICAL SUPPLIES

WHEREAS, bids were received by the Township of Edison on May 4, 2012 for Public Bid No. 12-06-03, Medical Supplies for the Township of Edison; and

WHEREAS, MIDWEST MEDICAL SUPPLY COMPANY, 13400 Lakefront Dr., Earth City, MO 63045, submitted the lowest legally responsible bid for various items of the bid; and

WHEREAS, the total amount of this contract, not to exceed \$13,000.00 cannot be encumbered at this time; and

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

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

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

1. All bids have been reviewed, and the bid in the amount of \$13,000.00 by **MIDWEST MEDICAL SUPPLY COMPANY**, 13400 Lakefront Dr., Earth City, MO 63045 for Medical Supplies is determined to be the lowest legally responsible bid for various items of the bid.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$13,000.00 and any other necessary documents, with **MIDWEST MEDICAL SUPPLY COMPANY**.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

RESOLUTION R.361-062012
RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO V.E. RALPH & SON
INCORPORATED FOR THE FURNISHING OF MEDICAL SUPPLIES

WHEREAS, bids were received by the Township of Edison on May 4, 2012 for Public Bid No. 12-06-03, Medical Supplies for the Township of Edison; and

WHEREAS, V.E. RALPH & SON INCORPORATED, 320 Schuyler Ave., Kearny, NJ 07032, submitted the lowest legally responsible bid for various items of the bid; and

WHEREAS, the total amount of this contract, not to exceed \$42,000.00 cannot be encumbered at this time; and

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

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

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

1. All bids have been reviewed, and the bid in the amount of \$42,000.00 by **V.E. RALPH & SON INCORPORATED**, 320 Schuyler Ave., Kearny, NJ 07032 for Medical Supplies is determined to be the lowest legally responsible bid for various items of the bid.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$42,000.00, and any other necessary documents, with **V.E. RALPH & SON INCORPORATED**.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

RESOLUTION R.362-062012
RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO HEWLETT PACKARD
COMPANY FOR THE FURNISHING OF VARIOUS COMPUTER EQUIPMENT FOR THE
TOWNSHIP OF EDISON

WHEREAS, there is a need to purchase various computer equipment, parts, batteries, etc., for the Township of Edison over the course of the year; and

WHEREAS, HEWLETT PACKARD COMPANY, 10810 Farnam Drive, Omaha, NE 68154, has been awarded State Contract Number 70262 under M-0483/WSCA Computer Contract; and

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

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

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

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

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

1. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$20,000.00 and any other necessary documents, with HEWLETT PACKARD COMPANY, 10810 Farnam Drive, Omaha, NE, as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract, No. 70262 under M-0483.

RESOLUTION R.363-062012
RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO DELL MARKETING, LP
FOR THE FURNISHING OF VARIOUS COMPUTER EQUIPMENT FOR THE TOWNSHIP OF
EDISON

WHEREAS, there is a need to purchase various computer equipment, parts, etc. for the Township of Edison over the course of the year; and

WHEREAS, DELL MARKETING, LP, 1 Dell Way, Round Rock, TX 78682 has been awarded the State Contract Number 70256 under M-0483/WSCA Computer Contract for this purchase; 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.

WHEREAS, the total amount of this contract, not to exceed \$15,000.00, cannot be encumbered at this time; and

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

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

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

1. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$15,000.00 and any other necessary documents, with DELL MARKETING, LP, 1 Dell Way, Round Rock, TX 78682 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. 70256 under M-0483.

RESOLUTION R.364-062012
RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT TO
FINANCIAL INSURANCE CONSULTANTS, LLC FOR PROFESSIONAL RISK MANAGEMENT
CONSULTING SERVICES

WHEREAS, the Township of Edison has a need to renew the professional risk management consulting services as required in the bylaws of the Central Jersey Joint Insurance Fund for July 1, 2012 –December 31, 2012, and pursuant to N.J.S.A. 40A:10-36; and

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

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

WHEREAS, FINANCIAL INSURANCE CONSULTANTS, LLC, 1460 US Route 9 North, Suite 210, Woodbridge, NJ 07095, has submitted a proposal to provide such services for an amount equal to five point four two percent (5.42%) of Edison Township's annual assessment as promulgated by the Fund; and

WHEREAS, FINANCIAL INSURANCE CONSULTANTS, LLC, 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 FINANCIAL INSURANCE CONSULTANTS, LLC from making any reportable contributions through the term of the contract.

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

1. The Mayor, or her designee, is hereby authorized to execute a contract and any other necessary documents with FINANCIAL INSURANCE CONSULTANTS, LLC, 1460 US Route 9 North, Suite 210, Woodbridge, NJ 07095 for professional risk management consulting services as described herein.
2. This contract is awarded pursuant to N.J.S.A. 19:44A-20.5 et. seq.
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.

RESOLUTION R.365-062012
RESOLUTION AWARDING CONTRACT /PURCHASE ORDER TO MOTOROLA,
INCORPORATED FOR THE PURCHASE, REPAIR AND MAINTENANCE OF RADIO
COMMUNICATION EQUIPMENT AND ACCESSORIES

WHEREAS, there is a need for all Township of Edison Departments to purchase, maintain and repair radio communication equipment and accessories; and

WHEREAS, MOTOROLA COMMUNICATIONS & ELECTRONICS, INC., PO BOX 305, Bordentown, NJ 08505-0305 has been awarded State Contract Number A53804 under T-0109/Radio Communications Equipment and Accessories; and

WHEREAS, this will be a three part contract that will cover purchases; 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 all parts and labor as well as a preventative maintenance inspection. This portion of the contract is \$177,469.32; 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 \$50,000.00; and

WHEREAS, purchases, as needed not to exceed \$172,530.68, shall make up the balance of this contract to bring the total amount of this contract to a not to exceed amount of \$400,000.00; 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)).

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

1. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$400,000.00 and any other necessary documents, with MOTOROLA COMMUNICATIONS & ELECTRONICS, INC., PO BOX 305, Bordentown, NJ 08505-0305 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. 53804/T-0109.

RESOLUTION R.366-062012

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 \$477,452.79.

June 27, 2012

RESOLUTION R.367-062012
RESOLUTION AWARDING CONTRACT TO STERLING DISANTO & ASSOCIATES FOR
APPRAISAL SERVICES FOR TAX COURT APPEALS

WHEREAS, the Township of Edison advertised on the Township website for Request for Proposals on May 21, 2012, for RFP 12-02, APPRAISAL SERVICES FOR TAX COURT APPEALS for a bid opening date of June 5, 2012 and three (3) proposals were received; and

WHEREAS, after review of said proposals, it has been recommended by the Township that the contract be awarded to STERLING DISANTO & ASSOCIATES, 145 West End Avenue, Somerville, NJ 08876; and

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

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

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

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

1. All proposals have been reviewed, and the proposal as submitted by STERLING DISSANTO & ASSOCIATES, 145 West End Avenue, Somerville, NJ 08876 is determined to be the lowest, responsible, responsive proposal for Appraisal Services for Tax Court Appeals.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$75,000.00, and any other necessary documents, with STERLING DISANTO & ASSOCIATES in accordance with their proposal.

RESOLUTION R.368-062012

RESOLUTION TO RELEASE ESCROW FUNDS

WHEREAS, there exists various escrow accounts balances on the books of the
Developers

Escrow Fund/Engineering Inspections Fees; and

WHEREAS, the various balances are \$3.00 or less and it has been determined that these
balances should be canceled and transferred to the Current Fund;

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE
TOWNSHIP OF EDISON that the following escrow accounts are hereby canceled and
transferred:

Project Number Developer Name Amount

7760296110 Fox & Fox Development, Inc .25

7760296112 St. George Assoc .25

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to close
said accounts and transfer the small balances to the Current Fund.

RESOLUTION R.369-062012

RESOLUTION TO RELEASE ESCROW FUNDS

WHEREAS, the Township Planning Board Secretary advises the following applicant has deposited Escrow Funds for Developer Escrow Fees, pursuant to Township Ordinance; and

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

NOW THEREFORE, IT IS RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the proper Township Officials are hereby authorized to release

said unused Developers Escrow Fees, under account number 7200024609, to the following:

Developer's Name & Address: Arete Development, Inc

399 Poets Way

Mahwah, NJ 07430

Application Number: N/A

Project Location:

Block/Lot:

Amount to be Refunded, plus accrued interest, if applicable:

\$381.87

IT IS FURTHER RESOLVED by the Township Council of the Township of Edison that a certified true copy of this resolution is forwarded to the Director of Finance.

RESOLUTION R.370-062012

RESOLUTION TO RELEASE ESCROW FUNDS

WHEREAS, the Township Planning Board Secretary advises the following applicant has deposited Escrow Funds for Developer Escrow Fees, pursuant to Township Ordinance; and

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

NOW THEREFORE, IT IS RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the proper Township Officials are hereby authorized to release

said unused Developers Escrow Fees, under account number 7200025051, to the following:

Developer's Name & Address: Korean Baptist Church

224 Middlesex Avenue

Metuchen, NJ 08840

Application Number: Z04-05/06

Project Location:

Block/Lot: 590/316

Amount to be Refunded, plus accrued

interest, if applicable:

\$285.04

IT IS FURTHER RESOLVED by the Township Council of the Township of Edison that a certified true copy of this resolution is forwarded to the Director of Finance

RESOLUTION R.371-062012

RESOLUTION TO RELEASE ESCROW FUNDS

WHEREAS, the Township Planning Board Secretary advises the following applicant has deposited Escrow Funds for Developer Escrow Fees, pursuant to Township Ordinance; and

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

NOW THEREFORE, IT IS RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the proper Township Officials are hereby authorized to release

said unused Developers Escrow Fees, under account number 7760216743, to the following:

Developer's Name & Address: YMCA of Metuchen NJ Inc

Corporate Office

483 Middlesex Avenue

Metuchen, NJ 08840

Application Number: Z33-06/07

Project Location: 1787 Oak Tree Road

Block/Lot: 643.Z/16

Amount to be Refunded, plus accrued interest, if applicable:

\$66.44

IT IS FURTHER RESOLVED by the Township Council of the Township of Edison that a certified true copy of this resolution is forwarded to the Director of Finance

RESOLUTION R.372-062012

RESOLUTION TO RELEASE ESCROW FUNDS

WHEREAS, the Township Planning Board Secretary advises the following applicant has deposited Escrow Funds for Developer Escrow Fees, pursuant to Township Ordinance; and

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

NOW THEREFORE, IT IS RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the proper Township Officials are hereby authorized to release

said unused Developers Escrow Fees, under account number 7760296050, to the following:

Developer's Name & Address: Bio-medical Applctn of NJ, Inc

920 Winter Street

Waltham, MA 02451

Application Number: P21-09/10

Project Location: 2 Olsen Ave

Block/Lot: 590/20

Amount to be Refunded, plus accrued interest, if applicable:

\$120.13

IT IS FURTHER RESOLVED by the Township Council of the Township of Edison that a certified true copy of this resolution is forwarded to the Director of Finance.

RESOLUTION R.373-062012

RESOLUTION TO RELEASE ESCROW FUNDS

WHEREAS, the Township Planning Board Secretary advises the following applicant has deposited Escrow Funds for Developer Escrow Fees, pursuant to Township Ordinance; and

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

NOW THEREFORE, IT IS RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the proper Township Officials are hereby authorized to release

said unused Developers Escrow Fees, under account number 7760296053, to the following:

Developer's Name & Address: J. Fletcher Creamer & Sons, Inc
101 E. Broadway
Hackensack, NJ 07601

Application Number: P23-09/10

Project Location: Lakeview Blvd

Block/Lot: 366/25.A3

Amount to be Refunded, plus accrued interest, if applicable:

\$101.73

IT IS FURTHER RESOLVED by the Township Council of the Township of Edison that a certified true copy of this resolution is forwarded to the Director of Finance.

RESOLUTION R.374-062012

RESOLUTION TO RELEASE ESCROW FUNDS

WHEREAS, the Township Planning Board Secretary advises the following applicant has deposited Escrow Funds for Developer Escrow Fees, pursuant to Township Ordinance; and

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

NOW THEREFORE, IT IS RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the proper Township Officials are hereby authorized to release

said unused Developers Escrow Fees, under account number 7760296069, to the following:

Developer's Name & Address: Ashok Kumar G. Desai

6 Sandra Court

Edison, NJ 08820

Application Number: Z34-09/10

Project Location: 114 James Street

Block/Lot: 631/10.A

Amount to be Refunded, plus accrued interest, if applicable:

\$253.75

IT IS FURTHER RESOLVED by the Township Council of the Township of Edison that a certified true copy of this resolution is forwarded to the Director of Finance.

TOWNSHIP OF EDISON
MUNICIPAL RESOLUTION R.375-062012

WHEREAS, The Edison Department of Health and Human Services, established the Edison Municipal Alliance (EMA), as a grass-roots volunteer organization comprised of community leaders, private citizens and human service agency representatives, over twenty years ago; and

WHEREAS, the mission of EMA is to promote and support alcohol, tobacco, other drug, and violence prevention, education programs and related activities, in order to encourage positive, healthy behavior among local youths and their families, as an alternative to deleterious and potentially dangerous conduct and activities; and

WHEREAS, EMA is seeking grant support for its 2012 Strengthening Families Program, originally established during 2009 and continuing since that time; and

WHEREAS, The Strengthening Families Program is designed for parents, caregivers and children ages 6-12. The goal of the program is to prevent substance abuse in youth by helping them build skills and give parents more tools to help their children become responsible young adults; and

WHEREAS, the Wal-Mart Foundation has grant funds available, through its FY12 Facility Level Giving/Local Community Giving Program for eligible programs, projects, activities and related costs of qualified organizations in the communities which local Wal-Mart and Sam's Club stores serve, for which it continues to solicit on-line requests; and

WHEREAS, the Edison Department of Health and Human Services, through EMA, intends to apply for grant funding for a maximum request of \$5,000 from the Wal-Mart Foundation, as it will help to further strengthen its mission, focus and vision through effective programs, projects, events and activities; and

WHEREAS, no matching funds are required in order for the Edison Department of Health and Human Services, through EMA, to apply for grant funding from the Wal-Mart Foundation; and

WHEREAS, the Edison Department of Health and Human Services, through EMA, will utilize all grant funds awarded to it by the Wal-Mart Foundation as described in its application for said funds and in compliance with all applicable Municipal, Middlesex County, New Jersey and United States Federal agency requirements, guidelines, regulations and statutes; and

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, Middlesex County, New Jersey, does hereby approve and authorize the development and submission of said grant application, at a regularly-scheduled, public meeting on the evening of Wednesday, June 27, 2012.

RESOLUTION R.376-062012
RESOLUTION ACCEPTING QUOTE AND AWARDING CONTRACT/PURCHASE ORDER TO
SAYREBROOK VETERINARY HOSPITAL FOR VETERINARY CARE SERVICES

WHEREAS, quotes were solicited by the Township of Edison for Veterinary Care Services for the Department of Health and Human Services; and

WHEREAS, SAYREBROOK VETERINARY HOSPITAL, 1400 Main Street, Sayreville, NJ 08872 submitted the lowest quote; and

WHEREAS, the total amount of this contract, not to exceed \$17,000.00, cannot be encumbered at this time; and

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

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

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

1. All quotes have been reviewed, and the quote as submitted by SAYREBROOK VETERINARY HOSPITAL, 1400 Main Street, Sayreville, NJ 08872, for Veterinary Care Services for the Department of Health and Human Services is determined to be the lowest quote.
2. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order in the amount of \$17,000.00, and any other necessary documents, with SAYREBROOK VETERIANRY HOSPITAL for the services described herein.

EXPLANATION: This Resolution authorizes the Mayor and Township Clerk to execute the attached Developer's Agreement with Kang Enterprises, LLC in connection with the property identified as Block 590, Lot 11, commonly referred to as 5 Olsen Avenue, as shown on the Edison Township tax map (the "Property").

EDISON TOWNSHIP

RESOLUTION R.377-062012

WHEREAS, the Property was the subject of an application before the Planning Board of the Township of Edison (hereinafter the "Board"), for approval of a preliminary and final major site plan approval to permit the conversion of a 1-story 9,428 square foot industrial building into a cultural center on the property located at 5 Olsen Avenue, being Block 590 Lot 11 on the Township Tax Map (the "Project"); and

WHEREAS, the Board granted the requested preliminary and final major site plan and memorialized the same by Resolution on January 17, 2012; and

WHEREAS, the Resolution and the Code of the Township of Edison require the developer to enter into a Developer's Agreement with the Township of Edison in connection with the project; and

WHEREAS, the Developer's Agreement attached hereto has been prepared by the Township Attorney and has been reviewed and approved by the Township Engineer and by the attorney for the developer;

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

1. The Mayor and Township Clerk are hereby authorized to execute the Developer's Agreement with the Developer in the form annexed hereto.
2. The Township Clerk is hereby authorized to forward the original and certified copies of the Developer's Agreement to the Township Attorney for recording with the Clerk of the County of Middlesex.
3. The Township Clerk is also directed to forward a copy of this Resolution, once adopted, to the Township Attorney and Township Engineer for their records.

Explanation: This Resolution requests that the Council on Affordable Housing (COAH) authorize an additional \$1,000,000.00 for the Market to Affordable Program now that the initial \$600,000.00 has been expended.

EDISON TOWNSHIP

RESOLUTION R.378-062012

WHEREAS, Edison Township filed an adopted housing element and fair share plan with the Council on Affordable Housing (COAH) on December 30, 2008; and

WHEREAS, the housing plan was not certified because there were objectors to the plan and the Appellate Division invalidated most of COAH's third round regulations; and

WHEREAS, COAH did approve a Spending Plan for Edison in August 2011; and

WHEREAS, Edison had proposed to initiate a 427 unit Market to Affordable program at a cost of \$11,475,000 in its adopted Fair Share Plan; and

WHEREAS, the COAH approval of the Spending Plan last year only allocated \$600,000 for the Market to Affordable program based on a COAH motion of July 8, 2009; and

WHEREAS, the COAH Report, dated August 26, 2011, that approved the Spending Plan, stated that "...the Council approved a motion on July 8, 2009 to permit Edison to expend up to \$600,000.00 on a portion of its proposed Market to Affordable program, with the caveat that additional monies for the Market to Affordable program would be considered for approval after the Township expended the initial \$600,000; and

WHEREAS, Edison has now considered the \$600,000 as expended on its Market to Affordable program and requests that additional funds be released to continue this successful program; and

WHEREAS, Edison has expended \$570,000 on the following properties:

<u>Location</u>	<u>Subsidy</u>
136 Highland Avenue - Unit A	\$30,000
136 Highland Avenue - Unit B	\$25,000
136 Highland Avenue - Unit C	\$30,000
17 Player Avenue - Unit A	\$25,000
17 Player Avenue - Unit B	\$25,000
26 Mill Road - Unit A	\$25,000
26 Mill Road - Unit B	\$25,000
86 Harrigan Street	\$25,000
84 Harrigan Street	\$25,000
25 Knapp Street	\$25,000
2392 Woodbridge Avenue A	\$25,000
2392 Woodbridge Avenue B	\$25,000
2392 Woodbridge Avenue C	\$25,000
2392 Woodbridge Avenue D	\$25,000
2392 Woodbridge Avenue E	\$30,000
2392 Woodbridge Avenue F	\$25,000
2392 Woodbridge Avenue G	\$25,000
42-4 Woodedge Avenue	\$130,000

Total: \$570,000; and

WHEREAS, the owner of a unit at 23 B Garfield, Edison, N.J. has accepted an offer of \$125,000 from Edison; and

WHEREAS, Edison has made an offer of \$125,000 to the owner of a unit at 6504 Avenue C, Edison, N.J. which is being considered by the owner; and

WHEREAS, this offer demonstrates that Edison has addressed the \$600,000 condition in the Spending Plan Resolution and is primed to spend additional funds on a Market to Affordable program; and

WHEREAS, in addition to the Garfield unit there is one other offer pending for a Market to Affordable unit and there are at least five other units in the pipeline; and

WHEREAS, Edison adopted an Amended Spending Plan on June 13, 2012 that is included with this Resolution; and

WHEREAS, Edison now requests an additional \$1,000,000.00 to continue its successful Market to Affordable program; and

WHEREAS, N.J.A.C 5:97-6:9 states that “No more then 10 for-sale and 10 rental units or an amount equal to a combined total of 10 percent of the fair share obligation, which ever is greater, may be used to address the fair share obligation, unless the municipality has demonstrated a successful history of a market to affordable program”; and

WHEREAS, Edison has a COAH – targeted growth share obligation of 1,018 units; and

WHEREAS, by regulation, Edison may implement a 101 unit Market to Affordable program; and

WHEREAS, Edison has 19 units to date with one additional unit accepting the offer from Edison and depending upon the cost of the buy-down the additional funds could subsidize up to 36 units which is less than the 101 permitted by the regulation; and

WHEREAS, all of the units that are subsidized shall be available as rental units; and

WHEREAS, Edison has met and exceeded the terms of the condition in the approved spending plan by expending at least \$600,000.

NOW THEREFORE BE IT RESOLVED that Edison requests the approval of \$1,000,000.00 to continue its successful Market to Affordable program.

Explanation: This Resolution authorizes reimbursement to the Township of Edison for affordable housing administrative expenses incurred between 2008 and the present from the Affordable Housing development fees collected by the Township.

EDISON TOWNSHIP

RESOLUTION R.379-062012

WHEREAS, the Township of Edison has collected development fees in accordance with an approved Development Fee Ordinance and has been placed in its Affordable Housing Trust Fund account; and

WHEREAS, the Township of Edison has collected a total of \$5,560,228.46 in fees plus interest and has a balance in the account in the amount of \$4,904,553.14 as of December 31, 2011; and

WHEREAS, the Township is entitled to take up to twenty percent (20%) as reimbursement for administrative expenses incurred, and pursuant to COAH regulations would be a total of approximately \$980,910.63 available to the Township for administrative expenses as of December 31, 2011 and available at this time; and

WHEREAS, the Township of Edison has incurred \$252,662.12 in administrative expenses as of December 31, 2011, however only \$180,662.12 has been reimbursed at this time leaving a balance of \$72,000; and

WHEREAS, the Township of Edison wishes to transfer the amount of \$72,000.00 from its Affordable Housing Trust Fund account as reimbursement for administrative expenses incurred since 2008;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Edison, that it hereby authorizes the payment of \$72,000 from the Affordable Housing Trust Fund account to be paid to the Township as reimbursement for administrative expenses incurred.

Explanation: This Resolution commits the Township to expend \$975,000 from its Affordable Housing Trust Fund to purchase a portion of the decommissioned Camp Kilmer from the Department of Defense to fund the acquisition of the property needed to develop The Camp Kilmer Collaborative and places the committed money in the Township Attorney's Trust Account.

RESOLUTION R.380-062012

EDISON TOWNSHIP

WHEREAS, the Township of Edison has been granted a second round judgment of compliance by the Superior Court in accordance with the provisions of the New Jersey Fair Housing Act, N.J.S.A.52:27D- 301 et seq.; and

WHEREAS, a component of the Township of Edison's Fair Share Plan involves the collection of affordable housing development fees in order to create a dedicated revenue source for the Township to implement its Fair Share Plan and Spending Plan; and

WHEREAS, COAH initially approved the Township's Affordable Housing Development Fee Ordinance on May 28, 2000 and an amendment to the ordinance on March 19, 2009 and the Township will utilize the funds collected through said Ordinance to implement its Fair Share Plan and Spending Plan; and

WHEREAS, the Township has an approved Spending Plan which is now updated and is awaiting approval of an amended Spending Plan by COAH; and

WHEREAS, the Spending Plan and the amended Spending Plan involve mechanisms as authorized by COAH for the Township to meet its fair share obligation for affordable housing; and

WHEREAS, the Township wishes to commit a specific sum of money from its Affordable Housing Trust Fund Account to address the Township's obligation to commit said funds to one of the Township's affordable housing initiatives; and

WHEREAS, the purchase of a portion of the decommissioned Camp Kilmer from the Department of Defense to construct and operate permanent supportive housing and rental apartments available to the general public which is part of the Township's Fair Share Plan and is referred to as "The Camp Kilmer Collaborative"; and

WHEREAS, the Township has negotiated with the Department of Defense and accepted a purchase price of \$975,000.00 for the portion of the decommissioned Camp Kilmer for The Camp Kilmer Collaborative.

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

1. The Township Council hereby approves and authorizes the purchase of the portion of the decommissioned Camp Kilmer from the Department of Defense to construct and operate a homeless and affordable housing development as part of the Township's Fair Share Plan and is referred to as "The Camp Kilmer Collaborative."
2. The Township Council hereby approves and authorizes the expenditure of \$975,000.00 from its Affordable Housing Trust Fund to acquire said property from the Department of Defense.
3. The Township of Edison's Chief Financial Officer is hereby authorized and directed to withdraw from the Township of Edison's Affordable Housing Trust Fund Account the sum of \$975,000.00 dollars and transfer said funds to the Township Attorney's Trust account being the Hoagland, Longo, Moran, Dunst & Doukas Attorney Trust Account for the purpose of acquiring said property from the Department of Defense.

4. A certified true copy of this Resolution shall be furnished to the Township's Chief Financial Officer, Township Attorney and Municipal Housing Liaison upon its adoption.

Explanation: This Resolution commits the Township to expend \$130,000 from its Affordable Housing Trust Fund to purchase 42-4 Woodedge Avenue, Edison, N.J. and places the committed money in the Township Attorney's Trust Account.

RESOLUTION R.381-062012

EDISON TOWNSHIP

WHEREAS, the Township of Edison has been granted a second round judgment of compliance by the Superior Court in accordance with the provisions of the New Jersey Fair Housing Act, N.J.S.A.52:27D- 301 et seq.; and

WHEREAS, a component of the Township of Edison's Fair Share Plan involves the collection of affordable housing development fees in order to create a dedicated revenue source for the Township to implement its Fair Share Plan and Spending Plan; and

WHEREAS, COAH initially approved the Township's Affordable Housing Development Fee Ordinance on May 28, 2000 and an amendment to the ordinance on March 19, 2009 and the Township will utilize the funds collected through said Ordinance to implement its Fair Share Plan and Spending Plan; and

WHEREAS, the Township has an approved Spending Plan which is now updated and is awaiting approval of an amended Spending Plan by COAH; and

WHEREAS, the Spending Plan and the amended Spending Plan involve mechanisms as authorized by COAH for the Township to meet its fair share obligation for affordable housing; and

WHEREAS, the Township wishes to commit a specific sum of money from its Affordable Housing Trust Fund Account to address the Township's obligation to commit said funds to one of the Township's affordable housing initiatives; and

WHEREAS, the purchase of 42-4 Woodedge Avenue, Edison, N.J. and deed restricting the same as an affordable housing unit is part of the Township's market to affordable program; and

WHEREAS, the Township has executed a contract for the purchase of 42-4 Woodedge Avenue, Edison, N.J. for \$125,000.00 and will also incur \$5,000.00 in closing related costs for a total acquisition cost of \$130,000.

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

1. The Township Council hereby approves and authorizes the purchase of 42-4 Woodedge Avenue, Edison, N.J. as part of the Township's market to affordable.
2. The Township Council hereby approves and authorizes the expenditure of \$130,000.00 from its Affordable Housing Trust Fund to acquire said property.
3. The Township of Edison's Chief Financial Officer is hereby authorized and directed to withdraw from the Township of Edison's Affordable Housing Trust Fund Account the sum of \$130,000.00 dollars and transfer said funds to the Township Attorney's Trust account being the Hoagland, Longo, Moran, Dunst & Doukas Attorney Trust Account for the purpose of acquiring said property.
4. A certified true copy of this Resolution shall be furnished to the Township's Chief Financial Officer, Township Attorney and Municipal Housing Liaison upon its adoption.

TOWNSHIP OF EDISON

RESOLUTION R.382-062012

WHEREAS, the Township Engineer advises that a final inspection was done of Nextel Communication Site located at Inman Avenue, located in Block 412, Lot 3K; and

WHEREAS, on February 8, 2001, Arete Development, Inc. posted inspection fees in the amount of \$500.00 on deposit in account #7200024609 with the Township of Edison for the required engineering inspection fees, pursuant to Township Ordinance; and

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

WHEREAS, the sum expended for engineering inspections totals \$118.13; and

WHEREAS, it is in now in order that the sum of \$381.87, plus accrued interest, if applicable, which represents the amount due and owing the applicant, be returned to Arete Development, Inc., Attn: Mr. Jonathan Etere, having a new address of 20 Industrial Road, Fairfield, N.J. 07004; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of \$381.87, plus accrued interest, if applicable, be refunded to the applicant; and

BE IT FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund said sum of \$381.87, plus accrued interest, if applicable, in account #7200024609 to the applicant.

JAM/kjw

S-Karen-RetResoInspFeeRefund-Nextel-AreteDev-InmanAve

TOWNSHIP OF EDISON

RESOLUTION R.383-062012

WHEREAS, the Township Engineer advises that an inspection has been made of the Nextel Communication Site, located at Inman Avenue, Block 412, Lot 3K, Application #Z73-99/2000, and said inspection indicates all improvements are complete and in accordance with Site Plan approval and Municipal Standards of the Township of Edison; and

WHEREAS, since this project has extended beyond the two-year maintenance bond period there will be no maintenance bond required; and

WHEREAS, the Township Engineer, recommends the release of the Performance Bond No. 0656518 of Gulf Insurance Company in the amount of \$15,000.00 posted on February 8, 2001 with the Township of Edison, principal being Arete Development Inc., and acceptance of the subject improvements; and

WHEREAS, the Township Engineer, recommends the release of the Cash Performance Bond Check #1583 in the amount of \$1,200.00, on deposit in account #7200025228 posted on February 8, 2001 with the Township of Edison, principal being Arete Development Inc., Attn: Mr. Jonathan Etere having a new address of 20 Industrial Road, Fairfield, N.J. 07004, and acceptance of the subject improvements; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the aforementioned improvements are hereby complete and satisfactory and the Township Clerk be and is hereby authorized to return the aforesaid Performance Bond in the amount of \$15,000.00 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 \$1,200.00, plus accrued interest, if applicable, on deposit in account #7200025228 to the applicant.

EXPLANATION: RESOLUTION OF AWARD OF PUBLIC BID NO. 12-25-01R FOR THE 2012 CDBG CURB AND SIDEWALK REPLACEMENT PROGRAM, FOR VARIOUS STREETS, TOWNSHIP OF EDISON, MIDDLESEX COUNTY, NJ.

**TOWNSHIP OF EDISON
RESOLUTION R.384-062012**

WHEREAS, the Township of Edison desires to replace certain curb and sidewalk sections and install barrier-free curb ramps in the designated Census Tract 17.01, Census Block 3, in the Township of Edison, said improvements funded through the Community Development Block Grant, and under the 2012 CDBG Curb and Sidewalk Replacement Program, For Various Streets, Township of Edison, Middlesex County, NJ; and

WHEREAS, the Edison Township Engineer has prepared bid documents for the 2012 CDBG Curb and Sidewalk Replacement Program, For Various Streets, Township of Edison; and

WHEREAS, nine (9) sealed bids for Public Bid No. 12-25-01R, 2012 CDBG Curb and Sidewalk Replacement Program, For Various Streets, Township of Edison, Middlesex County, NJ, were received by and opened on Thursday, June 7, 2012, at 11:00 am; and

WHEREAS, M Sky Construction Corporation, 830 Route 15 South, Lake Hopatcong, NJ 07849 (phone # 973-663-5047), is the low bidder, with a base bid, and total bid, of \$282,875.00; and

WHEREAS, the Edison Township Engineer has reviewed the bids with the CDBG Coordinator and the Township Engineer has recommended award of a contract to the low bidder, M Sky Construction Corporation, 830 Route 15 South, Lake Hopatcong, NJ 07849, at the base bid amount, and total bid amount not to exceed \$282,875.00.

NOW, THEREFORE BE IT RESOLVED by the Municipal Council of the Township of Edison, Middlesex County, New Jersey that a construction contract be awarded to M Sky Construction Corporation, 830 Route 15 South, Lake Hopatcong, NJ 07849, at a total amount not to exceed \$282,875.00, for Public Bid No. 12-25-01R, 2012 CDBG Curb and Sidewalk Replacement Program, For Various Streets, Township of Edison, Middlesex County, New Jersey.

RESOLUTION R.385-062012
RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO CUSTOM PRODUCTS CORPORATION FOR THE FURNISHING OF TRAFFIC WARNING/STREET SIGNS AND RELATED MATERIALS

WHEREAS, bids were received by the Township of Edison on May 23, 2012 for Public Bid No. 12-03-09, Traffic Warning/Street Signs and Related Materials for the Township of Edison; and

WHEREAS, CUSTOM PRODUCT CORPORATION, P.O. Box 54091, Jackson, MS 39288-4091, submitted the lowest legally responsible bid for various items of the bid; and

WHEREAS, the total amount of this contract, not to exceed \$1,500.00 cannot be encumbered at this time; and

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

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

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

1. All bids have been reviewed, and the bid in the amount of \$1,500.00 by **CUSTOM PRODUCTS CORPORATION**, P.O. Box 54091, Jackson, MS 39288-4091 for Traffic Warning/Street Signs and Related Materials is determined to be the lowest legally responsible bid for various items of the bid.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$1,500.00 and any other necessary documents, with **CUSTOM PRODUCTS CORPORATION**.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

RESOLUTION R.386-062012
RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO GARDEN STATE
HIGHWAY PRODUCTS FOR THE FURNISHING OF TRAFFIC WARNING/STREET SIGNS
AND RELATED MATERIALS

WHEREAS, bids were received by the Township of Edison on May 23, 2012 for Public Bid No. 12-03-09, Traffic Warning/Street Signs and Related Materials for the Township of Edison; and

WHEREAS, GARDEN STATE HIGHWAY PRODUCTS, 1740 E. Oak Rd., Vineland, NJ 08361, submitted the lowest legally responsible bid for various items of the bid; and

WHEREAS, the total amount of this contract, not to exceed \$7,000.00 cannot be encumbered at this time; and

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

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

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

1. All bids have been reviewed, and the bid in the amount of \$7,000.00 by **GARDEN STATE HIGHWAY PRODUCTS** for Traffic Warning/Street Signs and Related Materials is determined to be the lowest legally responsible bid for various items of the bid.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$7,000.00 and any other necessary documents, with **GARDEN STATE HIGHWAY PRODUCTS**.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

RESOLUTION R.387-062012
RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO ROCAL
INCORPORATED FOR THE FURNISHING OF TRAFFIC WARNING/STREET SIGNS AND
RELATED MATERIALS

WHEREAS, bids were received by the Township of Edison on May 23, 2012 for Public Bid No. 12-03-09, Traffic Warning/Street Signs and Related Materials for the Township of Edison; and

WHEREAS, ROCAL INCORPORATED, 3186 CR 550, Frankfort, OH 45628, submitted the lowest legally responsible bid for various items of the bid; and

WHEREAS, the total amount of this contract, not to exceed \$1,500.00 cannot be encumbered at this time; and

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

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

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

1. All bids have been reviewed, and the bid in the amount of \$1,500.00 by **ROCAL INCORPORATED**, 3186 CR 550, Frankfort, OH 45628 for Traffic Warning/Street Signs and Related Materials is determined to be the lowest legally responsible bid for various items of the bid.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$1,500.00 and any other necessary documents, with **ROCAL INCORPORATED**.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

**RESOLUTION R.388-062012
RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO ALLIED OIL, LLC FOR
FUEL - GASOLINE AND DIESEL**

WHEREAS, bids were received by the Township of Edison on June 12, 2012 for Public Bid No. 12-12-06A, Fuel – Gasoline and Diesel; and

WHEREAS, ALLIED OIL, LLC, 25 Old Camplain Rd., Hillsborough, NJ 08844, submitted the lowest legally responsible, responsive bid for Diesel Fuel-Premium/Winterblend and Diesel Emergency Allocation; and

WHEREAS, the total amount of this contract, not to exceed \$500,000.00 cannot be encumbered at this time; and

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

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

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

3. All bids have been reviewed, and the bid submitted by ALLIED OIL, LLC, 25 Old Camplain Road, Hillsborough, NJ 08844 for Fuel – Gasoline and Diesel, is determined to be the lowest legally responsible, responsive bid for Diesel Fuel-Premium/Winterblend and Diesel Emergency Allocation.
4. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$500,000.00, and any other necessary documents, with ALLIED OIL, LLC as described herein.
5. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and/or bonds of the unsuccessful bidders.

**RESOLUTION R.389-062012
RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO EAST RIVER ENERGY
FOR FUEL - GASOLINE AND DIESEL**

WHEREAS, bids were received by the Township of Edison on June 12, 2012 for Public Bid No. 12-12-06A, Fuel – Gasoline and Diesel; and

WHEREAS, EAST RIVER ENERGY, 401 Soundview Road, PO Box 388, Guilford, CT 06437, submitted the lowest legally responsible, responsive bid for Gasoline and Gasoline Emergency Allocation; and

WHEREAS, the total amount of this contract, not to exceed \$500,000.00 cannot be encumbered at this time; and

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

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

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

1. All bids have been reviewed, and the bid submitted by EAST RIVER ENERGY, 401 Soundview Road, PO Box 388, Guilford, CT 06437 for Fuel – Gasoline and Diesel, is determined to be the lowest legally responsible, responsive bid for Gasoline and Gasoline Emergency Allocation.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$500,000.00, and any other necessary documents, with EAST RIVER ENERGY as described herein.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and/or bonds of the unsuccessful bidders.

RESOLUTION R.390-062012
RESOLUTION ACCEPTING QUOTE AND AWARDING CONTRACT/PURCHASE ORDER TO
CUMMINS METRO-NEWARK FOR REPAIRS TO A SANITATION TRUCK FOR THE
DEPARTMENT OF PUBLIC WORKS

WHEREAS, quotes were solicited by the Township of Edison for repairs to Sanitation Truck G-10, (turbo charger & DPF replacement) for the Department of Public Works; and

WHEREAS, CUMMINS METRO-NEWARK, 41-85 Doremus Ave., Newark, NJ 07105 submitted the sole quote in the amount of \$5,386.05; and

WHEREAS, funds in the amount of \$5,386.05 have been certified to be available in the Operating Equipment Maintenance Account, No. 2-09-55-0800-001-216.

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

1. All quotes have been reviewed, and the quote as submitted by CUMMINS METRO-NEWARK, 41-85 Doremus Ave., Newark, NJ 07105 for repairs to Sanitation Truck G-10, and is determined to be the sole quote.
2. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order in the amount of \$5,386.05, and any other necessary documents, with CUMMINS METRO-NEWARK.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$5,386.05** are available for the above in Account No. **2-09-55-0800-001-216**.

Janice Saponaro
Acting Chief Financial Officer

Date

RESOLUTION R.391-062012
RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN
CONTRACT/PURCHASE ORDER TO JWC ENVIRONMENTAL FOR THE PURCHASE
OF PARTS AND ACCESSORIES FOR SEWER DIVISION EQUIPMENT

WHEREAS; the Sewer Division has Waste Disposal Equipment (“Muffin Monster”) at their Westside, Eastside, National and Marina Pump stations; and

WHEREAS; this equipment utilizes comminutors which require them to be removed and replaced in-kind for maintenance and reconditioning; and

WHEREAS, the Division of Sewers is unable to obtain quotes as JWC ENVIRONMENTAL, LLC, 4485 Commerce Drive, Suite 109, Buford, GA 30518 is the sole provider, manufacturer and servicer of the “Muffin Monster” equipment and parts; and

WHEREAS; as this is a sole source, this contract/purchase order is being awarded as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5 et. seq.; and

WHEREAS, the Purchasing Agent has determined and certified in writing that the value of the acquisition will exceed \$17,500; and

WHEREAS; the total amount of this contract/purchase order shall not exceed \$45,000.00; and

WHEREAS, JWC ENVIRONMENTAL, LLC, 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 JWC ENVIRONMENTAL, LLC from making any reportable contributions through the term of this one year contract; and

WHEREAS, the exact amount for this contract, not to exceed \$45,000.00, 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)).

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

5. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order and any other necessary documents, in the amount of \$45,000.00, with JWC ENVIRONMENTAL, LLC as set forth above.
6. 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.
7. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.

RESOLUTION R.392-062012
RESOLUTION AWARDING A MAINTENANCE CONTRACT/PURCHASE ORDER TO TBS
CONTROLS, LLC FOR FACILITIES MANAGEMENT SERVICES FOR HVAC SYSTEM

WHEREAS, there exists a need for the renewal of the annual maintenance contract for the Facilities Management Services for the HVAC System; and

WHEREAS, such performance of goods or services for the support or maintenance of proprietary software and hardware may be awarded without public advertising for bids or bidding, in accordance with N.J.S.A. 40A:11-5(dd) and as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5 et.seq; and

WHEREAS, TBS CONTROLS, LLC, 6 Pearl Court, Suite 6B, Allendale, NJ 07401 has submitted a proposal to provide such services at a cost of \$19,655.00 for annual maintenance; and

WHEREAS, the Purchasing Agent has determined and certified in writing that the value of the acquisition will exceed \$17,500; and

WHEREAS, TBS CONTROLS, LLC 6 Pearl Court, Suite 6B, Allendale, NJ 07401 has completed and submitted a Business Entity Disclosure Certification which certifies that **TBS CONTROLS, LLC** has 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 **TBS CONTROLS, LLC** from making any reportable contributions through the term of this one year contract; and

WHEREAS, the exact amount for this contract, not to exceed \$19,655.00, 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)).

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

1. The Mayor or her designee is hereby authorized to execute a contract/purchase order with **TBS CONTROLS, LLC** in an amount not to exceed \$19,655.00.
2. 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.
3. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.

RESOLUTUION R.393-062012
RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT /
PURCHASE ORDER TO SANITATION EQUIPMENT CORPORATION FOR THE PURCHASE
OF LABRIE SANITATION PARTS FOR THE DIVISION OF SANITATION

WHEREAS, the Township of Edison, Division of Sanitation, is in need of purchasing Labrie parts for the Division of Sanitation's one arm trucks; and

WHEREAS, the Department of Public Works was unable to obtain quotes, as SANITATION EQUIPMENT CORPORATION, South 122, Route 17 North, Paramus, NJ 07652 is the sole authorized dealer for these parts; and

WHEREAS, SANITATION EQUIPMENT CORPORATION, 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 SANITATION EQUIPMENT CORPORATION from making any reportable contributions through the term of this one year contract; and

WHEREAS, the Purchasing Agent has determined and certified in writing that the value of the acquisition will exceed \$17,500; and

WHEREAS, the exact amount for this contract, not to exceed \$30,000.00, 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)).

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

1. The Mayor or her designee is hereby authorized to execute a contract/purchase order with SANITATION EQUIPMENT CORPORATION, in an amount not to exceed \$30,000.00.
2. 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.
3. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.

RESOLUTION R.394-062012
RESOLUTION AUTHORIZING ADDITIONAL FUNDS FOR THE FUEL-
GASOLINE AND DIESEL CONTRACT WITH ALLIED OIL LLC, IN
AN AMOUNT NOT TO EXCEED \$150,000.00

WHEREAS, ALLIED OIL, LLC, 25 Old Camplain Road, Hillsborough, NJ 08844 was awarded Contract No. 11-12-06, FUEL-GASOLINE AND DIESEL on May 11, 2011 through Resolution R.323-052011 for a one year period effective June 9, 2011 in the amount of \$357,000.00 and that amount has been depleted as well funds from Resolution R.222-042012 for additional funds; and

WHEREAS, the Purchasing Agent has rebid this contract and is in the process of awarding it but needs additional funds until the paperwork is complete and the new contract will be in effect; and

WHEREAS, in accordance with the Local Public Contracts Law N.J.S.A. 40A:11-15, a contract may be extended when a contracting unit has commenced rebidding prior to the time the contract expires; and

WHEREAS, the Township recommends that this contract in the amount not to exceed \$150,000.00 be extended with the price as well as all terms and conditions to remain the same until the new contract becomes effective, not to exceed sixty (60) days; and

WHEREAS, the total amount of this contract, not to exceed \$150,000.00, cannot be encumbered at this time; and

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

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

NOW, THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison the Mayor, or her designee, is hereby authorized to extend the contract in the amount of \$150,000.00 with ALLIED OIL, LLC, as described herein.

**RESOLUTION R.395-062012
RESOLUTION AWARDING PAYMENT TO VARIOUS NON-PROFIT
ORGANIZATIONS FOR LEAGUE RECREATIONAL SERVICES FUNDING
SPORTS ACTIVITIES**

WHEREAS, there exists an ordinance for the Township of Edison to provide for League Recreational Services Funding for sports activities sponsored by certain nonprofit sports organizations; and

WHEREAS, funds in the amount of \$193,761.00 have been certified to be available in the Recreation Other Professional Services Account, Number 2-01-28-0370-000-028; and

WHEREAS, the below listed nonprofit sports organizations will be eligible for the amounts specified as their annual allotment, after complying with all requirements listed in the contracts between the Leagues and the Township of Edison:

Clara Barton American Legion #324	\$ 2,106.00
Edison Angels Softball	\$20,880.00
Edison Boys Baseball	\$42,120.00
Edison Jets Football	\$ 9,720.00
Edison Youth Basketball	\$15,390.00
Edison United Soccer Association	\$27,000.00
Fords/Clara Barton Little League	\$ 3,888.00
Little Eagles Wrestling	\$ 2,835.00
Midtown Little League	\$13,770.00
North Edison Baseball & Softball Assoc.	\$42,282.00
North Edison Shamrocks Football	\$ 9,720.00
Buddy Ball of Edison	\$ 4,050.00

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

CERTIFICATION

I hereby certify that funds in the amount of **\$193,761.00** are available for the above payment in Account No. **2-01-28-0370-000-028**.

Janice
Saponaro
Acting Chief Financial
Officer

Date

RESOLUTION R.396-062012
RESOLUTION AUTHORIZING A REIMBURSEMENT TO
EDDIE ALEXANDER FOR THE RECREATION TRIP TO
MOHEGAN SUN CASINO

WHEREAS Eddie Alexander made a payment for four people to attend the Edison Recreation sponsored trip to Mohegan Sun Casino, and
WHEREAS the trip was cancelled.

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 \$100.00 to Eddie Alexander, 935 Ellis Parkway, Edison, NJ 08820, which amount represents the cost of the trip.

RESOLUTION R.397-062012
RESOLUTION AUTHORIZING A REIMBURSEMENT TO
RATHNA BALE FOR THE RECREATION TRIP TO
MOHEGAN SUN CASINO

WHEREAS Rathna Bale made a payment for three people to attend the Edison Recreation sponsored trip to Mohegan Sun Casino, and

WHEREAS the trip was cancelled.

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 \$75.00 to Rathna Bale, 70 Rider Rd., Edison, NJ 08817, which amount represents the cost of the trip.

RESOLUTION R.398-062012
RESOLUTION AUTHORIZING A REIMBURSEMENT TO
BARBARA BUCCINO FOR THE RECREATION TRIP TO
MOHEGAN SUN CASINO

WHEREAS Barbara Buccino made a payment for the Edison Recreation sponsored trip to Mohegan Sun Casino, and

WHEREAS the trip was cancelled.

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 Barbara Buccino, 1011 Mopsick Ave., Linden, NJ 07036, which amount represents the cost of the trip.

RESOLUTION R.399-062012
RESOLUTION AUTHORIZING A REIMBURSEMENT TO
ROBERT B. COUNTERMAN FOR THE RECREATION TRIP TO
MOHEGAN SUN CASINO

WHEREAS Robert B. Counterman made a payment for the Edison Recreation sponsored trip to Mohegan Sun Casino, and

WHEREAS the trip was cancelled.

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 Robert B. Counterman, 49 Safran Ave., Edison, NJ 08837-3515, which amount represents the cost of the trip.

RESOLUTION R.400-062012
RESOLUTION AUTHORIZING A REIMBURSEMENT TO
LOIS MEDELL FOR THE RECREATION TRIP TO
MOHEGAN SUN CASINO

WHEREAS Lois Medell made a payment for two people to attend the Edison Recreation sponsored trip to Mohegan Sun Casino, and

WHEREAS the trip was cancelled.

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 \$50.00 to Lois Medell, 73 Dalton Pl., Edison, NJ 08817, which amount represents the cost of the trip.

RESOLUTION R.401-062012
RESOLUTION AUTHORIZING A REIMBURSEMENT TO
ELAINE HOFFER FOR THE RECREATION TRIP TO
MOHEGAN SUN CASINO

WHEREAS Elaine Hoffer made a payment for four people to attend the Edison Recreation sponsored trip to Mohegan Sun Casino, and

WHEREAS the trip was cancelled.

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 \$100.00 to Elaine Hoffer, 38 Frost Ave., West, Edison, NJ 08820, which amount represents the cost of the trip.

EXPLANATION: This resolution approves the internal development and submission of the Township of Edison Division of Fire's web-based, on-line application to the 2012 USDHS FEMA Assistance to Firefighter Grant (AFG) program, for grant funding of up to \$900,000.00, to obtain funds to facilitate the acquisition of Self Contained Breathing Apparatus (SCBA) and related equipment, for the protection, improved safety and effective performance of active Edison Division of Fire Firefighters.

RESOLUTION R. 402-062012

WHEREAS, the United States Department of Homeland Security (USDHS) Federal Emergency Management Agency (FEMA) has provided an opportunity to U.S. Municipalities, Territories and Protectorates to apply for grant funding under the Assistance to Firefighters Grant (AFG) program; and

WHEREAS, the 2012 USDHS FEMA AFG program provides grant funds to assist local Fire Fighter Companies to acquire SCBA and related equipment to protect and assist Edison Fire Fighters in local firefighting and related hazardous activities; and

WHEREAS, the Township of Edison Division of Fire wishes to apply for grant funding of up to \$900,000.00, available from the 2012 USDHS FEMA AFG program; and

WHEREAS, the 2012 USDHS FEMA AFG program provides 80% in federal grant funds with 20% requisite, local matching funds to awardees.

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, according to current 2012 USDHS FEMA AFG regulations, at a regularly-scheduled, public meeting on Wednesday, June 27, 2012.

USDHS FEMA Assistance to Firefighters Grants

The primary goal of the Assistance to Firefighters Grants (AFG) is to meet the firefighting and emergency response needs of fire departments and nonaffiliated emergency medical services organizations. Since 2001, AFG has helped firefighters and other first responders to obtain critically needed equipment, protective gear, emergency vehicles, training, and other resources needed to protect the public and emergency personnel from fire and related hazards. The Federal Emergency Management Agency administers the grants in cooperation with the U.S. Fire Administration.

EXPLANATION: This Resolution authorizes the Township Council to grant permission to Fireworks By Castiglione to discharge fireworks for a July 4th celebration at Lake Papaianni in Edison, New Jersey scheduled for July 4, 2012.

TOWNSHIP OF EDISON

RESOLUTION R.403-062012

Whereas, Fireworks By Castiglione has applied to the Township of Edison for a permit to discharge fireworks on July 4, 2012, for a July 4th celebration taking place at Lake Papaianni; and

Whereas, Fireworks By Castiglione has provided proof of insurance to the Township of Edison for the purpose of conducting a fireworks display; and

Whereas, under N.J.S.A. 21:3-3, the Chief of Police, the Deputy Chief of Fire, and the Fire Official having reviewed the application for the firework display, have determined that the discharge of fireworks does not pose a hazard to anyone's property and/or person(s).

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

1. The Township Council does hereby grant permission for Fireworks By Castiglione to conduct a fireworks display on the evening of July 4, 2012 at approximately 9:00 p.m. on the grounds of the Lake Papaianni in accordance with N.J.A.C. 5:70-2.7 (a)(5)(iii).
2. The Fire Official shall not issue the fireworks permit until **1.** A permit fee in the amount of \$331.00 is made payable to the Township of Edison pursuant to N.J.A.C. 5:70-2.9 (c)(3), **2.** Fireworks By Castiglione posts a bond in the amount of \$2,500.00 conditioned for the payment of potential damages pursuant to N.J.S.A. 21:3-5 and **3.** Fireworks By Castiglione post an escrow in the amount of \$500.00 for legal review of fireworks application and expenses associated with drafting a resolution authorizing the Township Council to issue any such fireworks permit. **4.** 1 pumper must be on Stand – By for the purpose of suppression, prior to the start of the show.
3. The Division of Fire and or The Fire Official shall have full enforcement and over sight powers to ensure that all aspects of the fireworks display are handled in accordance with the requirement of law.
4. The Township clerk of Edison Township is directed to forward a copy of this resolution to Garden State Fireworks, the Fire Prevention Bureau, the Division of Fire, and Division of Police.

RESOLUTION R.401-062012
RESOLUTION AUTHORIZING EXTENSION OF CRANFORD POLICE
COOPERATIVE PRICING AGREEMENT

WHEREAS, R.425-092007 authorized an agreement between the Township of Edison and the Cranford Police Cooperative Pricing Agreement; and

WHEREAS, since the date of this agreement, the Cranford Police Cooperative has had to apply for renewal as a Cooperative Pricing System; and

WHEREAS, the Cranford Police Cooperative Pricing Agreement has been renewed by the State of New Jersey, Division of Local Government Services as a Cooperative Pricing System with an expiration date of February 13, 2014.

NOW, THEREFORE, IT IS RESOLVED by the Municipal Council of the Township of Edison, Middlesex County, New Jersey, that the agreement between Edison Township and the Cranford Police Cooperative Pricing Agreement is extended with an expiration date of February 13, 2014.

RESOLUTION R.405-062012
RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO
PURCHASE POLICE VEHICLES FROM BEYER-WARNOCK
FLEET THROUGH THE CRANFORD POLICE COOPERATIVE
PRICING SYSTEM

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

WHEREAS, the Township of Edison is a member of the Cranford Police Cooperative Pricing System; and

WHEREAS, BEYER-WARNOCK FLEET, 175 Route 10, East Hanover, NJ 07936 has been awarded Contract 11-314 - Police and Administrative Vehicles, through this Cooperative Pricing System; and

WHEREAS, the Township of Edison intends to enter into a contract/purchase order with WARNOCK FLEET for the purchase of ten (10) 2013 Police Interceptor Sedans at a price of \$24,457.00 each; and

WHEREAS, funds for this purchase, in the amount not to exceed \$244,570.00, are available in the Police Dept. Purchase of Vehicles Account, Number 2-01-25-0240-000-051.

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

1. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order and any other necessary documents, in the amount of \$244,570.00, with BEYER-WARNOCK FLEET, 175 Route 10, East Hanover, NJ 07936, the approved Cranford Police Cooperative Pricing System vendor through this resolution, which shall be subject to all the conditions applicable to the current Cranford Police Cooperative Pricing System Contract as set forth above.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-11 et seq.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$244,570.00** are available for the above in Account No. **2-01-25-0240-000-051**.

Janice Saponaro
Acting Chief Financial Officer

Date

RESOLUTION R.406-062012

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, 2012; 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, 2012, 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 July 1, 2012.

<u>LICENSE NUMBER</u>	<u>LICENSEE AND LOCATION</u>	<u>ADDRESS</u>
1205-33-019-010	CB of Edison, Inc. t/a Charlie Browns Steakhouse 222 Plainfield Road	Edison, NJ 08820

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, 2012, 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 July 1, 2012.

<u>LICENSE NUMBER</u>	<u>LICENSEE AND LOCATION</u>	<u>ADDRESS</u>
1205-36-066-001	Ashford TRS Sapphire V, LLC t/a Courtyard by Marriott 3105 Woodbridge Avenue	Edison, NJ 08837

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the following Club Licenses expiring on June 30, 2012, for which are required fee of \$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 July 1, 2012.

<u>LICENSE NUMBER</u>	<u>LICENSEE AND LOCATION</u>	<u>ADDRESS</u>
1205-31-047-001	Raritan Riverboat Club, Inc. Thompson Place	PO Box 1288 Edison, NJ 08817

RESOLUTION R.407-062012

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, 2012; 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: 1205-36-055-002 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: 1205-36-055-002.