

**AGENDA
MUNICIPAL COUNCIL
REGULAR MEETING
Wednesday, August 28, 2013
7:00 p.m.**

1. Call to Order and Pledge of Allegiance.
2. Roll Call.
3. Adequate Notice of this meeting as required by the Open Public Meetings Act of 1975, has been provided by an Annual Notice sent to The Home News Tribune, The Star Ledger and the Sentinel on December 27, 2012, and posted in the Main Lobby of the Municipal Complex on the same date.
4. **COUNCIL PRESIDENT'S REMARKS**
5. **RESOLUTION OF RECOGNITION:**
Resolution R.489-082013 for Bob Kertes
6. **APPROVAL OF VOLUNTEER FIREFIGHTERS:**

Raritan Engine Company #1
Tyler J. Swartz

Raritan Engine Company #2
Joseph B. Horezga

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

O.1836-2013 AN ORDINANCE REVISING THE TOWNSHIP CODE
SECTIONS REGARDING THE LICENSING AND
OPERATION OF TAXICABS.

O.1839-2013 AN ORDINANCE CHANGING THE ZONING OF THE
AREAS IN CAMP KILMER TO BE TRANSFERRED TO
EDISON TOWNSHIP BOARD OF EDUCATION AND
THE TOWNSHIP OF EDISON AS RECOMMENDED
IN THE MASTER PLAN.
(tabled until September 25, 2013 meeting)

O.1840-2013 AN ORDINANCE REVISING THE FEES FOR THE TOWNSHIP'S UNIFORM CONSTRUCTION CODE ENFORCING AGENCY AND CREATING A PROCEDURE AND FEES FOR EXPEDITED PERMITS AND INSPECTIONS IN THE TOWNSHIP'S UNIFORM CONSTRUCTION CODE ENFORCING AGENCY.

O.1841-2013 AN ORDINANCE REVISING POLICE HIRING AND PROMOTIONS CRITERIA AND PROCEDURES.
(To be tabled)

8. **NEW BUSINESS:
PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR
MONDAY, SEPTEMBER 9, 2013.**

O.1842-2013 AN ORDINANCE AUTHORIZING THE ACCEPTANCE AND TRANSFER OF A PORTION OF CAMP KILMER TO KILMER HOMES URBAN RENEWAL.

O.1843-2013 AN ORDINANCE ESTABLISHED RESIDENTIAL PERMIT PARKING FOR THE NORTH SIDE OF CHARLES STREET, UNDER RESIDENTIAL PARKING ZONE #5, BEGINNING 100 FEET WESTWARD INTERSECTION WITH WOOD AVENUE (CR#649), JUST AFTER THE DESIGNATED BUS STOP ON CHARLES STREET, UP TO JUST PRIOR TO CHARLES STREET'S NORTHEAST INTERSECTION WITH HENRY STREET.

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

10. **PROPOSED RESOLUTIONS**

Copies of these Resolutions are available for review only and are posted in the Council Chambers. Anyone desiring a copy may contact the Township Clerk after the meeting.

Consent Agenda

R.418-082013 Resolution approving disbursements for the period ending August 22, 2013.

- R.419-082013 Resolution authorizing refund in the amount of \$165,685.86 for redemption of tax sale certificates.
- R.420-082013 Resolution authorizing refund for tax overpayments totaling \$27,653.88.
- R.421-082013 Resolution authorizing a reimbursement to Rapid Recovery for Flood Damage to Police/Courts Department in an amount not to exceed \$56,659.25.
- R.422-082013 Awarding of Contract for Bid No. 13-02-03 for the Furnishings of Supplies and Office Equipment to W.B. Mason Company Inc., in an amount not to exceed \$34,000.00
- R.423-082013 Award of Contract/Purchase Order for Computer Equipment for Health Department and OEM to Computer Systems & Methods in an amount not to exceed \$5,913.29.
- R.424-082013 Resolution authorizing the Township of Edison to purchase various Computer Equipment and supplies from CDW Government incorporated through Middlesex Regional Educational Services Commission Cooperative Pricing System in an amount not to exceed \$35,000.00.
- R.425-082013 Award of Contract/Purchase order to J.J. Ryan for replacement of Thomas A. Edison Bronze Plaque at the Edison Memorial Tower Site in an amount not to exceed \$5,742.00.
- R.426-082013 Awarding an Emergency Contract/Purchase Order for Generator Rentals during Super Storm Sandy to Vision Construction Group, Inc., in the amount of \$11,532.00.
- R.427-082013 Resolution expresses the Edison Township Council's support of the Clean-up of Woodbrook Road Dump Superfund Site in South Plainfield, NJ.
- R.428-082013 Resolution requesting approval of the Best Practices Inventory Questionnaire for Calendar Year 2013.
- R.429-082013 Resolutions requesting approval of Item of Revenue and Appropriation pursuant to N.J.S.A. 40A:4-87 Middlesex County recycle Subsidies in the amount of \$3,188.17.
- R.430-082013 Resolutions requesting approval of Item of Revenue and Appropriation pursuant to N.J.S.A. 40A:4-87 Exxon Mobil Senior Outreach in the amount of \$1,500.00.
- R.431-082013 Resolutions requesting approval of Item of Revenue and Appropriation pursuant to N.J.S.A. 40A:4-87 Drunk Driving Enforcement Fund in the amount of \$55,484.72.
- R.432-082013 Resolutions requesting approval of Item of Revenue and Appropriation pursuant to N.J.S.A. 40A:4-87 Clean Communities in the amount of \$157,737.80.
- R.433-082013 Resolutions requesting permission for the Dedication by Rider for Edison Environmental Trust Fund Account.
- R.434-082013 Resolution accepting a grant in the amount of \$1,000.00 from Wal-Mart Foundation to support Edison Municipal Alliance Programming.
- R.435-082013 Resolution accepting a grant in the amount of \$1,000 from the Allstate foundation to support Edison Municipal Alliance Programming.

- R.436-082013 Resolution refunding overpayment of Dog License to Tammy LaPlaga in the amount of \$16.20.
- R.437-082013 Resolution refunding overpayment of Dog License to Michael Guardabascio in the amount of \$19.44.
- R.438-082013 Resolution refunding overpayment of Cat License to Diane KJohlbecker in the amount of \$6.00.
- R.439-082013 Resolution refunding overpayment of Dog License to Stacy Butler in the amount of \$19.44.
- R.440-082013 Resolution refunding overpayment of Dog License to Daniel Todd in the amount of \$19.20.
- R.441-082013 Resolution refunding overpayment of Dog License to Rebecca Banon in the amount of \$23.04.
- R.442-082013 Resolution refunding overpayment of Cat License to Karen Julian in the amount of \$10.00.
- R.443-082013 Resolution authorizing a Change Order No. 1 for Pfister Energy Inc. for contract No. 12-12-21, Solar Hot Water heating System at the Animal Shelter in an amount not to exceed \$1,800.00.
- R.444-082013 Resolution authorizing the assumption of the contract with Birdsall Services Group, Inc. by Maser Consulting, P.A. for Construction management Services for the Raritan Riverfront Restoration Project for the Edison Landfill in an amount not to exceed \$59,405.00.
- R.445-082013 Resolution of Support from the Municipal Council of the Township of Edison on the NJDOT's promulgation of Traffic Regulation Order for the establishment of Bus Stops on NJ Route 27 at NJ Route SB at Stony Road and at NJ Route 27 NB at Colton Road in the Township of Edison, Middlesex County.
- R.446-082013 Resolution to refund unused portions of Developer Escrow Fees to Architectural Graphic in the amount of \$301.75.
- R.447-082013 Resolution to refund unused portions of Developer Escrow Fees to J.G. Petrucci in the amount of \$64.00.
- R.448-082013 Resolution to refund unused portion of Developer Escrow Fees to Fox & Foxx Development in the amount of \$1,187.50.
- R.449-082013 Resolution to refund unused portion of Developer Escrow Fees to F.M. Hamada, inc. in the amount of \$937.13.
- R.450-082013 Resolution to refund unused portion of Developer Escrow Fees to Glendale Properties in the amount of \$751.69.
- R.451-082013 Resolution to refund unused portion of Developer Escrow Fees to Mocci Ferraro Plaza in the amount of \$280.00.
- R.452-082013 Resolution to Refund a Senior Resident Construction Permit fee to Joseph Tricarico in the amount of \$421.00.
- R.453-082013 Resolution rejecting proposals for CDBG Housing Rehab Program Inspector.
- R.454-082013 Resolution rejecting all bids for Frost Avenue East Corrugated Metal Pipe Rehabilitation and authorizing the Township to Negotiate said Project.
- R.455-082013 Resolution waving 50% of any application fees/and or building fees for Rabbi Jacob Joseph School excluding DCA fees.

- R.456-082013 Award of Contract/Purchase order for a 20 HP Wet Saw to Gamka Sales Company, Inc. in the amount of \$5,895.00.
- R.457-082013 Award of Contract/Purchase order for Seal Coating and Line Striping to Seal of Approval, Inc. in the amount of \$7,705.00.
- R.458-082013 Resolution accepting quote and Awarding Contract for Environmental Consulting in respect to underground tank remediation at four locations to T. & M Associates in the amount of \$16,200.00.
- R.459-082013 Award of Contract/Purchase order for repair of the Sewer Aquatech Vehicle to W.E. Timmerman Company in an amount not to exceed \$7,000.00.
- R.460-082013 Award of Contract/Purchase order for Welding & Repairs for welding repairs to Two (2) Dump Truck bodies to V.I.S. Welding and Repairs in an amount not to exceed \$11,700.00.
- R.461-082013 Award of Contract for Bid No. 13-06-12 for the purchase of a Knuckleboom Debris Loader to Vasso Waste Systems in an amount not to exceed \$158,425.00,
- R.462-082013 Award of Contract/Purchase Order for repair of Sewer Pump at Ped Station to Hydra-Numatic Sales Co. in the amount of \$18,932.80.
- R.463-082013 Resolution authorizing additional funds for Diesel fuel for the Fuel-gasoline and Diesel Contract to Allied Oil, LLC in an amount not to exceed \$150,000.00.
- R.464-082013 Resolution authorizing refund for Wildwood trip cancellation to Maritza Suria in the amount of \$50.00.
- R.465-082013 Resolution authorizing refund for Wildwood trip cancellation to Marjorie Tortajada in the amount of \$25.00.
- R.466-082013 Resolution authorizing refund for Wildwood trip cancellation to Meeta Patel in the amount of \$50.00.
- R.467-082013 Awarding Contract/Purchase Order for Dog Jumping at the Edison Fall Family Spectacular to Ultimate Air Dogs in the amount of \$5,000.00.
- R.468-082013 Award of Contract/Purchase Order for Fireworks Display at Edison Fall Family Spectacular to Garden State Fireworks Incorporated in the amount of \$6,750.00.
- R.469-082013 Award of Contract/Purchase Order for Staging, Sound, Lighting and Tent Package for Fall Family Spectacular to Kennedy Event Services Incorporated in the amount of \$12,209.79.
- R.470-082013 Resolution authorizing permission to Garden State Fireworks, Inc. to discharge fireworks for Fall Festival Celebration at Lake Papaiani in Edison scheduled September 21, 2013.
- R.471-082013 Resolution authorizing the purchase of Three (3) Fire Vehicles from Celebrity Ford through the Cranford Police Cooperative Pricing System in the amount of \$75,330.00.
- R.472-082013 Award of Contract/Purchase order to Outfit the Three new vehicles to Celebrity Ford D/B/A Beyer Ford in an amount not to exceed \$19,682.13.
- R.473-082013 Award of Contract/Purchase Order for Fire Apparatus to ESI Equipment, Inc., in an amount not to exceed \$7,503.86.
- R.474-082013 Resolution rejecting all bids for 100' Midmount Tower Ladder Platform

Truck.

- R.475-082013 Resolution for approval to submit a grant application and execute a grant contract with the New Jersey Department of Transportation for the Highway Safety Fund 2013 Project.
- R.476-082013 Resolution 2013 Drive Sober or Get Pulled over Statewide Labor Day Crackdown Grant Approval and Initiative.
- R.477-082013 Award of Contract for Bid No. 13-03-07 for Remanufactured Automatic Police Transmissions to Tech Transmissions in an amount not to exceed \$20,000.00.
- R.478-082013 Awarding of Contract/Purchase Order for Emergency Lighting, Inc. to outfit new Police Vehicles to East Coast Emergency Lighting, Inc., in an amount not to exceed \$4,000.00.
- R.479-082013 Resolution authorizing the purchase of One (1) Police Vehicle from Celebrity Ford through the Cranford Police Cooperative Pricing System in the amount of \$24,388.00.
- R.480-082013 Place to Place transfer of Liquor License GMRI, Inc., t/a Seasons 52.
- R.481-082013 Person to Person and Place to Place transfer Liquor License to QSL of Edison, LLC, t/a Quaker Steak & Lube.
- R.482-082013 Resolution regarding Annual Audit year ending December 31, 2012.
- R.483-082013 Resolution appointing Kathryn Neal to the Housing Authority .
- R.484-082013 Resolution appointing Reinaldo A. Cruz to the Housing Authority.
- R.485-082013 Awarding Contract/Purchase order to the Institute for Forensic Psychology for Psychological Exams in an amount not to exceed \$17,000.00.
- R.486-082013 Resolution for submission of the NJDCA ROID Program Grant application.
- R.487-082013 Resolution for submission of grant application for the 2013 Middlesex County Open Space, Recreation and Farmland and Historic Preservation Trust fund.
- R.488-082013 Resolution of Need from the Township of Edison to the County of Middlesex & Pennrose Properties, LLC for the Roosevelt Hospital Housing Development.
- R.490-082013 Awarding of Contract for Bid No. 13-02-03 for the Furnishings of Supplies and Office Equipment to Supply Saver Corporation in an amount not to exceed \$7,000.00
- R.491-082013 Awarding of Contract for Bid No. 13-02-03 for the Furnishings of Supplies and Office Equipment to Office Needs in an amount not to exceed \$20,000.00.
- R.492-082013 Awarding of Contract for Bid No. 13-02-03 for the Furnishings of Supplies and Office Equipment to CNI Office Supplies in an amount not to exceed \$16,000.00.
- R.493-082013 Resolution authorizing additional funds for Diesel fuel for the Fuel-gasoline and Diesel Contract to East River Energy in an amount not to exceed \$150,000.00
- R.494-082013 Award of Contract for Bid No. 13-03-07 for Remanufactured Automatic Police Transmissions to Freehold Ford, Inc. in an amount not to exceed \$30,000.00.

11. **ORAL PETITIONS AND REMARKS**

12. **ADJOURNMENT**

EXPLANATION: An Ordinance revising the Township Code Sections regarding the licensing and operation of taxicabs.

EDISON TOWNSHIP

ORDINANCE O.1836-2013

WHEREAS, the Township Council wishes to amend existing Township Code Sections regarding the licensing and operation of taxicabs.

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

SECTION I. Chapter XI General Licensing and Business Regulations, shall be amended as follows:

11-30 TAXICABS.

11-30.1 Definitions.

As used in this section:

Cruising means the driving of an empty taxicab to and fro along a public street at a slow rate of speed for the obvious purpose of soliciting passengers.

Driver shall mean any person who drives or otherwise operates a Taxicab within Edison Township.

Owner shall mean any person, corporation or association in whose name title to any Taxicab is registered with the New Jersey Division of Motor Vehicles, or who appears in such records to be the conditional vendee or lessee thereof.

Persons means and includes any individual, copartnership, association, corporation or joint stock company, their lessees, trustees or receivers appointed by any court whatsoever ~~a firm, copartnership, association and corporation,~~ and the singular or plural and the masculine, feminine or neuter thereof, unless the contrary is clearly expressed.

Principal place of business means, in reference to Edison Township, the location of the main place of business of the taxicab service in Edison Township where taxicab service is conducted, where taxicabs are dispatched, or where taxicab drivers report for duty.

Public taxicab stand means a section of a public street or public place set apart for the exclusive use of a limited number of taxicabs, when such section is distinctly marked as such by a metal sign attached to a stanchion on the curb or other conspicuous place or by clearly visible marks upon the surface of the street or public place.

Street shall be defined as provided for by N.J.S.A. 48:16-1, being: includes any street, avenue, park, parkway, highway or other public place.

Taxicab shall be defined as provided for by N.J.S.A. 48:16-1, being: any automobile or motor car, commonly called taxi, engaged in the business of carrying passengers for hire which is held out, announced or advertised to operate or run or which is operated or run over any of the streets or public highways of this state, and particularly accepts and discharges such persons as may offer themselves for transportation from points or places to points or places within or without the state. Additionally, the terms "taxi" "cab" or "taxicab" shall be understood to be a taxicab as defined herein. ~~means a public vehicle driven by mechanical power so designed and constructed as to~~

~~comfortably seat not less than three (3) persons inside thereof, exclusive of the driver, which accommodates passengers for conveyance for hire.~~

Taxi meter, if so used by a Taxicab Owner or required herein, means a mechanical instrument or device by which the charge for hire is mechanically calculated either for the distance traveled, for waiting time, or both, and upon which such charge shall be plainly indicated by means of figures.

11-30.2 Administering and Enforcing Agencies.

a. General Jurisdiction and Responsibility of the ~~Director-Chief~~ of Police. The ~~Director-Chief~~ of Police or a designee shall have jurisdiction and responsibility for:

1. Conducting examinations of taxicabs; taxicab inspection certification and/or vehicles inspection reports issued by the New Jersey Motor Vehicle Commission;
2. Examination and approval or rejection of applications for both taxicab and operator license;
3. Acting as Enforcement Agent under the provisions of this section.
4. Taking of fingerprints of any applicant (owner or operator) and conducting background investigations as to the ~~applicants~~ applicant's fitness for the issuance of any license hereunder.

b. General Jurisdiction and Responsibility of ~~Bureau of Licenses and Permits~~ Township Clerk. The ~~Bureau of Licenses and Permits~~ Township Clerk or designee in the Clerk's Office, shall have jurisdiction and responsibility for the issuance of licenses, the collection of fees, and certification of insurance compliance. The ~~Bureau of Licenses and Permits~~ Township Clerk shall issue such license after the ~~Director-Chief~~ of Police has approved the issuance of the license and signed the license, after the satisfactory compliance by the applicant with the provisions of N.J.S.A. 48:16-1 et seq. and this Section, the payment of the aforesaid fee, the submission of a current certificate of insurance and a signed statement from the Township Zoning Officer certifying that the taxicab service is not operating in a residential zone and that the taxicab business has sufficient off-street parking for any and all taxicabs to be used in the business and for the issuance of a Taxicab Owner's License, approval by the Township Council as required by N.J.S.A. 48:16-2.

c. General Jurisdiction of Zoning Officer. The Zoning Officer shall have jurisdiction and responsibility of investigation and certification that the taxicab business is not operating in a residential zone and that the taxicab business has sufficient off-street parking for any and all taxicabs to be used in the business.

11-30.3 Taxicab License Required; ~~Expiration; Annual Fee.~~

a. ~~No person shall operate any Taxicab within the Township unless both the owner of the Taxicab, the individual Taxicab and the driver thereof are licensed pursuant to this Section. No person shall operate or permit a taxicab owned or controlled by him or her to be operated as a taxicab upon the streets of the Township or within the confines of the Edison Township Train Station unless the owner of the vehicle shall first obtain written approval for a taxicab license from the Director of Police.~~

b. Nothing in this subsection or other subsections of this section shall be construed to require the licensing of any taxicab:

1. Operating from an office outside the Township which enters the Township and responds to a specific call by a patron within the Township;

or

2. Carrying persons from one (1) point outside the Township to any point within the Township.

~~— c. — All taxicab licenses shall be issued by the Bureau of Licenses and Permits and approved and signed by the Director of Police and shall be issued to expire December 31, next exceeding the date of issuance unless it is sooner suspended or revoked by the Director of Police.~~

~~— d. — The annual fee to be paid for a taxicab license to operate a taxicab business whose principal place of business is within Edison Township shall be the sum of one hundred fifty (\$150.00) dollars. A taxicab business whose principal place of business is not located within the Township of Edison desiring to operate within Edison Township, shall pay the annual fee of two hundred and fifty (\$250.00) dollars to obtain a taxicab license to operate within Edison Township.~~

11-30.4 Applications for ~~Taxicab Licenses; Rate Changes.~~

~~a. Applications for any form of licenses for taxicabs shall be made by the owner, lessee or bailee thereof, upon forms approved by the Director/Chief of Police and to be furnished by the Bureau of Licenses and Permits Clerk's Office and shall verify the correctness thereof by his/her oath or affirmation. He/she shall file the completed application with the Clerk together with the full amount of the proper fee hereinafter fixed. ~~Such application shall contain the full name, business location and address of the owner, lessee or bailee and also of the applicant, the type of vehicle for which the license is desired, the length of time the vehicle has been in use, the rate to be charged and the number of persons it is capable of carrying; the application shall have affixed thereto an affidavit to be sworn to by the applicant.~~~~

~~11-30.5 — Administering Official Authorized to Grant or Refuse Taxicab Licenses.~~

~~— The Director of Police shall have the power to authorize the suspension or reinstatement of any license issued under this section.~~

11-30.5 Classes and Number of Licenses to be Issued.

There are hereby established the following classes of Taxicab licenses as follows:

a. Taxicab Driver's License. This license shall entitle the person named therein to operate within the Township any Taxicab duly licensed hereunder. There is no limit on the number of Taxicab drivers that will be licensed or limit of number of drivers per Taxicab business.

b. Taxicab Owner's License. This license shall entitle the owner of a Taxicab business therein described to be operated in the Township by a driver duly licensed hereunder and to operate Taxicabs as permitted herein, provided that each Taxicab is licensed as provided herein. The holder of a Taxicab Owner's License shall be permitted to license Taxicabs Vehicles up to the number of Taxicabs Vehicles as provided herein. There is no limit on the number of Taxicab Owner's License that will be issued, however, no person or business shall hold or control more than one (1) Taxicab Owner's License. Any person who holds or controls any Taxicab Owner's License shall actively use the license, or the license shall be revoked.

c. Taxicab Vehicle License. This license shall entitle the holder of a Taxicab Owner's License therein described to operate the individual Taxicab Vehicle therein described in the Township by a driver licensed hereunder. The license issued for an individual Taxicab Vehicle is only for that specific Taxicab Vehicle and shall not be transferred to another Taxicab Vehicle or Taxicab Owner. The Township will issue up to eighty (80) Taxicab Vehicle Licenses. There is no limit on the number of Taxicab Vehicle Licenses that a person holding a Taxicab Owner's License will be issued, however, any person who holds or controls any Taxicab Owner's License shall actively use any Taxicab Vehicle License issued to that business, or the Taxicab Vehicle License shall be revoked.

11-30.6 Inspection of Taxicabs.

No vehicle covered by the terms of this section shall be approved for a license until inspection documentation issued by the Motor Vehicle Commission has been thoroughly and carefully inspected and examined by the ~~Director~~ Chief of Police or someone delegated by him or her to conduct such examination, and found to be in a thoroughly safe and sanitary condition and otherwise fit for the transportation of passengers. No tinting or obstructions shall be added to any windows of the taxicab vehicle that restricts the view of the interior of the vehicle, excluding such tinting or obstructions that are original manufacturer's installed equipment. Any vehicle found to be unsafe for the transportation of passengers shall not be licensed. The ~~Director~~ Chief of Police is authorized and empowered to establish reasonable rules and regulations for the inspection of taxicabs and their appurtenances and for the construction and condition of fitness for the safe and adequate transportation of passengers.

11-30.7 Issuance of ~~Taxicab~~ Licenses ~~Card~~; Posting Required.

a. The Bureau of Licenses and Permits Township Clerk, upon approval of the taxicab for a license a Taxicab Driver's License, Taxicab Owner's License or Taxicab Vehicle License, shall issue to the applicant a card approved by the Director/Chief of Police. A card for a Taxicab Driver's License of Taxicab Owner's License shall bearing the name of the applicant, and the official license number. A card for a Taxicab Vehicle License shall bear the official license number of the taxicab, date of inspection of the same, the information contained on the Taxicab Owner's License of the owner of the individual taxicab and a notice that in case of any complaint the Police Department shall be notified, the license number of the taxicab being given. All licenses shall at all times be and remains the property of the Township and on direction of the Chief of Police shall at once be surrendered to the Township Clerk.

b. The license shall be required to be affixed to a conspicuous and indispensable part of the interior of each taxicab a small card not exceeding six (6) inches nor less than four (4) inches in dimension, which shall bear the license number of the vehicle and name and photo of the driver. The Taxicab Driver's License of the driver operating the taxicab and the Taxicab Vehicle License shall be at all times in full view of and plainly legible to any passenger seated on the rear seat of such Taxicab. No Taxicab Driver's License card other than that of the driver actually operating the taxicab at the time shall be displayed therein. No Taxicab Vehicle License card other than that of the individual taxicab shall be displayed therein.

b. Pursuant to N.J.S.A. 48:16-2 the owner of a taxicab shall cause to be displayed on the body of the vehicle the Taxicab Vehicle License number issued to that vehicle y the Township. The number shall be three inches (3") in height and located in the center of the rear quarter panels on the driver and passenger sides and the rear center line of the trunk of the vehicle. Each Taxicab shall display on each rear door of the Taxicab the name of the municipality or municipalities which has issued the Taxicab a taxi license in letters three inches (3") in height.

11-30.8 Posting of Taxicab ~~Fees~~ Fares.

The operator of a taxicab shall be required to post a Fee Chart (not exceeding 8 1/2 x 11 ") in the passenger portion of the cab which is plainly visible and which advertises the operator's fare schedule throughout the Township. No licensed Taxicab shall be operated in the Township unless and until there is prominently displayed in the interior thereof, within the full view and access of any passengers, a complete list of fares, fees or rates charged for transportation of passengers ("fares"), which fares so displayed, and no other, shall be those to be charged any passenger. Said fare listing shall be submitted with the Owner's License application and any change in the fares during the year shall be filed with the Township before the new fares can be charged to passengers.

11-30.9 Compliance with Statute Required; Insurance Requirements - Taxicabs.

a. In order to ensure the safety of the public, it is unlawful for the owner, lessee or bailee of any taxicab to operate or cause or permit such taxicab to be operated, nor shall any license be issued hereunder, until and unless the applicant shall have complied with the provisions of the statute in such case made and provided and the acts amendatory thereof or supplemental thereto. Before any license is issued, the applicant shall post with the Township Clerk in accordance with N.J.S.A. 48:16-3, a certificate of insurance of an insurance company duly licensed in the State of New Jersey showing liability coverage for personal injuries of fifty thousand (\$50,000.00) dollars for any one (1) person and one hundred thousand (\$100,000.00) dollars for two (2) or more persons and property damage of

~~fifty thousand (\$50,000.00) dollars. In the event the taxicab owner operates more than one (1) taxicab within the Township, the owner may post a blanket bond in the amount of fifty thousand (\$50,000.00) dollars pursuant to N.J.S.A. 48:16-4.~~

~~— b. — Taxicabs whose principal place of business is not located within Edison Township shall be permitted to operate within the Township provided they meet the Edison Township insurance requirements in paragraph a. above.~~

~~Each applicant for a Taxicab Owner's License shall, together with his/her application, submit the insurance policy or certificate in lieu thereof, showing coverages in the amount of:~~

~~1. one hundred thousand (\$100,000.00) dollars per person and three hundred thousand (\$300,000.00) dollars per occurrence to satisfy all claims for damages on account of bodily injury or death suffered by any person as a result of an accident occurring by reason of the ownership, maintenance or use of the taxicab upon any public street; and,~~

~~2. five thousand (\$5,000.00) dollars to satisfy any claim for damages to property of any one (1) person resulting from an accident and a sum of not less than ten thousand (\$10,000.00) dollars to satisfy all claims for damages to property of all persons on account of such accident by reason of the ownership, operation, maintenance or use of such taxicab upon any public street,~~

~~or in the amount as required by N.J.S.A. 48:16-3, whichever is greater; and shall provide any other documentation and/or information required by Title 48 Public Utilities, Chapter 16 Taxicabs, Autocabs, Limousines and Jitneys of the Statutes of New Jersey or similar law, rule or regulation. Said insurance shall remain in full force and effect at all times the Owner and/or Vehicle is licensed by the Township of Edison. A blanket bond or insurance policy as permitted by N.J.S.A. 48:16-4 may also be submitted. Additionally, the owner shall indemnify and hold harmless the Borough, its officers, agents or employees, from any and all loss, costs, damages and/or expenses suffered by any person or to any property arising from the owner's negligence.~~

11-30.10 Power of Attorney for Taxicab ~~Operators~~Owners.

~~The owner of the taxicab shall execute and deliver to the Township Clerk a power of attorney, wherein and whereby the owner shall appoint the Director of Finance of the municipality as his true and lawful attorney for the purpose of acknowledging service of any process out of a court of competent jurisdiction to be served against the insured by virtue of the indemnity granted under the insurance policy or bond filed pursuant to N.J.S.A. 48:16-3 and 48:16-4. Each applicant for a Taxicab Owner's License shall, together with his/her application, submit the Power of Attorney required by N.J.S.A. 48:16-5 and to the Division of Motor Vehicles; and shall provide any other documentation and/or information required by Title 48 Public Utilities, Chapter 16 Taxicabs, Autocabs, Limousines and Jitneys of the Statutes of New Jersey or similar law, rule or regulation.~~

11-30.11 Certificate of Compliance for Taxicab Operators.

The Township Clerk shall issue in duplicate a certificate of compliance upon the submission of the required insurance policy or bond showing that the owner of the taxicab has complied with the terms and provisions of N.J.S.A. 48:16-6. The certificate shall recite the name of the insurance company, the number and date of expiration of the policy or bond, a description of the taxicab insured and its registration number. The duplicate certificate shall be filed with the Motor Vehicle Commission before any car is licensed as a taxicab. The original certificate shall be posted in a conspicuous place within the taxicab.

11-30.12 Register of Vehicles.

The ~~Bureau of Licenses and Permits~~ Township Clerk shall keep a register of ~~the name of such person owning or operating a vehicle or vehicles licensed under this section, together with the license number and description, make~~

~~and dimensions of such vehicles and the date of issuance~~ all Taxicab Driver Licenses, Taxicab Owner Licenses and Taxicab Vehicle Licenses together with the applications and approvals required herein.

11-30.13 Continued Inspection of Taxicabs by Police.

The Police Department shall maintain due vigilance over all taxicabs and see that they are kept in a condition of safety and sanitation for the transportation of passengers, and to this end shall have the right, at any and all times, to inspect any and all such licensed vehicles and taxi meters and shall maintain a record in writing of the report of all such inspections.

11-30.14 Revocation and Suspension of ~~Taxicab~~ Licenses.

a. — Licenses granted under the preceding subsections may be revoked ~~or suspended~~ at any time by the ~~Director~~ Chief of Police for not more than twenty (20) days, if the vehicle shall not be in a safe and sanitary condition for the transportation of passengers and kept in conformity with the terms of this section, or for the violation of any of the provisions of this section or any of the rules and regulations made by the ~~Director~~ Chief of Police.

b. Any licensee whose license is suspended pursuant to paragraph a. of this section shall be given a hearing before the Chief of Police during the twenty (20) day period of suspension upon at least five (5) days' notice in writing.

c. After the hearing, the Chief of Police shall determine whether the qualifications of the licensee have been so adversely affected as to require an extension of the suspension or a revocation of the license.

d. If the Chief of Police determines that further suspension or a revocation is not warranted, he shall reinstate the suspended license as soon as practicable.

11-30.15 Taxicab Renewal: Continuation of Background Check Required.

a. The ~~Director~~ Chief of Police shall cause a background check to be completed in a manner consistent with ~~the law N.J.S.A. 48:16-3 and this Section~~. The taking of fingerprints from an owner whose prints are already on file may not be required, as determined by the ~~Director~~ Chief of Police.

11-30.16 ~~Taxicab Driver's~~ License Required; Qualifications; Application; Additional Rules.

A. TAXICAB DRIVER'S LICENSE.

a. No person shall drive a taxicab until he or she shall have made application, upon a form provided by the ~~Bureau of License and Permits~~ Township Clerk and approved by the ~~Chief of Police~~ Director, for a taxicab driver's license, paid the required fee and shall have procured such license from the ~~Bureau of License and Permits~~ Township Clerk. Every applicant for a license to drive a taxicab shall furnish satisfactory evidence that he or she has received a driver's license under the State Motor Vehicle Law. Each applicant for a driver's license under the terms of this section must conform to the following regulations:

1. Be of the age of twenty-one (21) years or over;
2. Present the certificate of a reputable physician showing that he or she has been examined within sixty (60) days, that he or she is of sound physique, with good eyesight and not subject to epilepsy, vertigo, heart trouble or any other infirmity of mind or body which might render him or her unfit for the safe operation of a taxicab;
3. Be able to read and write the English language and be a resident of the United States;

4. Not be addicted to the use of narcotics or intoxicating liquors;

5. Fill out upon such form to be provided by the ~~Bureau of Licenses and Permits~~ Township Clerk a statement giving said applicant's full name, residence for the preceding five (5) years, age, color, height, weight, color of eyes and hair, place of birth, place of previous employment, whether married or single, whether the applicant has ever been convicted of a felony or misdemeanor, how long the applicant has been a licensed automobile driver of the State of New Jersey, whether his or her automobile driver's license has ever been suspended or revoked, and, if so, for what cause, whether the applicant has ever been licensed to operate a taxicab by another municipality and if the same has ever been suspended or revoked, and, if so, for what cause, and such other reasonable information as may be required. All applications herein shall be signed and sworn to by the applicant and filed with the ~~Bureau of Licenses and Permits~~ Township Clerk.

b. At the time of filing his/her application, applicant shall be fingerprinted by the Township Police and said fingerprints shall be submitted to the Bureau of Identification, New Jersey State Police for a report of applicant's criminal record, if any. Any and all costs of this process shall be borne by the applicant.

c. At the time of filing his/her application, the Township Police shall obtain a Motor Vehicle Driver's Abstract. Any and all costs of this process shall be borne by the applicant.

d. Provide any other documentation and/or information required by Title 48 Public Utilities, Chapter 16 Taxicabs, Autocabs, Limousines and Jitneys of the Statutes of New Jersey or similar law, rule or regulation.

be. The ~~Director~~ Chief of Police is authorized and empowered to establish from time to time such additional rules and regulations, not inconsistent herewith, as may be necessary and reasonable, governing the issuance of any license provided for in this section.

B. TAXICAB OWNER'S LICENSE.

a. No person shall operate a taxicab business until he or she shall have made application, upon a form provided by the Township Clerk and approved by the Chief of Police, for a Taxicab Owner's License, paid the required fee and shall have procured such license from the Township Clerk. Each applicant for a license under the terms of this section must conform to the following regulations:

1. Be of the age of twenty-one (21) years or over;

2. Be able to read and write the English language and be a resident of the United States;

3. Not be addicted to the use of narcotics or intoxicating liquors;

4. Fill out upon such form to be provided by the Township Clerk a statement giving said applicant's full name, residence for the preceding five (5) years, age, color, height, weight, color of eyes and hair, place of birth, place of previous employment, whether married or single, whether the applicant has ever been convicted of a felony or misdemeanor, how long the applicant has been a licensed automobile driver of the State of New Jersey, whether his or her automobile driver's license has ever been revoked, and, if so, for what cause, the color scheme or name, monogram or insignia to be used on the vehicles to be used as taxicabs, the address from which the applicant intends to conduct the operation of the taxicab business sought to be licensed, and a complete schedule of hours and days of operation of the place of business, and such other reasonable information as may be required. All applications herein shall be signed and sworn to by the applicant and filed with the Township Clerk.

5. If the address from which the Applicant/Owner intends to conduct the operation of the taxicab business sought to be licensed is within the Township of Edison, the Applicant shall also secure a Zoning Permit indicating that the taxicab business use is permitted at such location and complies with all applicable zoning requirements or has received the appropriate approvals (such as variances, etc.) prior to the processing of the Taxicab Owner's License.

b. At the time of filing his/her application, applicant shall be fingerprinted by the Township Police and said fingerprints shall be submitted to the Bureau of Identification, New Jersey State Police for a report of applicant's criminal record, if any. Any and all costs of this process shall be borne by the applicant.

c. At the time of filing his/her application, the Township Police shall obtain a Motor Vehicle Driver's Abstract. Any and all costs of this process shall be borne by the applicant.

d. Provide any other documentation and/or information required by Title 48 Public Utilities, Chapter 16 Taxicabs, Autocabs, Limousines and Jitneys of the Statutes of New Jersey or similar law, rule or regulation.

e. The Chief of Police is authorized and empowered to establish from time to time such additional rules and regulations, not inconsistent herewith, as may be necessary and reasonable, governing the issuance of any license provided for in this section.

C. TAXICAB VEHICLE LICENSE.

a. No licensed Taxicab Owner shall operate a taxicab vehicle until he or she shall have made application, upon a form provided by the Township Clerk and approved by the Chief of Police, for a Taxicab Vehicle License, paid the required fee and shall have procured such license from the Township Clerk. Each applicant for a license under the terms of this section must conform to the following regulations:

1. Each vehicle must be properly registered for taxicab use with the State of New Jersey;

2. The title to each vehicle must in the name of the licensed Taxicab Owner requesting the individual vehicle to be licensed;

3. The licensed Taxicab Owner requesting the individual vehicle to be licensed shall not be in excess of the total number of vehicles permitted to be licensed under his Taxicab Owner's License as provided herein;

4. Fill out upon such form to be provided by the Township Clerk a statement giving said applicant's full name, Township Taxicab Owner's License, and such other reasonable information as may be required. All applications herein shall be signed and sworn to by the applicant and filed with the Township Clerk.

b. Provide any other documentation and/or information required by Title 48 Public Utilities, Chapter 16 Taxicabs, Autocabs, Limousines and Jitneys of the Statutes of New Jersey or similar law, rule or regulation.

c. The Chief of Police is authorized and empowered to establish from time to time such additional rules and regulations, not inconsistent herewith, as may be necessary and reasonable, governing the issuance of any license provided for in this section.

D. DENIAL, REVOCATION OR SUSPENSION OF LICENSES.

In addition to the provisions of Chapter XI of the general licensing chapter covering causes for which licenses may be revoked, the Township Council may in their discretion refuse to issue or renew, or may after notice and hearing revoke or suspend any license issued hereunder for any of the causes or reasons listed below.

a. License of any Class.

Any license of any class or renewal thereof may be denied, revoked or suspended if any applicant or licensee:

1. Has been convicted of a crime in this or any other jurisdiction.

2. Has been more than once convicted of being a disorderly person.

3. Has been found guilty of a violation of Title 39, "Motor Vehicles and Traffic Regulations" of the Revised Statutes of New Jersey.

4. Violates any provision of this Section or any Ordinance of the Township.
5. Has any judgment unsatisfied of record against him or her arising out of an automobile accident in any place, or arising out of the operation of a Taxicab in the Township of Edison or any other place.
6. Failed or fails to render reasonably prompt, safe and adequate Taxicab service.
7. Has not complied fully with all requirements of this Section.
8. Any misrepresentation of any material fact made or disclosed in the application shall be cause for refusal to issue the license and/or revocation of the license and/or the imposition of the Penalty provided for in this Section.
9. Any other basis provided for in Title 48 Public Utilities, Chapter 16 Taxicabs, Autocabs, Limousines and Jitneys of the Statutes of New Jersey or similar law, rule or regulation.

b. Taxicab Driver's License.

Any Taxicab Driver's License may be denied, revoked or suspended, in addition to the above causes for any of the following reasons:

1. If the licensee or applicant has in any degree contributed to any injury to person or damage to property, arising out of negligent operation of a motor vehicle or a Taxicab in the Township of Edison or any other place.
2. Has any communicable or contagious disease.

c. Taxicab Owner's License.

Any Taxicab Owner's License may be denied, revoked or suspended, in addition to the above causes, for any of the following reasons:

1. If the policy of insurance required by Title 48 Public Utilities, Chapter 16 Taxicabs, Autocabs, Limousines and Jitneys of the Statutes of New Jersey or similar law, rule or regulation, or as required herein has once lapsed or such coverage is not maintained at all times.
2. If the Owner is a corporation or other business entity required to be authorized to do business under the laws of the state and is not so authorized. No license shall be granted to operate a taxicab business to any person or to any partnership or corporation who is not, or the members or officers of which, are not persons of good moral character.
3. If the address from which the Applicant/Owner intends to conduct the operation of the taxicab business sought to be licensed is within the Township of Edison, and the Applicant has not secured a Zoning Permit indicating that the business is permitted at such location prior to the processing of the Taxicab Owner's License as required herein.

d. Taxicab Vehicle License.

Any Taxicab Owner's License may be denied, revoked or suspended, in addition to the above causes, for any of the following reasons:

1. If the motor vehicle licensed or to be licensed, by reason of unsafe or unsanitary conditions, is dangerous to the safety or health of the occupants or others.
2. If the policy of insurance required by Title 48 Public Utilities, Chapter 16 Taxicabs, Autocabs, Limousines and Jitneys of the Statutes of New Jersey or similar law, rule or regulation, or as required herein has once lapsed or such coverage is not maintained at all times.

E. APPEAL OF DENIAL, REVOCATION OR SUSPENSION OF LICENSES.

a. Any person, corporation, partnership or other entity aggrieved by the denial, revocation or suspension of a license under this Section may appeal such denial to the Township Council.

b. Any appeal hereunder shall be filed in writing and served on the Township Clerk within ten (10) days of the license denial, revocation or suspension, and if revocation or suspension was made by the Chief of Police pursuant to Section 11-30.14, the appeal shall be made within ten (10) days after the hearing before the Chief of Police and his/her decision as provided for in Section 11-30.14.

c. At the time such appeal is filed, the appellant shall pay to the Township Clerk a nonrefundable fee of one hundred seventy-five dollars (\$175.00) and a written statement of the basis for the appeal.

d. Any such appeal will be scheduled for hearing within thirty (30) days of the filing of the appeal, provided, however, that the appeal may be adjourned or continued by the Township Council for good reason.

11-30.17 Issuance of ~~Driver's~~ License; ~~Term~~ Suspension — ~~Taxicabs~~.

a. Upon satisfactory compliance with the above section, and approval by the Chief of Police and Resolution of the Township Council there may be issued by the ~~Bureau of Licenses and Permits~~ Township Clerk to the applicant ~~a taxicab driver's~~ the requested license which shall contain a photograph and signature of the licensee. Any license so issued may be suspended upon recommendation of the ~~Police~~ Chief of Director, for the cause of the violation of this section or the regulations made thereunder or any applicable law, rule or regulation. A suspended driver or owner may request a hearing before the Township Council to appeal said suspension.

b. The term of each class of license shall be as follows:

1. A Taxicab Driver's License shall be issued as of the date of approval and shall expire at midnight on December 31 of the year in which it was issued, and shall not be transferable.

2. A Taxicab Owner's License shall be issued as of the date of approval and shall expire at midnight on December 31 of the year in which it was issued, and may be transferable to a related business entity, such as in the case of a change in the form of a business entity or the purchaser or sale of all or part of a business entity, provided that the new owner complies with Section 11-30.16 regarding applications and Section 11-30.20 regarding fees.

3. A Taxicab Vehicle License shall be issued as of the date of approval and shall expire at midnight on December 31 of the year in which it was issued, and may be transferable to a related business entity, such as in the case of a change in the form of a business entity or the purchaser or sale of all or part of a business entity, provided that the new owner complies with Section 11-30.16 regarding applications and Section 11-30.20 regarding fees.

11-30.18 Change of Address - Loss of Records - Taxicabs.

Any change of address of any owner or driver licensed under the provision of this chapter must be reported in writing, to the Division of Police within seventy-two (72) hours of such change. The loss of operator license or taxicab license must be reported to the Division of Police within twenty-four (24) hours of such loss. In the event any licensed driver terminates his or her employment as a driver or ends employment with one Edison based company and joins another Edison Township based company, he or she shall return the original license and any other paper or document in his or her possession furnished to him or her by the Division of Police within seventy-two (72) hours of such termination.

11-30.19 Renewal of ~~Taxicab Driver's~~ Licenses.

a. A driver, in When applying for the a renewal of his or her any license required by this Section, the holder of such license shall make such application upon a form to be furnished by the Bureau of Licenses and Permits Township Clerk. The Director-Chief of Police shall cause a background check to be completed in a manner consistent with law. The taking of fingerprints from a driver whose prints are already on file may not be required.

b. Applications for any license renewal shall be filed with the Township Clerk no sooner than November 1 and no later than December 1 of the year proceeding the year for which application is being made. All applications for renewals shall be acted upon prior to any consideration being given to new applications, which shall be considered in the order of their filing with the Township Clerk on a first come/first served basis received after it is determined that there is a license of any class available, except for Taxi Owner's Licenses which is available shall be issues as provided for in Section 11-30.20.d. Any existing License for which an application for renewal is not made by December 1 shall be deemed forfeited and shall be available to a new applicant, and any application for renewal received after December 1 of any year shall be treated as an application for a new license.

11-30.20 Fees for ~~Taxicab Driver's~~ Licenses.

a. The sum of ~~fifty (\$50.00)~~ one hundred dollars (\$100.00) shall be charged for the issuance of each ~~driver's license~~ Taxicab Driver's License or the renewal thereof.

b. The sum of five hundred dollars (\$500.00) shall be charged for the issuance of each Taxicab Vehicle License or the renewal thereof.

c. The sum of one hundred fifty dollars (\$150.00) shall be charged for the issuance of each Taxicab Owner License or the renewal thereof.

d. The cost for a lost or destroyed license of any class shall be twenty-five dollars (\$25.00).

11-30.21 ~~Prices Fares~~ Not to Exceed Fixed Rates.

a. The holder of every Taxicab Owner's License shall file a schedule of rates with the Township Clerk's Office. The prices that may be charged by the owners or drivers of taxicabs for the transportation of passengers for hire, shall not exceed the rates filed with the Bureau of Licenses and Permits Township Clerk and approved by the Director-Chief of Police and may not be changed or modified without written approval from him or her.

b. All prices charged shall be subject to a twenty-five (25%) percent discount for persons over the age of sixty-two (62).

11-30.22 Changes of Ownership to Revoke License-~~Taxicabs~~.

Changes in ownership or title to any taxicab business or Taxicab Vehicle licensed under this section shall automatically revoke the license for such Taxicab Owner's License or Taxicab Vehicle License ~~vehicle or vehicles~~. The purchaser of such Taxicab business and/or vehicle(s) must apply for a license authorizing the operation of the business and/or vehicle as heretofore set forth.

11-30.23 Rules of Conduct for Licensees - Taxicabs.

a. No person other than the licensed driver of the taxicab shall drive or sit in the compartment of the taxicab reserved for the driver, nor shall the driver engage in cruising as defined in subsection 11-30.1 ~~except during such hours and over such routes as the Director of Police may determine~~; nor shall any driver or owner invite or permit loitering within or near his or her taxicab, nor solicit, drive or divert prospective patrons of any business establishment to any other similar establishment.

b. Smoking shall not be permitted in any taxicab without the permission of the passenger.

c. No operator of any Taxicab, whether licensed or not by the Township of Edison, shall use a horn, siren, whistle, bell or other device capable of emitting audible sound in order to pick-up customers, or hawk, sell or otherwise advertise their services.

d. All taxicab drivers, when operating their taxicabs, shall be clean and neat of dress.

e. Every taxicab driver shall, upon the completion of each and every trip, make a search of the taxicab for any property lost or inadvertently left therein and any such property, unless sooner claimed by or delivered to the rightful owner, shall be taken to the Police Division within six (6) hours of the finding thereof.

f. All taxicab drivers shall comply with all reasonable and lawful requests of passengers as to speed and the route to be taken. Where such requests are not made by the passenger, such driver shall use lawful and reasonable speed and the most expeditious route to be taken to such passenger's destination.

g. No driver of any taxicab shall induce any prospective passenger to employ him by misinforming or misleading any such prospective passenger, either as to time or place of the arrival or departure of any train or motor bus or as to the location of any building or place or as to the distance between any two (2) points.

h. Any motor vehicle accident involving a taxicab and causing injury to a person or persons or damage to property in excess of one hundred (\$100.00) dollars shall be reported immediately by the driver to the Police Department, and the taxicab shall not be moved until released by the police, except in an emergency where there is immediate danger to life or limb.

i. No owner or driver of any licensed taxicab shall permit the use of such taxicab for any illegal or immoral purpose

j. All persons engaged in the taxicab business in the Township, operating under the provisions of this chapter, shall render an overall service to the public desiring to use taxicabs.

k. Holders of Taxicab Owner's Licenses shall maintain a central place of business which shall be kept open for the purpose of receiving calls and dispatching cabs for at least the minimum hours stipulated on the taxicab license.

l. All taxicab licensees or their representatives shall answer all calls received for taxicab service inside the Township limits as soon as they can do so. If such services cannot be rendered within a reasonable time, they shall then notify the prospective passenger as to how long it will be before the call can be answered and give the reason therefor.

m. Any licensee under this chapter or his representative who shall refuse to accept a call for taxicab service anywhere within the Township limits at any time when such licensee has a taxicab available or who shall fail or refuse to give overall service shall be deemed a violator of this chapter.

n. Taxicab licensees shall not refuse service to any individual based upon the individual's race, creed, color, national origin, ancestry or sex.

o. No driver shall permit any other person to occupy or ride in the taxicab unless the person or persons first employing a taxicab shall consent to the acceptance of an additional passenger or passengers.

p. The number of passengers permitted to be carried in any taxicab shall be in accordance with the particular vehicle manufacturer's passenger capacity specifications, and, the transportation of all passengers shall be in accordance with all applicable New Jersey State Statutes and regulations.

q. The driver of any taxicab shall, upon request of any passenger, render to such passenger a receipt for the fare charged. The receipt shall state the name of the driver, the taxicab license number, the amount of the fare, the points of origin and destination and the date and time of the transaction.

r. No taxicab shall be left unattended by the driver while the vehicle is standing at a designated taxicab stand. More particularly, the driver must remain in or within ten (10) feet of the vehicle while it is standing at a designated taxicab stand.

s. Record Keeping.

1. Recordkeeping by Owners.

i. The holder of each and every Taxicab Owner's License shall record in a book kept solely for such purpose the time of departure from and the time of return to the garage of each vehicle licensed under this Section, the name and an address of the driver thereof, the license number of the driver and the license number of the vehicle.

ii. The record book shall be kept open for inspection at all times by a duly authorized representative of the Police Department.

2. Recordkeeping by Drivers.

i. The holder of each and every Taxicab Driver's License shall keep a daily record upon which all trips shall be recorded. The daily record shall show the time and place of origin and destination of each trip and the amount of fare received for each trip. All such records shall be given to the holder of the taxicab license and shall be retained for two (2) years by such holder. The holder of the taxicab license shall be responsible for the maintenance of daily records of all taxicabs operated by him. Such daily record shall be kept in the taxicab vehicle during daily operations.

ii. The record book shall be kept open for inspection at all times by a duly authorized representative of the Police Department.

t. No Taxicab Vehicle, whether licensed or unlicensed, when not in service, shall be parked on any street or on any property except that of a licensed Taxicab Owner's approved place of business per Section 11-30.16.B.a.5. However, short breaks during the shift of a Taxicab Driver or the repair of a Taxicab Vehicle at a garage or service station shall not be considered being parked under this section.

u. All Taxicab Drivers and Owners shall comply with Title 48 Public Utilities, Chapter 16 Taxicabs, Autocabs, Limousines and Jitneys of the Statutes of New Jersey, and Title 39 Motor Vehicles and Traffic Regulation of the Statutes of New Jersey or similar law, rule or regulation.

11-30.24 Refusal to Pay Fare Prohibited.

It is unlawful for a passenger or bailee of any vehicle referred to herein to refuse or fail to pay his or her fare.

11-30.25 Confusing Vehicle Color Schemes or Names Prohibited - Taxicabs.

No vehicle covered by the terms of this section shall be licensed whose color scheme, or name, monogram or insignia to be used thereon, shall be in conflict with or, in the opinion of the Director of Police, imitate any color scheme, monogram, name or insignia, used by any other person, firm or corporation operating a taxicab or taxicabs, in such manner as to be misleading or tend to deceive or defraud the public. Each vehicle covered by the terms of this section shall display on the outside of that vehicle the name of the license holder, its municipality and telephone number on the driver's side door. Every licensed Taxicab shall have painted on both sides thereof the words "taxicab," "taxi" or "cab" in letters at least six (6") inches high, or the name of the operating owner if it contains the words "taxi" or "cab" or "taxicab." Every licensed Taxicab shall have painted on each side thereof, in letters at least one (1") inch high, the name of the owner thereof followed or preceded by the word "owner."

11-30.26 Violations; Penalties.

~~—Any person not having been duly licensed as a taxicab driver or any person whose license as such driver has been revoked or suspended and who, during the time such revocation or suspension is in effect, drives for hire any vehicle upon the streets of this Township, or who shall violate any other provision of this section, shall, upon conviction thereof, be liable for the penalty stated in Chapter I, Section 1-5 of this Code.~~

~~a. Any person violating the provisions of this Section or permits, aids or abets shall the violation of the provisions of this Section, upon conviction thereof, be subject to a fine of:~~

~~1. Three hundred (\$300.00) dollars plus costs for a first offense.~~

~~2. Six hundred (\$600.00) dollars plus costs for a second offense.~~

~~3. Third and subsequent offenses shall require a Court appearance and shall be subject to a fine of at least twelve hundred (\$1,200.00) dollars plus costs.~~

~~b. For the purposes of Section 11-30.26, a person who has been convicted of a previous violation need not be charged as a second, third or subsequent offender in the complaint made against him in order to render him liable to the penalties imposed by this section on a second, third or subsequent offender, but if the second offense occurs more than two (2) years after the previous offense, the Court shall treat the second conviction as a first offense for sentencing purposes, and if a third offense occurs more than two (2) years after the second offense, the Court shall treat the third conviction as a second offense for sentencing purposes, and if an offense subsequent to the third offense occurs more than two (2) years after the third offense, the Court shall treat the offense subsequent to the third offense as a third offense for sentencing purposes and so on for additional subsequent offenses.~~

~~c. In addition to the penalty provided above, any Taxicab Driver's License, Taxicab Owner's License, or Taxicab Vehicle License may be suspended or revoked as provided in this Section.~~

~~d. The provisions of this Section shall be enforced by the Division of Police and/or a Traffic Enforcement Officer.~~

SECTION II. This Ordinance shall take effect twenty (20) days after adoption and approval by the Mayor in accordance with N.J.S.A. 40:69A:181(b) and publication according to law.

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

EXPLANATION: An Ordinance changing the zoning of the areas in Camp Kilmer to be transferred to the Edison Township Board of Education and the Township of Edison as recommended in the Master Plan.

EDISON TOWNSHIP

ORDINANCE O.1839-2013

WHEREAS, effective on November 9, 2005 the Base Closure and Realignment Commission decision to close Camp Kilmer was finalized pursuant to the Base Closure Community Redevelopment and Homeless Assistance Act of 1994, Pub. L. 103-21; and

WHEREAS, on May 9, 2006 the Township of Edison was recognized by the Office of Economic Adjustment of the Department of Defense ("DOD") as the Local Redevelopment Authority ("LRA") for Camp Kilmer; and

WHEREAS, the LRA, in its capacity as the LRA for Camp Kilmer and under the redevelopment process, approved and adopted a Redevelopment Plan and Homeless Assistance Submission for Camp Kilmer dated January 13, 2008 ("Redevelopment Plan") which was amended by Council Resolution R.147-032011 on April 13, 2011; and

WHEREAS, the Redevelopment Plan provides for the transfer of certain areas for Edison Township Board of Education and Township of Edison use as follows:

Area 1, consisting of approximately 7.02 acres (to be designated as Block 3-E, Lot 3.011 upon transfer to the Township) to be used by the Township of Edison for recreational uses; and

Area 2, consisting of approximately 2.25 acres (to be designated as Block 3-E, Lot 3.012 upon transfer to the Board of Education) to be used by the Edison Township Board of Education for education and school related uses; and

Area 3, consisting of approximately 4.26 acres (to be designated as Block 3-E, Lot 3.013 upon transfer to the Township) to be used by the Township of Edison for recreational uses; and

Area 5, consisting of approximately 3.64 acres (to be designated as Block 3-E, Lot 3.015 upon transfer to the Township) to be used by the Township of Edison for Township uses, specifically for the Department of Public Works; and

WHEREAS, Areas 1, 2, 3, and 5 are presently in the L-I Light Industrial District Zone which does not permit the intended uses of the Areas and the Township now wishes to rezone these Areas to permit their intended uses; and

WHEREAS, Area 4, consisting of approximately 6.65 acres (to be designated as Block 3-E, Lot 3.014 upon transfer) to be used for homeless, low and moderate income housing was effectively rezoned by placing it in a redevelopment area by Resolution R.745-112012 adopted on December 26, 2012 and adopting a redevelopment plan for that area by Ordinance O.1831-2013 adopted on April 24, 2013 under the New Jersey Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, et seq.; and

WHEREAS, the Edison Township Council also wishes to amend the official Zoning Map of the Township of Edison, pursuant to N.J.S.A. 40:55D-32 of the Municipal Land Use Law, to change the zoning designation for these properties, being Areas 1, 2, 3, and 5 as set forth herein; and

WHEREAS, the Township Clerk shall provide notice, pursuant to N.J.S.A. 40:55D-15 of the Municipal Land Use Law, by personal service or certified mail to the clerk of any adjoining municipality involving property situated within 200 feet of such adjoining municipality and to the county planning board at least 10 days prior to the date of the Township Council hearing on the adoption of this Ordinance which notice shall state the date, time and place of the hearing and include a copy of this Ordinance; and

WHEREAS, the Township Clerk shall provide notice to individual property owners and those within 200 feet of the affected properties at least 10 days prior to the hearing on this Ordinance; and provide notice to any military facility commander who has registered with the municipality pursuant to section 1 of P.L. 2005, c. 41 (N.J.S.A. 40:55D-12.4) by personal service or certified mail at least 10 days prior to the date of the Township Council hearing on the adoption of this Ordinance which notice shall state the date, time and place of the hearing and include a copy of this Ordinance as required by N.J.S.A. 40:55D-62.1 of the Municipal Land Use Law; and

WHEREAS, prior to the Township Council hearing on the adoption of this Ordinance it shall be referred to the Planning Board as required by N.J.S.A. 40:55D-64 and N.J.S.A. 40:55D-26 of the Municipal Land Use Law; and

WHEREAS, within 30 days of the adoption of this Ordinance the Township Clerk shall provide notice, pursuant to N.J.S.A. 40:55D-15 of the Municipal Land Use Law, by personal service or certified mail to the county planning board which notice shall state the effective date of this Ordinance and include a copy of this Ordinance; and

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

SECTION I. Section 37-45 of Chapter XXXVII Zoning which is presently "Reserved" shall be replaced with the following:

37-45 E-1 EDUCATIONAL DISTRICT 1.

37-45.1 Establishment of the E-1 Educational District 1.

There is hereby established an Educational District 1 Zone (E-1) permitting educational uses as further set forth herein for proposed new Lot 3.012 as depicted on the Proposed Subdivision Plan for Block 3-E, Lot 3.01 prepared by Control Layouts, Inc. dated November 23, 2010 as revised through June 8, 2011. The E-1 Zone encompasses a portion of Block 3-E, Lot 3.01 as shown on the aforementioned Plan as proposed new Lot 3.012 which contains approximately 2.25 acres and whose legal description is:

BEGINNING at a point, said point being located the following courses and distances from a point on the Westerly Right of Way line of Truman Drive (60.00 feet wide), which point is therein located 1201.46 feet Northerly from the intersection of the aforesaid Westerly sideline of Truman Drive with the Northerly Right of Way line of Kilmer Road (80.00 feet wide):

a) Along a curve to the right, having a radius of 50.00 feet and an arc length of 78.33 feet, a chord bearing of South 44 degrees 55 minutes 26 seconds West and a chord distance of 70.56 feet to a point; thence

b) South 89 degrees 48 minutes 17 seconds West, a distance of 400.79 feet to a point, said point being the point and place of BEGINNING; thence running:

1) South 51 degrees 02 minutes 00 seconds West, a distance of 449.23 feet to a point on the Easterly sideline of Avenue "C" (part of Lot 2 in Block 3-E); thence

2) Along the aforesaid Easterly sideline of Avenue "C" (part of Lot 2 in Block 3-E), along a curve to the left, having a radius of 3575.00 feet and an arc length of 211.51 feet, a chord bearing of North 33 degrees 02 minutes 03 seconds West and an chord distance of 211.48 feet to a point; thence

3) North 51 degrees 02 minutes 00 seconds East, a distance Of 482.83 feet to a point; thence

4) South 24 degrees 11 minutes 49 seconds East, a distance of 217.53 feet to a point, said point being the point and place of BEGINNING.

37-45.2 Purpose.

The purpose of this zone is to permit appropriate educational related uses of the property by the Edison Township Board of Education upon the transfer of the property to them under the approved Redevelopment Plan pursuant to the Base Closure Community Redevelopment and Homeless Assistance Act of 1994, Pub. L. 103-21.

37-45.3 Permitted Uses.

No land building, structure, premises or facility shall be used and no building, structure or facility shall be erected or physically and structurally altered except for the following uses:

a. Public school, college, seminary, academy or similar educational institution for academic instruction approved by the New Jersey Department of Education, including but not limited to classrooms, administrative offices, cafeterias, and gymnasiums.

37-45.4 Accessory Uses.

Accessory uses shall be permitted provided they are located on the same lot with and are customarily incidental to any principal use permitted in this district. Permitted accessory uses shall consist of, but are not necessarily limited to:

a. Maintenance and storage buildings, except that no accessory building used for storage of materials shall exceed two hundred (200) square feet in size nor be located closer than one hundred (100) feet to any residential zone boundary.

b. Playgrounds, recreational and athletic fields;

c. Other customary accessory uses and structures which are clearly incidental to the principal structure and use.

37-45.5 Conditional Uses.

None.

37-45.6 Development Standards/Height, Coverage Area and Yard Requirements.

Development in the E-1 Zone shall comply with the standards and requirements in 37-39.4, 37-39.5, 37-39.6, and Schedule "A" to this Chapter for the E-I Educational-Institutional District Zone.

37-45.7 Signs.

Signs shall be permitted in conformance with the applicable provisions of the Edison Township Zoning Ordinances and as provided for in the Township Code.

SECTION II. Section 37-49 of Chapter XXXVII Zoning which is presently "Reserved" shall be replaced with the following:

37-49 T-1 TOWNSHIP DISTRICT 1.

37-49.1 Establishment of the T-1 Township District 1.

There is hereby established a Township District 1 Zone (T-1) permitting Township uses as further set forth herein, in a portion of the L-I Zone, being proposed new Lots 3.011, 3.013 and 3.015 as depicted on the Proposed Subdivision Plan for Block 3-E, Lot 3.01 prepared by Control Layouts, Inc. dated November 23, 2010 as revised through June 8, 2011. The T-1 Zone encompasses a portion of Block 3-E, Lot 3.01 as shown on the aforementioned Plan as proposed new Lots 3.011, 3.013 and 3.015 as follows:

a. Lot 3.011, which contains approximately 7.02 acres and whose legal description is:

BEGINNING at a point on the Westerly Right of Way line of Truman Drive (60.00 feet wide), said point being located 858.66 feet Northerly from the intersection of the aforesaid Westerly sideline of Truman Drive with the Northerly Right of Way line of Kilmer Road (80.00 feet wide); thence running:

- 1) North 89 degrees 57 minutes 26 seconds West, a distance of 381.65 feet to a point; thence
- 2) South 00 degrees 02 minutes 34 seconds West, a distance of 368.28 feet to a point; thence
- 3) South 69 degrees 34 minutes 17 seconds West, a distance of 195.77 feet to a point on the Easterly sideline of Avenue "C" (part of Lot 2 in Block 3-E); thence
- 4) Along the aforesaid Easterly sideline of Avenue "C" (part of Lot 2. in Block 3-E), on a curve to the left, having a radius of 3746.56 feet and an arc length of 284.02 feet, a chord bearing of North 26 degrees 17 minutes 13 seconds West and a chord distance of 283.96 feet to a point; thence
- 5) Continuing along the aforesaid Easterly sideline of Avenue "C" (part of Lot 2 in Block 3-E), North 28 degrees 27 minutes 32 seconds West, a distance of 39.71 feet to a point; thence
- 6) Continuing along the aforesaid Easterly sideline of Avenue "C" (part of Lot 2 in Block 3-E), on a curve to the left, having a radius of 3575.00 feet and an arc length of 179.73 feet, a chord bearing of North 29 degrees 53 minutes 57 seconds West and a chord distance of 179.71 feet to a point; thence
- 7) North 51 degrees 02 minutes 00 seconds East, a distance of 449.23 feet to a point; thence
- 8) North 89 degrees 48 minutes 17 seconds East, a distance of 400.79 feet to a point; thence
- 9) Along a curve to the left, having a radius of 50.00 feet and an arc length of 78.33 feet, a chord bearing of North 44 degrees 55 minutes 26 seconds East and a chord distance of 70.56 feet to a point on the aforesaid Westerly sideline of Truman Drive; thence
- 10) Along the aforesaid Westerly sideline of Truman Drive, South 00 degrees 02 minutes 34 seconds West, a distance of 342.80 feet to a point, said point being the point and place of BEGINNING.

b. Lot 3.013, which contains approximately 4.26 acres and whose legal description is:

BEGINNING at a point, said point being located the following courses and distances from a point on the Westerly Right of Way line of Truman Drive (60.00 feet wide), which point is therein located 1201.46 feet Northerly from the intersection of the aforesaid Westerly sideline of Truman Drive with the Northerly Right of Way line of Kilmer Road (80.00 feet wide):

- a) Along a curve to the right, having a radius of 50.00 feet and an are length of 78.33 feet, a chord bearing of South 44 degrees 55 minutes 26 seconds West and a chord distance of 70.56 feet to a point; thence

b) South 89 degrees 48 minutes 17 seconds West, a distance of 400.79 feet to a point; thence

c) North 24 degrees 11 minutes 49 seconds West, a distance of 217.53 feet to a point, said point being the point and place of BEGINNING; thence running:

1) South 51 degrees 02 minutes 00 seconds West, a distance of 482.83 feet to a point on the Easterly sideline of Avenue "C" (part of Lot 2 in Block 3-E); thence

2) Along the aforesaid Easterly sideline of Avenue "C" (part of Lot 2 in Block 3-B), along a curve to the left, having a radius of 3575.00 feet and an arc length of 390.69 feet, a chord bearing of North 37 degrees 51 minutes 36 seconds West and a chord distance of 390.50 feet to a point on the Southerly sideline of Road 2; thence

3) Along the aforesaid Southerly sideline of Road 2, on a curve to the right, having a radius of 2101.68 feet and an arc length of 476.64 feet, a chord bearing of North 53 degrees 09 minutes 46 seconds East and a chord distance of 475.62 feet to a point; thence

4) South 38 degrees 58 minutes 00 seconds East, a distance of 372.75 feet to a point, said point being the point and place of BEGINNING.

c. Lot 3.015, which contains approximately 3.64 acres and whose legal description is:

BEGINNING at a point on the Westerly Right of Way line of Truman Drive (60.00 feet wide), said point being located 419.80 feet Northerly from the intersection of the aforesaid Westerly sideline of Truman Drive with the Northerly Right of Way line of Kilmer Road (80.00 feet wide); thence running:

1) North 89 degrees 54 minutes 17 seconds West, a distance of 236.51 feet to a point; thence

2) North 29 degrees 17 minutes 44 seconds West, a distance of 80.84 feet to a point; thence

3) South 89 degrees 58 minutes 59 seconds West, a distance of 105.53 feet to a point; thence

4) North 00 degrees 02 minutes 34 seconds East, a distance of 368.28 feet to a point; thence

5) South 89 degrees 57 minutes 26 seconds East, a distance of 381.65 feet to a point on the aforesaid Westerly sideline of Truman Drive; thence

6) Along the aforesaid Westerly sideline of Truman Drive, South 00 degrees 02 minutes 34 seconds West, a distance of 438.86 feet to a point, said point being the point and place of BEGINNING.

37-49.2 Purpose, Permitted and Accessory Uses and Development Standards.

The purpose of this zone is to permit the required Township related uses of the properties upon the transfer of these properties, being Areas 1, 2, 3, and 5, to the Township under the approved Redevelopment Plan pursuant to the Base Closure Community Redevelopment and Homeless Assistance Act of 1994, Pub. L. 103-21. As the Township is not subject to its own zoning laws there are no limitations to the permitted uses accessory uses and development standards for any use of these properties by the Township. The Township may also allow the use of these properties by other Township-related boards, agencies and/or authorities, and other public entities and their related boards, agencies and/or authorities, such as those of the State and County. However, the Township should consider the adjoining uses when using and developing the property by the Township and/or other public entities.

37-49.3 Conditional Uses.

Any use pursuant to a lease granted by the Township, or other permission granted by the Township shall be considered a conditional use in this zone, but not including use by other Township-related boards, agencies and/or authorities, and other public entities and their related boards, agencies and/or authorities, such as those of the State and County. The use granted by such lease or other permission shall comply with the regulations and standards for such use as provided for in the applicable provisions of the Edison Township Zoning Ordinances and in the Township Code.

SECTION III. The official Zoning Map of the Township of Edison be and the same herein is amended to change the zoning district classifications for the aforementioned properties as indicated.

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

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

FIRST READING _____, 2013

FIRST PUBLICATION THE HOME NEWS & TRIBUNE _____, 2013

DATE OF REFERRAL TO PLANNING BOARD _____, 2013

DATE OF CONSISTENCY RESOLUTION
FROM PLANNING BOARD _____, 2013

FINAL READING _____, 2013

APPROVAL OF THE MAYOR _____, 2013

FINAL PUBLICATION THE HOME NEWS & TRIBUNE _____, 2013

EXPLANATION: An Ordinance revising the fees for the Township's Uniform Construction Code Enforcing Agency and creating a procedure and fees for expedited permits and inspections in the Township's Uniform Construction Code Enforcing Agency.

EDISON TOWNSHIP

ORDINANCE O.1840-2013

WHEREAS, upon recommendation of the Township's Construction Code Official, the Township of Edison now desires to revise the fees for the Township's Uniform Construction Code Enforcing Agency.

WHEREAS, after consultation with the Township's Construction Code Official, the Township of Edison now desires to create a procedure and fees for expedited permits and inspections in the Township's Uniform Construction Code Enforcing Agency.

NOW, THEREFORE, BE IT ORDAINED by the Township of Edison, County of Middlesex, New Jersey, that the Code of the Township of Edison is hereby amended and supplemented as follows:

SECTION I. Existing Sub-Section 14-1.10 Fees in Chapter XIV Building and Construction, Section 14-1 Uniform Construction Code Enforcing Agency is hereby deleted in its entirety.

SECTION II. New Sub-Section 14-1.10 Fees in Chapter XIV Building and Construction, Section 14-1 Uniform Construction Code Enforcing Agency is hereby established as follows:

Section 14-1.10 FEES.

- a. Terms. Unless defined herein, all terms shall have the meaning ascribed to them in the State Uniform Construction Code, or as commonly understood in the construction industry, unless the context indicates a different meaning:

Expedited Permit is the plan review and issuance of a permit requested by an applicant in less time than permitted under the State Uniform Construction Code as further provided for herein.

Commercial, is all other Use Groups which are not an R-5 Use Group.

Residential, only Use Group R-5.

Special Inspection, is an inspection requested by an applicant outside of the normal days and times that the Agency normally performs inspections and in less time than permitted under the State Uniform Construction Code as further provided for herein.

- b. Collection of Fees. All fees required for plan review and for the issuance of any permit or certificate shall be collected prior to the issuance of the permit or certificate. Fees shall be computed in accordance with the requirements and standards set forth in the State Uniform Construction Code and in accordance with the following fee schedule.
- c. Plan Review Fee. Twenty percent (20%) of the construction permit fee shall be deemed to be the plan review fee. Plan review fees shall not be refundable.
- d. Construction Permit. The fee for a construction permit shall be the sum of the subcode fees listed herein:
1. **Building Subcode Fees.** The fees for the Building Subcode shall be as follows:

New construction based on volume:

Use Group R5: \$.020/cubic foot
All Other Groups: \$.030/cubic foot
Partial Release All Groups: \$.035/cubic foot

DCA fee for new construction: Per the State Uniform
Construction Code

Alteration, Minor Work, Reconstruction, Renovation,
Repair or work that cubic volume cannot be calculated.
Fee based on cost of construction.

Use Group R5: \$20.00/\$1,000.00
All Other Groups: \$30.00/\$1,000.00

DCA Fee Alterations: Per the State Uniform
Construction Code

Plan Review 20% of building fee, non-refundable

Updates: 20% of Building Technical Subcode Permit or
Minimum fee of:

Use Group R5: \$75.00
All Other Groups: \$150.00

Signs: All Use Groups: \$3.50/square foot

Pools, Above Ground:

Use Group R5: \$100.00
All Other Groups: \$200.00

Pools, Inground:

Use Group R5: \$250.00
All Other Groups: \$500.00

Fireplace/stove:

Use Group R5: \$100.00
All Other Groups: \$250.00

Antennae, dish, etc.:

Use Group R5: \$75.00
All Other Groups: \$250.00

Fences over 6' or Pool Barriers: Alteration fee:

Use Group R5 \$20.00/\$1,000.00 of cost of work
All Other \$30.00/\$1,000.00 of cost of work

Demolition: Deck, Pool, Shed:

Use Group R5: \$75.00
All Other Groups: \$150.00

Demolition: Building/Structure:

Use Group R5: \$500.00
All Other Groups: 1 to 5,000 square feet:
\$1,500.00
over 5,000 square feet:
\$3,000.00

Temporary Structure:
 Use Group R5: \$75.00
 All Other Groups: \$250.00

Temporary Trailer:
 Use Group R5: \$75.00
 All Other Groups: \$250.00

Asbestos Abatement:
 All Groups: \$250.00

Minimum Fee:
 Use Group R5: \$75.00
 All Other Groups: \$150.00

Special Inspection:
 Use Group R-5 \$300.00
 All other use groups: \$500.00

Change of Use: \$150.00

Variation:
 Use Group R5: \$250.00
 All Other Groups: \$500.00

Change of Contractor:
 All Groups: \$75.00

Certificate of Occupancy:
 Use Group R5: \$100.00 minimum or 10% of
 estimated cost of
 construction permit
 All Other Groups: \$200.00 minimum or 10% of
 estimated cost of
 construction permit

Renewal of Temporary Certificate of Occupancy:
 All Groups: \$30.00

Certificate of Occupancy Temporary Structure:
 Use Group R5: \$75.00
 All Other Groups: \$150.00

Certificate of Occupancy Temporary Trailer:
 Use Group R5: \$75.00
 All Other Groups: \$150.00

Continuing Certificate of Occupancy:
 Use Group R5: \$75.00
 All Other Groups: \$150.00

2. **Plumbing Subcode Fees.** The fees for the Plumbing Subcode shall be as follows:

(Dollar Amounts As Noted)

Use Group R-5 All Other Groups

Water Closet	\$20.00	\$30.00
Urinal/Bidet	\$20.00	\$30.00
Bathtub	\$20.00	\$30.00
Lavatory	\$20.00	\$30.00
Shower	\$20.00	\$30.00
Floor Drain	\$20.00	\$30.00
Trap Primer	\$20.00	\$30.00
Sink	\$20.00	\$30.00
Dishwasher	\$20.00	\$30.00
Drinking Fountain	\$20.00	\$30.00
Indirect Waste Connection	\$20.00	\$30.00
Humidifier	\$20.00	\$30.00
Pot Filler	\$20.00	\$30.00
Hose Bibb/Hydrant	\$20.00	\$30.00
Garage Disposal	\$20.00	\$30.00
Condensate	\$20.00	\$30.00
Stack	\$20.00	\$30.00
Ice Maker	\$20.00	\$30.00
Roof Drain	\$20.00	\$30.00
Area Drain	\$20.00	\$30.00
Water Filter	\$20.00	\$30.00
Medical Gas Point	\$20.00	\$30.00
Removal/Capping of Fixture	\$20.00	\$30.00
Similar Fixtures or Devices	\$20.00	\$30.00
Gas Piping	\$75.00	\$125.00
Fuel Piping	\$75.00	\$125.00

Fuel Tank	\$75.00	\$125.00
LP Tank	\$75.00	\$125.00
Gas Appliance	\$75.00	\$125.00
Gas Equipment	\$75.00	\$125.00
Generator	\$75.00	\$125.00
Gas Dryer	\$75.00	\$125.00
Gas Range	\$75.00	\$125.00
Water Heater	\$75.00	\$125.00
Pool Heater	\$75.00	\$125.00
Boiler	\$75.00	\$125.00
Radiant Heat	\$75.00	\$125.00
Hydronic Piping	\$75.00	\$125.00
Solar System	\$75.00	\$125.00
Back Flow Preventer	\$75.00	\$125.00
Back Flow Preventer Test	\$75.00	\$125.00
Furnace	\$75.00	\$125.00
A/C Unit	\$75.00	\$125.00
Roof Top Unit	\$75.00	\$125.00
Sump Pump	\$75.00	\$125.00
Sewer Ejector	\$75.00	\$125.00
Back Water Valve	\$75.00	\$125.00
Grease Trap	\$75.00	\$125.00
Interceptor/Separator	\$75.00	\$125.00
Refrigeration Unit	\$75.00	\$125.00
Cooling Tower	\$75.00	\$125.00
Evaporator	\$75.00	\$125.00
Sewer	\$75.00	\$125.00
Sewer Cap	\$75.00	\$125.00

Water Service	\$75.00	\$125.00
Water Softener	\$75.00	\$125.00
Water Cap	\$75.00	\$125.00
Washing Machine	\$75.00	\$125.00
Medical Gas Piping	\$75.00	\$125.00
Lawn Sprinkler	\$75.00	\$125.00
Removal/Capping of Equipment	\$75.00	\$125.00
Similar Equipment or Devices	\$75.00	\$125.00
Minimum Fee	\$75.00	\$125.00
Plan Review/Updates		
Plan Review:		
All Use Groups 20% of Plumbing Fee		
Updates:		
20% of Plumbing Fee or fixture fee schedule		
Special Inspection	Use Group R-5 - \$300.00 All Other Use Groups \$500.00	
CCO Inspection	\$125.00	\$250.00
Change of Use Review	All Use Groups \$250.00	
Variations	\$250.00	\$500.00

3. **Electrical Subcode Fees.** The fees for the Electrical Subcode shall be as follows:

<u>DEVICES</u>	<u>FEE</u>
1-10 Count	\$75.00
11-50	100.00
51-75	125.00
76-100	150.00
101-125	175.00
126-150	200.00
151-175	225.00
176-200	250.00
201-225	275.00
226-250	300.00
251-275	325.00
276-300	350.00
301-325	375.00
326-350	400.00

351-375 425.00
 376-400 450.00
 401-425 475.00
 426-450 500.00
 451-475 525.00
 476-500 550.00
 Add \$25.00/25 units over 501

SERVICES **FEE**

Up to 100 AMP \$75.00
 101-200 AMP 100.00
 201-300 AMP 125.00
 301-400 AMP 150.00
 401-800 AMP 200.00
 801-UP 500.00

SUB-PANELS
DISCOS/CONTROLS **FEE**

Up to 100 AMP \$40.00
 101-200 AMP 50.00
 201-400 60.00
 401-UP 100.00
 Additional 100 AMP add 10.00

BRANCH FEEDERS **FEES**

Rel-Rep-added \$50.00
 Altered 100.00

POOLS **FEES**

Above Ground \$75.00
 Inground 150.00
 Community Pools 200.00
 More than 1200 sq. ft. 300.00
 Annual Inspection 200.00
 Each add'l 100.00

Bonding-I/G 75.00

Spa/Hot Tub 60.00
 Fish Ponds 60.00
 Hydro Tub 60.00

Reintro Service 75.00

Cubicles (ea) 10.00

TRANSFORMERS
GENERATORS FEES

Up to 5 KW	\$30.00
6-10 KW	50.00
11-50 KW	75.00
51-115 KW	100.00
116-500 KW	475.00

MOTORS **FEES**

Less than 1.HP	\$10.00
1-5 HP	30.00
5-25 HP	45.00
25-50 HP	75.00
50-100 HP	100.00
100-500 HP	375.00
500 HP & over	475.00
(Add \$10 per 50 HP)	

Light Poles (ea) \$25.00

Boilers/Furnace 75.00

Radon 75.00

Signs 75.00

Air Conditioning Unit 75.00

Alarms/Irrigation Systems

1-15 Devices 50.00
Add \$1.00 each ADD'L

Panel (each) 40.00

COMMERCIAL

HVAC (RTU) 125.00

MODULAR HOMES 100.00

SOLAR SYSTEMS

1-50 KW	75.00
51-100 KW	150.00
101+ KW	500.00

VARIATION

R-5 250.00
All other use groups 500.00

SPECIAL INSPECTION

R-5 300.00
All other use groups 500.00

PLAN REVIEW 20% of Electrical Permit Fee

TEMPORARY

Less than 30 days 75.00
More than 30 days 100.00

OTHER ITEMS

Systems and Devices not listed above, fee shall be based on cost of Alteration/Installation at \$25.00/\$1,000.00 of cost of work with a minimum fee of \$75.00 for R-5 and \$125.00 for all other Groups.

MINIMUM FEE – All Work

R5 75.00
Other use groups 150.00

4. **Fire Subcode Fees.** The fees for the Fire Subcode shall be as follows:

<u>SPRINKLER</u>	<u>FEE</u>
1-20 heads	\$150.00
21-100 heads	200.00
101-400 heads	400.00
401-600 heads	600.00
Each additional head over 600 – add'l	5.00
Sprinkler Riser	100.00
Standpipe Riser	225.00
Fire Pump	300.00
Hydraulically Designed System Calculation	75.00
Water Storage Tank For Fire Protection System	400.00
Fire Flow Test	125.00
Site Fire Protection Underground and Mains	200.00
Fire Department Connection	125.00
Main Sprinkler Alarm Valve Replacement	75.00
Post-Indicator Control Valve (PIV Valve)	75.00
Range Hood Extinguishing System Wet Chemical	125.00
Dry Chemical	125.00
CO2 Suppression	125.00
Hood Exhaust System Type 1	125.00
Type 2	125.00
Exhaust Systems (gas, vapor & smoke)	125.00
Foam Fire Suppression System	150.00
Pre-Engineered Fire Suppression System	125.00

Spray Booth		250.00
Gas Fired Appliance		75.00
Furnace	75.00	
Boiler		75.00
Water Heater		75.00
Fireplace		75.00
Generator		75.00
Chimney/Chimney liner	75.00	
Appliance Venting		75.00
Automatic Fire Alarm System	150.00	
Central Station Alarm		75.00
Manual Fire Alarm System		75.00
Fire Alarm Device – (horns, strobes, Pull stations & signaling devices)		
1-5		75.00
6-20		100.00
(Over 20 lots of 20 or part of)		150.00
Duct Smoke Detector		
1-5		75.00
6-20		100.00
Over 20 lots of 20		150.00
Residential Smoke Detector		
1-5		75.00
6-20		100.00
Over 20 lots of 20		150.00
Residential CO Detector		
1-5		75.00
6-20		100.00
Over 20 lots of 20		150.00
Commercial CO Detector		
1-5		75.00
6-20		100.00
Over 20 lots of 20		150.00
Commercial Smoke Detector		
1-5		75.00
6-20		100.00
Over 20 lots of 20		150.00
Flame or Beam Smoke Detector		
1-5		75.00
6-20		100.00
Over 20 lots of 20		150.00
Heat Detector		
1-5		75.00
6-20		100.00
Over 20 lots of 20		150.00
Smoke/fire Damper		75.00

Security Locks to Fire System 75.00

Smoke Control/Removal System 400.00

Elevator Recall 150.00

Plan Review of Emergency Lights Exit
Signs (each five or part of) 75.00

Tank Installation:

0-500	100.00
501-1000	200.00
1,001-2000	300.00
2,001-5000	400.00
5,001-10,000	500.00
10,001-20,000	600.00
20,001-50,000	700.00
50,001 and up	1,000.00

Fuel Dispenser 150.00

Vapor Recovery System 150.00

Shear Valves/Connection 150.00

Fuel Piping and Valve 150.00

Fire Protection Backflow Preventer 150.00

Incinerator and Crematorium 400.00

Minimum Fee:

R5	75.00
All Other Groups	125.00

Variations:

R5	150.00
All other Groups	500.00

Plan Review: 20% of Fire Subcode fee - not refundable

Update: 20% of Fire Subcode fee or fee listed

Special Inspection

R-5	300.00
All others	500.00

Witnessing of Test 300.00

Continuing Certificate of Occupancy

Use Group R5:	\$75.00
All Other Groups:	\$150.00

Change of Contractor 75.00

Change of Use Review 150.00/Subcode

Systems and Devices not listed above, fee shall be based on cost of Alteration/Installation at \$25.00/\$1,000.00 with a minimum fee of \$75.00 for R-5 and \$125.00 for all other Groups.

e. Expedited Permits and Special Inspections. The purpose of this section is to provide for an expedited procedure for the processing and issuance of permits and for inspecting and approving work for certain types of permits as set forth herein.

1. Procedure. Any applicant requesting an expedited permit and/or any expedited inspection or approval shall:

i. Complete the usual forms and follow the usual submission procedures and pay the applicable fee for the services requested as set forth in this Chapter, and, in addition the applicant shall complete and submit the required form for the expedited services, including the requested time to complete the requested expedited services, and pay the expedited service fees.

ii. The Construction Code Official shall have the unilateral discretion to determine if the requested expedited services will be provided as requested, denied or provided in a different expedited time frame. The Construction Code Official, when reviewing an application for expedited services to determine if it will be approved, should consider the existing workload of the department, the existing approved applications for expedited services, the nature of, and resources required for, the application under consideration and any other factor that the Construction Code Official deems to be pertinent to the decision of whether the proposed application for expedited services should be granted.

iii. The Construction Code Official shall advise the applicant within twenty-four (24) hours, weekends and holidays not included, of the receipt of the completed forms if the expedited services will be provided, or if they will be provided in a different time frame than requested by the Applicant or if the normal procedure and time frames will be followed and if the expedited services will not be provided immediately return the fee for the expedited services. If the Construction Code Official approves the application but with a different time frame than requested by the applicant, but less than the normal time frames, the applicant shall accept or reject the Construction Code Officials offered expedited time frame within twenty-four (24) hours or the request for the expedited services will be deemed denied, the expedited services fees will be immediately returned and the permits and/or inspections will be processed and provided in the normal course.

2. Fees. In addition to the normal fees for the permits requested, the applicant shall also pay the following fees

i. Expedited Permits.

Residential, for R-5 Use Group only shall be \$6,000.00 per permit requested.

Non-Residential, for all other Use Groups, shall \$9,000.00 per permit requested.

ii. Special Inspections. In accordance with the Special Inspection fees as listed herein for each Subcode.

f. Waiver of Fees. Municipal fee waivers by local ordinance related to Senior Residents, Volunteers, Disabled Residents and Disaster related permits shall be for work limited to repairs, minor work and alterations only. New construction and Expedited Permit Fees and Special Inspection Fees shall not be fee exempt.

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

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

EXPLANATION: An Ordinance amending the hiring and promotional process in the Police Division.

EDISON TOWNSHIP

ORDINANCE O. 1841-2013

WHEREAS, the Township Council wishes to amend the hiring and promotional process in the Police Division.

BE IT ORDAINED, by the Township Council of the Township of Edison, County of Middlesex, State of New Jersey that Chapter 2 entitled "Administration" Article III "Departments", is hereby amended as follows:

SECTION I. The following existing Code Sections, including any amendment thereto whether codified or not, are hereby deleted in their entirety:

- 2-27 Mayors' Authority to Supervise the Divisions of Fire and Police.
- 2-28 Division of Police.
- 2-29 Entry Level and Promotional Criteria.

SECTION II. The following new Code Sections are hereby adopted:

2-27 MAYOR'S AUTHORITY TO SUPERVISE THE DIVISIONS OF FIRE AND POLICE.

2-27.1 Director of Public Safety; Appropriate Authority.

Within the Department of Administration there shall be a Division of Fire and Division of Police. Any and all functions, duties or responsibilities which are assigned to the Director of Public Safety by this Code shall be assigned to the Mayor. The Mayor shall be designated as the "appropriate authority" as provided by N.J.S.A. 40A:14-118. The Mayor shall promulgate and adopt such rules and regulations of the government of the Division of Police and for the discipline of its members.

2-28 DIVISION OF POLICE.

2-28.1 Established; Police Director; Appointment.

The Police Force heretofore established by ordinance is continued as the Division of Police and is subject to all laws and ordinances relating to a municipal Police Department. The head of the Division shall be the Chief of Police, who shall be appointed by the Mayor and shall be the executive head of the Division.

2-28.2 Personnel of Division of Police.

- a. The maximum complement of the Division of Police in the Township is as follows:
 - 1. One (1) Chief of Police; and
 - 2. Six (6) Captains of Police; and
 - 3. Nineteen (19) Lieutenants of Police; and

4. Thirty-five (35) Sergeants of Police; and
5. One hundred and thirty-five (135) Patrol Officers; and

b. The actual complement shall be as determined to be needed by the Mayor and shall be appointed by the Mayor, from time to time, all of whom shall act and be known as Police Officers of the Township.

2-28.3 Functions of Division of Police.

The Division of Police shall, within the Township, preserve the peace, protect life and property, prevent and detect crime. It shall have all the functions, powers and duties prescribed by law for a municipal Police Department, generally, or by any provision of the Charter and ordinances relating to the Township Police Department, Chief of Police or the officers and persons of the Department.

2-28.4 Police Authority.

a. The Police Force is established by authority of the Township ordinance, subsection 2-28.1 of this chapter. The Police Force is continued as to the Division Police and is subject to all laws and ordinances relating to a Municipal Police Department. The Head of the Division shall be the Police Chief.

b. *Authority.* The powers and duties of the Police Department are established by authority of subsection 2-28.3. The Division of Police shall, within the Township, preserve the peace, protect life and property, and prevent and detect crime. It shall have all the functions, powers and duties described by law for a municipal Police Department generally, or by any provision of the Chapter and ordinances relating to the Township Police Department, Chief of Police or the officers and men and women of the department.

1. Preserve the public peace, prevent crime, detect and arrest offenders against the penal laws and ordinances effective within the Township, suppress riots, mobs and insurrections, disburse unlawful or dangerous assemblages and preserve order at all elections and public meetings and assemblages;
2. Administer and enforce laws and ordinances to regulate, direct, control and restrict the movement of vehicular and pedestrian traffic and the use of streets by vehicles and persons, and make rules and regulations, not inconsistent with the Charter, ordinance and general law, for such a purpose;
3. Remove all nuisances in the public streets, parks and other public places; and inspect and observe all places of public amusement and assemblage and all places of business requiring any State or municipal license or permit;
4. Provide proper Police attendance and protection at fires;
5. Enforce the laws and ordinances in effect within the Township and prevent the violation of them by any person; and apprehend and arrest all persons legally charged with the violations of any law or ordinance;
6. Provide for the attendance of its Police Officers or civilian employees in court as necessary for the prosecution and trial of persons charged with crime and other violations of the law, and cooperate fully with the law enforcement and prosecuting authorities of Federal, State and County governments;
7. Operate a training program to maintain and improve the Police efficiency of the members of the Department.
8. Make, administer and enforce, adopt and promulgate rules and regulations for the government of the force and for the disposition, conduct and discipline of the members of the Division; for this purpose, the Mayor shall be the appropriate authority to promulgate same.

2-28.5 Rules and Regulations for Governance.

The appropriate authority as established in this chapter, and in accordance with N.J.S.A. 40A:14-118, shall promulgate rules and regulations for the governance of the Police Division and for the discipline of its members.

2-28.6 Executive Office.

The Chief of Police shall be the executive officer of the Division of Police.

2-28.7 Police Chief.

The Police Chief shall exercise any and all of the rights, authorities, powers and responsibilities reserved solely to the Chief of Police as set forth in N.J.S.A. 40A:14-118 and other rights, authorities, powers and responsibilities not reserved solely to the Chief of Police by statute as delegated by the Mayor.

2-29 ENTRY LEVEL AND PROMOTIONAL CRITERIA.

2-29.1 Findings.

The Township Council finds that promulgation of appropriate and consistent standards for the hiring and promotion of Police Officers serves the public interest in the following ways:

- a. The public is informed and made aware of the criteria pursuant to which such appointments are made.
- b. Police Officers currently serving the Township can properly prepare themselves to be eligible for promotion to the next rank.
- c. Persons wishing to apply for positions as Police Officers are able to learn and prepare to meet the hiring criteria.
- d. Appointments and promotions may be made free of the likelihood of the appearance of arbitrariness.

2-29.2 Entry Level Criteria Established.

- a. Applicants for employment as Police Officers must meet the following qualifications:
 1. Be a citizen of the United States and a resident of New Jersey by the date of appointment;
 2. Be a high school graduate or equivalent between eighteen (18) and thirty-five (35) years of age;
 3. Have good moral character and not been convicted of criminal offense involving moral turpitude;
 4. Be in good physical condition;
 5. Be able to read, write and speak the English language conversantly and intelligently;
 6. Possess a valid New Jersey driver's license by date of appointment;
 7. Shall possess a minimum of sixty (60) credits from an accredited college or university. In lieu of the minimum of sixty (60) college credit requirement, an applicant (i) shall have completed two (2) years of active military service with an honorable discharge; or (ii) shall be PTC (New Jersey

Police Training Commission) certified and have been a police officer in good standing for a period of one (1) year.

8. Be of sound body and of good health sufficient to satisfy the Board of Trustees of the Police and Firemen's Retirement System of New Jersey as to his/her eligibility;
9. Be psychologically fit to perform all the duties of a Police Officer;
10. Meet such other requirements as are established in the police rules and regulations;
11. Be physically capable of meeting the mandated firearms qualifications mandated by the Attorney General's guidelines.

b. No person shall be hired, or rehired, if that person has ever pled guilty or been convicted of an indictable offense in this State, or any State; or receive the benefit of pre-trial intervention, or an equivalent diversionary program, arising out of an indictable offense, in this or any other State. No person shall be hired or rehired, if that person has pled guilty, been found guilty, or enrolled in any diversionary program arising from any disorderly or petty disorderly persons offense if such offense involves moral turpitude.

2-29.3 Entry Level Officers.

A. Application.

1. All applicants shall complete a detailed application which will be thoroughly investigated. Failure to pass the background investigation will disqualify an applicant. Major areas of concern which can lead to disqualification are:

- (a) Criminal history;
- (b) Continuous poor driving record;
- (c) Falsification of any information required of the applicant (given at any time);
- (d) Other negative information uncovered by investigators.

2. Final determination as to passage or failure of the background investigation will be made by the Chief of Police or his designee.

B. The Mayor shall employ one (1) of the following two (2) procedures for appointing to the position of entry level Police Officer. The Mayor reserves the right to utilize either or both of the following procedures in whatever order of preference he/she chooses. All applicants shall be charged a non-refundable fee of one hundred dollars (\$100) and reimburse the Township for any fees for criminal background checks or fingerprinting. These fees can be waived by the Mayor on proof of indigence.

OPTION 1.

1. Police Training Procedure: This procedure will allow the Mayor to limit applicants to person(s) who are PTC (New Jersey Police Training Commission) certified or who are presently attending a certified New Jersey police training school. In such case, the following selection criteria shall be used:

- (a) When a hiring need arises, pre-certified or pending certification applicants will be required to participate in a pass/fail written examination to be administered by a valid and reliable outside testing agency or testing company with a minimum of five years experience in the design and administration of police

officer hiring and promotional testing. A list of applicants passing 70% will be established and these applicants may move onto the next phase.

- (b) A background check will be conducted on the number of the proposed candidates to be hired plus 50% of the proposed number of candidates to be hired. Those passing the background check are eligible for the next phase.
- (c) The eligible applicant shall undergo an oral interview by the Mayor and the Chief of Police or their designees. Those passing this interview will be eligible for selection as a Police Officer and the Mayor may offer a conditional position. The determination of a passing candidate must be by unanimous decision.
- (d) The candidate accepting the tentative offer shall undergo a medical and psychological examination, which shall be conducted by a licensed physician and licensed psychologist select by and paid by the Township.
- (e) The applicant passing the aforesaid examinations may be selected by the Mayor to fill police officer vacancies, provided that they have completed and received PTC certification at the time of hire.

New appointees hired under this procedure will serve a probationary period of one (1) year as required by the Division of Police Policy Manual.

OPTION 2.

1. The Township shall establish a list of qualified applicants for the position of police officer for those persons not qualified to be appointed pursuant to Option 1 above, in accordance with the following procedure:

- (a) A written test to be administered a valid and reliable outside testing agency or testing company with a minimum of five years experience in the design and administration of police officer hiring and promotional testing. Applicants must achieve a score of 70% or higher.
- (b) All candidates must take a physical agility exam consistent with a police officer's job description.
- (c) The final score shall consist of 60% of the written test score and 40% of the physical agility test score.
- (d) Applicants that have served with the Edison Police Auxiliary for a period of at least four (4) years prior to the commencement of the testing procedure shall have five points added to their score.
- (e) Applicants who are bone fide Edison residents on the date of the examination shall have five points added to their score
- (f) All applicants must meet the minimum criteria established in Section 2-29.2 for appointment as a police officer.
- (g) A background check will be conducted on the proposed number of candidates to be hired plus 50% of the proposed number of candidates to be hired. Those passing the background check and all other requirements are eligible for inclusion in the list of the rankings of the candidates.

- (h) A list with the rankings of the candidates will be certified by the Township Clerk. The list will be in force for three (3) years from the date that it is certified and a new list shall be established within ninety (90) days of the expiration of any list. The list shall not be extended.

2. Before appointment from the list of eligibles an interview shall be conducted of three applicants for each job opening, taken in order of rank on the list. The interview shall be conducted by the Mayor and the Chief of Police or their designees. The determination of a passing candidate must be by unanimous decision. Upon completion the Mayor shall make the final appointment from the list candidates interviewed utilizing the "Rule of three".

- C. Applicants will be required to pass a physical examination and a psychological/psychiatric examination prior to appointment.
- D. New appointees selected by option 2 will be required to attend Police Academy and serve a probationary period as required by law.
- E. All applicants shall be charged a non-refundable fee of fifty dollars (\$50.00) and any fees borne by Edison for criminal background checks, finger printing and the like. An applicant who can establish the satisfaction of the Mayor that he or she is indigent will have the fee waived.

2-29.4 Reserved.

2-29.5 Promotional Criteria; Patrol Officer to Sergeant.

All promotions from patrol officer to sergeant shall be made pursuant to the following criteria:

- a. *Qualifications.* A candidate must have completed a minimum of seven years (7) of service as a patrol officer with the Edison Police Department on the date of the written examination.
- b. *Written Test.*
 - 1. The test shall be drafted specifically for the Edison Police Department which shall be designed and administered by a valid and reliable outside testing agency or testing company with a minimum of five years experience in the design and administration of police officer hiring and promotional testing.
 - 2. Study guides will be made available prior to the examination.
 - 3. The written test shall constitute 90 % of the officer's score. Only those candidates who achieve a score of seventy (70%) percent or higher will be allowed to move to the next phase.
- c. *Veterans.* Anyone who 1) is a veteran as defined in N.J.S.A. 11A:5-1(b); 2) who has a minimum of two (2) years service; and 3) has been honorably discharged, shall receive 1 point for said service.
- d. *College Credit.* Anyone who possess a Bachelors degree or higher shall receive 0.5 points.
- e. *Seniority.* Points will be given for fully completed years of service on the Edison Police Department as of the announced closing date for eligibility to take the written test as follows:

Years	Points
08	0.25
09	0.50
10	0.75

11	1.00
12	1.25
13	1.50
14	1.75
15	2.00
16	2.25
17	2.50
18	2.75
19	3.00
20	3.25
21	3.50
22	3.75
23	4.00
24	4.25
25	4.50

f. *Duration of List of Candidates.*

1. Upon the completion of the ranking of candidates, the list will be certified by the Township Clerk.
2. The list will be in force for three (3) years from the date it is certified and a new list shall be established within ninety (90) days of the expiration of any list. The list shall not be extended.
3. In the selection of candidates for promotion to the rank of Sergeant the Mayor shall utilize the “rule of three”. The three ranking candidates from the list established above shall be interviewed by the Mayor, the Chief of Police, or their designees, and a Retired Judge of the Superior Court of New Jersey (hereinafter “The Committee”). The Retired Judge of the Superior Court of New Jersey shall be chosen by the Township Council. A reasonable fee may be paid to the Retired Judge of the Superior Court of New Jersey. In the event a Retired Judge of the Superior Court of New Jersey cannot be retained, the Township Council shall select a qualified replacement. At the time of the interview the candidate’s personnel file shall be reviewed. The Committee shall select from the 3 candidates interviewed.

g. *Miscellaneous.*

1. Violation of any Edison Police Department rules and regulations, departmental policy and procedure or violation of any State or Federal statute occurring after the list is certified may result in the candidate being removed from the promotional list or having his or her position lowered on the list.
2. Any change in the status of a candidate on this list pursuant to paragraph g(1) above will be at the ultimate discretion of the Committee as described in f(3) above.

2-29.6 Promotional Criteria; Sergeant to Lieutenant.

a. *Qualifications.*

1. The candidate must have completed a minimum of three (3) years service in grade as sergeant in the Edison Police Department to be eligible for promotion to lieutenant.
2. Each candidate for promotion to the rank of lieutenant shall take a written examination drafted specifically for the Edison Police Department which shall be designed and administered by a valid

and reliable outside testing agency or testing company with a minimum of five years experience in the design and administration of police officer hiring and promotional testing.

3. An oral examination of each candidate shall be conducted by an outside testing agency or company.
 4. The final score shall consist of the written examination score (50%) and the oral examination score (40%). Candidates will receive one quarter point (.25) for each full year of time in grade as a Sergeant in the Edison Police Department to a maximum of 5 points.
- b. *Duration of List of Candidates.*
1. Upon the completion of the ranking of candidates, the list will be certified by the Township Clerk.
 2. The list will be in force for three (3) years from the date it is certified and a new list shall be established within ninety (90) days of the expiration of any list. The list shall not be extended.
- c. *Promotional Procedure.*
1. The Committee as described in 2-29.5(f)3 shall select from the list of eligible candidates utilizing the “rule of three”.

2-29.7 Promotional Criteria; Lieutenant to Captain.

- a. *Qualifications.*
1. The candidate must have completed a minimum of three (3) years service in grade as lieutenant in the Edison Police Department to be eligible for promotion to captain.
 2. Each candidate for promotion to the rank of lieutenant shall take a written examination drafted specifically for the Edison Police department which shall be designed and administered by a valid and reliable outside testing agency or testing company with a minimum of five years experience in the design and administration of police officer hiring and promotional testing.
 3. An oral examination of each candidate shall be conducted by a valid and reliable outside testing agency or testing company with a minimum of five years experience in the design and administration of police officer hiring and promotional testing.
 4. The final score shall consist of the written examination score (45%) and the oral examination score (45%). Candidates will receive one quarter point (.25) for each full year of time in grade as a Lieutenant in the Edison Police Department to a maximum of 5 points.
- b. *Duration of List of Candidates.*
1. Upon the completion of the ranking of candidates, the list will be certified by the Township Clerk.
 2. The list will be in force for three (3) years from the date it is certified and a new list shall be established within ninety (90) days of the expiration of any list. The list shall not be extended.
- c. *Promotional Procedure.*
- The Committee as described in 2-29.5(f)3 shall select from the list of eligible candidates utilizing the “rule of three”.

2-29.8 Appointment of Retired or Former Members of the Division of Police.

No person who has previously retired or resigned from the Edison Division of Police shall be reappointed in rank by the Director of Public Safety without the prior approval of the Mayor and the Township Council.

2-29.9 Promotional Criteria; Chief of Police.

- A. Any individual, officer or candidate to be promoted to the position of Chief of Police shall have served in the position of Deputy Chief, captain, or lieutenant in a permanent capacity in the Edison Police Department for a term of no less than three (3) years.
- B. Promotion to Chief of Police. The following procedure shall be used for promotions to Chief of Police:
 - 1. The Mayor shall select the Chief of Police. In the event that a promotion to Chief of Police must take place in the final year of the Mayor's term, the Committee as described in 2-29.5(f)3 shall select the Chief of Police.

2-29.10 Computerized Criminal History Checks.

The Division of Police shall on the request of any of the Township's volunteer first aid squads or the Senior Outreach Service, conduct a computerized criminal history check of perspective members from the State Bureau of Investigation (SBI) in accordance with N.J.S.A. 53:1-20.6 and N.J.A.C. 13:59-1.1 et seq. All such criminal history checks shall be used only for the purpose of the perspective membership application and for no other purpose in accordance with N.J.A.C. 13:59-1.1 et seq.

2-29.11 Criminal Offenses.

Any Police Officer who pleads guilty, or is found guilty of any indictable offense, in this or any other State; or of a disorderly persons offense in this or any other State involving moral turpitude, or enrolled in a diversionary program such as pre-trial intervention, shall forfeit his/her position as a Police Officer upon entry of a judgment of conviction or enrollment into a diversionary program.

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

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

FIRST READING _____, 2013
FIRST PUBLICATION THE HOME NEWS & TRIBUNE _____, 2013
FINAL READING _____, 2013
APPROVAL OF THE MAYOR _____, 2013
FINAL PUBLICATION THE HOME NEWS & TRIBUNE _____, 2013

EXPLANATION: An Ordinance authorizing the acceptance of and transfer of a portion of Camp Kilmer to be known as Block 3-E, Lot 3.014 to Kilmer Homes Urban Renewal I, LP and/or Kilmer Homes Urban Renewal II, LP upon receipt by the Township of the Deed from the United States of America Department of the Army.

EDISON TOWNSHIP

ORDINANCE O.1842-2013

WHEREAS, the Township of Edison now desires to authorize the acceptance of and transfer of a portion of Camp Kilmer to be known as Block 3-E, Lot 3.014 to Kilmer Homes Urban Renewal I, LP and/or Kilmer Homes Urban Renewal II, LP upon receipt by the Township of the Deed from the United States of America Department of the Army; and

WHEREAS, the property is located within decommissioned Camp Kilmer and is part of the Township's approved and adopted BRAC (the Defense Base Closure and Realignment Act of 1990) Reuse and Redevelopment Plan and Homeless Assistance Submission for Camp Kilmer dated January 13, 2008 and as amended (the "Redevelopment Plan"). The Redevelopment Plan designates this property as Area 4 which is undeveloped and consists of approximately 6.65 acres and will be utilized for the provision of homeless and low and moderate housing and homeless supportive services; and

WHEREAS, the development of the property known as Area 4, was awarded to the group known as the Camp Kilmer Collaborative to provide assistance and services to homeless persons as defined in the McKinney-Vento Act (42 U.S.C. 11301 et seq.) and for the provision of homeless and low and moderate housing. The Camp Kilmer Collaborative will be taking title to the property through Kilmer Homes Urban Renewal I, LP and/or Kilmer Homes Urban Renewal II, LP upon receipt by the Township of the Deed from the United States of America Department of the Army; and

WHEREAS, as required by 32 C.F.R. Part 176.30(b)(3), the Township, as the Local Redevelopment Authority ("LRA") for Camp Kilmer as recognized by the Office of Economic Adjustment of the Department of Defense ("DoD") on May 9, 2006, entered into a Legally Binding Agreement "LBA" dated September 22, 2011, with the organizations known as the Camp Kilmer Collaborative; and

WHEREAS, the LBA also provides that a separate contract for the transfer of the property to the Camp Kilmer Collaborative would be entered into, which is attached hereto.

WHEREAS, the LBA, in part, was required to receive a portion of the purchase price from the federal Department of Housing and Urban Development ("HUD"). HUD will be providing 25% or \$325,000.00 of the purchase price of \$1,300,000.00. The balance of \$975,000.00 will be paid out of the Township's Affordable Housing ("COAH") Trust Fund and reimbursed by the Camp Kilmer Collaborative or one of its entities at the time of transfer, or will be paid directly by the Camp Kilmer Collaborative or one of its entities as further provided in the attached contract.

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

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

1. The Township Council hereby authorizes and approves the acquisition of a portion of Camp Kilmer to be known as Block 3-E, Lot 3.014, consisting of approximately 6.65 acres from the United States of America Department of the Army.
2. The Township Council hereby authorizes and approves the attached contract with the Camp Kilmer Collaborative for the transfer of this property to them, as further provided in the attached contract.

3. The Township Council hereby authorizes and approves the expenditure of \$975,000.00 from the Township's Affordable Housing ("COAH") Trust Fund for this acquisition of this property from the United States of America Department of the Army should that expenditure be required for this acquisition, as further provided in the attached contract.
4. The Township Council hereby authorizes the Mayor, Township Administrator, Township Clerk, Township Attorney, Chief Financial Officer and other necessary Township Officials to execute the attached contract, take title to this property, transfer this property, and, execute, deliver and accept the normal and customary closing documents, deed and all other necessary documents and undertake all actions reasonably necessary to effectuate the aforementioned contract, and the acquisition and transfer of this property and this Ordinance.
5. This Ordinance shall take effect twenty (20) days after adoption and approval by the Mayor in accordance with N.J.S.A. 40:69A:181(b) and publication according to law.

CERTIFICATION

I hereby certify that funds in the amount of \$975,000.00 are available in the Edison Township Affordable Housing ("COAH") Trust Fund.

Janice Saponaro, Chief Financial Officer

EXPLANATION: This Ordinance establishes residential permit parking for the north side of Charles Street, under Residential Parking Zone # 5, beginning 100 feet westward from its northwest intersection with Wood Avenue (CR # 649), just after the designated Bus Stop on Charles Street, up to just prior to Charles Street's northeast intersection with Henry Street.

TOWNSHIP OF EDISON

ORDINANCE O._1843- 2013

WHEREAS, the Township of Edison wishes to add Charles Street, north side only, residential permit parking to Residential Parking Zone # 5; and

WHEREAS, the Township of Edison is permitted to adopt said ordinance without the approval of the Commissioner of Transportation pursuant to N.J.S.A. 39:4-197 and N.J.S.A. 39:4-8; and

WHEREAS, as required by N.J.S.A. 39:4-8 the Township Engineer has, provided the appropriate certification.

BE IT ORDAINED, by the Township Council of the Township of Edison, County of Middlesex, State of New Jersey that Chapter VII Traffic, Section 7-17 entitled "Residential Permit Parking" is hereby amended as follows:

SECTION I. Section 7-17 entitled "Residential Permit Parking" is hereby amended to add "Charles Street, north side only" to the residential permit parking category under Section 7-17(a)(5) as follows:

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>	<u>Hours</u>	<u>Days</u>
Charles Street	North Side Only	Entire Length, from Wood Avenue (CR # 649) to Henry Street, excepting the section 100 feet westward from the northwest intersection of Charles Street with Wood Avenue, which section is designated as a Bus Stop.	7:00 a.m. - 6:00 p.m.	All

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

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

FIRST READING

FIRST PUBLICATION

FINAL READING

APPROVAL OF THE MAYOR

THE HOME NEWS & TRIBUNE

Note to Codifier:

Deleted provisions indicated by bracket [].

New provisions indicated by bold underline ____.

EXPLANATION: This Ordinance establishes residential permit parking for the north side of Charles Street, under Residential Parking Zone # 5, beginning 100 feet westward from its northwest intersection with Wood Avenue (CR # 649), just after the designated Bus Stop on Charles Street, up to just prior to Charles Street's northeast intersection with Henry Street.

TOWNSHIP OF EDISON

ORDINANCE O. _____ - 2013

TOWNSHIP ENGINEER CERTIFICATION PER N.J.S.A. 39:4-8

I, John A. Medina, P.E., as Township Engineer for the Township of Edison, Middlesex County, New Jersey, as required by N.J.S.A. 39:4-8 have, under seal as a NJ licensed professional engineer, hereby certify to the Edison Township Council, that any designation or erections of signs or placement of pavement markings have been approved after investigation of the circumstances, and it appears to be in the interest of safety and the expedition of traffic on the public highways, and the signage and pavement markings conform to the current standards prescribed by the Manual on Uniform Traffic Control Devices for Streets and Highways, as adopted by the commissioner and that the provisions of this ordinance, are consistent with the Manual on Uniform Traffic Control Devices for Streets and Highways, consistent with accepted engineering standards, based on the results of an accurate traffic and engineering survey, and does not place an undue traffic burden or impact on streets in an adjoining municipality or negatively affect the flow of traffic on the State highway system.

JOHN A. MEDINA, P.E., C.M.E.
DIRECTOR OF PLANNING AND ENGINEERING
EDISON TOWNSHIP ENGINEER

Date: _____ 08/19/2013 _____

RESOLUTION R-418-082013

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE
TOWNSHIP OF EDISON FOR THE PERIOD ENDING AUGUST 22, 2013

WHEREAS, the Director of Finance of the Township of Edison has transmitted
to the Township Council a Report of Disbursements made through August 22, 2013.

FUND	AMOUNT
Current	\$38,032,700.11
Affordable Housing	9,523.02
Capital	417,534.25
Cash Performance	0.00
CDBG	127,196.29
Developers Escrow	32,447.69
Dog (Animal Control)	6,584.96
Federal Forfeited	23,903.21
Grant Funds	11,875.53
Law Enforcement	0.00
Open Space	30,000.00
Payroll Deduction	947,958.91
Sanitation Fund	357,389.38
Sewer Utility	367,939.34
Tax Sale Redemption	464,332.43
Tree Fund	0.00
Tree Planting	0.00
Trust	215,939.32
TOTAL	\$41,045,324.44

/s/ Janice Saponaro
Chief Financial Officer

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

RESOLUTION R.419-082013

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 \$162,685.86.

August 28, 2013

RESOLUTION R.420-082013

Whereas, on various properties located within the Township of Edison, overpayments of real estate taxes have been made due to erroneous or duplicate payments: and

Whereas, applications have been made to the Tax Collector for refunds of said overpayments, totaling \$27,653.88 and

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

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison that the Director of Finance shall and is hereby authorized to draw checks to the parties in the amounts specified on the attached listing.

August 28, 2013

R.421-082013

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO RAPID RECOVERY FOR FLOOD
DAMAGE TO POLICE/COURTS DEPARTMENT**

WHEREAS, Rapid Recovery, performed services on damages from broken pipe and water damage in the Police and Courts Departments. ; and

WHEREAS, in accordance with the Code of the Township of Edison, Section 12-6.2(m) the appropriate fee for services rendered in the amount of \$56,659.25.

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 pay the amount of \$56,659.25 to Rapid Recovery Services, PO BOX 357 Montvale, NJ 07645, which amount represents the amount of services rendered.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount not to exceed **\$56,659.25** are available for the above refund in Account No. **2-01-23-0220-000-253**.

Janice Saponaro, Chief Financial Officer

Date

R.422-082013

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO W.B. MASON COMPANY INCORPORATED FOR THE FURNISHING OF SUPPLIES FOR OFFICE EQUIPMENT

WHEREAS, bids were received by the Township of Edison on June 28, 2013 for Public Bid No. 13-02-03-Supplies for Office Equipment; and

WHEREAS, W.B. MASON COMPANY INCORPORATED, 59 Centre St., Brockton, MA 02303, submitted the lowest legally responsible bid for various items of the bid; and

WHEREAS, the total amount of this contract, not to exceed \$34,000.00, cannot be encumbered at this time; and

WHEREAS, the Township Council accepts Edison Township's recommendations as described herein and as submitted on the summary spreadsheets; 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 \$34,000.00 by W.B. MASON COMPANY INCORPORATED, 59 Centre St., Brockton, MA 02303 for Supplies for Office Equipment 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 \$34,000.00, and any other necessary documents, with W.B. MASON COMPANY INCORPORATED.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

R.490-082013

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO SUPPLY SAVER CORPORATION FOR THE FURNISHING OF SUPPLIES FOR OFFICE EQUIPMENT

WHEREAS, bids were received by the Township of Edison on June 28, 2013 for Public Bid No. 13-02-03 -Supplies for Office Equipment; and

WHEREAS, SUPPLY SAVER CORPORATION, 1324 Wyckoff Rd., Neptune, NJ 07753 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, the Township Council accepts Edison Township's recommendations as described herein and as submitted on the summary spreadsheets; 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 SUPPLY SAVER CORPORATION, 1324 Wyckoff Rd., Neptune, NJ 07753 for Supplies for Office Equipment 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 SUPPLY SAVER CORPORATION.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

R.491-082013

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO OFFICE NEEDS FOR THE FURNISHING OF SUPPLIES FOR OFFICE EQUIPMENT

WHEREAS, bids were received by the Township of Edison on June 28, 2013 for Public Bid No. 13-02-03-Supplies for Office Equipment; and

WHEREAS, OFFICE NEEDS, 1120 Raritan Rd., Clark, NJ 07066 submitted the lowest legally responsible bid for various items of the bid; and

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

WHEREAS, the Township Council accepts Edison Township's recommendations as described herein and as submitted on the summary spreadsheets; 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 \$20,000.00 by OFFICE NEEDS, 1120 Raritan Rd., Clark, NJ 07066 for Supplies for Office Equipment 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 \$20,000.00 and any other necessary documents, with OFFICE NEEDS.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

R.492-082013

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO CNI OFFICE SUPPLIES FOR THE FURNISHING OF SUPPLIES FOR OFFICE EQUIPMENT

WHEREAS, bids were received by the Township of Edison on June 28, 2013 for Public Bid No. 13-02-03-Supplies for Office Equipment; and

WHEREAS, CNI OFFICE SUPPLIES, 6 Cornwall Ct., Suite C, East Brunswick, NJ 08816 submitted the lowest legally responsible bid for various items of the bid; and

WHEREAS, the total amount of this contract, not to exceed \$16,000.00 cannot be encumbered at this time; and

WHEREAS, the Township Council accepts Edison Township's recommendations as described herein and as submitted on the summary spreadsheets; 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 \$16,000.00 by CNI OFFICE SUPPLIES, 6 Cornwall Ct., Suite C, East Brunswick, NJ 08816 for Supplies for Office Equipment 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 \$16,000.00 and any other necessary documents, with CNI OFFICE SUPPLIES.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO COMPUTER SYSTEMS & METHODS FOR COMPUTER EQUIPMENT FOR THE HEALTH DEPARTMENT AND OEM

WHEREAS, there is a need to purchase computer equipment for the Health Department and the Office of Emergency Management; and

WHEREAS, COMPUTER SYSTEMS & METHODS, 15 Maple St., Somerville, NJ 08876 has been awarded State Contract Number 70263 under M-0483/WSCA Computer Contract for the Health Department to replace their Thinkpad tablets at the price of \$4,150.29; and

WHEREAS, COMPUTER SYSTEMS & METHODS, has been awarded State Contract Number 75583 under M-0483/WSCA Computer Contract for Emergency Management to purchase and install mounts in their cars for tough book computers at the price of \$1,763.00; 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, funds in the amount of \$1,763.00 have been certified to be available in the Office of Emergency Management Computer Hardware and Software Account, Number 3-01-25-0252-000-059 and funds in the amount of \$4,150.29 have been certified to be available in the Clean Communities Grant 2013 Account, Number G-02-13-0330-727-000; and

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

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

1. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$5,913.29 and any other necessary documents, with Computer Systems & Methods, 15 Maple Street, Somerville, NJ 08876, as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract Numbers 70263 and 75583 under M-0483.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$1,763.00** are available for the above contract in Account No. **3-01-25-0252-000-059** and funds in the amount of **\$4,150.29** are available in Account No. **G-02-13-0330-727-000**.

Janice A. Saponaro
Chief Financial Officer

Date

R.424-082013

RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO PURCHASE VARIOUS COMPUTER EQUIPMENT AND SUPPLIES FROM CDW GOVERNMENT INCORPORATED THROUGH THE MIDDLESEX REGIONAL EDUCATIONAL SERVICES COMMISSION COOPERATIVE PRICING SYSTEM

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

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

WHEREAS, CDW GOVERNMENT INCORPORATED, 2 Enterprise Dr., Suite 404, Shelton, CT 06484 has been awarded Contract MRESC 13/14-04 (technology catalog) through this Cooperative Pricing System; and

WHEREAS, the Township of Edison intends to enter into a contract/purchase order with CDW GOVERNMENT INCORPORATED for the purchase of various computer equipment and supplies; and

WHEREAS, the total amount of this contract, not to exceed \$35,000.00, cannot be encumbered at this time; and

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

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

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

NOW, THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison, 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 \$35,000.00 with CDW GOVERNMENT INCORPORATED, 2 Enterprise Dr., Suite 404, Shelton, CT 06484, the approved Middlesex Regional Educational Services Commission Cooperative Pricing System vendor through this resolution, which shall be subject to all the conditions applicable to the current Middlesex Regional Educational Services Cooperative Pricing System Contract as set forth above.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-11 et seq.

R.425-082013

RESOLUTION ACCEPTING QUOTE AND AWARDING CONTRACT/PURCHASE ORDER TO J.J. RYAN, INC. FOR REPLACEMENT OF THOMAS A. EDISON BRONZE PLAQUE AT THE EDISON MEMORIAL TOWER SITE

WHEREAS, the bronze portrait of Thomas A. Edison was stolen from the Memorial Tower site on Christie Street in 2008; and

WHEREAS, the Township of Edison submitted a claim and received an insurance check of \$5,742.00 for said plaque; and

WHEREAS, quotes were solicited to replace the plaque and J.J. RYAN, INC., 242 Amboy Avenue, Woodbridge, NJ 07095 submitted the lowest quote in the amount of \$6,788.00; and

WHEREAS, the Township of Edison and the Edison Memorial Tower will share the costs with Edison Township paying \$5,742.00 and the Edison Memorial Tower Corporation paying the balance of \$1,046.00; and

WHEREAS, funds in the amount of \$5,742.00 for the Township of Edison's share have been certified to be available in the Reserve for Self Insurance Account, No. T-13-00-0013-000-000; and

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

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

1. All quotes have been reviewed, and the quote submitted by J.J. RYAN, INC., 242 Amboy Avenue, Woodbridge, NJ 07095 for a bronze plaque, 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 not to exceed \$5,742.00, and any other necessary documents, with J.J. RYAN, INC. as described herein.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$5,742.00** are available for the above in Account No. **T-13-00-0013-000-000**.

Janice Saponaro
Chief Financial Officer

Date

R.426-082013

RESOLUTION AWARDING AN EMERGENCY CONTRACT/PURCHASE ORDER TO VISION CONSTRUCTION GROUP, INC. FOR GENERATOR RENTALS DURING SUPER STORM SANDY

WHEREAS, an emergency occurred the week of October 29, 2012 due to Super Storm Sandy making it necessary for the Township to rent five (5) generators; and

WHEREAS, pursuant to Local Public Contract Law N.J.S.A. 40A:11-6 et seq, a contract may be awarded and immediate delivery of goods or the performance of services may be provided when an emergency affects the public health, safety or welfare; and

WHEREAS, VISION CONSTRUCTION GROUP, INC., 33 Gross Ave., Edison, NJ 08837 submitted a quote in the amount of \$11,532.00; and

WHEREAS, funds in the amount of \$11,532.00 have been certified to be available in the Police Department Maintenance of other Equipment Account, Number 2-01-25-0240-000-026; and

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

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

1. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order in the amount of \$11,532.00 and any other necessary documents, with **VISION CONSTRUCTION GROUP, INC.**, 33 Gross Ave., Edison, NJ 08837 for the rental of five (5) generators.
2. This contract/purchase order is awarded pursuant to N.J.S.A. 40A:11-6 et seq.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$11,532.00** are available for the above in Account No. **2-01-25-0240-000-026**.

Janice Saponaro
Chief Financial Officer

Date

**RESOLUTION REQUESTING APPROVAL OF ITEM OF REVENUE AND
APPROPRIATION PURSUANT TO N.J.S.A 40A:4-87**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE, IT IS RESOLVED THAT THE COUNCIL OF THE TOWNSHIP OF EDISON IN THE COUNTY OF MIDDLESEX, NEW JERSEY hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of **\$157,737.80**, which will be available from **GENERAL REVENUES 3. Miscellaneous Revenues-Section F. Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services-Public and Clean Communities \$157,737.80**; in the amount of **\$157,737.80**

IT IS FURTHER RESOLVED that the like sum of **\$157,737.80** is hereby appropriated under the caption **8. GENERAL APPROPRIATIONS (A) Excluded from "CAPS"; of \$157,737.80 ; and Clean Communities**

IT IS FURTHER RESOLVED that the above is the result of a grant and funds to be received from the State of New Jersey , **Clean Communities** in the amount of **\$157,737.80**

**RESOLUTION REQUESTING APPROVAL OF ITEM OF REVENUE AND
APPROPRIATION PURSUANT TO N.J.S.A 40A:4-87**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE, IT IS RESOLVED THAT THE COUNCIL OF THE TOWNSHIP OF EDISON IN THE COUNTY OF MIDDLESEX, NEW JERSEY hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of **\$55,484.72**, which will be available from **GENERAL REVENUES 3. Miscellaneous Revenues-Section F. Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services-Public and DRUNK DRIVING ENFORCEMENT FUND \$55,484.72**; in the amount of **\$55,484.72**

IT IS FURTHER RESOLVED that the like sum of **\$55,484.72** is hereby appropriated under the caption **8. GENERAL APPROPRIATIONS (A) Excluded from "CAPS"**; of **\$55,484.72** ; and **DRUNK DRIVING ENFORCEMENT FUND**

IT IS FURTHER RESOLVED that the above is the result of a grant and funds to be received from the State of New Jersey , **DRUNK DRIVING ENFORCEMENT FUND** in the amount of **\$55,484.72**

**RESOLUTION REQUESTING APPROVAL OF ITEM OF REVENUE AND
APPROPRIATION PURSUANT TO N.J.S.A 40A:4-87**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE, IT IS RESOLVED THAT THE COUNCIL OF THE TOWNSHIP OF EDISON IN THE COUNTY OF MIDDLESEX, NEW JERSEY hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of **\$1,500.00**, which will be available from **GENERAL REVENUES 3. Miscellaneous Revenues-Section F. Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services-Public and Exxon Mobil Senior Outreach** in the amount of **\$1,500.00**

IT IS FURTHER RESOLVED that the like sum of **\$1,500.00** is hereby appropriated under the caption **8. GENERAL APPROPRIATIONS (A) Excluded from "CAPS"; of \$1,500 ; and Exxon Mobil Senior Outreach**

IT IS FURTHER RESOLVED that the above is the result of a grant and funds to be received from the State of New Jersey , **Exxon Mobil Senior Outreach** in the amount of **\$1,500.00**

**RESOLUTION REQUESTING APPROVAL OF ITEM OF REVENUE AND
APPROPRIATION PURSUANT TO N.J.S.A 40A:4-87**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE, IT IS RESOLVED THAT THE COUNCIL OF THE TOWNSHIP OF EDISON IN THE COUNTY OF MIDDLESEX, NEW JERSEY hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of **\$3,188.17**, which will be available from **GENERAL REVENUES 3. Miscellaneous Revenues-Section F. Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services-Public and Middlesex County Recycle Subsidies \$3,188.17**; in the amount of **\$3,188.17**

IT IS FURTHER RESOLVED that the like sum of **\$3,188.17** is hereby appropriated under the caption **8. GENERAL APPROPRIATIONS (A) Excluded from "CAPS"**; of **\$3,188.17**; and **Middlesex County Recycle Subsidies**

IT IS FURTHER RESOLVED that the above is the result of a grant and funds to be received from the State of New Jersey , **Middlesex County Recycle Subsidies** in the amount of **\$3,188.17**

R.433-082013

DEDICATION BY RIDER
TOWNSHIP OF EDISON OF MIDDLESEX COUNTY
A RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR EDISON
ENVIRONMENTAL TRUST FUND ACCOUNT

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, Township of Edison provides for receipt of by the Municipality to provide for the operating costs to administer this act; and,

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from the Environmental **Trust Fund Account** are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Township of Edison County of Middlesex New Jersey as follows:

1. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to pay expenditures of the Environmental Trust Fund Account per N.J.S.A. 40A:4-39 Dedication by Rider

2. The Clerk of the Township of Edison , County of Middlesex is hereby directed to forward two certified copies of the resolution to the Director of the Division of Local Government Services.

**RESOLUTION ACCEPTING A GRANT IN THE AMOUNT OF \$1,000
FROM WAL-MART FOUNDATION TO SUPPORT EDISON
MUNICIPAL ALLIANCE PROGRAMMING**

WHEREAS, The Township of Edison has been approved to receive a grant in the amount of \$1,000 from the Wal-Mart Foundation; and

WHEREAS, the Edison Department of Health and Human Services is desirous of accepting those grant funds in support of various programs conducted by the Edison Municipal Alliance; and

WHEREAS, these programs have a significant benefit to the residents of Edison; and

WHEREAS, no matching funds are required to accept this grant award;

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, that the appropriate fiscal officer will accept said funds in the amount of \$1,000, and that the Mayor, or her designee is hereby authorized to execute any and all documents with respect to this grant described herein.

**RESOLUTION ACCEPTING A GRANT IN THE AMOUNT OF \$1,000
FROM THE ALLSTATE FOUNDATION TO SUPPORT EDISON
MUNICIPAL ALLIANCE PROGRAMMING**

WHEREAS, The Township of Edison has been approved to receive a grant in the amount of \$1,000 from the The Allstate Foundation; and

WHEREAS, the Edison Department of Health and Human Services is desirous of accepting those grant funds in support of various programs conducted by the Edison Municipal Alliance; and

WHEREAS, these programs have a significant benefit to the residents of Edison; and

WHEREAS, no matching funds are required to accept this grant award;

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, that the appropriate fiscal officer will accept said funds in the amount of \$1,000, and that the Mayor, or her designee is hereby authorized to execute any and all documents with respect to this grant described herein.

R.436-082013

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO TAMMY LAPLAGA FOR OVERPAYMENT
OF DOG LICENSE FEES**

WHEREAS , Tammy LaPlaga made duplicate online applications numbered 3014 and 3015 for a 2013 license for her dog “Scully”, along with two payments of \$16.20 totaling \$32.40;

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 \$16.20 to Tammy LaPlaga, 42 Mill Road, Edison, NJ 08817 which amount represents the amount of overpayment for 2013 Dog License number 2061.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount not to exceed **\$16.20** are available for the above refund in Account No. **T-13-00-0100-000-001**.

Janice Saponaro
Chief Financial Officer

Date

R.437-082013

RESOLUTION AUTHORIZING A REIMBURSEMENT TO MICHAEL GUARDABASCIO FOR OVERPAYMENT OF DOG LICENSE FEES

WHEREAS , Michael Guardabascio made duplicate online applications numbered 3178 and 3179 for a 2013 license for his dog “Chewie”, along with two payments of \$19.44 totaling \$38.88;

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 \$19.44 to Michael Guardabascio, 31 York Drive, 4B, Edison, NJ 08817 which amount represents the amount of overpayment for 2013 Dog License number 3179.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount not to exceed **\$19.44** are available for the above refund in Account No. **T-13-00-0100-000-001**.

Janice Saponaro
Chief Financial Officer

Date

R.438-082013

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO DIANE KOHLBECKER FOR
OVERPAYMENT OF CAT LICENSE FEES**

WHEREAS , Diane Kohlbecker made duplicate online applications numbered 2807 and 2808 for a 2013 license for her cat “Jewel”, along with two payments of \$6.00 totaling \$12.00;

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 \$6.00 to Diane Kohlbecker, 26 Eardley Road, Edison, NJ 08817 which amount represents the amount of overpayment for 2013 Cat License number 665.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount not to exceed **\$6.00** are available for the above refund in Account No. **T-13-00-0100-000-001**.

Janice Saponaro
Chief Financial Officer

Date

R.439-082013

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO STACY BUTLER FOR OVERPAYMENT OF
DOG LICENSE FEES**

WHEREAS , Stacy Butler made duplicate online applications numbered 3147 and 3148 for a 2013 license for her dog “Carter”, along with two payments of \$19.44 totaling \$38.88;

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 \$19.44 to Stacy Butler, 70 Elmwood Avenue, Edison, NJ 08837 which amount represents the amount of overpayment for 2013 Dog License number 2381.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount not to exceed **\$19.44** are available for the above refund in Account No. **T-13-00-0100-000-001**.

Janice Saponaro
Chief Financial Officer

Date

R.440-082013

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO DANIEL TODD FOR OVERPAYMENT OF
DOG LICENSE FEES**

WHEREAS, Daniel Todd made duplicate online applications numbered 1595 and 3270 for a 2013 license for his dog "Dillon", along with two payments of \$19.20 totaling \$38.40;

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 \$19.20 to Daniel Todd, 11 Columbus Avenue., Edison, NJ 08817 which amount represents the amount of overpayment for 2013 Dog License number 3164.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount not to exceed **\$19.20** are available for the above refund in Account No. **T-13-00-0100-000-001**.

Janice Saponaro
Chief Financial Officer

Date

R.441-082013

RESOLUTION AUTHORIZING A REIMBURSEMENT TO REBECCA BANNON FOR OVERPAYMENT OF DOG LICENSE FEES

WHEREAS, Rebecca Bannon made duplicate online applications numbered 3097 and 3098 for a 2013 license for her dog "Christian", along with two payments of \$23.04 totaling \$46.08;

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 \$23.04 to Rebecca Bannon, 53 Lake View Blvd., Edison, NJ 08817 which amount represents the amount of overpayment for 2013 Dog License number 2731.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount not to exceed **\$23.04** are available for the above refund in Account No. **T-13-00-0100-000-001**.

Janice Saponaro
Chief Financial Officer

Date

R.442-082013

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO KAREN JULIAN FOR OVERPAYMENT OF
CAT LICENSE FEES**

WHEREAS , Karen Julian made duplicate online applications numbered 3110 and 3111 for a 2013 license for her cat “Gweniviere”, along with two payments of \$10.00 totaling \$20.00;

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 \$10.00 to Karen Julian, 73 Stratford Circle, Edison, NJ 08820 which amount represents the amount of overpayment for 2013 Cat License number 494.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount not to exceed **\$10.00** are available for the above refund in Account No. **T-13-00-0100-000-001**.

Janice Saponaro
Chief Financial Officer

Date

R.443-082013

RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 FOR PFISTER ENERGY INCORPORATED FOR CONTRACT NO. 12-12-21, SOLAR HOT WATER HEATING SYSTEM AT THE ANIMAL SHELTER IN THE AMOUNT OF \$1,800.00 FOR A TOTAL REVISED CONTRACT AMOUNT OF \$38,889.01

WHEREAS, PFISTER ENERGY INCORPORATED, 57 Goffle Road, Hawthorne, NJ 07506, was awarded Contract No. 12-12-21 through resolution R.069-022013 on February 13, 2012 in the amount of \$37,089.01; and

WHEREAS, during the course of the work, additional plumbing repairs were found to be needed, install and supply LF009 RPZ valve and 1-1/4 swing check valve on domestic cold water line feeding hot water heater; and

WHEREAS, funds in the amount of \$1,619.83 have been certified to be available in the US DOE EECBG Grant Account Number G-02-10-0100-806-001 and funds in the amount of \$180.17 have been certified to be available in the Health Replacement Oil Tank at Animal Shelter Account Number C-04-07-1565-398-003; and

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

NOW, THEREFORE IT IS RESOLVED by the Municipal Council of the Township of Edison, Middlesex County, New Jersey, that Change Order No. 1 is awarded to PFISTER ENERGY INCORPORATED, 57 Goffle Road, Hawthorne, NJ 07506 in an amount not to exceed \$1,800.00 resulting in a total contract amount of \$38,889.01.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$1,800.00** are available as follows:

\$ 1,619.83 - Account No. **G-02-10-0100-806-001**

\$ 180.17- Account No. **C-04-07-1565-398-003**

Janice Saponaro
Chief Financial Officer

Date

EXPLANATION: A Resolution authorizing the assumption of the contract with Birdsall Services Group, Inc. by Maser Consulting, P.A. for Construction Management Services for the Raritan Riverfront Restoration Project for the Edison Landfill.

EDISON TOWNSHIP

RESOLUTION R.444-082013

WHEREAS, a contract exists with Birdsall Services Group, Inc. of 611 Industrial Way West, Eatontown, New Jersey 07724 for Construction Management Services for the Raritan Riverfront Restoration Project for the Edison Landfill as authorized by Resolution R.650-102012 adopted on October 11, 2012 in an amount not to exceed \$59,405.00; and

WHEREAS, Birdsall Services Group, Inc. filed for Chapter 11 Bankruptcy under Case No.: 13-16743(MBK), jointly administered with Case No.: 13-16746(MBK), and the Bankruptcy Trustee entered into an Assignment and Assumption Agreement assigning, in part, this contract with the Township of Edison to Maser Consulting, P.A., 331 Newman Springs Road, Red Bank, New Jersey 07701, which was approved by Order of the Bankruptcy Court dated June 21, 2013; and

WHEREAS, Maser Consulting, P.A., has agreed to assume this contract under its existing terms and conditions without change, including the not to exceed amount of \$59,405.00, as set forth in the attached Amendment to Contract for Professional Services.

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

1. The attached Amendment to Contract for Professional Services with Maser Consulting, P.A., for Construction Management Services for the Raritan Riverfront Restoration Project for the Edison Landfill is hereby approved by the Township Council.
2. The Mayor, Township Attorney and other necessary Township Officials are hereby authorized to execute and deliver the attached Amendment to Contract for Professional Services and all other documents and undertake all actions reasonably necessary to effectuate the Amendment to Contract for Professional Services approved herein.

EXPLANATION: This is a Resolution of Support from the Municipal Council of the Township of Edison on the NJDOT's promulgation of a Traffic Regulation Order (TRO) for the establishment of **Bus Stops on NJ Route 27** (Lincoln Highway), at NJ Route 27 SB at Stony Road, and at NJ Route 27 NB at Colton Road, in the Township of Edison, Middlesex County.

TOWNSHIP OF EDISON

RESOLUTION R.445-082013

WHEREAS, the New Jersey Department of Transportation (NJDOT) has conducted a survey to inventory all the Bus Stops along State and US Routes in New Jersey, and has identified two (2) bus stops along NJ Route 27 (Lincoln Highway), in the Township of Edison, County of Middlesex, New Jersey; and

WHEREAS, the Bureau of Traffic Engineering and Investigations (BTEI), in the NJDOT, upon completion of their investigation has recommended the following Bus Stops:

1. Along NJ Route 27 Southbound, on the westerly side at Stony Road – (Near Side), beginning at the northerly curb line of Stony Road and extending 105 feet northerly therefrom.
2. Along NJ Route 27 Northbound on the easterly side at Colton Road – (Far Side), beginning at the northerly curb line of Colton Road and extending 100 feet northerly therefrom; and

WHEREAS, in order to legally establish the aforementioned Bus Stops the New Jersey Department of Transportation (NJDOT) is required to promulgate a Traffic Regulation Order (TRO), with the precursor to such order being the receipt of a Resolution of Support from the municipal governing body; and

WHEREAS, the Township Engineer has reviewed the establishment of the Bus Stops on NJ Route 27, within the Township of Edison borders, along with the Chief of Police, and recommendation is provided to the municipal governing body to seek the referenced Traffic Regulation Order (TRO);

NOW, THEREFORE BE IT RESOLVED by the Municipal Council of the Township of Edison, Middlesex County, New Jersey, that the Township of Edison supports the establishment of the aforementioned Bus Stops and resolves that the aforementioned Bus Stops shall be established along NJ Route 27, at Stony Road, and at Colton Road, within the Township of Edison borders, and concurs that

any approved bus stop locations in conflict with or inconsistent with the provisions of this resolution be rescinded upon approval of the NJDOT's Traffic Regulation Order (TRO).

EXPLANATION: Resolution to Refund the Unused Portion of Developer Escrow Fees

Township of Edison
Resolution R.448-082013

WHEREAS, the Township Planning Board Secretary advises that Developer Escrow Fees were posted by Fox and Foxx Development for a project located at Million Street, Edison, N.J. 08817 for Off-site Review; and

WHEREAS, the applicant was required to post developer escrow fees, pursuant to Township Ordinance; and

WHEREAS, on February 5, 2007, Fox and Foxx Development posted fees on deposit with the Township of Edison in account # 7760216712 for Developer Escrow Fees; and

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

WHEREAS, it is now in order that the sum \$1,817.50 plus accrued interest, if applicable, which represents the amount due and owing the applicant, be returned to Fox and Foxx Development;

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of \$1,817.50 plus accrued interest, if applicable, be refunded to Fox and Foxx Development, 940 Amboy Avenue, Edison, N.J.08837;

BE IF FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund the sum of \$1,817.50 plus accrued interest, if applicable, in account #7760216712 to the applicant.

S;/Escrow Accounts/Resolution/Dev Escrow / 7760216712

EXPLANATION: Resolution to Refund Unused Portion of Developer Escrow Fees

Township of Edison
Resolution R.447-082013

WHEREAS, the Township Planning Board Secretary advises that the Developer Escrow Fees were posted by J.G.Petrucci for a project located at Mill Road, Edison, N.J. 08820, in Block 398, Lot 18, under Application #P29-05/06; and

WHEREAS, the applicant was required to post developer escrow fees, pursuant to Township Ordinance; and

WHEREAS, on March 29, 2006, J.G. Petrucci posted fees on deposit with the Township of Edison in account # 7200025144 for Developer Escrow Fees; and

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

WHEREAS, it is now in order that the sum \$64.00 plus accrued interest, if applicable, which represents the amount due and owing the applicant, be returned to J.G. Petrucci;

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of \$64.00 plus accrued interest, if applicable be refunded to J.G. Petrucci, 171 Route 173, Asbury Park, N.J. 08802;

BE IF FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund the sum of \$64.00 plus accrued interest, if applicable, in account #7200025144 to the applicant.

S;/Escrow Accounts/Resolution/Dev Escrow / 7200025144

EXPLANATION: Resolution to Refund Unused Portion of Developer Escrow Fees

Township of Edison
Resolution R.449-082013

WHEREAS, the Township Planning Board Secretary advises that Developer Escrow Fees were posted by F.M. Hamada Inc., for a project located at 27 Scott Avenue, Edison, N.J. 08837 in Block 802, Lot 40, for Off-site Review; and

WHEREAS, the applicant was required to post developer escrow fees, pursuant to Township Ordinance; and

WHEREAS, on January 1, 2007, F.M. Hamada Inc. posted fees on deposit with the Township of Edison in account # 7760216707 for Developer Escrow Fees; and

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

WHEREAS, it is now in order that the sum \$937.13 plus accrued interest, if applicable, which represents the amount due and owing the applicant, be returned to F.M. Hamada Inc.;

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of \$937.13 plus accrued interest, if applicable, be refunded to F.M. Hamada Inc., 33 South Plainfield Avenue, South Plainfield, N.J. 07080;

BE IF FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund the sum of \$937.13 plus accrued interest, if applicable, in account #7760216707 to the applicant.

S;/Escrow Accounts/Resolution/Dev Escrow / 7760216707

EXPLANATION: Resolution to Refund Unused Portion of Developer Escrow Fees

Township of Edison
Resolution R.446-082013

WHEREAS, the Township Planning Board Secretary advises that Developer Escrow Fees were posted by Architectural Graphic for a project located at Route One South, Edison, N.J. 08817, in Block 239.A, Lot 1.M, under Application # Z66-2011; and

WHEREAS, the applicant was required to post developer escrow fees, pursuant to Township Ordinance; and

WHEREAS, on December 15, 2011 Architectural Graphic posted fees on deposit with the Township of Edison in account # 7760296165 for Developer Escrow Fees; and

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

WHEREAS, it is now in order that the sum of \$301.75 plus accrued interest, if applicable, which represents the amount due and owing the applicant, be returned to Architectural Graphic;

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of \$301.75 plus accrued interest, if applicable, be refunded to Architectural Graphic, 2655 International Pkwy, Virginia Beach, VA 23450;

BE IF FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund the sum of \$301.75 plus accrued interest, if applicable, in account #7760296165 to the applicant.

S;/Escrow Accounts/Resolution/Dev Escrow / 7760296165

EXPLANATION: Resolution to Refund Unused Portion of Developer Escrow Fees

Township of Edison
Resolution R.451-082013

WHEREAS, the Township Planning Board Secretary advises that Developer Escrow Fees were posted by Mocci Ferraro Plaza for a project located at Jane Place and Inman Avenue, Edison, N.J. 08820, in Block 429.A, Lot 5-8, under Application # P29-05/06; and

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

WHEREAS, on May 26, 2011, Mocci Ferraro Plaza posted fees on deposit with the Township of Edison in the account # 7760296141 for Developer Escrow Fees; and

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

WHEREAS, it is now in order that the sum \$280.00 plus accrued interest, if applicable, which represents the amount due and owing the applicant, be returned to Mocci Ferraro Plaza;

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of \$280.00 plus accrued interest, if applicable, be refunded to Mocci Ferraro Plaza, 241 Main Street, Woodbridge, N.J. 07095;

BE IF FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund the sum of \$280.00 plus accrued interest, if applicable, in account #7760296141 to the applicant.

S;/Escrow Accounts/Resolution/Dev Escrow / 7760296141

EXPLANATION: Resolution to Refund Unused Portion of Developer Escrow Fees
Township of Edison
Resolution R.450-082013

WHEREAS, the Township Planning Board Secretary advises that Developer Escrow Fees were posted by Glendale Properties for a project located at 75 Glendale Avenue, Edison, N.J., in Block 340, Lot 1.J, under Application #P27-02/03; and

WHEREAS, the applicant was required to post developer escrow fees, pursuant to Township Ordinance; and

WHEREAS, on April 1, 2010, Glendale Properties posted fees on deposit with the Township of Edison in account # 7760296068 for Developer Escrow Fees; and

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

WHEREAS, it is now in order that the sum \$751.69 plus accrued interest, if applicable, which represents the amount due and owing the applicant, be returned to Glendale Properties;

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of \$751.69 plus accrued interest, if applicable, be refunded to Glendale Properties, 75-77 Grove Street, Patterson, N.J 07503;

BE IF FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund the sum of \$751.69 plus accrued interest, if applicable, in account #7760296068 to the applicant.

S;/Escrow Accounts/Resolution/Dev Escrow / 7760296068

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

TOWNSHIP OF EDISON
RESOLUTION R.452-082013

WHEREAS, on February 28, 2013, a Construction (Building) Permit fee, Check #261, permit #20130962, was posted in the total amount of \$421.00 by the homeowner, Joseph Tricarico, of 951 King Georges Post Road, Edison, NJ; and

WHEREAS, the application was submitted for a stand-by generator at 951 King Georges Post Road, the homeowner was unaware of the Senior Citizen waiver of municipal fees on construction permits, per the Edison Municipal Code, chapter 2-128.3; and

WHEREAS, appropriate documents have been submitted to the Township for a bonafide senior resident, it is therefore appropriate that the municipal permit fee in the amount of \$421.00, derived from the \$431.00 total construction permit fee less the \$10.00 DCA fee, be refunded to the Homeowner Joseph Tricarico, residing at 951 King Georges Post Road, Edison, NJ 08837; and

WHEREAS, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #20130962, in the amount of \$421.00 for the referenced application;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum not to exceed \$421.00 on construction permit fees posted by Joseph Tricarico, for 951 King Georges Post Road be refunded to the Homeowner;

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$421.00 from the Refund of Revenue Fund to the Homeowner, Joseph Tricarico at 951 King Georges Post Road, Edison , NJ 08837.

JAM/ca

R-Code-RefundRevenue-951KingGeorgesPostRd

R.453-082013

**RESOLUTION REJECTING ALL PROPOSALS FOR CDBG HOUSING REHAB PROGRAM
INSPECTOR**

WHEREAS, the Township of Edison advertised for bids on the Township of Edison website, June 27, 2013 for RFP-13-04-CDBG HOUSING REHAB PROGRAM INSPECTOR with a bid opening date of July 30, 2013 and two bids were received; and

WHEREAS, Section 40A:11-13.2d of the Local Public Contracts Law allows for the rejection of bids when the contracting agent wants to substantially revise the specifications for the goods or services; and

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

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

1. The bids for RFP-13-04-CDBG HOUSING REHAB PROGRAM INSPECTOR are hereby rejected pursuant to N.J.S.A 40A:11-13.2d.
2. The Purchasing Agent is hereby authorized to rebid said project.

R.454-082013

RESOLUTION REJECTING ALL BIDS FOR FROST AVENUE EAST CORRUGATED METAL PIPE REHABILITATION AND AUTHORIZING THE TOWNSHIP TO NEGOTIATE SAID PROJECT

WHEREAS, the Township of Edison advertised for bids by public notice published in the Home News on May 2, 2013 for Public Bid No. 13-28-01 FROST AVENUE EAST CORRUGATED METAL PIPE REHABILITATION with a bid opening date of May 29, 2013; and

WHEREAS, resolution R.331-062013 rejected the bid of the lowest responsible, responsive bidder as it substantially exceeded the cost estimate and authorized to rebid project; and

WHEREAS, the Township of Edison advertised to rebid said project by public notice published in the Home News on June 24, 2013, with a bid opening date of July 16, 2013; and

WHEREAS, there were two bidders and the lowest bid is a total of \$335,240.00 which substantially exceeds the cost estimate; and

WHEREAS, the Township of Edison desires to reject all bids under Section 40A11-13.2a - the lowest bid substantially exceeds the cost estimate for the goods or services; and

WHEREAS, the Township of Edison desires to negotiate said project as allowable under Section 40A:11-5(3) of the Local Public Contracts Law when bids have been rejected twice; and

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

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

1. The bids for Public Bid No.13-28-01R - FROST AVENUE EAST CORRUGATED METAL PIPE REHABILITATION are hereby rejected pursuant to N.J.S.A 40A:11-13.2a.
2. The Township is hereby authorized to negotiate said project pursuant to N.J.S.A. 40A:11-5(3).

RESOLUTION R.455-082013

WHEREAS, Rabbi Jacob Joseph School, 2060 Woodbridge Ave., Edison, NJ, has requested a waiver of any and all permit and/or application fees concerning the rehabilitation of the school.

WHEREAS, the Municipal Council of the Township of Edison feels that it would be appropriate to waive fifty percent (50%) of any applicable fees, except the DCA fee

NOW, THEREFORE, BE IT RESOLVED, by the Township of Edison, that it does hereby waive fifty percent (50%) of any application fees and/or building fees, except the DCA fee, due to the Township of Edison as a result of the application being submitted by Rabbi Jacob Joseph School.

R.456-082013

RESOLUTION ACCEPTING QUOTE AND AWARDING CONTRACT/PURCHASE ORDER TO GAMKA SALES COMPANY, INC. FOR A 20 HP WET SAW FOR THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, quotes were solicited by the Department of Public Works for a 20” blade, 20 HP wet saw; and

WHEREAS, GAMKA SALES COMPANY, INC., 983 New Durham Road, Edison, NJ 08817 submitted the lowest quote, price and other factors considered, in the amount of \$5,895.00; and

WHEREAS, the maximum amount of the purchase shall not exceed \$5,895.00; and

WHEREAS, funds in the amount of \$5,895.00 have been certified to be available in the Streets & Roads Other Equipment and Supplies Account, Number 3-01-26-0290-000-058; and

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

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

1. All quotes have been reviewed, and the quote submitted by GAMKA SALES COMPANY, INC., 983 New Durham Road, Edison, NJ 08817 for a 20” blade, 20 HP wet saw for the Department of Public Works, is determined to be the lowest quote, price and other factors considered.
2. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$5,895.00, and any other necessary documents, with GAMKA SALES COMPANY, INC. as described herein.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$5,895.00** are available for the above in Account No. **3-01-26-0290-000-058**.

Janice Saponaro Chief
Financial Officer

Date

R.458-082013

RESOLUTION ACCEPTING QUOTE AND AWARDING CONTRACT TO T & M ASSOCIATES FOR ENVIRONMENTAL CONSULTING SERVICES IN RESPECT TO UNDERGROUND TANK REMEDIATION AT FOUR LOCATIONS

WHEREAS, quotes were solicited by the Department of Public Works to provide environmental consulting services in respect to Underground Storage Tank remediation services at Dogwood Pump Station, Fire Station 1, Heights Pump Station and the Municipal Garage; and

WHEREAS, T & M ASSOCIATES, 11 Tindall, Road, Middleton, NJ 07748 submitted the lowest proposal in the amount of \$16,200.00; and

WHEREAS, funds in the amount of \$16,200.00 have been certified to be available in the Fuel & Lubricants – Other Professional Services Account, No. 3-01-31-0460-000-028; and

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

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

1. All proposals have been reviewed, and the proposal submitted by T & M ASSOCIATES, 11 Tindall, Road, Middleton, NJ 07748 for \$16,200.00, is determined to be the lowest quote.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$16,200.00, and any other necessary documents, with T & M ASSOCIATES as described herein.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$16,200.00** are available for the above in Account No. **3-01-31-0460-000-028**.

Janice Saponaro Chief
Financial Officer

Date

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT / PURCHASE ORDER TO W. E. TIMMERMAN EQUIPMENT COMPANY FOR THE REPAIR OF THE SEWER AQUATECH VEHICLE FOR THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Township of Edison, Sewer Utility needs to repair their aquatech vehicle; and

WHEREAS, the Division of Sewer Utility was unable to obtain quotes, as this was purchased at and needs to be repaired at W.E. TIMMERMAN COMPANY; and

WHEREAS, W.E. TIMMERMAN COMPANY, 3554 Route 22 West, PO BOX 71, Whitehouse, NJ 08888 has submitted an estimate of \$5,200.00; and

WHEREAS, during the course of repairs, additional work could be needed but will not be done without prior Township approval of which the maximum amount shall not exceed \$7,000.00;

WHEREAS, the exact amount for this contract/purchase order, not to exceed \$7,000.00, 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)); and

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

NOW, THEREFORE, IT IS RESOLVED by the Municipal Council of the Township of Edison, that the Mayor or her designee is hereby authorized to execute a contract/purchase order with W.E. TIMMERMAN COMPANY, 3554 Route 22 West, PO BOX 71, Whitehouse, NJ 08888, in an amount not to exceed \$7,000.00.

RESOLUTION ACCEPTING QUOTE AND AWARDING CONTRACT/PURCHASE ORDER TO V.I.S. WELDING & REPAIRS FOR WELDING REPAIRS TO TWO (2) DUMP TRUCK BODIES FOR THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, quotes were solicited by the Department of Public Works for Welding Repairs to two (2) Dump Truck Bodies; and

WHEREAS, V.I.S. WELDING & REPAIRS, 140 Baekeland Avenue, Middlesex, NJ 08846 submitted the lowest quote in the amount of \$5,900.00 for R-26 and \$5,800.00 for R-68; and

WHEREAS, the maximum amount of the purchase shall not exceed \$11,700.00; and

WHEREAS, funds in the amount of \$11,700.00 have been certified to be available in the Streets & Roads Maintenance of Motor Vehicles, Account Number 3-01-26-0290-000-025; and

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

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

1. All quotes have been reviewed, and the quote submitted by V.I.S. WELDING & REPAIRS, 140 Baekeland Avenue, Middlesex, NJ 08846 for Welding Repairs to two (2) Dump Truck Bodies for the Department of Public Works, 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 not to exceed \$11,700.00, and any other necessary documents, with V.I.S. WELDING & REPAIRS as described herein.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$11,700.00** are available for the above in Account No. **3-01-26-0290-000-025**.

Janice Saponaro Chief
 Financial Officer

Date

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO
VASSO WASTE SYSTEMS, INC. FOR THE PURCHASE OF A KNUCKLEBOOM DEBRIS LOADER
FOR THE DEPARTMENT OF PUBLIC WORKS**

WHEREAS, bids were received by the Township of Edison on July 3, 2013 for Public Bid No. 13-06-12-Knuckleboom Debris Loader for the Department of Public Works; and

WHEREAS, VASSO WASTE SYSTEMS, INC. 159 Cook St., Brooklyn, NY 12533 submitted the lowest legally responsible, responsive bid; and

WHEREAS, the maximum amount of the purchase shall not exceed \$158,425.00; and

WHEREAS, funds in the amount of \$158,425.00 have been certified to be available in the Purchase of an Automated Truck Account, Number C-04-12-1817-370-001.

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

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

1. All bids have been reviewed, and the bid submitted by VASSO WASTE SYSTEMS, INC., 159 Cook St., Brooklyn, NY 12533 for the purchase of a Knuckleboom Debris Loader for the Department of Public Works, is determined to be the lowest legally responsible, responsive bid.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$158,425.00, and any other necessary documents, with VASSO WASTE SYSTEMS, INC. as described herein.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and/or bonds of the unsuccessful bidders.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$158,425.00** available for the above contract in Account No. **C-04-12-1817-370-001**.

Janice Saponaro
Chief Financial Officer

Date

**RESOLUTION AWARDING AN EMERGENCY CONTRACT/PURCHASE ORDER TO HYDRA-
NUMATIC SALES CO. FOR REPAIR OF SEWER PUMP AT PED STATION**

WHEREAS, an emergency occurred on April 18, 2013 at the PED Station Pump where the pump failed and became submerged, damaging the control panel rendering it inoperable causing an emergency effecting the health and welfare of the public; and

WHEREAS, upon investigation it was determined that the pump needed to be repaired; and

WHEREAS, pursuant to Local Public Contract Law N.J.S.A. 40A:11-6 et seq, a contract may be awarded and immediate delivery of goods or the performance of services may be provided when an emergency affects the public health, safety or welfare; and

WHEREAS, HYDRA-NUMATIC SALES CO., Butler Center, P.O. Box 760, Butler, NJ 07405 submitted a quote in the amount of \$18,932.80; and

WHEREAS, funds in the amount of \$18,932.80 have been certified to be available in the Wastewater Collection System Account, Number C-08-05-0007-007-000.

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 of \$18,932.80, and any other necessary documents, with **HYDRA-NUMATIC SALES CO.**, Butler Center, P.O. Box 760, Butler, NJ 07405 for repair of the PED Pump Station.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-6 et seq.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$18,932.80** are available for the above contract in Account No. **C-08-05-0007-007-000**.

Janice Saponaro
Chief Financial Officer

Date

R.463-082013

RESOLUTION AUTHORIZING ADDITIONAL FUNDS FOR DIESEL FUEL 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. 12-12-06A, FUEL-GASOLINE AND DIESEL for diesel fuel on June 27, 2012 through Resolution R.388-062012 for a one year period effective July 23, 2012 in the amount of \$500,000.00 and through Resolution R.332-062013 in the amount of \$150,000.00 and those amounts have been depleted; and

WHEREAS, the Purchasing Agent is in the process of rebidding this contract 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; 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)); and

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

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

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO
MARITZA SURIA FOR THE RECREATION TRIP TO
WILDWOOD, NEW JERSEY**

WHEREAS Maritza Suria made a payment for two people to attend the Edison Recreation sponsored trip to Wildwood, New Jersey, 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 Maritza Suria, 86 Idlewild Rd., Edison, NJ 08817, which amount represents the cost of the trip.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$50.00 are available in Account #3-01-55-0291-000-000.

Janice Saponaro
Chief Financial Officer

Date

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO
MARJORIE TORTAJADA FOR THE RECREATION TRIP TO
WILDWOOD, NEW JERSEY**

WHEREAS Marjorie Tortajada made a payment to attend the Edison Recreation sponsored trip to Wildwood, New Jersey, 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 Marjorie Tortajada, 120 Brookhill Ave., Edison, NJ 08817, which amount represents the cost of the trip.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$25.00 are available in Account #3-01-55-0291-000-000.

Janice Saponaro
Chief Financial Officer

Date

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO
MEETA PATEL FOR THE RECREATION TRIP TO
WILDWOOD, NEW JERSEY**

WHEREAS Meeta Patel made a payment for two people to attend the Edison Recreation sponsored trip to Wildwood, New Jersey, 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 Meeta Patel, 7 Dayton Dr., Apt. 44C, Edison, NJ 08820 which amount represents the cost of the trip.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$50.00 are available in Account #3-01-55-0291-000-000.

Janice Saponaro
Chief Financial Officer

Date

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO ULTIMATE AIR DOGS FOR PROVIDING A DOG JUMPING COMPETITION AT THE EDISON FALL FAMILY SPECTACULAR

WHEREAS, the Edison Department of Recreation will be hosting the Edison Fall Family Spectacular on September 21, 2013, at Papaianni Park; and

WHEREAS, the Department of Recreation desires to provide entertainment for said event in the form of a dog jumping competition from ULTIMATE AIR DOGS, 2837 Pebblewood Lane, Orange Park, FL 32065; and

WHEREAS, funds in the amount of \$5,000.00 have been certified to be available in the Celebration of Public Events Expense Account, Number 3-01-30-0420-000-020; and

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

NOW, THEREFORE, IT IS RESOLVED, by the Township Council of the Township of Edison, County of Middlesex, State of New Jersey that the Mayor, or her designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$5,000.00, and any other necessary documents, with ULTIMATE AIR DOGS, 2837 Pebblewood Lane, Orange Park, FL 32065 as described herein.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$5,000.00** are available for the above in Account No. **3-01-30-0420-000-020**.

Janice Saponaro
Chief Financial Officer

Date

RESOLUTION ACCEPTING QUOTE AND AWARDING CONTRACT/PURCHASE ORDER TO GARDEN STATE FIREWORKS INCORPORATED FOR A FIREWORKS DISPLAY AT THE FALL FAMILY SPECTACULAR

WHEREAS, quotes were solicited by the Township of Edison to provide a fireworks display for the Fall Family Spectacular to be held on September 21, 2013; and

WHEREAS, GARDEN STATE FIREWORKS INCORPORATED, P.O. Box 403, Carlton Road, Millington, NJ 07946 submitted the lowest quote in the amount of \$6,750.00; and

WHEREAS, funds in the amount of \$6,750.00 have been certified to be available in the Reserve for Donations to Fall Family Spectacular, Account Number T-13-00-0000-000-029; and

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

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

1. All quotes have been reviewed, and the quote as submitted by **GARDEN STATE FIREWORKS INCORPORATED**, P.O. Box 403, Carlton Road, Millington, NJ 07946, to supply a fireworks display for the Fall Family Spectacular, 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 \$6,750.00 and any other necessary documents, with **GARDEN STATE FIREWORKS INCORPORATED** as described herein.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$6,750.00** are available, for the above contract in Account No. **T-13-00-0000-000-029**.

Janice Saponaro
Chief Financial Officer

Date

R.469-082013

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO KENNEDY EVENT SERVICES
INCORPORATED FOR STAGING, SOUND, LIGHTING AND TENT PACKAGE AT EDISON FALL
FAMILY SPECTACULAR**

WHEREAS, The Township of Edison will be hosting the Edison Fall Family Spectacular on September 21, 2013 at Papaianni Park; and

WHEREAS, the Department of Recreation solicited quotes to provide services for staging, sound, lighting and tent package for said event; and

WHEREAS, KENNEDY EVENT SERVICES, INCORPORATED, Cokesbury Road Industrial Park, 24 Cokesbury Road, Suite 12, Lebanon, NJ 08833, was the only vendor who could provide the complete package; and

WHEREAS, funds in the amount of \$12,209.79 have been certified to be available in the Celebration of Public Events Expense Account, No. 3-01-30-0420-000-020; and

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

NOW, THEREFORE, IT IS RESOLVED, by the Township Council of the Township of Edison, County of Middlesex, State of New Jersey, that the Mayor, or her designee, is hereby authorized to execute a contract/purchase order with KENNEDY EVENT SERVICES, INCORPORATED, Cokesbury Road Industrial Park, 24 Cokesbury Road, Suite 12, Lebanon, NJ 08833 as described herein.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$12,209.79** are available for the above in Account No. **3-01-30-0420-000-020**.

Janice Saponaro
Chief Financial Officer

Date

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO ESI EQUIPMENT INC. FOR EQUIPMENT FOR FIRE APPARATUS

WHEREAS, there is a need for fire apparatus equipment for the Division of Fire; and

WHEREAS, ESI EQUIPMENT, INC., 119 Keystone Drive, Montgomeryville, PA 18936, has been awarded State Contract 80967 under T-0790/FIREFIGHTER PROTECTIVE CLOTHING AND EQUIPMENT and can supply this equipment under this state 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, funds in the amount of \$6,011.32 have been certified to be available in the Reserve for Fire Fines Account, Number T-13-00-0000-000-009 and funds in the amount of \$1,492.54 have been certified to be available in the Donation – Fire Department Account, Number T-13-00-1000-000-020; and

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

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

1. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed **\$7,503.86** and any other necessary documents, with **ESI EQUIPMENT, INC.**, 119 Keystone Drive, Montgomeryville, PA 18936 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. 80967, under T-0790.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$6,011.32** have been certified to be available in Account **T-13-00-0000-000-009** and funds in the amount of **\$1,492.54** have been certified to be available in **T-13-00-1000-000-020**.

Janice A. Saponaro
Chief Financial Officer

Date

RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO PURCHASE THREE FIRE VEHICLES FROM CELEBRITY FORD D/B/A BEYER FORD THROUGH THE CRANFORD POLICE COOPERATIVE PRICING SYSTEM FOR THE DIVISION OF FIRE

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, CELEBRITY FORD D/B/A BEYER FORD, 170 Ridgedale Ave., Morristown, NJ 07962 has been awarded Contract 12-01 - Police and Administrative Vehicles (2013/14 Model Year), through this Cooperative Pricing System; and

WHEREAS, the Township of Edison intends to enter into a contract/purchase order with CELEBRITY FORD D/B/A BEYER FORD for the purchase of three (3) 2013/14 Utility Police Interceptor (Ford Explorer) at a price of \$25,110.00 each for a total of \$75,330.00 under the Cranford Police Cooperative Pricing System; and

WHEREAS, funds for these purchases, in the amount of \$50,220.00 are available in the Fire Prevention New Vehicles Account, Number 3-01-25-0265-002-024 and funds in the amount of \$25,110.00 are available in the Fire Fighting – Purchase of Vehicles Account, Number 3-01-25-0265-001-051; and

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

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

1. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order and any other necessary documents, in the amount of \$75,330.00 with CELEBRITY FORD D/B/A BEYER FORD, 170 Ridgedale Ave., Morristown, NJ 07962, 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 **\$50,220.00** are available in Account Number **3-01-25-0265-002-024** and funds in the amount of **\$25,110.00** are available in Account Number **3-01-25-0265-001-051**.

Janice Saponaro
Chief Financial Officer

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO CELEBRITY FORD D/B/A BEYER FORD TO OUTFIT THE THREE NEW FIRE VEHICLES

WHEREAS, there is a need to outfit the three new fire vehicles with emergency lighting; and

WHEREAS, CELEBRITY FORD D/B/A BEYER FORD, 170 Ridgedale Ave., Morristown, NJ 07962, has been awarded State Contract T-0106/POLICE AND HOMELAND SECURITY EQUIPMENT AND SUPPLIES and under this contract the fire vehicles shall be outfitted under the state contracts as listed below; and

WHEREAS, CELEBRITY FORD D/B/A BEYER FORD has been awarded State Contract 81335 under T-0106/POLICE AND HOMELAND SECURITY EQUIPMENT AND SUPPLIES for Troy brand emergency equipment in the amount of \$1,411.20; and

WHEREAS, CELEBRITY FORD D/B/A BEYER FORD has been awarded State Contract 81336 under T-0106/POLICE AND HOMELAND SECURITY EQUIPMENT AND SUPPLIES for Whelen brand emergency equipment in the amount of \$9,339.30; and

WHEREAS, CELEBRITY FORD D/B/A BEYER FORD has been awarded State Contract 81327 under T-0106/POLICE AND HOMELAND SECURITY EQUIPMENT AND SUPPLIES for Progard brand emergency equipment in the amount of \$1,658.25; and

WHEREAS, CELEBRITY FORD D/B/A BEYER FORD has been awarded State Contract 81346 under T-0106/POLICE AND HOMELAND SECURITY EQUIPMENT AND SUPPLIES for Morningstar brand emergency equipment in the amount of \$1,917.48; and

WHEREAS, CELEBRITY FORD D/B/A BEYER FORD has been awarded State Contract 81346 under T-0106/POLICE AND HOMELAND SECURITY EQUIPMENT AND SUPPLIES for installation for all of the above in the amount of \$5,355.90; 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, funds in the amount of \$13,121.42 have been certified to be available in the Fire Prevention New Vehicles Account, Number 3-01-25-0265-002-024 and funds in the amount of \$6,560.71 have been certified to be available in the Fire Fighting - Purchase of Vehicles Account, Number 3-01-25-0265-000-051; and

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

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

1. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed **\$19,682.13** and any other necessary documents, with **CELEBRITY FORD D/B/A BEYER FORD**, 170 Ridgedale Ave., Morristown, NJ 07962, 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. 81335, 81336, 81327, 81346 under T-0106.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$13,121.42 have been certified to be available in Account Number **3-01-25-0265-002-024** and funds in the amount of **\$6,560.71** have been certified to be available in Account Number **3-01-25-0265-000-051**.

Janice A. Saponaro
Chief Financial Officer

Date

RESOLUTION REJECTING ALL BIDS FOR 100' MIDMOUNT TOWER LADDER PLATFORM TRUCK

WHEREAS, the Township of Edison advertised for bids by public notice published in the Home News on June 10, 2013, for Public Bid No. 13-06-06, 100' MIDMOUNT TOWER LADDER PLATFORM TRUCK with a bid opening date of July 3, 2013; and

WHEREAS, there were two bidders; one bidder was rejected due to failure to complete the stockholders form correctly and one bidder was rejected due to failure to complete the stockholders form correctly and because their bid submittal was a photocopy; and

WHEREAS, The Township of Edison shall rebid said project pursuant to N.J.S.A. 40A:11-1 et seq; and

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

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

1. The bids for Public Bid No. 13-06-06, 100' MIDMOUNT TOWER LADDER PLATFORM TRUCK are hereby rejected pursuant to N.J.S.A 40A:11-1 et seq.
2. The Purchasing Agent is hereby authorized to rebid said project.

Resolution R.476-082013
2013 DRIVE SOBER OR GET PULLED OVER Statewide
Labor Day Crackdown
Grant Approval and Initiative

Whereas, the Division of Police has been approved for grant funding in the amount of \$4,400.00 to provide additional manpower hours to enforce DWI Laws; and

Whereas, in 2011, there were 627 fatalities from traffic accidents in New Jersey of which 195 were alcohol related which equates to 36.4%; and

Whereas, an enforcement crackdown is planned to combat violations related to DWI Laws; and

Whereas, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the State to participate in the grant; and

Whereas; the project will involve increased enforcement from August 16, 2013 through September 2, 2013; and

Whereas; an increase in enforcement will save lives on our roadways;

Therefore, be it resolved that the Edison Township Council and the Division of Police declares it's support for the grant approval and participation in the Drive Sober or Get Pulled Over 2013 Statewide Labor Day Crackdown Grant between August 16, 2013 – September 2, 2013 and pledges to increase awareness of DWI Laws.

Be It Further Resolved, that the Business Administrator be and is hereby authorized to sign the aforesaid grant agreement for and on behalf of the Township of Edison.

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO TECH TRANSMISSIONS, INC.
FOR REMANUFACTURED AUTOMATIC POLICE TRANSMISSIONS**

WHEREAS, bids were received by the Township of Edison on July 16, 2013 for Public Bid No. 13-03-07, Remanufactured Automatic Police Transmissions, for the Division of Police; and

WHEREAS, TECH TRANSMISSIONS, INC., 280 Route 1, Edison, NJ 08817, submitted the lowest legally responsible bid for various items of the bid; and

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

WHEREAS, the Township Council accepts Edison Township's recommendations as described herein and as submitted on the summary spreadsheets; 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 TECH TRANSMISSIONS, INC., 280 Route 1, Edison, NJ 08817 for Police, is determined to be the lowest legally responsible, responsive bid for various items of the bid.
4. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$20,000.00, and any other necessary documents, with TECH TRANSMISSIONS, INC., 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 ACCEPTING BID AND AWARDING CONTRACT TO FREEHOLD FORD, INC. FOR
REMANUFACTURED AUTOMATIC POLICE TRANSMISSIONS**

WHEREAS, bids were received by the Township of Edison on July 16, 2013 for Public Bid No. 13-03-07, Remanufactured Automatic Police Transmissions, for the Division of Police; and

WHEREAS, FREEHOLD FORD, INC., 3572 Route 9, Freehold, NJ 07728, submitted the lowest legally responsible bid for various items of the bid; and

WHEREAS, the total amount of this contract, not to exceed \$30,000.00 cannot be encumbered at this time; and

WHEREAS, the Township Council accepts Edison Township's recommendations as described herein and as submitted on the summary spreadsheets; 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 FREEHOLD FORD, INC., 3572 Route 9, Freehold, NJ 07728 for Remanufactured Automatic Police Transmissions for the Division of Police, is determined to be the lowest legally responsible, responsive bid for various items of the bid.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$30,000.00 and any other necessary documents, with FREEHOLD FORD, INC., as described herein.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and/or bonds of the unsuccessful bidders.

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO EAST COAST EMERGENCY LIGHTING, INC. TO OUTFIT ONE NEW POLICE VEHICLE

WHEREAS, there is a need to outfit one new police vehicle with emergency lighting in the amount of \$4,000.00; and

WHEREAS, EAST COAST EMERGENCY LIGHTING, INC., 1945 4th Street, North Brunswick, NJ 08902, has been awarded State Contract 81336 under T-0106/POLICE AND HOMELAND SECURITY EQUIPMENT AND SUPPLIES and under this contract the police vehicle shall be outfitted; 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, funds in the amount of \$4,000.00 have been certified to be available in the Police Department- Purchase of Vehicles Account Number 3-01-25-0240-000-051; and

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

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

1. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed **\$4,000.00** and any other necessary documents, with **EAST COAST EMERGENCY LIGHTING, INC.**, 1945 4th Street, North Brunswick, NJ 08902, 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. 81336, under T-0106.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$4,000.00** have been certified to be available in the Police Department-Purchase of Vehicles Account Number **3-01-25-0240-000-051**.

Janice A. Saponaro
Chief Financial Officer

Date

R.479-082013

RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO PURCHASE ONE (1) POLICE VEHICLE FROM CELEBRITY FORD D/B/A BEYER FORD 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, CELEBRITY FORD D/B/A BEYER FORD, 170 Ridgedale Ave., Morristown, NJ 07962 has been awarded Contract 12-01 - Police and Administrative Vehicles (2013/14 Model Year), through this Cooperative Pricing System; and

WHEREAS, the Township of Edison intends to enter into a contract/purchase order with CELEBRITY FORD D/B/A BEYER FORD for one (1) Black and White Ford Interceptor (Taurus) at a price of \$24,388.00 under the Cranford Police Cooperative Pricing System; and

WHEREAS, funds for this purchase, in the amount of \$6,138.00 are available in the Police Department Purchase of Vehicles Account Number 3-01-25-0240-000-051 and funds in the amount of \$18,250.00 are available in the Byrne Grant 2013 Account Number G-02-13-0240-801-000; and

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

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

1. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order and any other necessary documents, in the amount of **\$24,388.00** with CELEBRITY FORD D/B/A BEYER FORD, 170 Ridgedale Ave., Morristown, NJ 07962, 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 **\$18,250.00** are available in Account Number **G-02-13-0240-801-000** and funds in the amount of **\$6,138.00** are available in Account Number **3-01-25-0240-000-051**.

Janice Saponaro
Chief Financial Officer

Date

RESOLUTION R.481-082013

WHEREAS, an application has been filed for a Person-to-Person & Place-to-Place Transfer of Plenary Retail Consumption Liquor License #1205-33-062-002, to **QSL of Edison, LLC**, to be located at 561 Route 1, Edison, NJ, 08817, heretofore issued to Wick Wholesalers, Inc, formerly a pocket license.

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the license business.

NOW, THEREFORE BE IT RESOLVED that the Edison Township Governing Body does hereby approve, effective August 21, 2013, the transfer of the aforesaid Plenary Retail Consumption License to **QSL of Edison, LLC**, t/a **Quaker Steak & Lube**, for premises located at 561 Route 1, Edison, NJ 08837 and does hereby direct the Township Clerk to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to QSL of Edison, LLC, effective August 28, 2013."

New License #1205-33-062-003

RESOLUTION R.480-082013

WHEREAS, application has been made by **GMRI, Inc, t/a Seasons 52 (in pocket)** for a Place to Place transfer of Plenary Club Liquor License #1205-33-001-009 to move the location to 217 Lafayette Avenue, Edison, New Jersey 08837; and

WHEREAS, public notice has been published in **THE HOME NEWS TRIBUNE**, New Jersey, in accordance with the law; and

WHEREAS, no written objections have been received concerning said transfer; and

WHEREAS, no legally valid objections have been made as to why this transfer should not be granted.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison, that the application of **GMRI, Inc, t/a Seasons 52, 217 LAFAYETTE AVENUE, NEW JERSEY 08837** for a Place to Place transfer of Plenary Club Liquor License #1205-33-001-009 expiring on June 30, 2014, be and the same is hereby granted, effective August 28, 2013.

(New License #1205-33-001-010)

MEMORANDUM

DATE: October 11, 2012
TO: Honorable Councilmembers
FROM: Cheryl Russomanno – Acting Municipal Clerk
SUBJECT: PLACE TO PLACE TRANSFER

GMRI, INC t/a SEASONS 52

55 PARSONAGE ROAD

LIQUOR LICENSE NO. 1205-33-001-008

Attached is a place to place transfer of the above Liquor License. GMRI, INC t/a Seasons 52, is moving their establishment to 55 Parsonage Road.

RAM/mlk
Attachments

RESOLUTION R.482-082013

WHEREAS, N.J.S.A. 40A:5-4 requires the Governing Body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, The Annual Report of Audit for the year ending December 31, 2012, has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S. 40A:5-6, and a copy has been received by each member of the Governing Body; and

WHEREAS, The Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34; and

WHEREAS, The Local Finance Board has promulgated a regulation requiring that the Governing Body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the Governing Body have reviewed, as a minimum, the sections of the annual audit entitled:

GENERAL COMMENTS

RECOMMENDATIONS

WHEREAS, the Members of the Governing Body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

GENERAL COMMENTS

RECOMMENDATIONS

as evidenced by the group affidavit form of the Governing Body; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board; and

WHEREAS, all members of the Governing Body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local Governing Body to the penalty provisions of R.S. 52:27BB52 - to wit:

R.S. 52:27BB-52 - "A local officer or member of a local Governing Body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office".

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

RESOLUTION R.483-082013

WHEREAS, it is the duty of the Municipal Council to appoint a member to the Housing Authority; and

WHEREAS, the Municipal Council has selected Kathryn Neal to be appointed to said Authority.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison, Middlesex County, New Jersey, that Kathryn Neal, 17-G Beaver Street, Edison, New Jersey 08820 be and he is hereby appointed as a Member of the Housing Authority, said term to expire November 9, 2018.

RESOLUTION R.484-082013

WHEREAS, it is the duty of the Municipal Council to appoint a member to the Housing Authority; and

WHEREAS, the Municipal Council has selected Reinaldo A. Cruz to be appointed to said Authority.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison, Middlesex County, New Jersey, that Reinaldo A. Cruz, 71 Laura Avenue, Edison, New Jersey 08837 be and he is hereby appointed as a Member of the Housing Authority, said term to expire November 9, 2016.

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO THE INSTITUTE FOR FORENSIC PSYCHOLOGY FOR PSYCHOLOGICAL EXAMS

WHEREAS, the Township of Edison has a need for the services of a Forensic Psychologist; and

WHEREAS, such services are professional services which, pursuant to N.J.S.A. 40A:11-5, may be awarded without competitive bidding; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40:11-1, et. seq.), requires a Resolution authorizing the award of contracts for “professional services” without competitive bids; and

WHEREAS, the amount of this contract cannot be determined at this time but shall not exceed \$17,000.00 without additional council approval, 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 and 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 official responsible for issuing the purchase order shall ensure that funds are available for the purchase through either an encumbrance or certification of availability of funds pursuant to N.J.A.C. 5:30-11.10; and

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

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

1. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order with THE INSTITUTE FOR FORENSIC PSYCHOLOGY, 5 Fir Court, Oakland, NJ 07436 to provide Professional Services at a price not to exceed \$17,000.00 as described herein.
2. This contract is award without competitive bidding under the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a).
3. 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.

EXPLANATION: This Resolution expresses the Edison Township Council's support of the clean-up of Woodbrook Road Dump Superfund site in South Plainfield, New Jersey.

EDISON TOWNSHIP

RESOLUTION R.487-082013

WHEREAS, the Woodbrook Road Dump Superfund site in South Plainfield, New Jersey is located on land that was used as a dump in the 1940's and 1950's for both industrial waste and household waste until it was shut down by the State of New Jersey in 1958. Among the materials disposed of at the site were old electrical capacitors, which contained PCBs and had contaminated the soil. Under U.S. Environmental Protection Agency oversight, the current owner of the property, Texas Eastern Transmission Corporation (TETCO), removed a number of PCB-contaminated capacitors, secured the site and placed warning signs around the area. The EPA added the Woodbrook Road Dump site to the Superfund list in 2003; and

WHEREAS, the Woodbrook Road Dump Superfund site is located on about 70 acres of undeveloped land in the heart of the 1,250-acre the Dismal Swamp Conservation Area which covers Edison Township, Metuchen Borough and South Plainfield Borough, which has been identified as a unique regional resource. Specifically the Western Pond, adjacent to the PCB Capacitor Disposal Area, is classified as a USEPA Priority Wetland and is vital to the community; and

WHEREAS, the U.S. Environmental Protection Agency has proposed a plan, known as Alternative 6, to address contaminated soil and debris at the Woodbrook Road Dump Superfund site in South Plainfield, New Jersey. Previous dumping of old electrical capacitors at the site has contaminated some of the soil with polychlorinated biphenyls (PCBs). PCBs are chemicals that persist in the environment and can affect the immune, reproductive, nervous and endocrine systems. Under the proposed plan, contaminated soil and debris will be dug up and removed; and

WHEREAS, under the EPA's cleanup plan, as much as 120,000 cubic yards of contaminated soil and debris will be dug up and disposed of at a facility licensed to receive the waste. All PCB-contaminated soil and debris above 1 part per million from both the Eastern and Western dump areas will be disposed of off-site. Wetland areas that are disturbed during the work will be restored. Ground water at the site is not contaminated with site-related chemicals. The EPA will conduct a review every five years to ensure the effectiveness of the cleanup; and

WHEREAS, "The Superfund program operates on the principle that polluters should pay for the cleanups, rather than passing the costs to taxpayers. After sites are placed on the Superfund list of the most contaminated waste sites, the EPA searches for parties responsible for the contamination and holds them accountable for the costs of investigations and cleanups." as stated in the EPA's press release of August 16, 2013.

NOW, THEREFORE, BE IT RESOLVED, by the Edison Township Council in the County of Middlesex in the State of New Jersey that the Council supports EPA's plan, Alternative 6, to clean-up the

PCB contamination at the Woodbrook Road Dump Superfund site in South Plainfield, New Jersey in order to protect the public health and preserve and protect the Dismal Swamp Conservation Area; and

NOW, THEREFORE, BE IT FURTHER RESOLVED, that Council urges the EPA to searches for parties responsible for the contamination and holds them accountable for the costs of investigations and cleanups so that the responsible polluters pay for the costs of investigations and cleanups, rather than passing the costs to taxpayers; and

NOW, THEREFORE, BE IT FURTHER RESOLVED, that a copy of this Resolution be forwarded to:

The Office of the Governor of the State of New Jersey
New Jersey DEP Commissioner, Bob Martin
State Rep. Peter Barnes, New Jersey
State Rep. Patrick Diegnan, New Jersey
State Sen. Barbara Buono, New Jersey
Sen. Robert Menendez, New Jersey
Rep. Frank Pallone, New Jersey
Rep. Rush Holt, New Jersey
Diane Salkie, USEPA Remedial Project Manager
Judith Enck, Region 2 Administrator, USEPA
Walter Mugdan, Director of Superfund, USEPA Region 2

Explanation: A Resolution of Need from the Township of Edison to the County of Middlesex & Pennrose Properties, LLC for the Roosevelt Hospital Housing Development.

RESOLUTION R.488-082013

EDISON TOWNSHIP

WHEREAS, the County of Middlesex & Pennrose Properties, LLC (hereinafter referred to as the "Sponsor") proposes to construct 85 units of affordable housing for seniors with low incomes (hereinafter referred to as the "Project") pursuant to the provisions of the New Jersey Housing and Mortgage Finance Agency Law of 1983, as amended (N.J.S.A. 55:14K-1 et seq.), the rules promulgated thereunder at N.J.A.C. 5:80-1.1 et seq., and all applicable guidelines promulgated thereunder (the foregoing hereinafter collectively referred to as the "HMFA Requirements") within the Township of Edison (hereinafter referred to as the "Municipality") on a site described as Block 690, Lot 1, Lot 2-B & Lot 2-C as shown on the Official Assessment Map of the Township of Edison, Middlesex County; and

WHEREAS, the Project will be subject to the HMFA Requirements and the mortgage and other loan documents executed between the Sponsor and the New Jersey Housing and Mortgage Finance Agency (hereinafter referred to as the "Agency"); and

WHEREAS, the Project will or may be subject to requirements of the New Jersey Department of Community Affairs (hereinafter referred to as the "Department of Community Affairs"), Neighborhood Preservation Balanced Housing Program in accordance with N.J.S.A. 52:27D-320 and applicable rules promulgated thereunder at N.J.A.C. 5:43-1.1 et seq., and the mortgage and other loan documents executed between the Sponsor and the Commissioner of the Department of Community Affairs; and

WHEREAS, pursuant to the HMFA Requirements, the governing body of the Municipality hereby determines that there is a need for this housing project in the Municipality.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Edison (the "Council") that:

- (1) The Council finds and determines that Roosevelt Hospital, the 85-unit senior housing Project proposed by the Sponsor meets or will meet an existing housing need;
- (2) The Council finds and determines that Roosevelt Hospital, the 85-unit senior housing Project proposed by the Sponsor, meets all or part of the municipality's low and moderate income housing obligation;
- (3) The Council does hereby adopt the within Resolution and makes the determination and findings herein contained by virtue of, pursuant to, and in conformity with the provisions of the HMFA Law to enable the Agency to process the Sponsor's application for Agency funding to finance the Project.

