

**AGENDA
MUNICIPAL COUNCIL
COMBINED MEETING
Monday, September 26, 2011
6:00 p.m.**

1. Call to Order and Pledge of Allegiance.
2. Roll Call.
3. Adequate Notice of this meeting as required by the Open Public Meetings Act of 1975, has been provided by an Annual Notice sent to The Home News Tribune, The Star Ledger and the Sentinel on January 6, 2011, and posted in the Main Lobby of the Municipal Complex on the same date.
4. **REVIEW OF MINUTES:**
 - a. Regular Meeting of August 24, 2011
 - b. Closed Session Meeting of September 12, 2011
5. **REPORTS FROM ALL COUNCIL COMMITTEES:**
6. **POINTS OF LIGHT**
7. **FROM THE BUSINESS ADMINISTRATOR:**
 - a. Agreement with Tri-State Energy and Light (Resolution R.722-092011)
 - b. Award of bid for Contract No. 11-03-32, Medical Services (Resolution R.727-092011)
 - c. Award of bid for Contract No. 11-01-18, Promotional Items, Trophies and Awards (Resolutions R.728-092011 through R.731-092011)
8. **FROM THE DEPARTMENT OF FINANCE:**
 - a. Report of Disbursements through September 22, 2011 (Resolution R.721-092011)
 - b. Resolution authorizing refund of tax overpayments, totaling \$41,621.33. (Resolution R.723-092011)
 - c. Resolution authorizing disabled veterans deduction. (Resolution R.724-092011)
 - d. Resolution authorizing refund in the amount of \$37,423.85 for redemption of tax sale certificates. (Resolution R.740-092011)
9. **FROM THE DEPARTMENT OF DEPARTMENT OF HEALTH:**
 - a. Resolution authorizing reimbursement of ELT Fees. (Resolution R.725-092011)
10. **FROM THE DEPARTMENT OF LAW:**
 - a. Resolution authorizing additional appropriation for Labor Counsel (Resolution R.732-092011)
 - b. Resolution authorizing additional appropriation for Township Attorney (Resolution R.733-092011)
 - c. Resolution authorizing payment of funds for the acquisition of easement for the traffic signal at Woodbridge Avenue and Gurley Road (Resolution R.734-092011)
11. **FROM THE DEPARTMENT OF PUBLIC WORKS:**
 - a. Resolution authorizing change order to contract with Standard Elevator Corporation (Resolution R.735-092011)
 - b. Resolution authorizing award of bid for Contract No. 11-08-22, Snow Plows (Resolution R.736-092011)
12. **FROM THE CHIEF OF FIRE:**
 - a. Resolution authorizing appropriation of funds to volunteer fire companies. (Resolution R.737-092011)

13. **FROM THE CHIEF OF POLICE:**
- a. Award of contract for the removal and installation of wireless mobile video recording systems (Resolution R.738-092011)
 - b. Award of contract for the purchase of three marked police cruisers (Resolution R.739-092011)

14. **FROM THE COUNCIL MEMBER TO THE PLANNING BOARD:**

15. **PROPOSED RESOLUTIONS:**

R.685-092011 Resolution authorizing award of quote for media streaming to Telvue Corp., in an amount not to exceed \$7,645.50. (Tabled at the meeting of September 14, 2011)

16. **COMMUNICATIONS:**

- a. Letter from the Italian American Club requesting a waiver of building fees – receive (Resolution R.726-092011)

17. **DISCUSSION ITEMS:**

Council President Diehl

None

Councilmember Gomez

None

Councilmember Karabinchak

- a. Tax Appeals
- b. Oak Tree and Woodland Intersection
- c. Creation of a parking authority
- d. Expanding Edison TV
- e. Edison Tower
- f. Raritan Center – Foreign Trade Zone
- g. Resolution of Recognition – Terra Nova Garden Club (Resolution R.720-092011)
- h. Resolution of Recognition – Patrolman Papaianni (Resolution R.741-092011)

Councilmember Lankey

None

Councilmember Mascola

None

Councilmember Perilstein

- a. Resolution of Recognition – Elmer Tan (Resolution R.719-092011)

Councilmember Prasad

None

18. **CLOSED SESSION:**

None

19. **APPROVAL OF MINUTES:**

- a. Regular Meeting of August 24, 2011
- b. Closed Session Meeting of September 12, 2011

20. **COUNCIL PRESIDENT'S REMARKS**

21. **RESOLUTIONS OF RECOGNITION:**

- R.719-092011 Elmer Tan
- R.720-092011 Terran Nova Garden Club
- R.741-092011 Patrolman Frank Papaianni, Jr.

22. **PUBLIC COMMENT ON THE RESOLUTIONS**

23. **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.685-092011 Resolution authorizing award of quote for media streaming to Telvue Corp., in an amount not to exceed \$7,645.50. (Tabled at the meeting of September 14, 2011)
- R.721-092011 Resolution approving disbursements for the period ending September 22, 2011.
- R.722-092011 Resolution authorizing agreement with Tri-State Energy and Light to provide energy efficient improvements to the Minnie B. Veal Recreation Center.
- R.723-092011 Resolution authorizing refund of tax overpayments, totaling \$41,621.33.
- R.724-092011 Resolution authorizing Veteran's Tax Deduction for Kenneth Wernowski, 34 Jefferson Avenue.
- R.725-092011 Resolution authorizing reimbursement of ELT fees to various individuals, totaling \$86.00.
- R.726-092011 Resolution authorizing the waiver of building fees for the Italian American Club.
- R.727-092011 Resolution authorizing award of bid for Contract No. 11-03-23, Medical Services to JFK Occupational Medicine and Employee Health Services, in an amount not to exceed \$45,000.00.
- R.728-092011 Resolution authorizing award of a portion of Contract No. 11-01-18, Promotional Items, Trophies and Awards to JJ Ryan Incorporated, in an amount not to exceed \$11,000.00.
- R.729-092011 Resolution authorizing award of a portion of Contract No. 11-01-18, Promotional Items, Trophies and Awards to Princeton Advertising Specialties, in an amount not to exceed \$300.00.
- R.730-092011 Resolution authorizing award of a portion of Contract No. 11-01-18, Promotional Items, Trophies and Awards to Drew and Rogers Incorporated, in an amount not to exceed \$1,500.00.
- R.731-092011 Resolution authorizing award of a portion of Contract No. 11-01-18, Promotional Items, Trophies and Awards to Aberson, Narotzky & White, in an amount not to exceed \$500.00.
- R.732-092011 Resolution authorizing additional payment for labor counsel services to Louis N. Rainone, Esq., in the amount of \$100,000.00.
- R.733-092011 Resolution authorizing additional payment for Township Attorney Services to Karl P. Kemm, Esq., in the amount of \$100,000.00.
- R.734-092011 Resolution authorizing payment for the acquisition of easements for the traffic signal at the intersection of Woodbridge Avenue and Gurley Road, in the amount of \$82,000.00.
- R.735-092011 Resolution authorizing change order to contract with Standard Elevator Company for Elevator Renovations for the Municipal Complex, in an amount not to exceed \$8,079.30.
- R.736-092011 Resolution authorizing award of bid for Contract No. 11-08-22, Snow Plows, to Trius Incorporated, in an amount not to exceed \$25,138.00.
- R.737-092011 Resolution authorizing appropriation of funds to volunteer fire companies for 2011, in the amount of \$40,000.00.

R.738-092011 Resolution authorizing award of contract for the removal and installation of wireless mobile video recording systems, in an amount not to exceed \$5,600.00.

R.739-092011 Resolution authorizing award of contract for three marked police cruisers from Chas S. Winner, Inc., in an amount not to exceed \$92,859.00.

R.740-092011 Resolution authorizing refund in the amount of \$37,423.85 for redemption of tax sale certificates.

24. **COMMUNICATIONS:**

- a. Letter from the Italian American Club requesting a waiver of building fees
– receive

25. **ORAL PETITIONS AND REMARKS**

26. **ADJOURNMENT**

RESOLUTION R.685-092011

**RESOLUTION ACCEPTING QUOTE AND AWARDING CONTRACT TO
TELVUE CORPORATION FOR MEDIA STREAMING**

WHEREAS, quotes were solicited by The Township of Edison for Media Streaming for the Edison TV Network; and

WHEREAS, TELVUE CORPORATION, 16000 Horizon Way, Suite 500, Mount Laurel, NJ 08054 submitted the lowest quote in the amount of \$7,645.50 (\$4,645.50 for the purchase of the software and hardware; \$3,000.00 for the first year of streaming and video on demand); and

WHEREAS, funds in the amount of \$7,645.50 have been certified to be available in the Adm Ed TV Equipment Account, No. C-04-08-1616-100-429; and

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 TELVUE CORPORATION, 16000 Horizon Way, Suite 500, Mount Laurel, NJ 08054 for Media Streaming for the Edison TV Network, is determined to be the lowest quote.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount of \$7,645.50, and any other necessary documents, with TELVUE CORPORATION.

RESOLUTION R.721-092011

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF
THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING SEPTEMBER 22, 2011

WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through September 22, 2011

FUND	AMOUNT
Current	\$13,894,276.03
Dog (Animal Control)	2,241.47
Sewer Utility	60,822.85
Capital	99,591.94
CDBG	94,593.41
Trust	367,539.39
Grant Funds	3,580.56
Sanitation Fund	135,822.50
Payroll Deductions	445,935.10
Park Improvements	0.00
Developers Escrow	30,742.71
Cash Performance	0.00
Federal Forfeited	0.00
Tax Sale Redemption	407,627.13
Law Enforcement	0.00
Affordable Housing	1,425.00
Tree Planting	0.00
Tree Fund	0.00
TOTAL	\$15,544,198.09

/s/ Lawrence Pollex
Acting Chief Financial Officer

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

**TOWNSHIP OF EDISON
MUNICIPAL RESOLUTION R.722-092011**

WHEREAS, the Township of Edison was awarded an Energy Efficiency Conservation Block Grant from the U.S. Department of Energy, in the amount of \$999,700; and

WHEREAS, the Township of Edison developed an EECBG Energy Efficiency Conservation Strategy (EECS) and an Master Energy Conservation Plan (MECP), with the technical support of Rutgers University/State Sustainability Institute; and

WHEREAS, the recommendations of the Township's EECBG Energy Efficiency Conservation Strategy (EECS) and Master Energy Conservation Plan (MECP) include the upgrading of various municipal facilities with improved energy efficient components; and

WHEREAS, the Minnie E. Veal Recreation Center was identified as a viable site for such energy-efficient improvements; and

WHEREAS, the entire cost of the project is \$89,927.56, of which Edison will provide \$39,927.56 in requisite (44%) matching funds from its USDOE EECBG grant; and

WHEREAS, the NJBPU Clean Energy Direct Install Program will provide \$50,000.00 (56%) as the estimated, maximum incentive amount in the form of grant subsidy for the project; and

WHEREAS, the Township of Edison is qualified to participate in the NJBPU Clean Energy Direct Install Program and had previously submitted an application to do so; and

WHEREAS, the NJBPU Clean Energy Direct Install Program operates through an established, pre-qualified set of participating contractors, who perform start-to-finish program services, including the initial energy assessment to identify equipment that is not energy-efficient to be replaced, obtaining Program approval of chosen improvements and equipment replacement; and

WHEREAS, pursuant to NJBPU Clean Energy Direct Install Program guidelines, only certified contractors are qualified to perform work under this program; and

WHEREAS, Tri-State Light and Energy is a qualified contractor, certified to participate in the NJBPU Clean Energy Direct Install Program and holds a NJ State Cooperative Purchasing Contract; and

WHEREAS, the attached, energy-efficiency improvement proposal will be executed by Tri-State Energy and Light, 2233 Manor Avenue, Upper Darby, PA 19082, for the lump sum of \$89,927.56; and

WHEREAS, the Chief Financial Officer has certified that said funds are available from the Township of Edison USDOE EECBG Fund G-02-10-0100-806-001; and

WHEREAS, the governing body believes that it is in the best interest of the Township of Edison to authorize a contract with Tri-State Energy and Light, subject to its compliance with the certification requirements of N.J.S.A. 19:44A-20.24, et seq., and the Township of Edison Municipal Code as it pertains to Public Contracting.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON:

1. That the proper Township officials are hereby authorized to enter in the attached agreement with Tri-State Energy and Light, in a lump-sum amount not to exceed \$89, 927.56, according to the terms cited above, in order to provide energy-efficiency improvements to the Minnie E. Veal Recreation Center, as described in the attached proposal.

RESOLUTION R.723-092011

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 \$41,621.33 and

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

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.

RESOLUTION R.724-092011

WHEREAS, pursuant to N.J.S.A. 54:4.3-30, the dwelling of a disabled veteran shall be exempt from real property taxes; and

WHEREAS, Kenneth Wernowski, is a veteran who has been determined to have suffered a 100% service-related disability; and

WHEREAS, the determination of said disability is retroactive to August 10, 2011; and

WHEREAS, real estate taxes on this property known as Block 744 Lot 25, 34 Jefferson Ave., have been billed for 2011 and the 1st and 2nd quarters of 2012; and the 3rd quarter of 2011 has been paid in full; and

WHEREAS, pursuant to N.J.S.A. 54:4-32, the governing body of a municipality may by resolution cancel taxes due on a property which would have been exempt had the claim been made at the time they were due.

NOW, THEREFOR, BE IT RESOLVED by the Township Council of the Township of Edison that property taxes due on Block 744 Lot 25, assessed to Kenneth Wernowski, be cancelled for the 4th quarter of 2011 and the 1st and 2nd quarters of 2012 and also refunded for the time period of August 10, 2011 thru September 30, 2011; and

BE IT FURTHER RESOLVED that the Chief Financial Officer of the Township of Edison draw a check to the order of Kenneth Wernowski for taxes he paid for this time period in the amount of \$898.11.

RESOLUTION R.725-092011

**RESOLUTION AUTHORIZING A REIMBURSEMENT OF FARE CARD FEES
TO VARIOUS FORMER RIDERS OF EDISON LIGHT TRANSIT**

WHEREAS, The Edison Light Transit to the Edison Train Station was suspended on April 8, 2011; and

WHEREAS, the following riders pre-purchased fare cards and are requesting refund on the unused fares.

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 respective amounts totaling \$86.00 to the former Edison Light Transit riders as listed below:

Alhal Tandon 614 Waterford Dr. , Edison NJ 08817	18 fares @ \$1.50: <u>\$27.50</u>
Manisha Patel, 1301 Merrywood Dr., Edison, NJ 08817	15 fares @ \$1.50: <u>\$22.50</u>
Dhaval Mehta 67 Nova Dr., Piscataway, NJ 08854	12 fares @ \$1.50: <u>\$18.00</u>
Satyaprasad T. Subbarao 267 Michelle Circle Edison, NJ 08820	12 fares @ \$1.50: <u>\$18.00</u>

RESOLUTION R.726-092011

WHEREAS, the Italian American Club, 1997 Woodbridge Avenue, Edison, NJ, has requested a waiver of any and all building permit and/or application fees concerning the refurbishing of the exterior of their building; and

WHEREAS, under the building code, the Italian American Club, as a non-profit tax exempt organization, is entitled to a waiver of fees due to the Township of Edison, except the DCA fee; and

WHEREAS, the Municipal Council of the Township of Edison feels that it would be appropriate to waive any applicable fees;

NOW, THEREFORE, BE IT RESOLVED, by the Township of Edison, that it does hereby waive any application fees and/or building fees, except the DCA fee, due to the Township of Edison as a result of the application being submitted by the Italian American Club.

RESOLUTION R.727-092011

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO JFK
OCCUPATIONAL MEDICINE & EMPLOYEE HEALTH SERVICES FOR THE
FURNISHING OF MEDICAL SERVICES**

WHEREAS, bids were received by the Township of Edison on September 7, 2011 for Public Bid No. 11-03-23-Medical Services; and

WHEREAS, **JFK OCCUPATIONAL MEDICINE & EMPLOYEE HEALTH SERVICES**, 65 James Street, Edison, NJ 08818, submitted the lowest legally responsible bid; and

WHEREAS, the total amount of this contract, not to exceed \$45,000.00, cannot be encumbered at this time; and

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

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

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

1. All bids have been reviewed, and the bid by JFK OCCUPATIONAL MEDICINE & EMPLOYEE HEALTH SERVICES, 65 James Street, Edison, NJ 08818 for Medical Services is determined to be the lowest legally responsible bid.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$45,000.00 and any other necessary documents, with JFK OCCUPATIONAL MEDICINE & EMPLOYEE HEALTH SERVICES.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

RESOLUTION R.728-092011

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO J.J.
RYAN INCORPORATED FOR THE FURNISHING OF PROMOTIONAL
ITEMS, TROPHIES AND AWARDS**

WHEREAS, bids were received by the Township of Edison on June 24, 2011 for Public Bid No. 11-01-18-Promotional Items, Trophies and Awards; and

WHEREAS, J.J. RYAN INCORPORATED, 242 Amboy Avenue, Woodbridge, NJ 07095 submitted the lowest legally responsible bid for various items of the bid; and

WHEREAS, the total amount of this contract, not to exceed \$11,000.00, cannot be encumbered at this time; and

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

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

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

4. All bids have been reviewed, and the bid by J.J. RYAN INCORPORATED, 242 Amboy Avenue, Woodbridge, NJ 07095, for Promotional Items, Trophies and Awards is determined to be the lowest legally responsible bid for various items of the bid.
5. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$11,000.00 and any other necessary documents, with J.J. RYAN INCORPORATED.
6. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

RESOLUTION R.729-092011

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO
PRINCETON ADVERTISING SPECIALTIES FOR THE FURNISHING OF
PROMOTIONAL ITEMS, TROPHIES AND AWARDS**

WHEREAS, bids were received by the Township of Edison on June 24, 2011 for Public Bid No. 11-01-18-Promotional Items, Trophies and Awards; and

WHEREAS, PRINCETON ADVERTISING SPECIALTIES, P.O. Box 729, 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 \$300.00, cannot be encumbered at this time; and

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

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

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

1. All bids have been reviewed, and the bid by PRINCETON ADVERTISING SPECIALTIES, P.O. Box 729, East Brunswick, NJ 08816, for Promotional Items, Trophies and Awards 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 \$300.00 and any other necessary documents, with PRINCETON ADVERTISING SPECIALTIES.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

RESOLUTION R.730-092011

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO DREW & ROGERS INCORPORATED FOR THE FURNISHING OF PROMOTIONAL ITEMS, TROPHIES AND AWARDS

WHEREAS, bids were received by the Township of Edison on June 24, 2011 for Public Bid No. 11-01-18-Promotional Items, Trophies and Awards; and

WHEREAS, DREW & ROGERS INCORPORATED, 30 Plymouth Street, Fairfield, NJ 07004, submitted the lowest legally responsible bid for various items of the bid; and

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

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

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

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

1. All bids have been reviewed, and the bid by DREW & ROGERS INCORPORATED, 30 Plymouth Street, Fairfield, NJ 07004, for Promotional Items, Trophies and Awards is determined to be the lowest legally responsible bid for various items of the bid.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$1,500.00 and any other necessary documents, with DREW & ROGERS INCORPORATED.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

RESOLUTION R.731-092011

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO
ABERSON, NAROTZKY & WHITE FOR THE FURNISHING OF
PROMOTIONAL ITEMS, TROPHIES AND AWARDS**

WHEREAS, bids were received by the Township of Edison on June 24, 2011 for Public Bid No. 11-01-18-Promotional Items, Trophies and Awards; and

WHEREAS, ABERSON, NAROTZKY & WHITE, 516 North Avenue East, Westfield, NJ 07090, submitted the lowest legally responsible bid for various items of the bid; and

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

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

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

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

1. All bids have been reviewed, and the bid by ABERSON, NAROTZKY & WHITE, 516 North Avenue East, Westfield, NJ 07090 for Promotional Items, Trophies and Awards 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 \$500.00 and any other necessary documents, with ABERSON, NAROTZKY & WHITE.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

AUTHORIZING PAYMENT OF LEGAL BILLS OF LOUIS RAINONE, ESQ. AND DeCOTIS, FITZPATRICK & COLE, LLP., IN AN ADDITIONAL AMOUNT NOT TO EXCEED \$100,000.00

WHEREAS, the Mayor and Council of the Township of Edison awarded a contract to Louis Rainone, Esq. and the law firm of DeCotis, Fitzpatrick & Cole to represent the Township of Edison as Township Labor Counsel in an amount not to exceed \$100,000.00 by **Resolution No. R.638-082011** dated 8/24/11 ; and

WHEREAS, the Township is processing bills submitted for payment by the firm and has found that the bills already submitted will exceed the amount of \$100,000.00 previously awarded in the aforementioned resolution; and

WHEREAS, it is recommended that an additional appropriation authorization of at least \$100,000.00 is necessary to pay some of the legal bills already submitted by the Township Labor Counsel.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE COUNCIL OF THE TOWNSHIP OF EDISON IN THE COUNTY OF MIDDLESEX, NEW JERSEY THAT an additional appropriation of \$100,000.00 is hereby added to the amount originally authorized for legal services in this matter.

**AUTHORIZING PAYMENT OF LEGAL BILLS OF KARL P. KEMM AND HOAGLAND, LONGO, MORAN,
DUNST & DOUKAS, LLP., IN AN ADDITIONAL AMOUNT NOT TO EXCEED \$100,000.00**

WHEREAS, the Mayor and Council of the Township of Edison awarded a contract to Karl P. Kemm, Esq. and the law firm of Hoagland, Longo, Moran, Dunst & Doukas to represent the Township of Edison as Township Attorney in an amount not to exceed \$100,000.00 by **Resolution No. R.637-082011** dated 8/24/11 ; and

WHEREAS, the Township is processing bills submitted for payment by the firm and has found that the bills already submitted will exceed the amount of \$100,000.00 previously awarded in the aforementioned resolution; and

WHEREAS, it is recommended that an additional appropriation authorization of at least \$100,000.00 is necessary to pay some of the legal bills already submitted by the Township Attorney

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE COUNCIL OF THE TOWNSHIP OF EDISON IN THE COUNTY OF MIDDLESEX, NEW JERSEY THAT an additional appropriation of \$100,000.00 is hereby added to the amount originally authorized for legal services in this matter.

RESOLUTION AUTHORIZING PAYMENT OF FUNDS TO HOAGLAND, LONGO, MORAN, DUNST AND DOUKAS IN ORDER TO PAY FOR THE ACQUISITION OF EASEMENTS REQUIRED FOR THE TRAFFIC SIGNAL PROJECT AT THE INTERSECTION OF WOODBRIDGE AVENUE AND GURLEY ROAD IN AN AMOUNT NOT TO EXCEED \$82,00.00

WHEREAS, it is necessary to acquire two additional easements for the traffic signal project at the intersection of Woodbridge Avenue and Gurley Road; and

WHEREAS, Hoagland, Longo, Moran, Dunst and Doukas, attorneys for the Township in this matter, report the two permanent easements, for which funds must be held in escrow pending release of the funds to be authorized by this Resolution are identified by the attorneys as follows:

Block 265DD, part of lots 18.D, owned by Maria Milla A. Balo and Emmanuel S. Balo, property located at 2405 Woodbridge Avenue, Edison.	\$50,000.00
Block 265.FF, part of lots 16 and 18.J, owned by MacArthur, JD, located at 2375 Woodbridge Avenue.	<u>\$ 32,000.00</u>
	\$82,000.00

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE COUNCIL OF THE TOWNSHIP OF EDISON IN THE COUNTY OF MIDDLESEX, NEW JERSEY THAT the requested funds be paid to the aforementioned attorneys representing the Township in this matter, to be held in escrow pending the transfer of the required easements to the Township of Edison.

RESOLUTION R.735-092011

**RESOLUTION AUTHORIZING CHANGE ORDER NUMBERS 1, 2, 3 & 4 TO
THE CONTRACT WITH STANDARD ELEVATOR CORPORATION**

WHEREAS, Resolution R.569-092010 dated September 22, 2010 authorized a contract with STANDARD ELEVATOR CORPORATION, 68 Union Avenue, Clifton, NJ 07015 to provide Elevator Renovations for the Municipal Complex in the amount of \$414,630.00; and

WHEREAS, during the performance of said contract the following items had to be addressed to allow for proper protection and operations as follows:

Change Order 1: Furnish and Install one elevator sump pump system - \$5,750.00
Change Order 2: Floor Restocking Fee - \$289.30
Change Order 3: Mechanic to operate elevator for Fire alarm installers - \$1,200.00
Change Order 4: Two sets of Elevator Protection Pads - \$840.00

WHEREAS, the changes will not alter the contract in such a manner as to nullify the effect of the competitive determination of lowest responsible bidder which was made at the time of the contract award; and

WHEREAS, the total amount of these change orders are **\$8,079.30** and funds in this amount have been certified to be available in the Repair Firehouses and Municipal Complex Account, No. C-04-05-1452-391-004.

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

1. Change Order Numbers 1, 2, 3 & 4 to the contract with STANDARD ELEVATOR CORPORATION, 68 Union Avenue, Clifton, NJ 07015 is hereby authorized.
2. A brief notice shall be printed once in an official newspaper and filed with the Township Clerk indicating the additional amount to be expended, the original contract price, the nature of the original and additional work, and why it is necessary to expend the additional funds.

RESOLUTION R.736-092011

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO TRIUS
INCORPORATED FOR SNOW PLOWS**

WHEREAS, bids were received by the Township of Edison on September 8, 2011 for Public Bid No. 11-08-22, Snow Plows for the Department of Public Works; and

WHEREAS, TRIUS INCORPORATED, 459 Johnson Ave., P.O. Box 158, Bohemia, NY 11716 submitted the lowest legally responsible, responsive bid; and

WHEREAS, the maximum amount of the purchase shall not exceed \$25,138.00; and

WHEREAS, funds in the amount of \$25,138.00 have been certified to be available in the Sanitation-Capital Outlay Account, Number 1-09-55-0880-000-600; and

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 TRIUS INCORPORATED, 459 Johnson Ave., P.O. Box 158, Bohemia, NY 11716 for Snow Plows, 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 \$25,138.00, and any other necessary documents, with TRIUS INCORPORATED as described herein.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and/or bonds of the unsuccessful bidders.

RESOLUTION R.737-092011

**RESOLUTION AUTHORIZING APPROPRIATION OF FUNDS TO
VOLUNTEER FIRE COMPANIES FOR 2011**

WHEREAS, it is the desire of the Township of Edison to appropriate funds for the direct use of the Volunteer Fire Departments located within the Township of Edison; and

WHEREAS, New Jersey State Statutes N.J.S.A. 40A:14-34, et. seq. authorizes said funding; and

WHEREAS, it is understood by the parties that the volunteer fire companies shall be responsible to comply with all Federal, State and Local restrictions and regulations regarding the use of said funds; and

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

1. In accordance with N.J.S.A. 40A:14-34, et. seq., the following volunteer fire companies are hereby authorized to receive the following appropriations for 2011:
 - Oak Tree Volunteer Fire Co. - \$8,000.00
 - Edison Volunteer Fire Co. #1 - \$12,000.00
 - Raritan Engine Co. 2 - \$12,000.00
 - Raritan Engine Co. 1 - \$8,000.00

RESOLUTION R.738-092011

**RESOLUTION AWARDING CONTRACT TO TRIANGLE COMMUNICATIONS
FOR THE REMOVAL AND INSTALLATION OF WIRELESS MOBILE VIDEO
RECORDING SYSTEMS FOR THE DIVISION OF POLICE**

WHEREAS, there is a need to remove the wireless mobile video recording systems from damaged/old police vehicles and install them in the newly purchased police vehicles for the Division of Police; and

WHEREAS, Triangle Communications, LLC, PO BOX 282, Millington, NJ 07946, has been awarded State Contract Number 53763 under T-0109/Radio Communication Equipment and Accessories; and

WHEREAS, funds in the amount of \$5,600.00 have been certified to be available in the Police Vehicles, Other Contractual Items Account, Number 1-01-26-0315-002-029 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.

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 in the amount not to exceed \$5,600.00 and any other necessary documents, with Triangle Communications, LLC, PO BOX 282, Millington, NJ 07946, 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. 53763 under T-0109.

RESOLUTION R.739-092011

**RESOLUTION AWARDING CONTRACT TO CHAS S. WINNER FOR THE
PURCHASE OF THREE MARKED POLICE CRUISERS FOR THE DIVISION
OF POLICE**

WHEREAS, there is a need to purchase three (3) marked police cruisers for the Division of Police; and

WHEREAS, CHAS S. WINNER, INC., 250 Haddonfield Berlin Road, Cherry Hill, NJ 08034, has been awarded State Contract Number 72467 under T-0098/Police Vehicles, Sedans, Front/Rear Wheel Drive and State Contract Number 74939 under T-1786/Equipment Acquisition & Installation For Marked and Unmarked Police Vehicles; and

WHEREAS, funds in the amount of \$30,401.00 have been certified to be available in the Edward Byrne Grant FY 2011 Account, Number G-02-11-0240-801-001 and funds in the amount of \$62,458.00 have been certified to be available in the Safe Corridors Grant FY 2011 Account, Number G-02-11-0240-743-000 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.

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 in the amount not to exceed \$92,859.00 and any other necessary documents, with CHAS S. WINNER, INC., 250 Haddonfield Berlin Road, Cherry Hill, NJ 08034, 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. 72467 under T-0098 and State Contract No. 74939 under T-1786.

RESOLUTION R.740-092011

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 \$37,423.85.