

**AGENDA
MUNICIPAL COUNCIL
REGULAR MEETING
Wednesday, October 8, 2014
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 14, 2013, and posted in the Main Lobby of the Municipal Complex on the same date.
4. **APPROVAL OF MINUTES:**
 - a. Worksession of September 8, 2014
 - b. Closed Session of September 22, 2014

5. **COUNCIL PRESIDENT'S REMARKS**

6. **APPROVAL OF VOLUNTEER FIREFIGHTERS:**

RARITAN ENGINE COMPANY #1

Michael Olsen

RARITAN ENGINE COMPANY#2

Alex Lincho

Tony Lincho

OAK TREE VOLUNTEER FIRE COMPANY

Mitchell Dean

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

O.1881-2014 AN ORDINANCE AUTHORIZING THE GRANTING OF AN
EASEMENT IN RARITAN CENTER FOR RAILWAY
IMPROVEMENTS.

8. **NEW BUSINESS:
PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR
OCTOBER 22, 2014.**

O.1882-2014 ORDINANCE AMENDING CHAPTER II OF THE TOWNSHIP CODE TO EXPAND THE PURPOSES OF THE TOWNSHIP'S SELF INSURANCE FUND TO COVER EMPLOYEE HEALTH BENEFITS.

O.1883-2014 AN ORDINANCE GRANTING MUNICIPAL CONSENT FOR THE OPERATION OF CABLE TELEVISION SYSTEM WITH THE TOWNSHIP OF EDISON, NEW JERSEY TO CSC TKR, LLC d/b/a CABLEVISION OF RARITAN VALLEY.

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.547-102014 Resolution approving disbursements for the period ending October 2, 2014.

R.548-102014 Resolution authorizing refund in the amount of \$23,670.19 for redemption of tax sale certificates.

R.549-102014 Resolution authorizing refund for tax overpayments totaling \$2,803.29.

R.550-102014 Resolution authorizing overpayment refund for sewer charges to Dawn Petercsak and Glenn Alabado in the amount of \$545.47.

R.551-102014 Awarding of Contract for RFP 14-04, Insurance Broker to CBIZ Benefits and Insurance Services, Inc. in an amount not to exceed \$86,000.00

R.552-102014 Awarding of Contract for RFP-14-02 Redevelopment Planner to Heyer, Gruel & Associates, in an amount not to exceed \$80,000.00

R.553-102014 Resolution to request permission to Dedication by Rider to the Township budget the anticipated revenues from the Edison Reserve for Self Insurance Trust Account.

R.554-102014 Resolution to authorize development and submission of grant application for Edison Municipal Alliance (EMA) Building Relationship in Diversified Groups of Edison Students (Bridges) Program.

R.555-102014 Resolution to authorize development and submission of grant application For H-Mart Foundation for the 2015 EDHHS Teen Arts Program.

R.556-102014 Resolution authorizes the Mayor to execute a Developers Agreement with Macy's Corporation Services, Inc. with respect to the property identified as Block 390-C, Lot 20 as shown on the Edison Township tax map.

R.557-102014 Resolution authorizing the township to purchase Rock Salt through the Middlesex County Cooperative Pricing Agreement in the amount of \$14,730.00.

R.558-102014 Resolution authorizing a reimbursement for the YAP Program to Shawwna Christopher in the amount of \$25.00.

R.559-102014 Resolution authorizes permission to Fireworks Extravaganza, Inc. to discharge Fireworks for the Dushahra Festival at Lake Papaiani scheduled for October 12, 2014 with no rain date.

R.560-102014 Resolution renewing the Plenary Retail Consumption License to Kamini, LLC for year 2014-2015.

R.561-102014 Resolution approving Liquor License transfer from Rick and Bill's to AUM Bar & Grill, LLC.

R.562-102014 Resolution refunding of Maintenance Bond for 32 Katheleen Place Improvements for Application P5026, Block 306 Lot 28-38 in the amount of \$1,807.20.

11. **COMMUNICATIONS:**

- a. Electronic mail received from Ralph Errico regarding Zoning Board re-appointment.

12. **ORAL PETITIONS AND REMARKS**

13. **ADJOURNMENT**

EXPLANATION: An Ordinance authorizing the granting of an easement in Raritan Center for railway improvements.

EDISON TOWNSHIP

ORDINANCE O.1881-2014

WHEREAS, the Township of Edison (the “Township”) is the owner of property commonly known as Block 390-D, Lot 17 on the tax map of the Township of Edison (the “Township Parcel”); and

WHEREAS, Federal Business Centers, Inc. seeks an easement over the Township Parcel for the purpose of constructing, operating and maintaining certain railroad improvements (the “Railway Improvements”); and

WHEREAS, the Township has determined that granting an easement to Federal Business Centers, Inc. substantially in the form attached hereto (the “Easement”) for the purpose of permitting Federal Business Centers, Inc. to install and maintain the Railway Improvements under the terms and conditions in the Easement would be in the best interests of the Township; and

WHEREAS, pursuant to the Local Lands and Buildings Law, *N.J.S.A. 40A:12-1 et seq.*, an ordinance is required to authorize and approve the attached Easement.

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 Easement substantially in the form attached hereto.
2. The Township Council hereby authorizes the Mayor, Township Administrator, Township Clerk, Township Attorney, Chief Financial Officer and other necessary Township Officials to execute, deliver and accept the Easement and all other necessary documents and undertake all actions reasonably necessary to effectuate the aforementioned Easement and this Ordinance.
3. 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.

Explanation: An Ordinance amending Chapter II of the Township Code to expand the purposes of the Township's Self Insurance Fund to cover employee health benefits.

ORDINANCE O.1882-2014

EDISON TOWNSHIP

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

WHEREAS, the Township has established a partially self-funded insurance program and fund ("Fund"), as codified in the Township Code of General Ordinances ("Code") in Chapter II, to insure against liability arising from the use of and loss or damage to, its property, motor vehicles, equipment and apparatus, as well as against liability for its negligence and that of its officers, employees and servants, as authorized by *N.J.S.A. 40A:10-6*; and

WHEREAS, the municipal council ("Municipal Council") of the Township has determined to amend Chapter II, Subchapter 2-122 of the Code to expand the scope of the purposes of the Fund to include the provision of contributory or noncontributory self-funded, or partially self-funded, health benefits to Township employees or their dependents, as authorized by *N.J.S.A. 40A:10-6(e)*; and

WHEREAS, the Municipal Council has determined to amend Subchapter 2-122.2 of the Code to read as follows (additions are underlined and deletions are in [brackets]):

"2-122.2 Insurance Fund; Establishment; Purpose.

There is established an insurance fund in accordance with the provisions of *N.J.S.A. 40A:10-6*, and for the reasons set forth therein, and to:

- a. Insure against any loss or damage, however caused, to any property, motor vehicles, equipment or apparatus owned by it or owned by or under the control of any of its departments, boards, agencies or commissions;
- b. Insure against liability resulting from the use or operation of motor vehicles, equipment or apparatus owned by or controlled by it or owned by or under the control of any of its departments, boards, agencies or commissions;
- c. Insure against liability for its negligence and that of its officers, employees and servants, whether or not compensated or part-time, who are authorized to perform any act or services, but not including an independent contractor within the limitations of the New Jersey Tort Claims Act (*N.J.S.A. 59:1-1 et seq.*).
- d. Provide contributory or noncontributory self-funded, or partially self-funded, health benefits to employees or their dependents, or both, in accordance with rules and regulations of the Director of the Division of Local Government Services in the Department of Community Affairs."

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council hereby amends Subchapter 2-122.2 of the Code to read as follows:

“2-122.2 Insurance Fund; Establishment; Purpose.

There is established an insurance fund in accordance with the provisions of *N.J.S.A. 40A:10-6*, and for the reasons set forth therein, and to:

- a. Insure against any loss or damage, however caused, to any property, motor vehicles, equipment or apparatus owned by it or owned by or under the control of any of its departments, boards, agencies or commissions;
- b. Insure against liability resulting from the use or operation of motor vehicles, equipment or apparatus owned by or controlled by it or owned by or under the control of any of its departments, boards, agencies or commissions;
- c. Insure against liability for its negligence and that of its officers, employees and servants, whether or not compensated or part-time, who are authorized to perform any act or services, but not including an independent contractor within the limitations of the New Jersey Tort Claims Act (*N.J.S.A. 59:1-1 et seq.*).
- d. Provide contributory or noncontributory self-funded, or partially self-funded, health benefits to employees or their dependents, or both, in accordance with rules and regulations of the Director of the Division of Local Government Services in the Department of Community Affairs.”

3. The Fund shall be administered and maintained in accordance with the terms of this Ordinance, Subchapter 2-122 of the Code, *N.J.S.A. 40:10-6 et seq.* and the rules and regulations promulgated thereunder by the New Jersey Department of Community Affairs.

4. It is the intent of the Municipal Council to incorporate the additions, amendments and/or supplements contained in this Ordinance in to the Code. All of the remaining provisions in Chapter II of the Code shall remain unchanged and have full force and legal effect. All other resolutions and ordinances governing the administration of the Fund are hereby modified pursuant to the terms of this Ordinance.

5. If any section, paragraph, subdivision, clause, sentence, phrase or provision of this Ordinance is declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

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

7. This Ordinance shall take effect after twenty (20) days of its final passage by the Municipal Council, upon approval by the Mayor and publication as required by law.

TOWNSHIP OF EDISON

ORDINANCE NO. –O.1883-2014

AN ORDINANCE GRANTING MUNICIPAL CONSENT FOR THE OPERATION OF A CABLE TELEVISION SYSTEM WITHIN THE TOWNSHIP OF EDISON, NEW JERSEY TO CSC TKR, LLC D/B/A CABLEVISION OF RARITAN VALLEY

WHEREAS, the governing body of the Township of Edison (hereinafter referred to as the “Township”) determined that CSC TKR, LLC d/b/a Cablevision of Raritan Valley (hereinafter referred to as “the Company” or “Cablevision”) has the technical competence and general fitness to operate a cable system in the Township, and by prior ordinance granted its municipal consent for Cablevision to obtain a non-exclusive franchise for the placement of facilities and the establishment of a cable television system in the Township; and

WHEREAS, by application for renewal consent filed with the Township and the Office of Cable Television on or about May, 2002 Cablevision has sought a renewal of the franchise; and

WHEREAS, the Township having held public hearings has made due inquiry to review Cablevision’s performance under the franchise, and to identify the Township’s future cable-related needs and interests and has concluded that Cablevision has substantially complied with its obligations under the franchise and has committed to certain undertakings responsive to the Township’s future cable-related needs and interests; and

WHEREAS, the governing body of the Township has accordingly concluded that the consent should be renewed subject to the requirements set forth below; and that, provided Cablevision’s proposal for renewal complies with the requirements set forth below, the Township’s municipal consent to the renewal of the franchise should be given;

WHEREAS, imposition of the same burdens and costs on other franchised competitors by the Township is a basic assumption of the parties;

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

SECTION 1. DEFINITIONS

For the purpose of this Ordinance the terms defined above shall have the meanings there indicated, and the following additional terms shall have the following meanings:

- (a) “Act” or “Cable Television Act” shall mean that statute of the State of New Jersey relating to cable television, known as the Cable Television Act, N.J.S.A. 48:5A-1 et seq.
- (b) “Application” shall mean Cablevision’s application for Renewal of Municipal Consent, which application is on file in the Township Clerk’s office and is incorporated herein by reference and made a part hereof, except as modified, changed, limited or altered by this Ordinance.
- (c) “Board” shall mean the Board of Public Utilities of the State of New Jersey or its successor agency.
- (d) “Company” shall mean CSC TKR, LLC d/b/a Cablevision of Raritan Valley (“Cablevision”) the grantee of rights under this Ordinance.
- (e) “FCC” shall mean the Federal Communications Commission.
- (f) “Federal Act” shall mean that federal statute relating to cable communications commonly known as the Cable Communications Policy Act of 1984, 47 U.S.C. Section 521 et seq. and the Telecommunications Act of 1996, or as those statutes may be amended.
- (g) “Federal Regulations” shall mean those federal regulations relating to cable television services, 47 C.F.R. Section 76.1 et seq. (and, to the extent applicable, any other federal rules and regulations relating to cable television, including but not limited to, those described in 47 C.F.R. Section 76.3), or as such regulations may be amended.
- (h) “Standard installation” shall mean the installation of drop cable to a customer’s premise where the distance from the point of entry into the building being served is less than 150 feet from the active cable television system plant.
- (i) “State” shall mean the State of New Jersey.
- (j) “State Regulations” shall mean those regulations of the State of New Jersey Board of Public Utilities relating to cable television. N.J.A.C. 14:17-1.1 et seq. and N.J.A.C. 14:18-1 et seq., or as such regulations may be amended.
- (k) “Township” shall mean the governing body of the Township of Edison in the County of Middlesex, and the State of New Jersey.

SECTION 2. STATEMENT OF FINDINGS

A public hearing concerning the consent herein granted to Cablevision was held after proper public notice pursuant to the terms and conditions of the Act. Said hearing having been held and fully open to the public, and the municipality having received all comments regarding the qualifications of Cablevision to receive this consent, the Township hereby finds Cablevision possesses the necessary legal, technical, character, financial and other qualifications to support municipal consent, and that Cablevision's operating and construction arrangements are adequate and feasible.

SECTION 3. GRANT OF AUTHORITY

The Township hereby grants to Cablevision its non-exclusive consent to place in, upon, along, across, above, over, and under its highways, streets, alleys, sidewalks, public ways, and public places in the municipality poles, wires, cables, and fixtures necessary for the maintenance and operation in the Township of a cable television system, and for the provision of any communication service over the such system as may be authorized by federal or State regulatory agencies. Operation and construction, pursuant to said consent, is conditioned upon prior approval of the Board of Public Utilities.

SECTION 4. DURATION OF FRANCHISE

This consent granted herein shall be non-exclusive and shall be for a term of fifteen (15) years from the date of issuance of a Certificate of Approval by the Board.

SECTION 5. EXPIRATION AND SUBSEQUENT RENEWAL

If Cablevision seeks a renewal of the consent provided herein, it shall, prior to the expiration of this consent, apply for a municipal consent and Certificate of Approval in accordance with N.J.S.A 48:5A-16, and applicable state and federal rules and regulations. The Company shall also petition the Board for approval authorizing continued operation during the period following expiration of the consent granted herein, and until such a time that a decision is made by the Township and the Board relative to the renewal of said consent.

SECTION 6. FRANCHISE TERRITORY

The consent granted under this Ordinance to Cablevision shall apply to the entirety of the Township and any property hereafter annexed.

SECTION 7. SERVICE AREA

Cablevision shall be required to proffer video programming service along any public right-of-way to any person's residence within the portion of the Franchise territory, as described in the Application for municipal consent, at Cablevision's schedule of rates for standard and nonstandard installation.

SECTION 8. EXTENSION OF SERVICE

Cablevision shall extend service along any public right of way outside its primary service to those residences within the franchise territory which are located in areas that have a residential density of twenty-five (25) homes per mile or greater, or areas with less than twenty-five (25) homes per mile where residents agree to share the costs of such extension in accordance with the line extension formula as provided by the Company in its Application for municipal consent.

SECTION 9. FRANCHISE FEE

Cablevision shall pay to the Township, an annual franchise fee, in accordance with N.J.S.A 48:5A-30, provided, however, that nothing herein shall be construed to permit the Township to require payment of a franchise fee by Cablevision that is higher than the fee paid by all other cable television service providers offering service in the Township.

SECTION 10. FREE SERVICE

Cablevision shall, upon request, provide free of charge, one (1) standard installation and monthly cable television reception service to all State or locally accredited public elementary and secondary schools and all municipal public libraries, as well as municipal buildings located within the Township.

Upon written request from the Township, the Company shall provide to state and locally accredited elementary and secondary schools and municipal public libraries in the Township, without charge, the following: (1) one standard installation per school or library; (2) one cable modem per installation; and, (3) basic cable modem service for the term of this Ordinance for each installation. This offer shall be subject to the terms, conditions and use policies of the Company, as those policies may exist from time to time.

Upon written request from the Township, the Company shall provide to Edison Town Hall, without charge, the following: (1) one standard installation; (2) one cable modem; and (3) basic cable modem service for the term of this Ordinance. This offer shall be subject to the terms, conditions and use policies of the Company as those policies may exist from time to time.

SECTION 11. CONSTRUCTION/SYSTEM REQUIREMENTS

Cablevision shall perform construction and installation of its plant and facilities in accordance with applicable State and federal law. The Company shall be subject to the following additional construction requirements with respect to the installation of its plant and facilities in the Township:

(a) In the event that the Company or its agents shall disturb any pavement, street surfaces, sidewalks, driveways or other surfaces, the Company shall at its sole cost and expense restore and replace such disturbances in as good a condition as existed prior to the commencement of said work, as determined by the Township's engineer under the Township's generally applicable laws, rules and regulations.

(b) If at any time during the period of this consent, the Township shall alter or change the grade of any street, alley or other way or place, the Company, upon reasonable notice by the Township shall remove or relocate its equipment, at its own expense.

(c) Upon request of a person holding a building or moving permit issued by the Township, the Company shall temporarily move or remove appropriate parts of its facilities so as to permit the moving or erection of buildings or for the performance of other work. The expense of any such temporary removal or relocation shall be paid in advance to the Company by the person requesting the same. In such cases, the Company shall be given not less than fourteen (14) days prior written notice in order to arrange for the changes required.

(d) During the exercise of its rights and privileges under this consent, the Company shall have the authority to trim trees upon and overhanging streets, alleys, sidewalks and public places of the Township, at its sole cost and expense, so as to prevent the branches of such trees from coming in contact with the wires, cables, conduits and fixtures of the Company. Such trimming shall be only to the extent necessary to maintain proper clearance for the Company's facilities.

SECTION 12. TECHNICAL AND CUSTOMER SERVICE STANDARDS

Cablevision shall comply with the technical and customer service standards established for the cable industry under applicable federal and State laws, rules and regulations.

SECTION 13. LOCAL OFFICE OR AGENT

Cablevision shall establish and maintain during the entire term of this consent a local area business office or agent for the purpose of receiving, investigating and resolving complaints regarding the quality of service, equipment malfunctions and similar matters. Said office shall be open daily during normal business hours, and in no event less than 9:00 a.m. to 5:00 p.m., Monday through Friday, with the exception of holidays.

SECTION 14. DESIGNATION OF COMPLAINT OFFICER

The Office of Cable Television is hereby designated as the complaint officer for the Township pursuant to the provisions of N.J.S.A. 48:5A-26. All complaints shall be reviewed and processed in accordance with N.J.A.C. 14:17-6.5.

SECTION 15. LIABILITY INSURANCE

Cablevision agrees to maintain and keep in force and effect at its sole cost and expense, at all times during the term of this consent, sufficient liability insurance naming the Township as an additional insured and insuring against loss by any such claim, suit, judgment, execution or demand in the minimum amounts of five-hundred thousand dollars (\$500,000) for bodily injury or death to one person, and one million dollars (\$1,000,000) for bodily injury or death resulting from any one accident or occurrence stemming from or arising out of the Company's exercise of its rights hereunder.

SECTION 16. PERFORMANCE BOND

Cablevision shall obtain and maintain, at its sole cost and expense, during the entire term of this Ordinance, a bond in form acceptable to the Township in the amount of twenty-five thousand dollars (\$25,000.00). Such bond shall be to insure the faithful performance of its obligations as provided in this franchise.

SECTION 17. RATES

A. The rates of the Company for cable television services shall be subject to regulation to the extent permitted by federal and State law.

B. Cablevision shall implement a senior citizen discount in the amount of ten percent (10%) off the monthly rate of the broadcast basic level of cable television reception service to any person sixty-two (62) years of age or older who subscribes to the Company's cable television service, subject to the following:

- (i) Such discount shall only be available to eligible senior citizens who do not share the subscription with more than one person in the same household who is less than sixty-two (62) years of age; and,
- (ii) In accordance with N.J.S.A. 48:5A-11.2, subscribers seeking eligibility for the discount must meet the income and residence requirements of the Pharmaceutical Assistance to Aged and Disabled (PAAD) program in the State pursuant to N.J.S.A. 30:4D-21; and

- (iii) The senior citizen discount herein relates only to the broadcast basic level of cable television service, and shall not apply to any subscribers receiving service under a bulk arrangement, or to any additional service, feature, or equipment offered by the Company, including premium channel services and pay-per-view services; and
- (iv) Senior citizens who subscribe to a level of cable television service beyond expanded basic service, including any premium or per channel a la carte service, shall not be eligible for the discount.

C. The Company shall have no further obligation to provide the senior discount herein in the event that (a) the Company converts the municipal consent granted herein to a system-wide franchise in accordance with N.J.S.A. 48:5A-25.1; upon Board approval of a certification that another cable television service provider offering services to residents of the Township files, in accordance to N. J. S. A. 48:5A-30(d), that it is capable of serving sixty percent (60%) or more of the households within the Township. In the event that the Company does cease providing the senior discount pursuant to this provision, it shall comply with all notice requirements and applicable law.

SECTION 18. EMERGENCY USES

Cablevision shall be required to have the capability to override the audio portion of the system in order to permit the broadcasting of emergency messages by the Township pursuant to state and federal requirements. The Company shall in no way be held liable for any injury suffered by the Township or any other person, during an emergency, if for any reason the municipality is unable to make full use of the cable television system as contemplated herein. The Township shall utilize the state-approved procedures for such emergency uses.

SECTION 19. EQUITABLE TERMS

In the event that the service of another multi-channel video program provider not subject to the Township's regulatory authority within the Township creates a significant competitive disadvantage to Cablevision, the Company shall have the right to request from the Township lawful amendments to its franchise that relieve it of the burdens which create the unfair competitive situation. Should the Company seek such amendments to its franchise, the parties agree to negotiate in good-faith appropriate changes to its franchise in order to relieve the Company of such competitive disadvantages. If the parties can reach an agreement on such terms, the Township agrees to support the Company's petition to the Board for modification of the consent in accordance with N.J.S.A 48:5A-47 and N.J.A.C. 14:17-6.7.

If the parties are unable to reach an agreement on appropriate amendments to this franchise, the Township acknowledges that the Company shall have the right to petition the

Board directly for such amendments in accordance with N.J.S.A. 48:5A-47 and N.J.A.C. 14:17-6.7; provided, however, the Township shall be under no obligation to support Cablevision's request for such relief from the Board.

In any subsequent municipal consent, the Township shall require, at a minimum, the same terms and conditions of any other provider of multi-channel video programming subject to the Township's regulatory authority as those contained in the instant consent. In the event such subsequent consent does not contain the same terms and conditions as the instant consent, Township agrees to support the Company's petition to the Board for modification of the consent in accordance with NJSA 48:5A-47 and NJAC 14:17-6.7 to relieve the Company of competitive disadvantages identified in the Company's petition.

SECTION 20. REMOVAL OF FACILITIES

Upon expiration, termination or revocation of this Ordinance, Cablevision at its sole cost and expense and upon direction of the Board, shall remove the cables and appurtenant devices constructed or maintained in connection with the services authorized herein, unless Cablevision, its affiliated entities or assignees should, within six (6) months after such expiration, termination or revocation obtain certification from the FCC to operate an open video system or any other federal or state certification to provide telecommunications.

SECTION 21. PUBLIC, EDUCATIONAL, AND GOVERNMENTAL ACCESS

A. Cablevision shall continue to make available two (2) non-commercial public, educational and governmental (PEG) access channels as described in the Application for municipal consent. All Cablevision support for PEG access shall be for the exclusive benefit of Cablevision's subscribers.

B. The Township agrees that Cablevision shall retain the right to use the PEG access channel, or portion thereof, for non-PEG access programming, during times when the Township is not utilizing the channel for purposes of providing PEG access programming. In the event that the Company uses said PEG access channel for the presentation of such other programming, the PEG programming shall remain the priority use and the Company's rights with respect to using the channel for non-PEG programming shall be subordinate to the Township's provision of PEG access programming on such channel.

C. Cablevision shall have discretion to determine the format and method of transmission of the PEG access programming provided for in this Section 21.

D. Cablevision shall continue to provide and maintain one (1) fiber access return line each at the Township Building, 100 Municipal Boulevard and , the Education Center, 312 Pierson Avenue for use by the Township in the production of non-commercial educational and governmental access programming on the cable system. Cablevision shall have discretion to

determine the format and method of transmission of the PEG access programming provided for in this Section 21.

E. In consideration for the rights granted in this Ordinance, the Company shall provide the Township with an initial grant in the amount of forty thousand dollars (\$40,000.00) (the “Initial Grant”). The Initial Grant shall be paid within ninety (90) days following the grant of the Certificate of Approval from the Board. In addition, beginning in the second year of this municipal consent and annually thereafter through the fifteen year term of this franchise, Cablevision shall, upon annual written request, pay a grant to the Township in the amount of ten thousand dollars (\$10,000.00) per year (the “Annual Grant”). The total amount of all grants under this Section 21(E) shall not to exceed one hundred and eighty thousand dollars (\$180,000) over the term of this franchise. Cablevision shall not be obligated to make any additional payments beyond year fifteen of this franchise. The Annual Grant shall be payable to the Township within sixty (60) days from receipt of the Township’s written request. Notwithstanding the foregoing, should Cablevision apply for a system-wide certification or otherwise convert its municipal consent to a system-wide certification in accordance with applicable law, it shall be relieved of any payments due and owing after the date of such conversion or award of a system-wide franchise.

F. The Township agrees that the Initial Grant and the Annual Grant provided pursuant to Paragraph E, shall be used for any cable and/or other telecommunications related capital purpose and/or for the exclusive support of PEG access programming, such as the purchase and/or rental of PEG access equipment and facilities. On request, the Township shall provide Cablevision with a certification of compliance with this Section 21(E).

SECTION 22. INCORPORATION OF APPLICATION

All of the commitments contained in the Application and any amendment thereto submitted in writing to the Township by the Company except as modified herein, are binding upon Cablevision as terms and conditions of this consent. The Application and any other written amendments thereto submitted by Cablevision in connection with this consent are incorporated in this Ordinance by reference and made a part hereof, except as specifically modified, changed, limited, or altered by this Ordinance, or to the extent that they conflict with State or federal law.

SECTION 23. CONSISTENCY WITH APPLICABLE LAWS

This consent shall be construed in a manner consistent with all applicable federal, State and local laws; as such laws, rules and regulations may be amended from time to time.

SECTION 24. SEPARABILITY

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portion thereof.

SECTION 25. NOTICE

Notices required under this Ordinance shall in writing and shall be mailed, first class, postage prepaid, to the addresses below. Either party may change the place where notice is to be given by providing such change in writing at least thirty (30) days prior to the time such change becomes effective. The time to respond to notices under this Ordinance shall run from receipt of such written notice.

Notices to the Company shall be mailed to:

Cablevision Systems Corporation
111 Stewart Avenue
Bethpage, NY 11714
Attention: Vice President for Government/Public Affairs, New Jersey

With a copy to:

CSC TKR, LLC, d/b/a Cablevision of Raritan Valley
1111 Stewart Avenue
Bethpage, NY 11714
Attention: Legal Department

Notices to the Township shall be mailed to:

Township of Edison
100 Municipal Boulevard
Edison, New Jersey 08817
Attention: Township Administrator

SECTION 26. EFFECTIVE DATE

This Ordinance shall take effect upon issuance of a Certificate of Approval as issued by the Board of Public Utilities that incorporates the material terms of this Ordinance. Nothing herein shall alter the right of the Company to seek modification of this Ordinance in accordance with N.J.S.A. 48:5A-47 and N.J.A.C. 14:17-6.7. In accordance with N.J.S.A. 48:5A-25.1, the terms of this Ordinance will no longer be in effect upon Cablevision converting the municipal consent (and any certificate of approval) into a system-wide franchise.

BE IT FURTHER ORDAINED that this Ordinance shall take effect upon the passage, and publication as required by law.

Signed this ____ day of _____, 2014.

Mayor

Attest: _____
Clerk

RESOLUTION 547-102014

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE
TOWNSHIP OF EDISON FOR THE PERIOD ENDING OCTOBER 2, 2014

WHEREAS, the Director of Finance of the Township of Edison has transmitted
to the Township Council a Report of Disbursements made through October 2, 2014

FUND	AMOUNT
Current	\$10,401,969.69
Affordable Housing	15,635.63
Capital	297,825.00
Cash Performance	241,805.03
CDBG	53,772.27
Developers Escrow	157,823.74
Dog (Animal Control)	10,789.14
Federal Forfeited	0.00
Grant Funds	21,478.00
Law Enforcement	0.00
Open Space	0.00
Payroll Deduction	55,018.64
Sanitation Fund	106,835.75
Sewer Utility	65,876.85
Tax Sale Redemption	12,902.46
Street Opening	480.00
Tree Planting	4,080.00
Trust	22,886.09
TOTAL	\$11,469,178.29

/s/ Agnes Yang
Acting Chief Financial Officer

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

RESOLUTION R.548-102014

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 **\$23,670.19**.

October 8, 2014

RESOLUTION R.549-102014

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 \$2,803.29 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.

October 8, 2014

RESOLUTION r.550-102014
Authorizing Overpayment Refund for Sewer Charges

WHEREAS, the Tax Collector of the Township of Edison reports and advises that on a property located within the Township of Edison, known and described as follow, overpayments of Sewer Use Charges have been made due to a corrected billing resulted from the erroneous water consumption information that was received from the water company. Payment amounts were then greater than the total corrected amount billed to them for the year **2014**:

PROPERTY OWNER	PETERCSAK, DAWN & ALABADO, GLENN
PROPERTY LOCATION	13 IDLEWILD RD
BLOCK / LOT / QUALIFIER	1106 / 14
SEWER ACCOUNT:	21937-0

WHEREAS, An application have been made to the Tax Collector for refunds of said overpayments, and the Tax Collector advises that the property owner is entitled to a refund totaling **\$545.47**.

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison that the appropriate official of the Township of Edison shall and is hereby authorized to draw a check to the property owner or legal representative party in the amount of **\$545.47**.

October 8, 2014

R.551-102014

RESOLUTION AWARDING CONTRACT TO CBIZ BENEFITS AND INSURANCE SERVICES, INC. FOR INSURANCE BROKER

WHEREAS, the Township of Edison advertised on the Township website for Request for Proposals on August 5, 2014, for RFP 14-04, INSURANCE BROKER for a bid opening date of August 15, 2014 and six (6) proposals were received with one being rejected; and

WHEREAS, after review and evaluation of said bids it has been recommended by the Evaluation Committee that the contract be awarded to CBIZ BENEFITS AND INSURANCE SERVICES, INC., 2421 Atlantic Avenue, Suite 101, Manasquan, NJ 08736 at a price of \$3.00 per employee per month for this two year contract; and

WHEREAS, the total amount of this two year contract, not to exceed \$86,000.00 (\$43,000.00 per year) 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. All proposals have been reviewed, and the proposal as submitted by CBIZ BENEFITS AND INSURANCE SERVICES, INC., 2421 Atlantic Avenue, Suite 101, Manasquan, NJ 08736 is determined to be the lowest, responsible, responsive proposal for an INSURANCE BROKER.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$86,000.00, and any other necessary documents, with CBIZ BENEFITS AND INSURANCE SERVICES, INC. in accordance with their proposal.

R.552-102014

RESOLUTION AWARDING CONTRACT TO HEYER, GRUEL & ASSOCIATES FOR REDEVELOPMENT PLANNER

WHEREAS, the Township of Edison advertised on the Township website for Request for Proposals on July 16, 2014, for RFP 14-02, REDEVELOPMENT PLANNER for a bid opening date of July 30, 2014 and four (4) proposals were received with one being rejected for failure to complete required forms; and

WHEREAS, after review and evaluation of said bids it has been recommended by the Evaluation Committee that the contract be awarded to HEYER, GRUEL & ASSOCIATES, 236 Broad Street, Red Bank, NJ 07701; and

WHEREAS, the total amount of this contract, not to exceed \$80,000.00, 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. All proposals have been reviewed, and the proposal as submitted by HEYER, GRUEL & ASSOCIATES, 236 Broad Street, Red Bank, NJ 07701 is determined to be the lowest, responsible, responsive proposal for a REDEVELOPMENT PLANNER.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$80,000.00, and any other necessary documents, with HEYER, GRUEL & ASSOCIATES in accordance with their proposal.

EXPLANATION: A Resolution to request permission to dedicate by rider to the Township budget the anticipated revenues from the Edison Reserve for Self Insurance Trust Account.

EDISON TOWNSHIP

RESOLUTION R.553-102014

WHEREAS, pursuant to *N.J.S.A. 40A:4-39*, a local unit must request and receive written consent from the Director of the Division of Local Government Services (“Director”) to dedicate, by rider to the municipal budget, specified anticipated revenues when such revenues are not subject to reasonably accurate estimate in advance; and

WHEREAS, the Township of Edison (“Township”) anticipates dedicated revenues during 2014 from the Edison Reserve for Self Insurance Trust Account and desires to hereby appropriate said revenues for the purposes for which they have been dedicated by statute (specifically pursuant to *N.J.S.A. 40A:10-6*) or other legal requirement.

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

1. The dedicated revenues anticipated by the Township during 2014 from the Edison Reserve for Self Insurance Trust Account are hereby anticipated as revenue and are hereby appropriated for the purposes to which said revenue is dedicated by statute (specifically pursuant to *N.J.S.A. 40A:10-6*) or other legal requirement.

2. The Municipal Council does hereby request permission of the Director, in accordance with *N.J.S.A. 40A:4-39*, to pay expenditures of the Edison Reserve for Self Insurance Trust Account in consideration of the dedication provided hereunder.

3. The Township Clerk is hereby directed to forward two certified copies of this Resolution to the Director.

4. This Resolution shall take effect immediately

TOWNSHIP OF EDISON
MUNICIPAL RESOLUTION R.554-102014

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

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

WHEREAS, the H-Mart Foundation has grant funds available, through its Local Community Giving Program for eligible programs, projects, activities and related costs of qualified organizations and agencies of the communities H-Mart stores serve, for which it continues to solicit on-line and hardcopy requests; and

WHEREAS, the Edison Department of Health and Human Services, through EMA, intends to apply for grant funding for a maximum of \$10,000.00 from the H-Mart Foundation, as it will help to further strengthen its mission, focus and vision through effective programs, projects, events and activities such as its EMA/BRIDGES Teen Arts Program and Summer Program; and

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, Middlesex County, New Jersey, does hereby approve and authorize the development and submission of said grant application, at a regularly-scheduled, public meeting on the evening of Wednesday, October 8, 2014.

MUNICIPAL
RESOLUTION R.555-102014

WHEREAS, the Edison Department of Health and Human Services, through the Edison Municipal Alliance (EMA), established the noted BRIDGES (Building Relationships In Diversified Groups of Edison Students) program 18+ years ago, which it continues to effectively administer for the documented benefit of local students and their families to encourage positive, healthy behavior as an alternative to deleterious and potentially dangerous conduct and activities; and

WHEREAS, the Middlesex County Cultural & Heritage Commission recently distributed a Request For Proposals for the 2015 Program Grants in the ARTS, as funded by the Middlesex County Cultural & Heritage Commission, Middlesex County Board of Chosen Freeholders, NJ State Council of the Arts/NJ Department of State and the US National Endowment for the Arts; and

WHEREAS, the Edison Department of Health and Human Services, through the EMA/BRIDGES program, intends to apply for grant funding for a maximum amount of \$10,000.00 from the Middlesex County Cultural & Heritage Commission 2015 Program Grants in the ARTS, as it will help to further strengthen its mission, focus and vision through an artistic and creative format; and

WHEREAS, EMA/BRIDGES will provide the requisite \$.50 cash match funds to each \$1.00 of MCCHC grant funds from public and/or private grants, for a maximum cash match amount of \$5,000.00, which is being sought from private and public sources; and

WHEREAS, EMA/BRIDGES will also document in-kind values in relation to MCCHC grant funds from public and/or private resources; and

WHEREAS, the Edison Department of Health and Human Services, through the EMA/BRIDGES program, will utilize all grant funds awarded by the Middlesex County Cultural & Heritage Commission 2015 Program Grants in the ARTS activities as described in its application for said funds and in compliance with all applicable Middlesex County and New Jersey agency requirements, guidelines, regulations and statutes;

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, County of Middlesex, State of New Jersey, does hereby approve and authorize the development and submission of said grant application at a regularly-scheduled, Public Meeting on the evening of Wednesday, October 6, 2014.

EXPLANATION: This Resolution authorizes the Mayor to execute the attached Developer's Agreement with Macy's Corporate Services, Inc. with respect to the property identified as Block 390-C, Lot 20 as shown on the Edison Township tax map.

EDISON TOWNSHIP

RESOLUTION R.556-102014

WHEREAS, the property identified as Block 390-C, Lot 20 as shown on the tax map of the Township of Edison (the "**Property**," commonly referred to as Riverside Drive/Clearview Road/Parkway Place) was the subject of an application before the Planning Board of the Township of Edison (hereinafter the "**Board**") made by Macy's Corporate Services, Inc. (the "**Developer**") for the approval of a preliminary and final major site plan to permit the construction of (a) a new approximately 59,700 sq. ft. distribution or shipping building, (b) approximately 359,024 sq. ft. of warehouse additions on the north side of the existing warehouse building with a utility area, (c) an approximately 3,000 sq. ft. maintenance building and (d) an approximately 1,476 sq. ft. office area and ancillary improvements on the Property (collectively, the "**Project**"); and

WHEREAS, the Board granted final site plan approval for the Project by resolution memorialized on May 19, 2014 (the "**Resolution**"); and

WHEREAS, the Resolution and the Code of the Township of Edison require the developer to enter into a developer's agreement with the Township of Edison (the "**Township**") in connection with the Project; and

WHEREAS, the form of the developer's agreement between the Township and the Developer (the "**Developer's Agreement**"), in the form attached hereto as Exhibit A, has been reviewed and approved by the Township Attorney and the Township Engineer and by the attorney for the Developer.

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

1. The Mayor is hereby authorized to execute the Developer's Agreement substantially in the form as attached hereto as Exhibit A, subject to such additions, deletions, modifications or amendments deemed necessary by the Mayor in his discretion in consultation with counsel, which additions, deletions, modifications or amendments do not alter the substantive rights and obligations of the parties thereto, and to take all other necessary and appropriate action to effectuate the Developer's Agreement.
2. The Township Clerk is hereby authorized to forward the original and certified copies of the Developer's Agreement to the Township Attorney for recording with the Clerk of the County of Middlesex.
3. This Resolution shall take effect immediately.

**RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO PURCHASE
ROCK SALT FROM ATLANTIC SALT INCORPORATED THROUGH
THE MIDDLESEX COUNTY COOPERATIVE PRICING AGREEMENT –
STATE COOP. #CK12-MIDDLESEX**

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 County of Middlesex hereinafter referred to as the “Lead Agency” has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services; and

WHEREAS, ATLANTIC SALT INCORPORATED, 134 Middle Street, Suite 210, Lowell, MA 01852 has been awarded Bid No. B-13-560 through State Coop #CK12-MIDDLESEX, Treated Rock Salt, at a price of \$49.10 per ton; and

WHEREAS, funds in the amount of \$14,730.00 have been certified to be available in the Streets & Roads Materials Account, Number 4-01-26-0290-000-030; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$14,730.00 and any other necessary documents, with ATLANTIC INCORPORATED, 134 Middle Street, Suite 210, Lowell, MA 01852 as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11 et seq. of the Local Public Contracts Law, Bid No. B-13-560 through Middlesex County Cooperative Pricing Agreement, State Coop #CK12-MIDDLESEX.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$14,730.00** are available for the above contract in Account No. **4-01-26-0290-000-030**.

Agnes Yang
Acting Chief Financial Officer

Date

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO
SHAWNNA CHRISTOPHER FOR THE YAP PROGRAM**

WHEREAS Shawna Christopher made payment in the amount of \$25.00 for her child, Summer Benton's participation in the YAP Program at John Adams Middle School; and

WHEREAS the child was not accepted into the program; and

NOW; THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison shall refund the amount of \$25.00 to Shawna Christopher, 1045 Grove Ave., Apt. 13F, Edison, NJ 08820, which amount represents the amount paid.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$25.00 are available in Account #4-01-55-0291-000-000.

Agnes Yang
Acting Chief Financial Officer

Date

EXPLANATION: This Resolution authorizes the Township Council to grant permission to Fireworks Extravaganza Inc. to discharge fireworks for the Dushahra Festival at Lake Papaiani in Edison, New Jersey scheduled for October 12, 2014 with no rain date.

TOWNSHIP OF EDISON

RESOLUTION R.559-102014

Whereas, Fireworks Extravaganza Inc. has applied to the Township of Edison for a permit to discharge fireworks on October 12, 2014 with no rain date, for the Dushahra Festival taking place at Lake Papaiani; and

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

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

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

1. The Township Council does hereby grant permission for Fireworks Extravaganza Inc. to conduct a fireworks display on the evening of October 12, 2014 at approximately 8:15 p.m. on the grounds of the Lake Papaiani in accordance with N.J.A.C. 5:70-2.7 (a)(5)(iii).
2. The Fire Official shall not issue the fireworks permit until **1.** A permit fee in the amount of \$331.00 is made payable to the Township of Edison pursuant to N.J.A.C. 5:70-2.9 (c)(3), **2.** Fireworks Extravaganza Inc. posts a bond in the amount of \$2,500.00 conditioned for the payment of potential damages pursuant to N.J.S.A. 21:3-5 and **3.** Fireworks Extravaganza Inc. post an escrow in the amount of \$500.00 for legal review of fireworks application and expenses associated with drafting a resolution authorizing the Township Council to issue any such fireworks permit. **4.** 1 pumper must be on Stand – By for the purpose of suppression, prior to the start of the show.
3. The Division of Fire and or The Fire Official shall have full enforcement and over sight powers to ensure that all aspects of the fireworks display are handled in accordance with the requirements of law.
4. The Township clerk of Edison Township is directed to forward a copy of this Resolution to, Fireworks Extravaganza Inc., the Fire Prevention Bureau, the Division of Fire, and Division of Police.

EXPLANATION: A Resolution renewing the plenary retail consumption license of Kamini, LLC for year 2014-2015.

EDISON TOWNSHIP

RESOLUTION R.560-102014

WHEREAS, application was made to the Township of Edison (“Edison”) by Kamini, LLC (“Entity”) for the renewal of a plenary retail consumption liquor license, license number 1205-33-031-004 for year 2014-2015; and

WHEREAS, the Entity has timely re-applied to renew the License expiring on June 30, 2014 and paid the proper application fees to the Township and ABC therefore, and no legally valid objections have been made as to why these applications should not be approved; and

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

1. Plenary Retail Consumption License 1205-33-031-004 held by Kamini, LLC and expired as of June 30, 2014 are hereby granted and renewed for 2014-2015, effective as of July 1, 2014.
2. This Resolution shall take effect immediately.

RESOLUTION R.562-102014

WHEREAS, an application has been filed for a Person-to-Person Transfer of Plenary Retail Consumption Liquor License #**1205-33-022-004** heretofore issued to **Nine J's Inc.**, t/a **Rick and Bill's** for premises located at 3 Meadow Road, Edison, NJ 08837; and

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 there under, 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 October 14, 2014, the transfer of the aforesaid Plenary Retail Distribution License to **Aum Bar & Grill, LLC** for premises located at 3 Meadow Road, 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 **Aum Bar & Grill, LLC**, effective **October 14, 2014**."

New License # **1205-33-022-005**

