

**MINUTES OMUNICIPAL COUNCIL
WORKSESSION AND REGULAR MEETING
September 9, 2013**

A Combined Meeting of the Municipal Council of the Township of Edison was held in the Council Chambers of the Municipal Complex. The meeting was called to order at 6:03 p.m. by Council President Diehl, followed by the Pledge of Allegiance.

Present were Councilmembers Diehl, Karabinchak, Lankey, and Lombardi.

Councilmembers Gomez and Prasad entered at 6:07 p.m.

Councilmember Mascola entered the meeting at 6:18 p.m.

Also present were Acting Township Clerk Russomanno, Deputy Township Clerk Kenny, Township Attorney Kemm, Business Administrator Ruane, Management Specialist Stephens, Finance Director Saponaro, Health Director Elliot, Township Engineer Medina, Recreation Director Halliwell, Police Captain Pemberton and Cameraman Cologna.

The Township Clerk advised that adequate notice of this meeting, as required by the Open Public Meetings Act of 1975, has been provided by an Annual Notice sent to The Home News Tribune, The Star Ledger and the Sentinel on December 27, 2012, and an additional notice was sent on August 13, 2013 combing the meeting and posted in the Main Lobby of the Municipal Complex on the same date.

4. COUNCIL APPOINTMENT:

Patrick Moran, New Jersey Good Energy Association, did a presentation explaining the services that he can provide to the Township.

Council President Diehl asked how they make their money. He also inquired what the average electric bill is for an Edison resident and what will the savings be per year per resident. He asked if this is open to all residents and if the entire town must opt in.

Mr. Moran explained the process of the Township first adopting an ordinance in order to go out to bid for which he is the broker. He said a notice will be sent to residents that they have thirty days to opt out. If they do not opt out, they are in. He said it is a seamless transition for the residents.

Councilmember Lankey asked what the liability to the Township is.

Mr. Moran said a resident can opt out at any time after one billing cycle. He said they will inform the residents and there is no up-front cost to the Township.

Councilmember Lombardi asked who determines the fees and if the fees will change.

Mr. Moran said the fees are set by the BPU.

Councilmember Dr. Prasad asked the rates and what other municipalities have signed on.

5. REPORTS FROM ALL COUNCIL COMMITTEES:

None

6. POINTS OF LIGHT-

Council President Diehl announced that there will be a 9-11 Remembrance Ceremony on Wednesday at 7:00 p.m. at Lake Papaanni. He also said the Fall Family Spectacular will be held on Saturday, September 21st, at Lake Papaanni from 1:00 p.m. until 10:00 p.m.

7. FROM THE BUSINESS ADMINISTRATOR:

a. and b. No comments were made.

8. FROM THE DEPARTMENT OF FINANCE:

a. through c. No comments were made.

d. This item was added awarding a contract/Purchase order to Motorola in the amount of \$95,467.20 for replacement boards for the Township radio system.

9. FROM THE DEPARTMENT OF HEALTH:

a. and b. No comments were made.

10. FROM THE DEPARTMENT OF LAW:

a. Council President Diehl asked for an explanation.

Mr. Kemm explained that the MCUA no longer has a need for the use of that chamber and we use it for Rutgers.

Council President Diehl asked where the \$175,000 to repair this comes from.

Ms. Ruane stated that we will get paid back from Rutgers for the repair. We need that chamber to bill Rutgers for sewer use.

b. No comment was made.

11. FROM THE DEPARTMENT OF PLANNING AND ENGINEERING:

a. No comment was made.

b. This item was added urging the NJDOT to extend the noise wall on Route 287 by the Heman Street neighborhood.

12. FROM THE PUBLIC WORKS:

a. Councilmember Karabinchak asked why there is another repair to Wood Avenue and if we are increasing the size of the pipe.

Mr. Medina replied the pipes are deteriorated.

b. through e. No comments were made.

13. FROM THE DEPARTMENT OF RECREATION

a. through d. No comments were made.

14. FROM THE CHIEF OF FIRE:

a. through d. No comments were made.

15. FROM THE CHIEF OF POLICE:

a. No comment was made.

16. FROM THE TOWNSHIP CLERK:

a. No comment was made.

17. FROM THE COUNCIL MEMBER OF THE PLANNING BOARD:

Councilmember Lombardi reported that the next meeting will be on September 16, 2013.

**18. UNFINISHED BUSINESS:
ORDINANCES FOR FURTHER CONSIDERATION AND PUBLIC HEARING:**

O.1842-2013 No comment was made.

O.1843-2013 No comment was made.

19. DISCUSSION ITEMS:

COUNCIL PRESIDENT DIEHL:

a. He said he is adding a Resolution to appoint Jane Tousman to the Dismal Swamp Commission.

COUNCILMEMBER GOMEZ:

None

COUNCILMEMBER KARABINCHAK:

a. He said he is adding a Resolution of Recognition for Tom Simonelli.

COUNCILMEMBER LANKEY:

None

COUNCILMEMBER LOMBARDI:

None

COUNCILMEMBER MASCOLA:

None

COUNCILMEMBER PRASAD:

None

COUNCIL PRESIDENT'S REMARKS

Council President Diehl welcomed everyone this evening.

RESOLUTIONS OF RECOGNITION

The following Resolution of Recognition was read in its entirety:

RESOLUTION R.525-092013

WHEREAS, Tony Simonelli honorably unselfishly served the Township of Edison School system and countless students for over thirty five (35) years, the Township of Edison sees it fit to honor and recognize his service; and

WHEREAS, Tony Simonelli was hired in 1964 by Edison Township Board of Education as a teacher at John Adams Junior High School, and as a football and track coach at JP Stevens High School; and

WHEREAS, Tony Simonelli worked tirelessly with other teachers and coaches to educate students in the Edison Township school system, and to instill in them a quality education and important lessons in life, including citizenship, character, strong work ethic, and teamwork; and

WHEREAS, Tony Simonelli was more than an employee to the Edison Board of Education, but rather an excellent example of teaching excellence to other teachers and coaches in the school district who learned and benefited from his example; and

WHEREAS, Tony Simonelli was much more than a teacher and coach to most students fortunate enough to learn from him over the course of his long career; and

WHEREAS, Tony Simonelli was a kind of generous man of great integrity who loved his family, loved his friends and who loved his athletes, he and his wife Cookie always kept their home open for any young persons who might be in need of his assistance; and

WHEREAS, the Township of Edison was very fortunate to have Tony Simonelli as a presence in the Edison School System for more than three (3) decades and through these efforts countless people have benefited, countless lives have been enriched, and in his small but humble way Tony Simonelli contributed to the success of future generations; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Edison behalf of the citizens of Edison, the Township Council hereby honors, recognized and thanks Simonelli for his lifelong commitment to the youth of the Township of Edison and to our community

Council President Diehl opened the meeting for public comment on Resolution of Recognition R.525-092013.

Hearing no comments, the public hearing was closed on a motion made by Councilmember Karabinchak, seconded by Councilmember Diehl and duly carried.

A motion was made by Councilmember Diehl, seconded by Councilmember Karabinchak, to adopt Resolution of Recognition R.525-092013.

AYES - Councilmembers Gomez, Karabinchak, Lankey, Lombardi, Mascola, Prasad, and Council President Diehl

NAYS - None

APPROVAL OF VOLUNTEER FIREFIGHTERS:

Applications for membership were received by:

Edison Volunteer Fire Co.1

Tony Do

Oak Tree Volunteer Fire Co.

Katherine Pepin

A motion was made by Councilmember Lankey, seconded by Councilmember Karabinchak, and duly carried, the above applications were approved.

UNFINISHED BUSINESS
ORDINANCES FOR FURTHER CONSIDERATION AND PUBLIC HEARING

The following Ordinances, which were introduced by Title on August 28, 2013, passed on first reading, published according to law for further consideration at this meeting, were read by the Township Clerk:

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

(The above Ordinance O.1842-2013 can be found in its entirety in Ordinance Book # 27.)

Council President Diehl declared the Public Hearing opened for O.1842-2013

Hearing no comments, on a motion made by Councilmember Lankey, seconded by Councilmember Karabinchak, and duly carried, this Public Hearing was closed.

On a motion made by Councilmember Karabinchak, seconded by Councilmember Lankey, the Ordinance was adopted.

AYES - Councilmembers Gomez, Karabinchak, Lankey, Lombardi, Mascola, Prasad, and Council President Diehl

NAYS - None

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

Council President Diehl declared the Public Hearing opened for O.1843-2013

Hearing no comments, on a motion made by Councilmember Lombardi, seconded by Councilmember Mascola, and duly carried, this Public Hearing was closed.

On a motion made by Councilmember Lombardi, seconded by Councilmember Gomez, the Ordinance was adopted.

AYES - Councilmembers Gomez, Karabinchak, Lankey, Lombardi, Mascola, Prasad, and Council President Diehl

NAYS - None

NEW BUSINESS

PROPOSED ORDINANCES (PUBLIC HEARING SET DOWN FOR WEDNESDAY, SEPTEMBER 25, 2013.

The following Ordinance was introduced by title:

O.1844-2013 ORDINANCE AUTHORIZING THE ACCEPTANCE OF THE DEED FROM THE UNITED STATES OF AMERICA DEPARTMENT OF THE ARMY TRANSFERRING THE TOWNSHIP OF EDISON A PORTION OF THE CAMP KILMER TO BE KNOWN AS BLOCK 3-E, LOT 3.015.

On a motion made by Councilmember Karabinchak, seconded by Councilmember Lankey, this Ordinance was passed on first reading and ordered published according to law for further consideration and Public Hearing at the next Regular Meeting of the Township Council to be held on September 25, 2013.

AYES - Councilmembers Gomez, Karabinchak, Lankey, Lombardi, Mascola, Prasad, and Council President Diehl

NAYS - None

O.1845-2013 BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS BY THE TOWNSHIP OF EDISON, NEW JERSEY APPROPRIATING THE AGGREGATE AMOUNT OF \$2,400,000. THEREFORE AND AUTHORIZING THE ISSUANCE OF \$2,285,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

On a motion made by Councilmember Karabinchak, seconded by Councilmember Lombardi, this Ordinance was passed on first reading and ordered published according to law for further consideration and Public Hearing at the next Regular Meeting of the Township Council to be held on September 25, 2013.

AYES - Councilmembers Gomez, Karabinchak, Lankey, Lombardi, Mascola, Prasad, and Council President Diehl

NAYS - None

On a motion made by Councilmember Lankey, seconded by Councilmember Karabinchak, Resolutions R.524 092013 through R.527-092013 were added to the Consent Agenda.

AYES – Councilmembers Gomez, Karabinchak, Lankey, Lombardi, Mascola, Prasad and Council President Diehl

NAYS - None

PUBLIC COMMENTS AS TO PROPOSED RESOLUTIONS

Council President Diehl opened the meeting to the public for comments on Proposed Resolutions R.495-092013 through R.527-092013.

Fred Wolke, 10 Peake Road, commented on Resolution R.507-092013. He asked if the MCUA had allowed this to run into disrepair and if we have been charging Rutgers all along for the sewer use.

Mr. Kemm said Rutgers will reimburse the Township for the repairs and we have been charging them monthly fees.

Esther Nemitz 162B Fay Street, asked for an explanation of Resolution R.504-092013.

Mr. Kemm said this authorizes PSE&G to come in and do an energy audit and present us with a report and recommendations to save energy costs.

Ms. Nemitz said she is very happy to see Resolution R.525-092013 appointing Ms. Tousman to the Dismal Swamp Commission.

Council President Diehl explained how the Dismal Swamp Commission was designed not to be biased to any political party. He said he could think of no one better than Ms. Tousman to fill this vacancy.

There were no other comments from the public regarding Proposed Resolutions. On a motion made by Councilmember Lankey, seconded by Councilmember Karabinchak and duly carried, the public hearing was closed.

Councilmember Lankey requested that Resolution R.495-092013 and R.502-092013 be pulled for separate vote due to a conflict.

Councilmember Karabinchak requested that Resolution R.507-09213 be pulled for separate vote due to a conflict.

Council President Diehl requested that Resolution R.524-092013 be pulled for separate vote.

The following Resolutions R.496-092013 through R.501-092013 and Resolution R.503-092013 through R.506-092013 and R.508-092013 through R.523-092013 and R.525-092013 through R.527-092013 were adopted under the Consent Agenda on a motion made by Councilmember Lombardi and seconded by Councilmember Lankey.

RESOLUTION R.496-092013

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 \$ **240,634.24**.

RESOLUTION R.497-092013

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 \$45,256.46 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.

RESOLUTION R.498-092013

RESOLUTION AUTHORIZING A REIMBURSEMENT TO BRIAN KULAS FOR THE RECREATION DEPARTMENT CO-ED SOFTBALL LEAGUE

WHEREAS Brian Kulas made a payment for the entrance fee for the Edison Recreation Adult Co-Ed Softball League and,

WHEREAS the Co-Ed Softball League was cancelled.

09/09/2013

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 \$200.00 to Brian Kulas, 10 Landing Lane, Apt. 8G, New Brunswick, NJ 08901, which amount represents the cost of the league.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$200.00 are available in Account #3-01-55-0291-000-000.

/s/ Janice Saponaro
Chief Financial Officer

RESOLUTION R.499-092013

RESOLUTION AUTHORIZING A REIMBURSEMENT TO ROBERT MEDINA FOR THE RECREATION DEPARTMENT CO-ED SOFTBALL LEAGUE

WHEREAS Robert Medina made a payment for the entrance fee for the Edison Recreation Adult Co-Ed Softball League and,

WHEREAS the Co-Ed Softball League was cancelled.

NOW; THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison shall refund the amount of \$200.00 to Robert Medina, 62 Clyde Ave., Hopelawn, NJ 08861, which amount represents the cost of the league.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$200.00 are available in Account #3-01-55-0291-000-000.

/s/ Janice Saponaro
Chief Financial Officer

RESOLUTION R.500-092013

RESOLUTION AUTHORIZING A REIMBURSEMENT TO LAUREN SPEZIALE FOR THE RECREATION DEPARTMENT CO-ED SOFTBALL LEAGUE

WHEREAS Lauren Speziale made a payment for the entrance fee for the Edison Recreation Adult Co-Ed Softball League and,

WHEREAS the Co-Ed Softball League was cancelled.

NOW; THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison shall refund the amount of \$200.00 to Lauren Speziale, 35 Lincoln Avenue, Apt. 231, Metuchen, NJ 08840, which amount represents the cost of the league.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$200.00 are available in Account #3-01-55-0291-000-000.

/s/ Janice Saponaro
Chief Financial Officer

RESOLUTION R.501-092013

RESOLUTION AUTHORIZING A REIMBURSEMENT TO CHRIS PELLETIER FOR THE RECREATION DEPARTMENT CO-ED SOFTBALL LEAGUE

WHEREAS, Chris Pelletier made a payment for the entrance fee for the Edison Recreation Adult Co-Ed Softball League and,

WHEREAS, the Co-Ed Softball League was cancelled.

NOW; THEREFORE, IT IS RESOLVED, by the Township Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison shall refund the amount of \$200.00 to Chris Pelletier, 63 Gaskin Ave., Spotswood, NJ 08884, which amount represents the cost of the league.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$200.00 are available in Account #3-01-55-0291-000-000.

/s/ Janice Saponaro
Chief Financial Officer

RESOLUTION R.503-092013

WHEREAS, the Township of Edison has received grant funding in the amount of \$5,000.00 in 2012 and 2013 from the State of New Jersey Department of Health and Senior Services Division of Epidemiology, Environmental and Occupational Health; and

WHEREAS, the Edison Department of Health and Human Services is desirous of making application for additional grant funds available from the State of New Jersey to provide Hepatitis B inoculations to Edison Police, Fire personnel and volunteers; and

WHEREAS, these services provide a significant benefit to the residents of the Township and our Emergency Services Personnel by providing Hepatitis B education and immunizations to those in need of them to help prevent transmission of this blood borne pathogen.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison, that upon approval and receipt the appropriate fiscal officer will accept the funds in connection with said project from the State of New Jersey and make disbursements in accordance with said application for funding and implementation of this Emergency Services Personnel Hepatitis B Education and Vaccination Program.

RESOLUTION R.504-092013

EXPLANATION: A Resolution authorizing a PSE&G Direct Install Program - Customer Audit Customer Audit Agreement to undertake an audit of Edison's energy uses including suggestions on energy savings measures.

WHEREAS, Edison Township is a customer of Public Service Electric and Gas Company (PSE&G); and

WHEREAS, PSE&G as part of its PSE&G Direct Install Program is offering an audit of its customers' energy uses including suggestions on energy savings measures; and

WHEREAS, the audit is free of charge to the Township and in exchange any Energy Conservation Measures (ECM's) realized will be owned by PSE&G.

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

1. The attached PSE&G Direct Install Program for Government and Non-Profit Facilities Customer Audit Access Agreement is hereby approved by the Township Council.
2. The Mayor and other necessary Township Officials are hereby authorized to execute and deliver the attached Agreement and all other related documents and undertake all actions reasonably necessary to effectuate the Agreement approved herein.

RESOLUTION R.505-092013

Explanation: A Resolution Authorizing the Sale of a Plenary Retail Distribution Liquor License and Further Authorizing the Township Clerk to Advertise for Bid Proposals for Same Pursuant to N.J.S.A. 33:1-19.1

WHEREAS, there are presently six (6) retail distribution licenses in the Township; and

WHEREAS, the Municipal Code of the Township of Edison Chapter VI, Alcoholic Beverages, Section 6-3.5 Plenary retail distribution licenses, permit not more than seven (7) retail distribution licenses in the Township; and

WHEREAS, the Municipal Code of the Township of Edison Chapter VI, Alcoholic Beverages allows the sale of additional retail distribution licenses; and

WHEREAS, the Township Council has determined it is reasonable and desirable to issue a new license and to sell same at public sale; and

WHEREAS, the Township Council has determined that all qualified parties should be offered an opportunity to apply for said licenses.

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

1. That the Township of Edison hereby determines that it will sell at public sale one (1) new plenary retail distribution license for the sale of alcoholic beverages, in accordance with the procedures set forth at N.J.S.A. 33:1-19 et seq.
2. That the Township Clerk shall publish a notice of the proposed issuance of an alcoholic beverage license, indicating that applications therefore will be accepted by the Township at the time, date and place specified in the notice, after which no further applications will be accepted which shall be Thursday, November 14, 2013 at 1:00 p.m.
3. That said notice shall be published in a newspaper circulating generally in the municipality at least two times, at least one week apart; the second of which shall be at least 30 days prior to the date of the bid opening, with the bid opening occurring on Tuesday, November 19, 2013 at 1:00 p.m.
4. That bids must be made upon the Proposal Form available in the Office of the Township Clerk. The name and address of the bidder shall appear on the outside of the sealed envelope. All bidders must be qualified to have an interest in a retail alcoholic license under the standards set forth in the Alcoholic Beverage Control Act, the Rules and Regulations promulgated thereunder, and any applicable municipal ABC Ordinances.

5. That the bid must contain a deposit in the form of a certified check for 20% of the bid price. Once a bid is submitted to the Township Clerk, it cannot be withdrawn by the bidder. The highest bidder shall pay the balance of the bid to the Township Clerk in the form of cash or certified check within 30 days of the adoption of a resolution accepting the highest qualified bid. In the event of a default or breach of promise by the successful bidder, all deposit monies shall be forfeited to the Township.
6. That the minimum bid price for the new retail distribution license shall be \$500,000.00.
7. That all bids must contain a full and complete New Jersey Division of Alcoholic Beverage Control Application for Retail Alcoholic Beverage License long form application, and, a separately sealed envelope with the applicant's bid , the bid deposit (20% of the bid price) along with the Certification of Proof of Compliance by the applicant that it meets any and all conditions and requirements and knows of no reason why he or she would be disqualified from having an interest in a retail distribution license in New Jersey. The Township Clerk will publicly announce those applicants who presumptively meet the qualifications for bidding, as fixed by law, rules and regulations and resolution, five days prior to the opening of bids which shall be Thursday, November 14, 2013 at 1:00 p.m. and with the bid opening occurring on Tuesday, November 19, 2013 at 1:00 p.m. No bids will be opened from or on behalf of a bidder who has not been identified as presumptively meeting the qualifications for bidding.
8. That the Township reserves the right to reject any and all bids if the highest bid is not accepted.
9. The successful bidder shall tender payment of all required State and Local Application Fees and License Fees.
10. The issuance of the license to the successful bidder shall be contingent upon the satisfactory outcome of municipal background checks to investigate the source of funds used to purchase the license, the receipt of favorable State and/or Federal criminal background checks; and the compliance with the publication, hearing, and Resolution requirement under N.J.A.C. 13:2-1.1 et seq. for the issuance of a new license.
11. That the municipality shall only award the license to the person who is the highest qualified bidder.
12. That the successful applicant must comply with all ordinances of the Township of Edison, State laws and regulations in locating the license.
13. The sale may be postponed or canceled at any time prior to the opening of the bids on Tuesday, November 19, 2013 at 1:00 p.m.

RESOLUTION R.506-092013

EXPLANATION: This Resolution authorizes the Township Council to grant permission to Fireworks By Castiglione to discharge fireworks for Dushahra Festival at Lake Papaiani in Edison, New Jersey scheduled for September 28, 2013.

WHEREAS, Fireworks By Castiglione has applied to the Township of Edison for a permit to discharge fireworks on , September 28, 2013 for the Dushahra Festival taking place at Lake Papaiani; and

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

WHEREAS, under N.J.S.A. 21:3-3, the Chief of Police, the Chief of Fire,

and the Fire Official having reviewed the application for the firework display, have determined that the discharge of fireworks does not pose a hazard to anyone's property and/or person(s).

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

1. The Township Council does hereby grant permission for Fireworks By Castiglione to conduct a fireworks display on the evening of September 28, 2013 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 By Castiglione posts a bond in the amount of \$2,500.00 conditioned for the payment of potential damages pursuant to N.J.S.A. 21:3-5 and **3.** Fireworks By Castiglione post an escrow in the amount of \$500.00 for legal review of fireworks application and expenses associated with drafting a resolution authorizing the Township Council to issue any such fireworks permit. **4.** 1 pumper must be on Stand – By for the purpose of suppression, prior to the start of the show.
3. The Division of Fire and or The Fire Official shall have full enforcement and over sight powers to ensure that all aspects of the fireworks display are handled in accordance with the requirements of law.
4. The Township clerk of Edison Township is directed to forward a copy of this resolution to , Fireworks By Castiglione the Fire Prevention Bureau, the Division of Fire, and Division of Police.

RESOLUTION R.508-092013

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO STARR TRANSIT COMPANY INCORPORATED FOR THE FURNISHING OF BUS SERVICES

WHEREAS, bids were received by the Township of Edison on July 31, 2013 for Public Bid No. 13-08-01 Bus Services; and

WHEREAS, STARR TRANSIT COMPANY INCORPORATED, 2531 E. State St., Trenton, NJ 08619 submitted the lowest legally responsible bid for various bus trips as listed on the summary spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$5,000.00 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 and as submitted on the summary spreadsheet.

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

3. All bids have been reviewed, and the bid submitted by **STARR TRANSIT COMPANY INCORPORATED**, 2531 E. State St., Trenton, NJ 08619 for Bus Services for the Township of Edison is determined to be the lowest legally responsible bid for various bus trips as listed on the summary spreadsheet.
4. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$5,000.00, and any other necessary documents, with **STARR TRANSIT COMPANY INCORPORATED**.
5. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

RESOLUTION R.509-092013

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO SAYREBROOK VETERINARY HOSPITAL FOR THE FURNISHING OF VETERINARY CARE SERVICES

WHEREAS, bids were received by the Township of Edison on August 20, 2013 for RFP-13-06-Veterinary Care Services; and

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

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

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

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

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

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

1. All bids have been reviewed, and the bid submitted by SAYREBROOK VETERINARY HOSPITAL, 1400 Main Street, Sayreville, NJ 08872, for Veterinary Care Services for the Department of Health and Human Services is determined to be the lowest legally responsible bid.
2. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order in the amount of \$75,000.00 and any other necessary documents, with SAYREBROOK VETERINARY HOSPITAL for the services described herein.

RESOLUTION R.510-092013

RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO ENTER INTO AN INTERLOCAL SERVICE AGREEMENT WITH THE EDISON BOARD OF EDUCATION

WHEREAS, N.J.S.A. 40:8A-1 et seq. - authorizes contracting units to enter into Interlocal Service Agreements; and

WHEREAS, the Edison Township Board of Education, herein referred to as the “Lead Agency”, has offered voluntary participation in an Interlocal Service Agreement for the purchase of snacks for the AM & PM Latch Key Program for the 2013/2014 school year; and

WHEREAS, the Township of Edison, County of Middlesex, State of New Jersey, desires to participate in the Middlesex County Food Service Program; and

WHEREAS, COMPASS GROUP D/B/A CHARTWELLS, 498 Ocean Avenue, Sea Bright NJ 07760 is the vendor selected for the Edison Board of Education; and

WHEREAS, the price for these snacks shall be \$.70 per snack payable to EDISON BOE CAFETERIA ACCOUNT C/O COMPASS GROUP –CHARTWELLS; and

WHEREAS, the amount of this contract cannot be determined at this time, and the total amount of the award cannot be encumbered; and

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

WHEREAS, no amount shall be chargeable or certified until such time as goods or services are ordered or otherwise called for. Prior to incurring the liability by placing the order, the official responsible for issuing the purchase order shall ensure that funds are available for the purchase through either an encumbrance or certification of availability of funds pursuant to N.J.A.C. 5:30-11.10; and

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

NOW, THEREFORE, IT IS RESOLVED, by the Township Council of the Township of Edison, that the Mayor, or her designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$147,420.00 and any other necessary documents, with EDISON BOE CAFETERIA ACCOUNT C/O COMPASS GROUP –CHARTWELLS.

RESOLUTION R.511-092013

RESOLUTION AWARDED AN EMERGENCY CONTRACT/PURCHASE ORDER TO HUTTON CONSTRUCTION FOR REPAIR OF SANITARY SEWER LINE ALONG WOOD AVENUE SOUTH OF OAK TREE ROAD

WHEREAS, an emergency occurred on June 11, 2013 on Wood Avenue south of Oak Tree Road where portions of a sanitary line collapsed causing an emergency effecting the welfare of the public; and

WHEREAS, upon investigation it was determined that approximately 260’ of the line was in need of immediate repairs; and

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

WHEREAS, HUTTON CONSTRUCTION, 41 Village Park Road, Cedar Grove, NJ 07009 submitted a quote in the amount of \$75,000.00; and

WHEREAS, funds in the amount of \$75,000.00 have been certified to be available in the Wastewater Collection System Account, Number C-08-05-0007-007-000; and

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

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

1. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order in the amount of \$75,000.00, and any other necessary documents, with, **HUTTON CONSTRUCTION**, for the removal and replacement of the collapsed sewer main.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-6 et seq.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$75,000.00** are available for the above contract in Account No. **C-08-05-0007-007-000**.

/s/ Janice Saponaro
Chief Financial Officer

RESOLUTION R.512-092013

RESOLUTION AUTHORIZING ADDITIONAL FUNDS FOR AUTOMOTIVE PARTS AND ACCESSORIES CONTRACT WITH NATIONAL PARTS SUPPLY COMPANY IN AN AMOUNT NOT TO EXCEED \$15,000.00

WHEREAS, NATIONAL PARTS SUPPLY COMPANY, 535 Milltown Rd., North Brunswick, NJ 08902 was awarded Contract No. 12-03-10, Automotive Parts and Accessories on September 12, 2012 through Resolution R.565-092012 for a one year period effective September 28, 2012 in the amount of \$45,000.00 and that amount has been depleted; and

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

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

WHEREAS, the Township recommends that this contract in the amount not to exceed \$15,000.00 be extended with the price as well as all terms and conditions to remain the same until the new contract becomes effective; and

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

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

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

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

NOW, THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison the Mayor, or her designee, is hereby authorized to extend the contract in the amount of \$15,000.00 with NATIONAL PARTS SUPPLY COMPANY as described herein.

RESOLUTION R.513-092013

RESOLUTION AUTHORIZING ADDITIONAL FUNDS FOR AUTOMOTIVE PARTS AND ACCESSORIES CONTRACT WITH GENUINE PARTS COMPANY D/B/A NAPA AUTO PARTS IN AN AMOUNT NOT TO EXCEED \$25,000.00

WHEREAS, GENUINE AUTO PARTS COMPANY D/B/A NAPA AUTO PARTS was awarded Contract No. 12-03-10, Automotive Parts and Accessories on September 12, 2012 through Resolution R.566-092012 for a one year period effective September 28, 2012 in the amount of \$25,000.00 and that amount has been depleted; and

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

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

WHEREAS, the Township recommends that this contract in the amount not to exceed \$25,000.00 be extended with the price as well as all terms and conditions to remain the same until the new contract becomes effective; and

WHEREAS, the total amount of this contract, not to exceed \$25,000.00, cannot be encumbered at this time; and

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

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

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

NOW, THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison the Mayor, or her designee, is hereby authorized to extend the contract in the amount of \$25,000.00 with GENUINE AUTO PARTS COMPANY D/B/A NAPA AUTO PARTS as described herein.

RESOLUTION R.514-092013

RESOLUTION ACCEPTING QUOTE AND AWARING CONTRACT/PURCHASE ORDER TO GRAY SUPPLY CORP. FOR THE PURCHASE OF ONE (1) MC650 HONDA EXTRUDED CURB MACHINE FOR THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, quotes were solicited by the Department of Public Works for a MC 650 Honda Extruded Curb Machine; and

WHEREAS, GRAY SUPPLY CORP., 199 Franklin Rd., Randolph, NJ 07869 submitted the lowest quote in the amount of \$7,876.00; and

WHEREAS, the maximum amount of the purchase shall not exceed \$7,876.00; and

WHEREAS, funds in the amount of \$7,876.00 have been certified to be available in the Reserve for Self Insurance Account, No. T-13-00-0013-000-000; and

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

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

1. All quotes have been reviewed, and the quote submitted by **GRAY SUPPLY CORP.**, 199 Franklin Rd., Randolph, NJ 078697 for the purchase of one (1) MC650 Honda Extruded Curb Machine for the Department of Public Works is determined to be the lowest quote.
2. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$7,876.00, and any other necessary documents, with **GRAY SUPPLY CORP.** as described herein.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$7,876.00** are available for the above in Account No. **T-13-00-0013-000-000**.

/s/ Janice Saponaro
Chief Financial Officer

RESOLUTION R.515-092013

RESOLUTION AWARDING AN EMERGENCY CONTRACT/PURCHASE ORDER TO B & W CONSTRUCTION OF NJ, INCORPORATED FOR A 10" SANITARY SEWER LINE COLLAPSE ON WOOD AVENUE NEAR MCKINLEY STREET

WHEREAS, an emergency occurred on June 11, 2013 on Wood Avenue near Mckinley Street, a 10" Sanitary Sewer Line Collapsed causing an emergency effecting the welfare of the public; and

WHEREAS, upon investigation it was determined that the line had to be removed and replaced; and

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

WHEREAS, B & W CONSTRUCTION OF NJ, INCORPORATED, PO BOX 574, South River, NJ 08882 submitted quotes in the amount of \$199,364.00; and

WHEREAS, funds in the amount of \$199,364.00 have been certified to be available in the Wastewater Collection System Account, Number C-08-05-0007-007-000; and

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

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

1. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order in the amount of \$199,364.00, and any other necessary documents, with **B & W CONSTRUCTION OF NJ, INCORPORATED**, for the removal and replacement of the collapsed sewer main.

2. This contract is awarded pursuant to N.J.S.A. 40A:11-6 et seq.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$199,364.00** are available for the above contract in Account No. **C-08-05-0007-007-000**.

/s/ Janice Saponaro
Chief Financial Officer

RESOLUTION R.516-092013

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO MULTIFORCE SYSTEMS CORPORATION FOR THE MAINTENANCE AND SUPPORT OF THE TOWNSHIP'S REFUELING SYSTEM HARDWARE AND SOFTWARE

WHEREAS, the Township of Edison needs to renew the annual hardware and software maintenance agreement for the township refueling system; and

WHEREAS, such annual renewal for the support of proprietary software and hardware may be awarded without public advertising for bids or bidding in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-5(dd); and

WHEREAS, MULTIFORCE SYSTEMS CORPORATION, 101 Wall Street, Princeton, NJ 08540, has submitted a proposal to provide such services for a one year term from October 1, 2013 to September 30, 2014 at a total cost of \$5,525.00; and

WHEREAS, Additional monies may be needed to be appropriated for work not covered under the maintenance agreement in an amount not to exceed \$500.00; and

WHEREAS, funds in the amount of \$6,025.00 have been certified to be available in the Fuel and Lubricants-Gasoline & Diesel Fuel Account, Number 3-01-31-0460-000-074; and

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

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

1. The Mayor, or her designee, is hereby authorized to execute a contract/Purchase order and any other necessary documents, in the amount of \$6,025.00, with **MULTIFORCE SYSTEMS CORPORATION**, 101 Wall Street, Princeton, NJ 08540 as set forth above.
2. This contract is awarded without competitive bidding pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(dd).
3. The Township Clerk shall advertise notice of this action in a legal newspaper pursuant to N.J.S.A. 40A:11-1, et seq. and in compliance with the Local Public Contracts Law guidelines.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$6,025.00** are available for the above in Account No. **3-01-31-0460-000-074**.

/s/ Janice Saponaro
Chief Financial Officer

RESOLUTION R.517-092013

RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO FREEHOLD FORD INCORPORATED FOR EXTENDED WARRANTIES FOR VARIOUS FORD POLICE VEHICLES

WHEREAS, bids were received by the Township of Edison on August 21, 2013 for Public Bid No. 13-07-09, Extended Warranties for various Ford Police Vehicles; and

WHEREAS, FREEHOLD FORD INCORPORATED, 3572 Route 9, Freehold, NJ 07728 submitted the lowest legally responsible, responsive bid; and

WHEREAS, the total amount of this contract shall not exceed \$14,255.00; and

WHEREAS, funds in the amount of \$14,255.00 have been certified to be available in the Police Department Purchase of Vehicles Account, Number 3-01-25-0240-000-051 and;

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

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

1. All bids have been reviewed, and the bid submitted by FREEHOLD FORD INCORPORATED, 3572 Route 9, Freehold, NJ 07728 for Extended Warranties for various Ford Police Vehicles, 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 \$14,255.00, and any other necessary documents, with FREEHOLD FORD 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.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$14,255.00** are available for the above contract in Account No. **3-01-25-0240-000-051**.

/s/ Janice A. Saponaro
Chief Financial Officer

RESOLUTION R.518-092013

RESOLUTION ACCEPTING QUOTE AND AWARDING CONTRACT/PURCHASE ORDER TO WORLDWIDE WHOLESALE FLOOR COVERINGS FOR REMOVAL AND INSTALLATION OF CARPET FOR THE DIVISION OF FIRE

WHEREAS, quotes were solicited by the Division of Fire for the removal and installation of carpet for the Division of Fire municipal offices; and

WHEREAS, WORLDWIDE WHOLESALE FLOOR COVERINGS, 1055 Route 1 South, Edison, NJ 08837 submitted the lowest quote in the amount of \$15,444.63; and

WHEREAS, the maximum amount of the purchase shall not exceed \$15,444.63; and

WHEREAS, funds in the amount of \$15,444.63 have been certified to be available in the Fire Prevention Materials & Supplies Account, No. 3-01-25-0265-002-030; 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:

6. All quotes have been reviewed, and the quote submitted by **WORLDWIDE WHOLESALE FLOOR COVERINGS**, 1055 Route 1 South, Edison, NJ 08837 for the removal and installation of Carpet in the Division of Fire municipal offices is determined to be the lowest quote.
7. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$15,444.63, and any other necessary documents, with **WORLDWIDE WHOLESALE FLOOR COVERINGS** as described herein.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$15,444.63** are available for the above in Account No. **3-01-25-0265-002-030**.

/s/ Janice Saponaro
Chief Financial Officer

RESOLUTION R.519-092013

RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO BROADWAY MINERVA CLEANERS D/B/A MINERVA BUNKER GEAR CLEANERS FOR TURNOUT GEAR REPAIR, CARE AND MAINTENANCE

WHEREAS, bids were received by the Township of Edison on August 20, 2013 for Public Bid No. 13-06-25R-Turnout Gear Repair, Care and Maintenance for the Division of Fire; and

WHEREAS, BROADWAY MINERVA CLEANERS D/B/A MINERVA BUNKER GEAR CLEANERS, 780 East 134th. St., New York, NY 10454 submitted the lowest legally responsible, responsive bid; and

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

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

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

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

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

1. All bids have been reviewed, and the bid submitted by **BROADWAY MINERVA CLEANERS D/B/A MINERVA BUNKER GEAR CLEANERS**, 780 East 134th. St., New York, NY 10454 for Turnout Gear Repair, Care and Maintenance for the Division of Fire 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 \$20,000.00, and any other necessary documents, with BROADWAY MINERVA CLEANERS D/B/A MINERVA BUNKER GEAR CLEANERS.
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.520-092013

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO GEORGE DAPPER
INCORPORATED FOR THE FURNISHING OF BUS SERVICES**

WHEREAS, bids were received by the Township of Edison on July 31, 2013 for Public Bid No. 13-08-01 Bus Services; and

WHEREAS, GEORGE DAPPER INCORPORATED, 1020 Green Street, Iselin, NJ 08830 submitted the lowest legally responsible bid for various bus trips as listed on the summary spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$6,500.00, 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)); and

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

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

1. All bids have been reviewed, and the bid submitted by **GEORGE DAPPER INCORPORATED**, 1020 Green Street, Iselin, NJ 08830 for Bus Services for the Township of Edison is determined to be the lowest legally responsible bid for various bus trips as listed on the summary spreadsheet.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$6,500.00, and any other necessary documents, with **GEORGE DAPPER 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.521-092013

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO SUBURBAN TRAILS, INC. FOR
THE FURNISHING OF BUS SERVICES**

WHEREAS, bids were received by the Township of Edison on July 31, 2013 for Public Bid No. 13-08-01 Bus Services; and

WHEREAS, SUBURBAN TRAILS, INC., 750 Somerset St., New Brunswick, NJ 08901 submitted the lowest legally responsible bid for various bus trips as listed on the summary spreadsheet; and

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

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

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

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

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 **SUBURBAN TRAILS, INC.**, 750 Somerset St., New Brunswick, NJ 08901 for Bus Services for the Township of Edison is determined to be the lowest legally responsible bid for various items of the bid bus trips as listed on the summary spreadsheet.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$35,000.00, and any other necessary documents, with **SUBURBAN TRAILS, INC.**
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.522-092013

EXPLANATION: APPROVING ADDITIONAL \$44,658.00 FUNDING FISCAL FROM FISCAL YEAR 2011 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM AND THE FILING OF THE FISCAL YEAR 2013 AMENDED CONSOLIDATED ANNUAL ACTION PLAN. ADDITIONAL FUNDING WILL BE ALLOCATED TO CURB & SIDEWALK PROJECT.

**AMENDMENT TO RESOLUTION R.169-032013
Filing of 2013 Consolidated Annual Plan and Acceptance of PY11 Funding**

WHEREAS, under Title I of the Housing and Community Development Act of 1974, as amended, the Secretary of Housing and Urban Development is authorized to extend financial assistance to communities for the elimination or prevention of slums or urban blight, or activities which benefit low and moderate income families, or other urgent community needs; and

WHEREAS, the U.S. Department of Housing and Urban Development has advised the Township of its willingness to provide additional funding from Fiscal Year 2011 Community Development Block Grant in the amount of Forty Four Thousand, Six Hundred Fifty Eight Dollars (\$44,658.00); and

WHEREAS, the Township can budget a total of Forty Four Thousand, Six Hundred Fifty Eight Dollars (\$44,658.00) to fund an eligible 2013 activity that is attached and listed on the Amended Proposed Summary of FY13 Annual Action Plan Allocations, that will be carried out during the 2013 Program Year; and

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF EDISON THAT:

Section 1. The Amended application for the Consolidated Annual Action Plan for Fiscal Year 2013 Community Development Block Grant Program for the Township of Edison is hereby in all respects approved.

Section 2. It is cognizant of the conditions that are imposed in the undertaking and carrying out of community development activities with federal financial assistance under Title I, including those relating to (a) the relocation of site occupants; (b) the prohibition of discrimination because of race, color, creed, national origin, or handicap and other assurances set forth under certifications.

Section 3. The Mayor of the Township of Edison, on behalf of the Township Council, is authorized to amend an application for an additional Forty Four Thousand, Six Hundred Fifty Eight Dollars (\$44,658.00), which the U.S. Department of Housing and Urban Development has indicated its willingness to make available to carry out the Community Development Program's activities that are attached on the Amended Proposed Summary of FY13 Annual Action Plan Allocations and listed in the 2013 Fiscal Year Consolidated Annual Action Plan, and act as an authorized representative of the Township of Edison.

Section 4. The Mayor of the Township of Edison, on behalf of the Township Council, is hereby authorized to provide such assurances and/or certifications as are required by the Housing and Community Development Act of 1974, as amended, and also any supplemental or revised data which HUD may request in connection with the review of this application.

Section 5. The Mayor of the Township of Edison, on behalf of the Township Council, is hereby authorized to enter into Agreements with the Sub-Grantees (Subrecipient), if any, listed on the attached Amended Proposed Summary of FY13 Annual Action Plan Allocations so that they may carry out those activities outlined in the FY2013 Consolidated Annual Plan.

Section 6. The CDBG Coordinator shall forward to each Sub-Grantee (Subrecipient) a copy of all applicable United States Housing and Urban Development Regulations concerning conflicts of interest.

RESOLUTION R.523-092013

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO
NORMA JEAN CARROTTA FOR THE RENTAL OF YELENCISCS PARK**

WHEREAS Norma Jean Carrotta made payment in the amount of \$200.00 for the rental of Yelenciscs Park; and

WHEREAS the picnic was cancelled; 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 \$200.00 to Norma Jean Carrotta, 220 Atlantic St., Metuchen, NJ 08840, which amount represents the amount of the payment.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$200.00 are available in Account #3-01-55-0291-000-000.

/s/ Janice Saponaro
Chief Financial Officer

RESOLUTION R.526-092013

EXPLANATION: A Resolution urging NJDOT to extend the noise wall on Route 287 by the Heman Street neighborhood.

WHEREAS, Route 287 is an interstate highway which in part runs through the Township of Edison; and

WHEREAS, the New Jersey Department of Transportation (NJDOT) has jurisdiction over Route 287 in the Township of Edison; and

WHEREAS, NJDOT has installed noise barriers along certain portions of Route 287 in Edison Township; and

WHEREAS, the Heman Street neighborhood is located on the southerly side of Route 287, in Edison Township, between the intersection of Route 287 and Route 1 to the west and the intersection of Route 287 and the New Jersey Turnpike to the east; and

WHEREAS, although noise barriers have been installed along some portions Route 287 adjoining the Heman Street neighborhood, the entire neighborhood is not protected by a noise barrier; and

WHEREAS, the Township of Edison urges NJDOT to extend the noise wall on Route 287 to protect the entire Heman Street neighborhood; and

WHEREAS, due to the grade difference between Route 287 and the Heman Street neighborhood, the noise wall would provide not only a barrier to noise but would also protect the residents from debris being ejected from the highway, vehicles accidentally leaving the highway and potentially crashing into private yards, and other safety concerns created by the proximity of the highway and topography with this neighborhood.

NOW, THEREFORE BE IT RESOLVED, that the Township Council of the Township of Edison urges the New Jersey Department of Transportation to extend the noise wall on Route 287 to cover the entire Heman Street neighborhood to protect the safety of the residents in the Heman neighborhood along Route 287 in Edison Township.

BE IT FURTHER RESOLVED, that a copy of this Resolution be forwarded to Denise Peck, Regional Manager, Office of Constituent and Community Relations at the New Jersey Department of Transportation, the Governor of the State of New Jersey Chris Christie, our local legislators Senator Barbara Buono, Assemblyman Peter J. Barnes III, and Assemblyman Patrick J. Diegnan Jr.

RESOLUTION R.527-092013

**RESOLUTION AWARDED CONTRACT/PURCHASE ORDER TO MOTOROLA SOLUTIONS, INC.
FOR REPLACEMENT BOARDS FOR THE TOWNSHIP RADIO SYSTEM**

WHEREAS, there is a need to replace the radio boards for the township radio system due to damage by a lightning strike; and

WHEREAS, MOTOROLA SOLUTIONS, INC., 5 Paragon Drive, Suite 200, Montvale, NJ 07645 has been awarded State Contract Number A83909 under T-0109/Radio Communication Equipment and Accessories; and

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

WHEREAS, funds in the amount of \$95,467.20 have been certified to be available in the Reserve for Self Insurance Account, No. T-13-00-0013-000-000; and

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

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

1. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$95,467.20 and any other necessary documents, with MOTOROLA SOLUTIONS, INC., 5 Paragon Drive, Suite 200, Montvale, NJ 07645 as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract, No. 83909/T-0109.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$95,467.20** are available for the above in Account No. **T-13-00-0013-000-000**.

/s/ Janice Saponaro
Chief Financial Officer

The following Resolutions will be voted upon separately:

RESOLUTION R.495-092013

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING SEPTEMBER 5, 2013

WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through September 5, 2013.

FUND	AMOUNT
Current	\$32,996,569.82
Affordable Housing	2,987.50
Capital	0.00
Cash Performance	0.00
CDBG	85,670.10
Developers Escrow	3,635.65
Dog (Animal Control)	4,264.02
Federal Forfeited	1,630.00
Grant Funds	1,032.27
Law Enforcement	0.00
Open Space	0.00
Payroll Deduction	28,207.79
Sanitation Fund	185,217.88
Sewer Utility	2,154,744.04
Tax Sale Redemption	41,331.75
Tree Fund	0.00
Tree Planting	0.00
Trust	95,357.61
TOTAL	\$35,600,648.43

/s/ Janice Saponaro
Chief Financial Officer

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

A motion was made by Councilmember Karabinchak, seconded by Councilmember Gomez, to adopt this Resolution.

AYES - Councilmembers Gomez, Karabinchak, Lombardi, Mascola, Prasad, and Council President Diehl

NAYS - None

Councilmember Lankey abstained from voting.

RESOLUTION R.502-092013

**RESOLUTION AWARDING REIMBURSEMENT TO VARIOUS ADULT SOFTBALL TEAMS
FOR ENDING THE SEASON IN GOOD STANDING**

WHEREAS, there exists an ordinance for sports teams to pay entrance fees prior to playing in Edison Township's Recreation leagues.

WHEREAS, the ordinance further states that a "Good Standing Refund" in the amount of \$150.00 shall be made payable to each team finishing the season in good standing with the league, and

WHEREAS, fees in the amount of \$4,500.00 have been certified to be available in the Township Trust Account, Number T-13-00-1000-000-048.

WHEREAS, the below listed adult softball teams eligible for a good standing refund are as follows:

<u>REFUND NAME</u>	<u>TEAM</u>	<u>REFUND NAME</u>	<u>TEAM</u>
Phil Colombrita	Robert Wood Johnson	Steven Heyward	Bulls
Augusto Acabou	JFK Jaguars	Thomas Lankey for Mayor 2013	Lankey for Mayor
Victor Valentin	Headquarters Barbershop	Robalo Enterprise, Inc.	Robalo Enterprise
Randy Braun	Toxic Waste Force	William V. Wells	The Replacements
JAB Electric, Inc.	JAB Electric	Robert L. Medina, Jr.	Roosevelt Reds
Jason Tune	Colonia 7-11	John M. Gatto	State Farm
Halecon, Inc.	Halecon	The Hubs, Inc.	Hubs
Peter Ciotto	Extreme Flooring	Check Point HR	Check Point HR
Campbell Freightliner LLC	Campbell Freightline Buzzards	Benjamin Toro	Great Whites
Antonio's Brick Oven Pizza	Antonio's Pizza	David MacManus	Bashers
Kevin Langan	Brown Stone Bar & Grill	Augusto Acabou	JFK
Brian Balazse	Softball Deep	David Jones	JR's Job Squad
Christopher Virag	Softball U	Edison P.B.A.	Edison PBA Blackjacks
Richard Gaul	Buzz	Flourishing Family Chiropractic	FFC
Campbell Supply	Edison Fire	M.C. Lemon Tree Bar	Mad Dogs

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

CERTIFICATION

I hereby certify that funds in the amount of \$4,500.00 are available for the above teams in Account No.T-13-00-1000-000-048.

/s/ Janice Saponaro,
Chief Financial Officer

A motion was made by Councilmember Karabinchak, seconded by Councilmember Lombardi, to adopt this Resolution.

AYES - Councilmembers Gomez, Karabinchak, Lombardi, Mascola, Prasad, and Council President Diehl

NAYS - None

Councilmember Lankey abstained from voting.

RESOLUTION R.507-092013

EXPLANATION: A Resolution authorizing an Agreement with the MCUA to repair, maintain and monitor a sewer meter chamber located on Camp Kilmer which serves Rutgers.

WHEREAS, the Middlesex County Utilities Authority (MCUA) owns and operates a sewer meter chamber located on Camp Kilmer which serves Rutgers, and as the chamber is no longer needed by the MCUA the MCUA has scheduled the meter chamber for abandonment; and

WHEREAS, Edison Township has historically used the meter chamber to measure usage and monitor sewer water quality by Rutgers and has requested that MCUA not abandon the meter chamber and to perform certain repair work to the meter chamber so that Edison may continue this use so that Edison can properly bill Rutgers for the use of Edison's sewer collection system; and

WHEREAS, MCUA has agreed to not abandon the meter chamber and perform the repair work, which is estimated to cost \$175,000.00, and to continue to operate, monitor, maintain, and repair the meter chamber as further detailed in the Camp Kilmer Meter Chamber Agreement attached hereto.

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

1. The attached Camp Kilmer Meter Chamber Agreement between the Middlesex County Utilities Authority and Edison Township is hereby approved by the Township Council.
2. The Mayor, the Township Acting Clerk and other necessary Township Officials are hereby authorized to execute and deliver the attached Agreement and all other related documents and undertake all actions reasonably necessary to effectuate the Agreement approved herein.

CERTIFICATION

I hereby certify that funds in the estimated amount of \$175,000.00 for the repair of the meter chamber and other requirements of this Agreement for this calendar year are available in Account: C-08-05-0007-007-000 future year requirements are contingent upon the adoption of temporary and/or permanent budgets for the appropriate future years and/or inclusion in future year's sewer rates.

/s/ Janice Saponaro
Chief Financial Officer

A motion was made by Councilmember Gomez, seconded by Councilmember Lankey, to adopt this Resolution.

AYES - Councilmembers Gomez, Lankey, Lombardi, Mascola, Prasad, and Council President Diehl

NAYS - None

Councilmember Karabinchak abstained from voting.

RESOLUTION R.524-092013

Explanation: This Resolution fulfills the Township Council's responsibility as to the establishment of the Dismal Swamp Commission by offering it advice and consent to the appointing of Jane Tousman as a Resident of Edison to the Dismal Swamp Commission.

BE IT RESOLVED, by the Township Council of the Township of Edison, County of Middlesex, State of New Jersey, that it accordance with Dismal Swamp Preservation Act, P.L. 2009, c 132 as codified at N.J.S.A. 40:D-88.1 et seq. (the"Act"); and

BE IT FURTHER RESOLVED, that the Township Council hereby appoints Jane Tousman as a Republican to the Dismal Swamp Commission per N.J.S.A. 40:55D-88.4(a) (1) for a five (5) year term effective as of the date the Dismal Swamp Commission first meets; and

BE IT FURTHER RESOLVED, that upon adoption of said Resolution, the Township Clerk, is hereby directed to forward a certified copy of said Resolution to (i) Metuchen Borough clerk; (ii) South Plainfield Borough clerk; (iii) John Pulomena, Middlesex County Administrator, for distribution of all Middlesex County Freeholders, and to (iv) Assemblyman Peter J. Barnes, III.

Council President Diehl congratulated Ms. Tousman on her appointment saying she will make a wonderful addition to the Dismal Swamp Commission.

A motion was made by Councilmember Diehl, seconded by Councilmember Karabinchak, to adopt this Resolution.

AYES - Councilmembers Gomez, Karabinchak, Lankey, Lombardi, Mascola, Prasad, and Council President Diehl

NAYS - None

ORAL PETITIONS AND REMARKS

Council President Diehl opened the meeting for public comment.

Maryann Hennessey, 20 Carmello Drive, commented about a report in the newspaper about a fire at a building where there were solar panel on the roof and the difficulty this presents to Firefighters. She asked if we provide any special training for our Firefighters regarding solar panels.

Council President Diehl said Chief Latham is not present but he will share her concerns with him.

Ms. Hennessey also urged the Council to support Assembly Bill A266. She thanked Ms. Halliwell for the trip to the NY Yankee game sponsored by our Recreation Department.

Mr. Vijay Pisipaty, 12 Matthew Court, said Matthew Court is a cul-de-sac with nine homes and there is a problem with non-residents parking there. He presented the Council with a petition signed by all the residents regarding the out of state parking and the flow of traffic.

Council President Diehl said everything will be forwarded to the Police to research and they will get back to him.

Councilmember Dr. Prasad said he understands the issue but it is currently not illegal for non-residents to park there and they would have to go the resident permit parking only route.

Walt Shneer, Park Way, again asked for "No Truck" signs on Elm Street and Clifton Avenue. He also presented pictures of a property where the grass is two feet high.

Lois Wolke, 10 Peake Road, agreed with all of the comments made on Ms. Tousman's appointment and said she is a model citizen. She also wanted to follow up from the last meeting on how much revenue we took in for zoning violations and what budget line item it would be in.

Ms. Saponaro said a mini audit is being conducted right now and she should have that information for the next meeting.

Ms. Wolke asked if there is a paper trail on the zoning violations. She would like to see the violation, the date and the fine.

Ms. Saponaro said she will work with Mr. Medina on this.

Council President Diehl said Ms. Wolke has a good point.

Ms. Saponaro said she will try to break out all fees.

Council President Diehl said he would like a report on where the violations are and for how much.

Councilmember Karabinchak added that the violations are handled in at least two different departments.

Ms. Ruane said zoning violations go to Court.

Council President Diehl asked if we are enforcing our zoning ordinances.

Councilmember Gomez asked how much was collected and what line item it would be found in.

Tom Goeckel, Saffron Avenue, asked if any tickets are given out for littering. He felt the Police should enforce this. He also asked the progress on the May Street traffic improvements.

Mr. Medina said construction is set for Spring 2014.

Mr. Goeckel asked when we are getting our recycling containers.

Ms. Ruane said she knows they are ordered but is not sure of the date as Mr. Roderman is not present.

Esther Nemitz, 162B Fay Street, said she has an unfortunate announcement to make in that the August Farmers Market cooking challenge has been cancelled.

Mr. Elliot explained why.

Eleanor Both, 61 Franklin Avenue, asked if the Resolution for Roosevelt Hospital was approved and if so what will happen with the current residents.

Council President Diehl explained that a resolution to apply for funding and tax credits was approved. He said we do not own Roosevelt Hospital, the County does.

Walt Shneer, Park Way said some residents will be moved to CARE in Old Bridge.

Ms. Both asked why Woodbridge has four senior housing buildings and we only have one on Inman Avenue and the waiting list is two years.

Mr. Wolke, 10 Peake Road, complained about the Cable TV monopoly. He said we must pay what they want and take what they give.

09/09/2013

Councilmember Karabinchak urged him to write a letter to our Federal and State legislators. He said as a Council, they have no control over this issue.

John Toth, 10 Velikan Place, thanked the Mayor and her Administration for finally resolving the water problem on his street.

Hearing no further comments from the public Councilmember Karabinchak made a motion to close the public hearing, which was seconded by Councilmember Gomez and duly carried.

Having no further business to discuss, on a motion made by Councilmember Karabinchak, seconded by Councilmember Mascola, the meeting was adjourned at 8:15p.m.

Robert Diehl
Council President

Cheryl Russomanno
Acting Municipal Clerk