

**MINUTES OF  
MUNICIPAL COUNCIL  
WORKSESSION AND REGULAR MEETING  
September 22, 2014**

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 6:08 p.m. by Council President Karabinchak, followed by the Pledge of Allegiance.

Present were Councilmembers Diehl, Gomez, Karabinchak, Lombardi, and Mascola.  
Councilmember Shah entered at 6:40 p.m.  
Councilmember Prasad was absent.

Also present were Acting Township Clerk Russomanno, Deputy Township Clerk Kenny, Township Attorney Northgrave, Business Administrator Ruane, Health Director Elliot, Recreation Director Halliwell, Deputy Police Chief Anderko and Cameraman Cologne.

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 14, 2013, and posted in the Main Lobby of the Municipal Complex on the same date.

**4. REVIEW OF MINUTES:**

a. and b. Accepted as submitted

**5. REPORTS FROM ALL COUNCIL COMMITTEES:**

Councilmember Diehl reported that the Finance Committee met with the Open Space Committee and discussed opportunities to preserve land for Open Space.

**6. POINTS OF LIGHT:**

Councilmember Gomez said that the Fall Festival on Amboy Avenue was a successful event despite the rain. He said it was great to see the community come together and he is looking forward to next year.

**7. FROM THE BUSINESS ADMINISTRATOR:**

a. through d. No comments were made.

e. Council President Karabinchak asked if we will be addressing the worst parts of the Township first.

Ms. Ruane said she will provide a list.

f. Council President Karabinchak asked how many streets this includes.

Ms. Ruane said this is for eleven streets.

Councilmember Diehl said that Stephenville Parkway was milled about five days ago in preparation of paving. He said there is a three to four inch drop from the pavement down to the milling which he felt the company should ramp if there is a delay in paving as the cars are hitting this pretty hard. He asked if any complaints have been received.

Ms. Ruane said she did receive one complaint.

**8. FROM THE DEPARTMENT OF FINANCE:**

a. through d. No comments were made.

**9. FROM THE DEPARTMENT OF HEALTH:**

a. No comment was made.

**10. FROM THE DEPARTMENT OF LAW:**

a. No comment was made.

b. Councilmember Mascola asked for an explanation.

Mr. Northgrave explained that this is an existing easement and it is giving the railroad permission to go across the property.

**11. FROM THE DEPARTMENT OF PLANNING AND ENGINEERING:**

a. through i. No comments were made.

**12. FROM THE PUBLIC WORKS:**

a. through c. No comments were made.

**13. FROM THE DEPARTMENT OF RECREATION**

- a. No comment was made.

**14. FROM THE CHIEF OF FIRE:**

- a. and b. No comments were made.

**15. FROM THE COUNCIL MEMBER OF THE PLANNING BOARD:**

Councilmember Mascola said there were two applications which needed no variances and they were both approved.

**16. COMMUNICIATIONS:**

- a. and b. Received as submitted.

- c. This was added by Council President Karabinchak regarding handicapped parking.

**17. DISCUSSION ITEMS:**

**Council President Karabinchak:**

- a. He said that he is very disappointed at what has taken place regarding the traffic light at Woodland Avenue and Oak Tree Road. He said the Edison Playhouse is the only entity that is holding this up and he asked Mr. Northgrave to look into condemning the property. He felt this is a safety issue as there was another major accident there recently.

Councilmember Diehl asked the size of the property we are talking about taking as they do not have much property on that side as it is.

Mr. Northgrave said it is a small piece of property.

- b. He said this is the huge glass building at Camp Kilmer which was given to Edison but must be used for recreational purposes only. He said that 4-5 years ago it was looked into to try and rehabilitate it into a recreation center like the one in Woodbridge.

Councilmember Mascola said that under the Choi administration they did look into making this a community however when the Ricigliano administration came in they were told by Mr. Stephens that this did not belong to Edison and was contaminated.

Council President Karabinchak said Mr. Stephen's was incorrect and it is our property. It is currently cheaper to knock the building down and start over than it is to renovate it. He is asking the Administration to look at this again as there is a group interested in running the facility perhaps as a private-public partnership. He felt this is a diamond in the rough but right now it is an eyesore.

Councilmember Diehl said he totally agrees with Councilmember Mascola and he remembers those talks when the economy was in better shape. He said it is exciting that we are having these discussions again as the economy is coming back and we will be developing projects.

- c. through f. No comments were made.

**Councilmember Diehl:**

- a. He said it is important to preserve Open Space Statewide. He said the Open Space Committee has been fortunate to preserve about 650 parcels in Edison yet we continue to become more and more congested. He said central and northern New Jersey is one of the most congested areas in the country. He said they will be bringing forth a Resolution to dedicate State funds for Open Space.

**Councilmember Gomez:**

None

**Councilmember Lombardi:**

- a. He explained that the ordinance involving fracking on the agenda this evening was brought to our attention by Ms. Hennessey and he thanked her. He said based on his research there are a lot of health and safety concerns surrounding this and it is not far from home. They are fracking in Pennsylvania and the waste is being transported to Elizabeth and Carteret. There was a bill before the Governor concerning this issue but he vetoed it and he encouraged all residents to do some research on this.

**Councilmember Mascola:**

None

**Councilmember Prasad:**

Absent

**Councilmember Shah:**

Absent

Councilmember Gomez left the meeting at 6:39 p.m.

The Council retired to Closed Session at 6:37 p.m., on a motion made by Councilmember Diehl, seconded by Councilmember Mascola and duly carried. The Township Clerk read the following Resolution into the record:

**CLOSED SESSION RESOLUTION**

**WHEREAS**, Article VI of the Open Public Meetings Act provides that a public body may hold a closed session; and

**WHEREAS**, the Township Council will during this meeting enter into discussion of the following matters:

- 1) PPD Invoices

**WHEREAS**, the matters to be discussed in closed session are to remain in the strictest of confidence by all Council Members in furtherance of their fiduciary duties to the Township of Edison;

**NOW, THEREFORE, BE IT RESOLVED**, matters discussed at this meeting will be released to the public when the reasons for discussing and acting upon them in closed session no longer exists.

The Council returned from Closed Session at 7:18 p.m., on a motion made by Councilmember Diehl, seconded by Councilmember Lombardi and duly carried.

**18. APPROVAL OF MINUTES:**

On a motion made by Councilmember Diehl, seconded by Councilmember Lombardi, and duly carried, the Minutes of the Regular Meeting of June 25, 2014 and July 23, 2014 were accepted as submitted.

Councilmember Gomez and Prasad were absent.

**19. COUNCIL PRESIDENT'S REMARKS:**

Council President Karabinchak wished everyone a Happy Rosh Hashanah and Yom Kippur. He also announced that the paving program will start within the next two weeks.

**NEW BUSINESS**

**PROPOSED ORDINANCES (PUBLIC HEARING SET DOWN FOR WEDNESDAY, OCTOBER 8, 2014.**

The following Ordinance was introduced by title:

O.1880-2014            AN ORDINANCE BANNING HYDRAULIC FRACTURING  
IN THE MUNICIPALITY AND AMENDING AND  
SUPPLEMENTING THE CODE OF THE TOWNSHIP IN  
CONNECTION THEREWITH.

On a motion made by Councilmember Lombardi, seconded by Councilmember Diehl, 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 October 8, 2014.

AYES - Councilmembers Diehl, Lombardi, Mascola, Shah, and Council President Karabinchak

NAYS - None

Councilmember Gomez and Prasad was absent

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

On a motion made by Councilmember Shah, seconded by Councilmember Diehl, 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 October 8, 2014.

AYES - Councilmembers Diehl, Lombardi, Mascola, Shah, and Council President Karabinchak

NAYS - None

Councilmember Gomez and Prasad was absent

#### **PUBLIC COMMENTS AS TO PROPOSED RESOLUTIONS**

Council President Karabinchak opened the meeting to the public for comments on Proposed Resolutions R.511-092014 through 546-092014.

Bill Brunner, 215 Loring Avenue, on Resolution R540-092014, asked if these are replacement vehicles and why do we need such large gas guzzlers. He asked if smaller more efficient SUV's would be better.

Ms. Ruane said they are replacement vehicles used by our inspectors and from what she understands they will be used by the Police department also.

Mr. Brunner said that still did not answer his question.

Maryann Hennessey, 20 Carmello Drive, said she agrees with Mr. Brunner on Resolution R540-092014. She feels we could use smaller vehicles and the large size bothers her.

Irene Wall, 205 Fleet Avenue, on Resolutions R.532-092014, R.533-092014 and R.534-092014, she asked what we are purchasing.

Ms. Ruane said these are contracts for office supplies for the entire Township. They are not to exceed amounts which does not mean we will spend that much.

Ms. Wall also agreed with the previous speakers regarding Resolution R.540-092014. She felt we should not be spending money on such large vehicles.

Lois Wolke, 10 Peake Road, commented on Resolution R.511-092014 which includes invoices for PPD Accounting. She feels this issue all boils down to trust in Mr. Petrucelli. She said Mr. Petrucelli has volunteered untold hours to this Township all on his own time and has done a lot of good for Edison. She said some Councilmembers have chosen to keep this in the media. For years she has seen money spent unwisely but she feels that this money is well spent.

Fred Wolke, 10 Peake Road, on Resolution R.537-092014, asked if this contract was bid and what is its purpose.

Ms. Ruane said this did go out to bid and it is for network hardware for the Police department.

Deputy Chief Anderko commented that the Police department reviewed its computer infrastructure and this is the replacement of antiquated equipment.

Mr. Wolke asked on Resolution R.538-092014, who is Entech Corporation and what will they be doing.

Council President Karabinchak said they will determine the worst sanitary sewer line sections in Edison and they will repair them. They were the low bidder.

Mr. Wolke commented that this is not a lot of money when you consider what needs to be done.

Maryann Hennessey, 20 Carmello Drive, on Resolution R.539-092014, asked if there is a list of streets available.

Ms. Ruane said she will provide the list to the Clerk's office.

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

The following Resolutions R511-09214 through R.546-09201 were adopted under the Consent Agenda on a motion made by Councilmember Diehl and seconded by Councilmember Lombardi

#### **RESOLUTION R.511-092014**

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING SEPTEMBER 18, 2014

**WHEREAS**, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through September 18, 2014

FUND	AMOUNT
Current	\$12,674,966.96
Affordable Housing	23,649.44
Capital	856,244.20
Cash Performance	35,897.63
CDBG	34,530.43
Developers Escrow	22,462.51
Dog (Animal Control)	2,455.32
Federal Forfeited	0.00
Grant Funds	0.00
Law Enforcement	0.00
Open Space	0.00
Payroll Deduction	442,492.08
Sanitation Fund	199,114.55
Sewer Utility	39,419.28
Tax Sale Redemption	48,700.46
Street Opening	5,028.00
Tree Planting	9,417.89
Trust	31,638.78
<b>TOTAL</b>	<b>\$14,426,017.53</b>

/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.512-092014**

**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 **\$12,902.46**.

**RESOLUTION R.513-092014**

**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 erroneous or duplicate payments totaling an amount greater than the assess amount billed to them for the year **2014**:

PROPERTY OWNER	<b>EXPEDITORS INT'L OF WASHINGTON INC</b>
PROPERTY LOCATION	<b>150 RARITAN CTR PKWY</b>
BLOCK / LOT / QUALIFIER	<b>390.C / 15</b>
SEWER ACCOUNT:	<b>8272-2</b>

**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 **\$1,234.78**.

**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 **\$\$1,234.78**.

**RESOLUTION R.514-092014**

**Authorizing Overpayment Refund caused by  
Successful Tax Court Appeal**

**WHEREAS**, The Office of the Tax Collector has received a successful tax appeal judgment from the Tax Court of New Jersey for the case below:

TAXPAYER	<b>DUBE, BRIAN K &amp; SANDRA M MESSULAN</b>
PROPERTY LOCATION	<b>405 N EIGHTH AVE</b>

**WHEREAS**, in accordance with the Tax Court of New Jersey, the assessed value of the property has been reduced for the tax years below, as follows:

DOCKET NUMBER	TAX YEAR	ASSESSMENT
014377-2012	2012	\$215,000
015062-2013	2013	\$215,000

**WHEREAS**, the reduction in assessed value has caused a real estate tax overpayment in the amount of **\$2,594.87** for the years as follows:

TAX YEAR	TAX AMOUNT
2012	\$1,291.02
2013	\$1,303.85

**WHEREAS**, pursuant to N.J.S.A. 54:3-27.2, “in the event a taxpayer is successful in an appeal from an assessment on real property, the respective taxing district shall refund any excess paid within 60 days of final judgment.”

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison, shall and is hereby authorized to draw checks to the property owner or legal representative in the amounts of **\$2,594.87**.

**RESOLUTION R.515-092014**

**Authorizing Overpayment Refund caused by Successful Tax Court Appeal with Freeze Act provision**

**WHEREAS**, This office has received successful tax appeals judgment from the Tax Court of New Jersey for the case below as specified on Council’s resolution **R.695-102012**:

TAXPAYER	<b>TD BANK, NA C/O LEASE &amp; TAX ADMIN</b>
PROPERTY LOCATION	<b>1904 LINCOLN HWY RT 27</b>
BLOCK / LOT / QUALIFIER	<b>1143/27.01</b>
DOCKET NUMBER:	<b>001685-2010</b>
TAX YEAR	<b>2010</b>

**WHEREAS**, in accordance with the Tax Court of New Jersey, the assessed value of the property have been reduced for the applied tax year, but also the provisions of N.J.S.A. 54:51A-8 (Freeze Act) shall be applicable to the assessment on the property referred to herein for the Freeze Act Year (s): 2011.

**WHEREAS**, the reduction in assessed value, for the Freeze Act Year(s) listed, has caused a real estate tax overpayment in the amount of **\$2,269.80** and

**WHEREAS**, pursuant to N.J.S.A. 54:3-27.2, “in the event a taxpayer is successful in an appeal from an assessment on real property, the respective taxing district shall refund any excess paid within 60 days of final judgment.”

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison, shall and is hereby authorized to draw checks to the property owner or legal representative in the amounts of **\$2,269.80**.

**RESOLUTION R.516-092014**

**Authorizing Overpayment Refund caused by Successful Tax Court Appeal**

**WHEREAS**, The Office of the Tax Collector has received a successful tax appeal judgment from the Tax Court of New Jersey for the case below:

TAXPAYER	<b>EISENBERG, ALAN</b>
PROPERTY LOCATION	<b>91 OTHEN ST</b>
BLOCK / LOT / QUALIFIER	<b>326/43</b>

**WHEREAS**, in accordance with the Tax Court of New Jersey, the assessed value of the property has been reduced for the tax years below, as follows:

DOCKET NUMBER	TAX YEAR	ASSESSMENT
015514-2013	2013	\$112,700

**WHEREAS**, the reduction in assessed value has caused a real estate tax overpayment in the amount of **\$1,279.97** for the years as follows:

TAX YEAR	TAX AMOUNT
2013	\$1,279.97

**WHEREAS**, pursuant to N.J.S.A. 54:3-27.2, “in the event a taxpayer is successful in an appeal from an assessment on real property, the respective taxing district shall refund any excess paid within 60 days of final judgment.”

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison, shall and is hereby authorized to draw checks to the property owner or legal representative in the amounts of **\$1,279.97**.

**RESOLUTION R.517-092014**

***RESOLUTION ACCEPTING A GRANT FROM THE GOVERNOR’S COUNCIL ON ALCOHOLISM AND DRUG ABUSE THROUGH THE MIDDLESEX COUNTY 2014-2015 MUNICIPAL DRUG ALLIANCE PROGRAM***

**WHEREAS**, the Township of Edison is eligible to receive grant funding up to \$77,447 from the Governor’s Council on Alcoholism and Drug Abuse through the County of Middlesex FY 2014-2015 Municipal Alliance Program; and

**WHEREAS**, the Edison Municipal Alliance/Youth Services Commission is desirous of applying for the grant funds available from the County of Middlesex to continue to provide alcoholism, drug abuse and tobacco prevention/education programs and awareness activities to the residents of Edison; and

**WHEREAS**, these services provide a significant benefit to the residents of the Township by providing primary prevention and early intervention services to those at risk of developing lifelong addictions or struggling to overcome them, and educating our children to help them avoid falling into the traps of alcoholism, smoking, and drug abuse; and

**WHEREAS**, in order to receive said grant the Township must match funds, 25% in cash and 75% in kind service to be eligible; and

**WHEREAS**, funds in the amount of \$19,361.75 will be available in Account 4-01-27-0330-005-000 and 5-01-27-0330-005-000 which will be sufficient to meet the required 25% cash match.

**NOW, THEREFORE, IT IS RESOLVED** by the Municipal Council of the Township of Edison hereby authorizes the Mayor to execute the necessary contract for said funding and the implementation of this Municipal Alliance Grant program.

I hereby certify that funds in the amount of \$19,361.75 will be available for the above referenced contract in accounts 4-01-27-0330-005-000 and 5-01-27-0330-005-000

/s/ Agnes Yang, Acting  
Chief Financial Officer

**RESOLUTION R.518-092014**

**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.

**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 #4-01-55-0291-000-000.

/s/ Agnes Yang  
Acting Chief Financial Officer

**RESOLUTION R.519-092014**

**EXPLANATION:** This resolution provides for Township Acceptance of the constructed improvements under Public Bid No. 14-25-01: 2014 CDBG Curb and Sidewalk Replacement Program, for Various Streets, and this resolution also authorizes FINAL CONTRACT PAYMENT in an amount not to exceed \$10,960.36 to A Team Concrete Inc., for a total construction contract as-built cost of \$219,207.25 (\$243,158.75 original bid).

**WHEREAS**, A Team Concrete Inc., 104 George Street, South River, NJ 08882 (phone # 732-558-9156) was awarded a construction contract through resolution R.111.032014 on March 12, 2014 (purchase order no. 14-01500) in an amount not to exceed \$243,158.75 for Public Bid No. 14-25-01: 2014 CDBG Curb and Sidewalk Replacement Program, for Various Streets, within Census Tract 18.04, Census Block 2, in the Township of Edison, Middlesex County, New Jersey; and

**WHEREAS**, the Township Engineer has reviewed the project with the CDBG Coordinator and the Township Engineer certifies that the project has been completed, and that a two-year (2-year) maintenance bond, effective from September 04, 2014, in an amount equivalent to 100% of the final as-built construction costs of \$219,207.25 for the project has been received by the Township of Edison, and the Township Engineer recommends project acceptance, release of the performance bond, and that final payment, including retainage, be made to A Team Concrete, Inc., in an amount not to exceed \$10,960.36, for a total construction contract as-built cost of \$219,207.25.

**NOW, THEREFORE BE IT RESOLVED** by the Municipal Council of the Township of Edison, Middlesex County, New Jersey, that the construction project, Public Bid No. 14-25-01: 2014 CDBG Curb and Sidewalk Replacement Program, for Various Streets, within Census Tract 18.04, Census Block 2, in the Township of Edison, Middlesex County, New Jersey, is deemed accepted by the Township of Edison, subject to the provisions of the maintenance bond, and that the performance bond may be released and that final payment, including retainage, shall be made to A Team Concrete, Inc., in an amount not to exceed \$10,960.36 for a total construction contract as-built cost of \$219,207.25, and the remaining contract balance of \$23,951.50 shall be unencumbered after final payment is made and said amount restored to the appropriate account.

**RESOLUTION R.520-092014**

**EXPLANATION:** Resolution Refunding Tree Maintenance Bond to Jayshree Vyas & Awtar Garewal, 56 Utica Road, under Tree Permit #08-90-1.

**WHEREAS**, on April 18, 2012 Jayshree Vyas & Awtar Garewal, posted Tree Maintenance Bond fees in the amount of \$825.00 on deposit with the Township of Edison in account #7761963649 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit #08-90-1 for property located at 56 Utica Road; and

**WHEREAS**, an inspection by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the trees planted have remained alive for the required two year maintenance period; and

**WHEREAS**, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$825.00, be refunded to the applicant; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON**, that the Tree Maintenance Bond in the amount of \$825.00 Herein above mentioned be refunded to the applicant; and

**BE IT FURTHER RESOLVED**, that the Acting Chief Financial Officer Agnes Yang be and is hereby authorized to refund the sum of \$825.00, on deposit in Account #7761963649 to Jayshree Vyas & Awtar Garewal, having an address of 56 Utica Road, Edison NJ 08820.

**RESOLUTION R.521-092014**

**EXPLANATION:** Resolution Refunding Tree Maintenance Bond to Prabu Patel, 5 Adams Street, under Tree Permit #08-97.

**WHEREAS**, on June 30<sup>th</sup>, 2011 Prabu Patel, posted Tree Maintenance Bond fees in the amount of \$375.00 on deposit with the Township of Edison in account #7761963391 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit #08-97 for property located at 5 Adams Street; and

**WHEREAS**, an inspection by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the trees planted have remained alive for the required two year maintenance period; and

**WHEREAS**, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$375.00, be refunded to the applicant; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON**, that the Tree Maintenance Bond in the amount of \$375.00 Herein above mentioned be refunded to the applicant; and

**BE IT FURTHER RESOLVED**, that the Acting Chief Financial Officer Agnes Yang be and is hereby authorized to refund the sum of \$375.00, on deposit in Account #7761963391 to Prabu Patel, having an address of 5 Adams Street, Edison NJ 08820.

**RESOLUTION R.522-092014**

**EXPLANATION:** Resolution Refunding Tree Maintenance Bond to SAI Construction Services, Inc. c/o Summit Associates, Inc., under Tree Permit #08-129.

**WHEREAS**, on October 1, 2008, Summit Associates, Inc. posted Tree Maintenance Bond fees in the amount of \$2,880.00 on deposit with the Township of Edison in account #7760275082 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Permit #08-129, for property located at 117 Sunfield Avenue; and

**WHEREAS**, an inspection by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the trees planted have remained alive for the required two year maintenance period; and

**WHEREAS**, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$2,880.00, be refunded to the applicant;

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON**, that the Tree Maintenance Bond in the amount of \$2,880.00 herein above mentioned be refunded to the applicant; and

**BE IT FURTHER RESOLVED**, that the Acting Chief Financial Officer Agnes Yang be and is hereby authorized to refund the sum of \$2,880.00, on deposit in Account #7760275082 to SAI Construction Service, Inc. c/o Summit Associates, Inc. having an address of Raritan Plaza I Raritan Center, Edison, NJ 08818-7807.

**RESOLUTION R.523-092014**

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

**WHEREAS**, on July 21,2014 , a Construction (Building) Permit fee, check #12366, permit #2014-2844, was posted in the total amount of \$128.00 by the contractor, Deegan Roofing Co., having offices at 61 Terrill Road, Plainfield, NJ 07062; and

**WHEREAS**, the application was submitted for a Roofing at 34 Magnolia St, by the hired contractor; Deegan Roofing, who did not make known to the Construction Code Enforcement Division that the homeowner, William Giragosian, is a bonafide Edison Senior Resident who is eligible for Senior Citizen waiver of municipal fees on construction permits, per the Edison Municipal Code, chapter 2-128.3; and

**WHEREAS**, appropriate documents have been submitted to the Township indicating that the work was done for a bonafide senior resident it is therefore appropriate that the municipal permit fee in the amount of \$118.00, derived from the \$128.00 total construction permit fee less the \$10.00 DCA fee, be refunded to the contractor Deegan Roofing; and

**WHEREAS**, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2014-2844, in the amount of \$118.00 for the referenced application;

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the Township of Edison that the sum not to exceed \$118.00 on construction permit fees posted by Deegan Roofing for 34 Magnolia Street be refunded to the contractor;

**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the said amount of \$118.00 from the Refund of Revenue Fund to the Contractor, Deegan Roofing, 61 Terrill Road, Plainfield, NJ 07062.

**RESOLUTION R.524-092014**

**EXPLANATION:** Resolution Refunding Inspection Fees to Pines Manor.

**WHEREAS**, the Township Engineer advises that a final inspection was done of Pines Manor, Application #P4950, located in Block 180, Lots 52 & 53; and

**WHEREAS**, in 1996 Gus Leontarakis posted inspection fees in the amount of \$671.50 on deposit with the Township of Edison in account #7200024522 for engineering fees; and

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

**WHEREAS**, it is in now in order that the sum of \$671.50, if applicable, which represents the amount due and owing the applicant, be returned to Gus Leontarakis, having offices at 2090 Lincoln Hwy Rt. 27 Edison, NJ 08817;

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON** that the sum of \$671.50, be refunded to the applicant; and

**BE IT FURTHER RESOLVED** that the Acting Director of Finance be and is hereby authorized to refund said sum of \$671.50, in account #7200024522 to the applicant.

**RESOLUTION R.525-092014**

**EXPLANATION:** Resolution Refunding Inspection Fees to Garden State Buildings c/o Summit Associates, Inc., 117 Sunfield Avenue.

**WHEREAS,** the Township Engineer advises that a final inspection was made of 117 Sunfield Avenue, Application #P22-06/07, located in Block 395, Lot 31.04; and

**WHEREAS,** the applicant was required to post engineering inspection fees, pursuant to Township Ordinance; and

**WHEREAS,** on April 11, 2008, SAI Construction c/o Summit Associates Inc. posted inspection fees in the amount of \$25,000.00 on deposit with the Township of Edison in account #7760216809 for engineering fees; and

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

**WHEREAS,** the sum expended for engineering inspections totals \$3,970.09; and

**WHEREAS,** it is in now in order that the sum of \$21,029.91, plus interest if applicable, which represents the amount due and owing the applicant, be returned to SAI Construction Inc. c/o Summit Associates Inc. having offices at Raritan Plaza One, Raritan Center Edison, NJ 08818-7806;

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON** that the sum of \$21,029.91 plus accrued interest, if applicable, be refunded to the applicant; and

**BE IT FURTHER RESOLVED** that the Acting Director of Finance be and is hereby authorized to refund said sum of \$21,029.91, plus accrued interest, if applicable, in account #7760216809 to the applicant.

**RESOLUTION R.526-092014**

**EXPLANATION:** Resolution releasing Cash Performance Bond to Gulberg Builders, LLC. 5 Payne Court, Edison, NJ 08820.

**WHEREAS,** the Township Engineer advises that an inspection has been made of 42 Stephenville Parkway, Application #P5091, with site located at Block 1013, Lot 1.04, and said inspection indicates all improvements are complete and in accordance with Site Plan approval and Municipal Standards of the Township of Edison; and

**WHEREAS,** the Township Engineer, recommends the release of the Cash Performance Bond posted on March 24, 2013 in the amount of \$18,000.00, plus accrued interest, if applicable, on deposit in account #7762495369 with the Township of Edison;

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON** that the cash performance bond be released in the amount of \$18,000.00, plus accrued interest if applicable, and the Township Clerk and Acting Director of Finance is hereby authorized to return the aforesaid Cash Performance Bond in the amount of \$18,000.00, plus accrued interest if applicable, to the applicant; and

**BE IT FURTHER RESOLVED** that the Township Clerk and the Acting Director of Finance be and is hereby authorized to return the aforesaid Cash Performance Bond in the amount of \$18,000.00 plus accrued interest, if applicable, on deposit in account #7762495369 to the applicant.

**RESOLUTION R.527-092014**

**EXPLANATION:** Resolution Refunding Cash Performance & Performance Bond To Edison Holdings I LLC, 71 Route 173, Suite 201 Asbury Park, NJ 08802, for Middlesex Logistics Center - Phase 1.

**WHEREAS,** the Township Engineer advises that an inspection has been made of Middlesex Logistics Center, Phase 1, Application #P29-05/06, with site located at Mill Road, Block 398, Lots 18, 26, and 27, and said inspection indicates all improvements are complete and in accordance with Site Plan approval and Municipal Standards of the Township of Edison; and

**WHEREAS,** the Township Engineer, recommends the release of the Performance Bond letter of Credit No. 18113675-00-000 of PNC Bank, posted on September 1, 2010 in the amount of \$1,800,408.87 with the Township of Edison, principal being Edison Holdings I LLC and acceptance of the subject improvements; and

**WHEREAS,** the Township Engineer, recommends the release of the Cash Performance Check #1173 posted on August 5, 2010 in the amount of \$200,045.43, plus accrued interest, if applicable, on deposit in account #77614169862 with the Township of Edison, principal being Edison Holdings I LLC having offices at 171 Route 173, Suite 201, Asbury Park, NJ 08802, and acceptance of the subject improvements;

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON** that the aforementioned improvements are hereby complete and satisfactory and the Township Clerk be

and is hereby authorized to return the aforesaid Performance Bond letter of Credit in the amount \$1,8000,408.87 to the applicant; and

**BE IT FURTHER RESOLVED** that the Township Clerk and the Director of Finance be and is hereby authorized to return the aforesaid Cash Performance Bond in the amount of \$200,045.43 plus accrued interest, if applicable, on deposit in account #7761416986 to the applicant.

#### **RESOLUTION R.528-092014**

**EXPLANATION:** Resolution Releasing Cash Performance Bond on Liddle Avenue LLC.

**WHEREAS**, the Township Engineer advises that an inspection has been made of Liddle Avenue LLC, Liddle Senior Housing, Application #Z88-99/00, Block 757, Lot 41, and said inspection indicates all improvements are complete and in accordance with Site Plan approval and Municipal Standards of the Township of Edison; and

**WHEREAS**, on March 27<sup>th</sup>, 2007 a request came in for a reduction of 70% of the Cash Performance from \$75,472.44 to \$22,641.73. It is now in order to release the said amount to Liddle Avenue LLC having offices at 551 Park Avenue, Scotch Plains, N.J. 07076;

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON** that the release of the remainder of the cash bond be release in the amount of (\$23,605.37) and the Township Clerk be and is hereby authorized to return the aforesaid Cash Performance Bond in the amount \$23,605.37, plus accrued interest, if applicable, to the applicant; and

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON** that the applicant under legal agreement will relinquish the amount of \$22,600.00 to the Township of Edison for payment into the Tree Fund from the cash bond amount of \$23,605.37 presently held by the Township of Edison; and

**BE IT FURTHER RESOLVED** that the Township Clerk and the Acting Director of Finance be and is hereby authorized to return the aforesaid **Cash Performance Bond Remainder in the amount of \$1,005.37**, plus accrued interest, if applicable, on deposit in account # 7760013242 to the applicant, **and \$22,600.00 shall be deposited into the Township's Tree Fund** as a portion of payment due from the applicant to the Township of Edison, and any remaining paper bond amount shall be released.

#### **RESOLUTION R.529-092014**

**EXPLANATION:** Resolution Refunding Unexpended Balance on Engineering Inspection Fees to Edison Holdings I LLC, 171 Route 173, Suite 201 Asbury Park, NJ 08802, for Middlesex Logistics Center, Phase 1.

**WHEREAS**, the Township Engineer advises that a final inspection was made of Middlesex Logistics Center, located at Mill Road, Application #P29-05/06, with site located in Block 398, Lots 18, 26 and 27; and

**WHEREAS**, the applicant was required to post engineering inspection fees, pursuant to Township Ordinance; and

**WHEREAS**, on August 5, 2010, Edison Holdings I LLC, posted inspection fees in the amount of \$83,352.27 on deposit with the Township of Edison in account #7760296102 for engineering fees; and

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

**WHEREAS**, the sum expended for engineering inspections totals \$28,775.91; and

**WHEREAS**, it is in now in order that the sum of \$54,576.36, which represents the amount due and owing the applicant, be returned to Edison Holdings I LLC having offices at 171 Route 173, Suite 201, Asbury Park, NJ 08802;

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON** that the sum of \$54,576.36 plus accrued interest, if applicable, be refunded to the applicant; and

**BE IT FURTHER RESOLVED** that the Director of Finance be and is hereby authorized to refund said sum of \$54,576.36, in account #7760296102 to the applicant.

#### **RESOLUTION R.530-092014**

**EXPLANATION:** This resolution provides for refund of construction permit fee, posted for a residential construction permit where inspection services were not performed by contractor.

**WHEREAS**, July 31, 2014, a Construction (Building) Permit fee, check #3724, permit #2014-3051, was posted in the total amount of \$232.00 by the contractor, My Deck, LLC., having offices at 8 Route 31, Flemington, NJ 08822; and

**WHEREAS**, the application was paid for in error by the wrong contractor; and

**WHEREAS**, appropriate documents have been submitted to the Township indicating the permit was paid for by the wrong contractor; and

**WHEREAS**, it is therefore appropriate that the municipal permit fee in the amount of \$232.00, fee for permit #2014-3051, be refunded to the contractor, My Deck, LLC. ; and

**WHEREAS**, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2014-3051, in the amount of \$232.00 for the referenced application;

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the Township of Edison that the sum not to exceed \$232.00 on construction permit fees posted by My Deck, LLC. be refunded to the contractor;

**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the said amount of \$232.00 from the Refund of Revenue Fund to the contractor, My Deck, LLC. 8 Route 31, Flemington, NJ 08822.

#### **RESOLUTION R.531-092014**

#### **EXPLANATION: Refund of Maintenance Bond for 32 Kathleen Place Improvements.**

**WHEREAS**, the Township Engineer advises that an inspection has been made of 32 Kathleen Place, Application #P5026, site located in Block 556-F, Lot 17.01, and said inspection indicates all improvements are complete and in accordance with Site Plan approval and Municipal Standards of the Township of Edison; and

**WHEREAS**, inspection fees were posted on April 25, 2008 which now has a zero balance; and

**WHEREAS**, on February 27, 2012 a Maintenance Bond was posted by Konstantinos Kourkanakis in the amount of \$1,807.20; and

**WHEREAS**, the Township Engineer, recommends the release of the Cash Performance Bond Check #882930153 posted on April 25, 2008 in the amount of \$14,457.60, on deposit in account #7760013336 with the Township of Edison, principal being Konstantinos Kourkanakis having offices at 369-A Crowells Road, Highland Park, N.J. 08904 and acceptance of the subject improvements; and

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON** that the aforementioned improvements are hereby complete and satisfactory and the Township Clerk be and is hereby authorized to return the aforesaid Cash Performance Bond in the amount of \$14,457.60, plus accrued interest, if applicable, to the applicant; and

**BE IT FURTHER RESOLVED** that the Township Clerk and the Director of Finance be and is hereby authorized to return the aforesaid Cash Performance Bond in the amount of \$14,457.60, plus accrued interest, if applicable, on deposit in account #7760013336 to the applicant.

#### **RESOLUTION R.532-092014**

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

**WHEREAS**, bids were received by the Township of Edison on July 24, 2014 for Public Bid No. 14-02-03-Supplies for Office Equipment; and

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

**WHEREAS**, the total amount of this contract, not to exceed \$43,000.00, 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 spreadsheets; and

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

1. All bids have been reviewed, and the bid submitted by W.B. MASON COMPANY INCORPORATED, 59 Centre St., Brockton, MA 02303 for Supplies for Office Equipment is determined to be the lowest legally responsible bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$43,000.00, and any other necessary documents, with W.B. MASON COMPANY INCORPORATED.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

#### **RESOLUTION R.533-092014**

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

**WHEREAS**, bids were received by the Township of Edison on July 24, 2014 for Public Bid No. 14-02-03-Supplies for Office Equipment; and

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

**WHEREAS**, the total amount of this contract, not to exceed \$24,000.00 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 spreadsheets; and

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

1. All bids have been reviewed, and the bid submitted by CNI OFFICE SUPPLIES, 6 Cornwall Ct., Suite C, East Brunswick, NJ 08816 for Supplies for Office Equipment is determined to be the lowest legally responsible bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$24,000.00 and any other necessary documents, with CNI OFFICE SUPPLIES.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

#### **RESOLUTION R.534-092014**

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

**WHEREAS**, bids were received by the Township of Edison on July 24, 2014, for Public Bid No. 14-02-03-Supplies for Office Equipment; and

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

**WHEREAS**, the total amount of this contract, not to exceed \$33,000.00 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 spreadsheets; and

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

1. All bids have been reviewed, and the bid submitted by OFFICE NEEDS, 1120 Raritan Rd., Clark, NJ 07066 for Supplies for Office Equipment is determined to be the lowest legally responsible bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$33,000.00 and any other necessary documents, with OFFICE NEEDS.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

**RESOLUTION R.535-092014**

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO CDW-GOVERNMENT FOR THE FURNISHING OF TWENTY EIGHT (28) COMPUTERS FOR THE DIVISIONS OF POLICE, FIRE, AND HUMAN RESOURCES**

**WHEREAS**, there is a need to purchase twenty (20) computers for the Police Division, five (5) for the Fire Division, and three (3) for the Human Resource Division in an amount not to exceed \$23,800.00; and

**WHEREAS**, CDW-GOVERNMENT, 230 North Milwaukee Ave., Vernon Hills, IL 60061, has been awarded State Contract Number 70262 under M-7000/WSCA Computer Contract; and

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

**WHEREAS**, funds in the amount of \$23,800.00 have been certified to be available in the Information Technology Related Costs Account, Number C-04-14-1872-100-001; 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 \$23,800.00 and any other necessary documents, with CDW-GOVERNMENT, 230 North Milwaukee Ave., Vernon Hills, IL 60061, as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract, No. 70262 under M-7000.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$23,800.00** have been certified to be available Account Number **C-04-14-1872-100-001**.

/s/ Agnes Yang  
Acting Chief Financial Officer

**RESOLUTION R.536-092014**

**RESOLUTION AUTHORIZING FUNDS FOR PAYMENT TO ULTIMATE COLLISION REPAIR IN AN AMOUNT NOT TO EXCEED \$10,834.73 RESULTING IN A TOTAL AMOUNT TO BE PAID IN 2014 OF \$23,509.38**

**WHEREAS**, ULTIMATE COLLISION REPAIR, 1115 Route 1, Edison, NJ 08837 was awarded Contract No. 11-10-25, COLLISION REPAIRS through Resolution R. 836-112011; and

**WHEREAS**, there is an outstanding invoice in the amount of \$10,834.73 for repair of R-36; and

**WHEREAS**, there was \$12,674.65 previously spent in 2014 resulting in payments for 2014 of \$23,509.38; and

**WHEREAS**, funds in the amount of \$10,834.73 have been certified to be available in the Reserve for Self Insurance Account, Number 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 the Mayor, or his designee, is hereby authorized to execute payment in the amount of \$10,834.73 for ULTIMATE COLLISION REPAIR as described herein.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$10,834.73** are available for the above in Account No. **T-13-00-0013-000-000**.

/s/ Agnes Yang  
Acting Chief Financial Officer

**RESOLUTION R.537-092014**

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO CDW-GOVERNMENT FOR THE  
FURNISHING OF NETWORK HARDWARE FOR THE  
DEPARTMENT OF PUBLIC SAFETY**

**WHEREAS**, there is a need to furnish network hardware in the amount of \$22,360.00 for the Department of Public Safety; and

**WHEREAS**, CDW-GOVERNMENT, 230 North Milwaukee Ave., Vernon Hills, IL 60061, has been awarded State Contract Number 87722 under M-7000/Data Communications Equipment Contract; and

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

**WHEREAS**, funds in the amount of \$22,360.00 have been certified to be available in the Information Technology Related Costs Account, Number C-04-14-1872-100-001; 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 \$22,360.00 and any other necessary documents, with CDW-GOVERNMENT, 230 North Milwaukee Ave., Vernon Hills, IL 60061, 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. 87722 under M-7000.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$22,360.00** have been certified to be available Account Number **C-04-14-1872-100-001**.

/s/ Agnes Yang  
Acting Chief Financial Officer

**RESOLUTION R.538-092014**

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO  
EN-TECH CORPORATION FOR 2014 SANITARY SEWER REHABILITATION (VARIOUS STREETS)  
FOR THE TOWNSHIP OF EDISON**

**WHEREAS**, bids were received by the Township of Edison on September 12, 2014 for Public Bid No. 14-29-01-2014 Sanitary Sewer Rehabilitation (Various Streets) for the Township of Edison; and

**WHEREAS**, EN-TECH CORPORATION, 91 Ruckman Rd., Closter, NJ 07624 submitted the lowest legally responsible, responsive bid; and

**WHEREAS**, the maximum amount of the purchase shall not exceed \$797,025.00; and

**WHEREAS**, funds in the amount of \$797,025.00 have been certified to be available in the Various Sewer Improvements Account, Number C-08-14-1873-001-000; 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 EN-TECH CORPORATION, 91 Ruckman Rd., Closter, NJ 07624 for Sanitary Sewer Rehabilitation (Various Streets) for the Township of Edison, is determined to be the lowest legally responsible, responsive bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$797,025.00, and any other necessary documents, with EN-TECH CORPORATION 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 **\$797,025.00** are available for the above contract in Account No. **C-08-14-1873-001-000**.

/s/ Agnes Yang  
Acting Chief Financial Officer

**RESOLUTION R.539-092014**

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO  
SCHIFANO CONSTRUCTION CORPORATION FOR 2014 ROAD RESURFACING PROGRAM  
(VARIOUS STREETS) FOR THE TOWNSHIP OF EDISON**

**WHEREAS**, bids were received by the Township of Edison on September 12, 2014 for Public Bid No. 14-31-01-2014 Road Resurfacing Program (Various Streets) for the Township of Edison; and

**WHEREAS**, SCHIFANO CONSTRUCTION CORPORATION, 1 Smalley Ave., Middlesex, NJ 08846 submitted the lowest legally responsible, responsive bid; and

**WHEREAS**, the maximum amount of the purchase shall not exceed \$2,422,420.75; and

**WHEREAS**, funds in the amount of \$2,422,420.75 have been certified to be available in the DPW Asphalt, Materials & Equipment Account, Number C-04-14-1872-310-000; 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 SCHIFANO CONSTRUCTION CORPORATION, 1 Smalley Ave., Middlesex, NJ 08846 for Road Resurfacing Program (Various Streets) for the Township of Edison, is determined to be the lowest legally responsible, responsive bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$2,422,420.75, and any other necessary documents, with SCHIFANO CONSTRUCTION CORPORATION 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 **\$2,422,420.75** are available for the above contract in Account No. **C-04-14-1872-310-000**.

/s/ Agnes Yang  
Acting Chief Financial Officer

**RESOLUTION R.540-092014**

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO CELEBRITY FORD D/B/A BEYER FORD FOR THE PURCHASE OF FIVE (5) 2015 FORD EXPLORERS FOR THE DIVISION OF CODE ENFORCEMENT**

**WHEREAS**, there is a need to purchase five (5) 2015 Ford Explorers for the Division of Code Enforcement; and

**WHEREAS**, CELEBRITY FORD D/B/A BEYER FORD, 170 Ridgedale Avenue, Morristown, NJ 07962 has been awarded State Contract Number 83013 under T-2007/Vehicles, Sport Utility (SUV); and

**WHEREAS**, funds in the amount of \$126,765.00 have been certified to be available in the Const. Enforcement Agency Purchase of Vehicles Account, Number 4-01-22-0195-000-051; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$126,765.00 and any other necessary documents, with **CELEBRITY FORD D/B/A BEYER FORD**, 170 Ridgedale Avenue, Morristown, NJ 07962, as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract, No. 83013 under T-2007.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$126,765.00** are available for the above contract in Account No. **4-01-22-0195-000-051**.

**RESOLUTION R.541-092014**

**RESOLUTION AWARDING CONTRACT TO CAMBRIA TRUCK CENTER FOR THE PURCHASE OF TWO (2) AUTOMATED SIDE LOADER REFUSE COLLECTION VEHICLES FOR THE DEPARTMENT OF PUBLIC WORKS**

**WHEREAS**, bids were received by the Township of Edison on July 10, 2014 for Public Bid No. 14-06-18-Automated Side Loader Refuse Collection Vehicle for the Department of Public Works; and

**WHEREAS**, CAMBRIA TRUCK CENTER, 116 Talmadge Rd., Edison, NJ 08817 submitted the lowest legally responsible, responsive bid; and

**WHEREAS**, the maximum amount of the purchase shall not exceed \$536,600.00 (\$268,300.00 per vehicle); and

**WHEREAS**, funds in the amount of \$494,139.34 have been certified to be available in the Sanitation Capital Outlay Account, Number 4-09-55-0880-000-600 and funds in the amount of \$42,406.66 have been certified to be available in the Purchase of an Automated Truck Account, Number C-04-12-1817-370-001; 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 CAMBRIA TRUCK CENTER, 116 Talmadge Rd., Edison, NJ 08817 for Automated Side Loader Refuse Collection Vehicle for the Department of Public Works, is determined to be the lowest legally responsible, responsive bid.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$536,600.00, and any other necessary documents, with CAMBRIA TRUCK CENTER 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 for the above in the amount of **\$494,139.34** are available in account **4-09-55-0880-000-600** and funds in the amount of **\$42,460.66** are available in account **C-04-12-1817-370-001**.

/s/ Agnes Yang  
Acting Chief Financial Officer

**RESOLUTION R.542-092014**

**RESOLUTION AWARDING CONTRACT TO CRAFT OIL CORP. D/B/A PETROCHOICE FOR THE SUPPLY AND INSTALLATION OF AN OVERHEAD LUBRICANT DISPENSING SYSTEM**

**WHEREAS**, bids were received by the Township of Edison on September 9, 2014 for Public Bid No. 14-05-28R Overhead Lubricant Dispensing System for the Township of Edison; and

**WHEREAS**, CRAFT OIL CORP. D/B/A PETROCHOICE, 837 Cherry St., Avoca, PA 18641 submitted the lowest, legally responsible, responsive bid; and

**WHEREAS**, the maximum amount of the purchase shall not exceed \$52,982.00; and

**WHEREAS**, funds in the amount of \$52,982.00 have been certified to be available in the Various Capital Improvements – Kilmer Account, Number C-04-13-1845-310-002; 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 CRAFT OIL CORP. D/B/A PETROCHOICE, 837 Cherry St., Avoca, PA 18641 for the supply and installation of an Overhead Lubricant Dispensing System for the Township of Edison, is determined to be the lowest, legally responsible, responsive bid.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$52,982.00, and any other necessary documents, with CRAFT OIL CORP. D/B/A PETROCHOICE 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 **\$52,982.00** are available for the above in Account No. **C-04-13-1845-310-002**.

/s/ Agnes Yang  
Acting Chief Financial Officer

**RESOLUTION R.543-092014**

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO FIT-RITE UNIFORM CO., INC. FOR THE FURNISHING OF UNIFORMS AND EQUIPMENT-DIVISION OF FIRE/FIRE PREVENTION**

**WHEREAS**, bids were received by the Township of Edison on July 15, 2014 for Public Bid No. 14-01-29-Uniforms and Equipment-Division of Fire/Fire Prevention for the Township of Edison; and

**WHEREAS**, FIT-RITE UNIFORM CO., INC., 657 Chestnut St., Union, NJ 07083, submitted the lowest legally responsible bid for various items of the bid as listed on the spreadsheet; and

**WHEREAS**, the total amount of this contract, not to exceed \$53,000.00, 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 FIT-RITE UNIFORM CO., INC., 657 Chestnut St., Union, NJ 07083 for Uniforms and Equipment-Division of Fire/Fire Prevention is determined to be the lowest legally responsible bid for various items as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$53,000.00 and any other necessary documents, with FIT-RITE UNIFORM CO., INC.

**RESOLUTION R.544-092014**

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO CONTINENTAL FIRE & SAFETY, INC. FOR THE FURNISHING OF UNIFORMS AND EQUIPMENT-DIVISION OF FIRE/FIRE PREVENTION**

**WHEREAS**, bids were received by the Township of Edison on July 15, 2014 for Public Bid No. 14-01-29-Uniforms and Equipment-Division of Fire/Fire Prevention for the Township of Edison; and

**WHEREAS**, CONTINENTAL FIRE & SAFETY, INC., 2740 Kuser Rd., Hamilton, NJ 08691, submitted the lowest legally responsible bid for various items of the bid as listed on the spreadsheet; and

**WHEREAS**, the total amount of this contract, not to exceed \$125,000.00, 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 CONTINENTAL FIRE & SAFETY, INC., 2740 Kuser Rd., Hamilton, NJ 08691 for Uniforms and Equipment-Division of Fire/Fire Prevention is determined to be the lowest legally responsible bid for various items as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$125,000.00 and any other necessary documents, with CONTINENTAL FIRE & SAFETY, INC.

**RESOLUTION R.545-092014**

**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 4, 2014 with a rain date of October 11, 2014.

**Whereas,** Fireworks Extravaganza Inc. has applied to the Township of Edison for a permit to discharge fireworks on October 4, 2014 with a rain date of October 11, 2014, 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 4, 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.

**RESOLUTION R.546-092014**

**RESOLUTION TO RELEASE STREET OPENING ESCROW**

**WHEREAS,** the Township Department of Public Works advises the following have deposited Escrow Funds for Street Opening Permits; and

**WHEREAS,** notification has been received stating that all work has been inspected and restored as per the requirements of the Road Opening Permit; and

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON,** that the Finance Department is hereby authorized to release Street Opening Escrow Funds, under reference number ST00000103, to the following:

<b>Permit Number:</b>	<b>0285</b>
<b>Opening Location:</b>	<b>55 Carlton Street</b>
<b>Block/Lot:</b>	<b>700/14</b>
<b>Applicant's Name &amp; Address:</b>	<b>KJM Contractors, LLC 12 Wedgewood Avenue Woodbridge, NJ 07095</b>
<b>Initial Deposit Date:</b>	<b>01/30/14</b>
<b>Deposit Amount:</b>	<b>\$480.00</b>
<b>Paid by &amp; refunded to:</b>	<b>Robert S Puhan</b>

**55 Carlton Street  
Edison, NJ 08837-3323**

**BE IT FURTHER RESOLVED** that the Township Council of the Township of Edison forwards a certified true copy of the resolution to the Director of Finance.

**COMMUNICATIONS**

- a. Electronic Mail received from Rabbi Rosenberg requesting police representation for the coming holidays.
- b. Electronic Mail received from Irene Wall regarding the residential parking ordinance.
- c. Electronic Mail received from Jorge Ramirez regarding handicapped parking on Jefferson Blvd. (added to agenda at worksession).

On a motion made by Councilmember Diehl, seconded by Councilmember Lombardi, and duly carried, the above Communications were received.

**ORAL PETITIONS AND REMARKS**

Council President Karabinchak opened the meeting for public comment.

Fred Wolke, 10 Peake Road, on Ordinance O.1881-2014, he asked if the Township is getting any money for the use of this property.

Mr. Northgrave said we are just re-establishing the easement that has been there since the railroad was built and there is no money involved.

Mr. Wolke asked if something were to happen on the property would the Township be responsible.

Mr. Northgrave said only if it is our fault. If caused by another party it would be their responsibility. We are merely giving the railroad permission to go across the property.

Bill Brunner, 215 Loring Avenue, on Resolution R.538-092014, asked if Entech is the actual sewer contractor or a sub-contractor. He said he has never heard of this company. He felt we should keep a sharp eye on sub-contractors coming into Edison. He said he is familiar with Building 1072 and it is in atrocious condition. It would have to be demolished as it would be cost prohibitive to renovate.

Maryann Hennessey, 20 Carmello Drive, suggested to the Engineering Department that when residents come in to file for a permit the packet they are given should state if they are a senior citizen there is no Township fee. That way we could avoid all the refund Resolutions that appear on the agenda. She felt Building 1072 should not be addressed at this time with our taxes going up. She asked about the seven acres we received from Hartz Mountain and what could be put there. She inquired if we have the deed.

Councilmember Diehl said when that deal went down, this land was to be an extension of Paterniti Park as the shape of it makes it a little challenging.

Ms. Hennessey suggested perhaps putting a swimming pool there as she felt the south end of Edison is neglected.

Walt Shneer, Park Way, said it is the same old story, tractor trailers coming off Meadow Road and causing near misses. He said this has been going on for a long time.

Councilmember Mascola asked if we could reach out to Mr. Medina as he has been getting a lot of complaints on this issue.

Irene Wall, 205 Fleet Avenue, again asked for the status of her proposed residential parking ordinance. She said the people from the mosque are parking all over. She said the residents signed the petition so why don't they have an ordinance.

Mr. Northgrave said he thought he was clear at the last meeting. We are trying to resolve the problem short of passing an ordinance. He said it is not as simple as names on a petition and that may just pass the problem on to another area. He said he realizes that Ms. Wall disagrees with him but that is where it stands.

Ms. Wall felt that they should not be there at all. They are operating under an application from the Korean Baptist Church and she felt they are breaking the law on many levels. She said the residents that signed that petition are telling the Council what they want.

Deputy Chief Anderko commented that the Police department will revisit this issue and report back to Ms. Wall by the end of the week.

Esther Nemitz, 162B Fay Street, thanked everyone who came out to the Fall Family Festival on Amboy Avenue. She also thanked everyone who supported the Farmer's Market. She said they will be out there until the end of October and would like to extend until Thanksgiving.

Maryann Hennessey, 20 Carmello Drive, she thanked Councilmember Lombardi for preparing the ordinance on fracking.

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

Having no further business to discuss, on a motion made by Councilmember Diehl seconded by Councilmember Lombardi, the meeting was adjourned at 8:11 p.m.

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Robert Karabinchak  
Council President

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Cheryl Russomanno  
Acting Municipal Clerk