

**MINUTES OF A REGULAR MEETING
OF THE MUNICIPAL COUNCIL - TOWNSHIP OF EDISON**

September 25, 2013

A Regular Meeting of the Municipal Council was held in the Council Chambers of the Municipal Building on Wednesday, September 25, 2013. The meeting was called to order at 7:05 p.m. by Council President Diehl, followed by the Pledge of Allegiance.

Present were Councilmembers Diehl, Gomez, Karabinchak, Lankey, Lombardi, Mascola and Prasad.

Also present were Acting Township Clerk Russomanno, Deputy Township Clerk Kenny, Township Attorney Kemm, Business Administrator Ruane, Management Specialist Stephens, Public Works Director Roderman, Health Director Elliot, Recreation Director Halliwell, Police Captain Pemberton, Fire Chief Latham 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 posted in the Main Lobby of the Municipal Complex on the same date.

APPROVAL OF MINUTES

On a motion made by Councilmember Lankey, seconded by Councilmember Karabinchak, and duly carried, the Minutes of Closed Session Meeting of July 22, 2013 and August 26, 2013 were accepted as submitted.

COUNCIL PRESIDENT'S REMARKS

Council President Diehl said the Dushara Festival will be held on September 28th and we will be adding a fireworks Resolution to the agenda for that event.

APPROVAL OF VOLUNTEER FIREFIGHTER

Applications for membership were received by:

Oak Tree Volunteer Fire Co:
Nicholas A. Sacco

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

RESOLUTION OF RECOGNITION:

RESOLUTION R.528-092013

WHEREAS, Case Management Society of America (CMSA), now in its eighteenth year will celebrate the ninth year of National Case Management Week being held on October 13, 2013 through October 19, 2013, which will serve to recognize health care case managers, to educate the public about case management and to increase recognition of the significant contribution of case managers to quality health care for the patient, health care provider, and payer; and

WHEREAS, entities ranging from health care facilities, managed care organization, military installation, employer markets and care and disease management companies will be sponsoring local recognition and educational events during this celebration week through activities in the health care companies and efforts of the local CMSA Chapters; and

WHEREAS, the CMSA is an international organization of case managers, and health care professionals, committed to promoting the growth and value of case management and to support the evolving needs of the case management professionals; and

WHEREAS, the CMSA was founded in 1990 and now has almost 11,000 members and over 70 affiliated and pending Chapters which involves the collaborative process of assessment, planning, facilitation and advocacy for options and services to meet an individual's health needs through communication and available resources to promote quality cost-effective outcomes; and

NOW, THEREFORE, the Township of Edison does hereby recognize and honor CMSA on their ninth year of celebration of National Case Management and proclaims the week of October 13, 2013 through October 19, 2013 to be National Case Management Week.

NOW, THEREFORE BE IT FURTHER, the Township of Edison does hereby recognize and honor health care case managers' contribution to the quality of health care at the JFK Health System.

Council President Diehl opened the meeting to the public for comments on Resolution R.528-092013.

There were no comments from the public regarding Resolution R.528-092013. On a motion made by Councilmember Lombardi, seconded by Councilmember Gomez and duly carried, the public hearing was closed.

On a motion made by Councilmember Lombardi and seconded by Councilmember Gomez. Resolution R.528-092013 was adopted..

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

NAYS - None

UNFINISHED BUSINESS
ORDINANCES FOR FURTHER CONSIDERATION AND PUBLIC HEARING

The following Ordinance, which was introduced by Title on July 24, 2013 passed on first reading, published according to law for further consideration at this meeting, was read by the Township Clerk:

O.1839-2013 AN ORDINANCE CHANGING THE ZONING OF THE AREAS IN CAMP KILMER TO BE TRANSFERRED TO EDISON TOWNSHIP BOARD OF EDUCATION AND THE TOWNSHIP OF EDISON AS RECOMMENDED IN THE MASTER PLAN (Was tabled at August 28, 2013 meeting)

(The above Ordinance O.1839-2013 can be found in its entirety in Ordinance Book #27.)

Council President Diehl declared the Public Hearing opened for O.1839-2013

Irene Wall, 25 Fleet Avenue, asked if the sewer agreement from the last meeting affects this project.

Mr. Kemm replied that the sewer chamber meter agreement to maintain and repair only enables us to bill Rutgers and only affects Rutgers.

Hearing no further comments, on a motion made by Councilmember Karabinchak, seconded by Councilmember Lombardi, 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.1844-2013 AN 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.

(The above Ordinance O.1844-2013 can be found in its entirety in Ordinance Book # 27.)

Council President Diehl declared the Public Hearing opened for O.1844-2013

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

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

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

NAYS - None

O.1845-2013 A BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS BY THE TOWNSHIP OF EDISON, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$2,400.00 THEREFORE AND AUTHORIZING THE ISSUANCE FOR \$2,285,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

(The above Ordinance O.1845-2013 can be found in its entirety in Ordinance Book # 27.)

Council President Diehl declared the Public Hearing opened for O.1845-2013

Hearing no further 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

NEW BUSINESS

PROPOSED ORDINANCES (PUBLIC HEARING SET DOWN FOR WEDNESDAY, OCTOBER 9, 2013)

The following Ordinances were introduced by title:

O.1846-2013 AN ORDINANCE REVISING THE FEES FOR THE TOWNSHIP'S UNIFORM CONSTRUCTION CODE ENFORCEING AGENCY.

On a motion made by Councilmember Karabinchak, seconded by Councilmember Mascola, 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 9, 2013.

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

NAYS - None

Councilmember Gomez asked Ms. Ruane to present the variance analysis report this evening since she was absent on Monday.

Ms. Ruane reported that wages are right on the money. She said the \$697,000 sick buy back is budgeted for. She said we are spot on budget.

Councilmember Karabinchak asked Ms. Ruane some questions regarding the tax appeals report he received. He recalled her saying we are not going to DCA this year so he asked where we are getting the money to pay the settled appeals.

Ms. Ruane said none of these appeals were settled this year and a lot have been thrown out.

Councilmember Karabinchak said all we do is keep kicking the can down the road.

Councilmember Gomez asked how we are going to pick up over \$600,000 for interest with no surplus going into next year.

Councilmember Prasad made a motion to add Resolution R.567-092013 to the consent agenda, seconded by Councilmember Lombardi.

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

NAYS - None

PUBLIC COMMENTS AS TO P.ROPOSED RESOLUTIONS

Council President Diehl opened the meeting to the public for comments on Proposed Resolutions R.529-092013 through R.567-092013

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

The following Resolutions R.529-092013 through R567-092013 were adopted under the Consent Agenda on a motion made by Councilmember Mascola and seconded by Councilmember Karabinchak.

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

NAYS - None

RESOLUTION R.529-092013

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING SEPTEMBER 19, 2013

WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through September 19, 2013.

FUND	AMOUNT
Current	\$12,570,887.17
Affordable Housing	944.00
Capital	245,307.78
Cash Performance	0.00
CDBG	26,877.76
Developers Escrow	19,776.28
Dog (Animal Control)	176.00
Federal Forfeited	0.00
Grant Funds	2,587.05
Law Enforcement	0.00
Open Space	0.00
Payroll Deduction	438,578.63
Sanitation Fund	282,300.38
Sewer Utility	271,933.48
Tax Sale Redemption	163,985.32
Tree Fund	0.00
Tree Planting	0.00
Trust	64,709.75
TOTAL	\$14,088,063.60

/s/ Janice Saponaro
Chief Financial Officer

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

RESOLUTION R.530-092013

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 **\$100,938.81**.

RESOLUTION R.531-092013

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 \$9,950.27 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.532-092013**Authorizing Overpayment Refund caused by successful Tax Court Appeal**

WHEREAS, This office has received successful tax appeals judgment from the Tax Court of New Jersey for the case below, which was presented to the Municipal Council on prior Resolution # 488-072012:

TAXPAYER	TORSIELLO CONSTRUCTION & MNGT CO
PROPERTY LOCATION	4 PROGRESS ST
BLOCK / LOT / QUALIFIER	412.B / 1
DOCKET NUMBER (S)	002303-2010, 004355-2011
TAX YEAR	2010, 2011

WHEREAS, in accordance with the Tax Court of New Jersey, the assessed value of the property have been reduced for the applied tax years above, and 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 below:

DOCKET NUMBER (S)	00146-2012
FREEZE ACT YEAR	2012

WHEREAS, the reduction in assessed value, for the Freeze Act Year listed, has caused a real estate tax overpayment in the amount of **\$36,195.77**; 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 **\$36,195.77**.

RESOLUTION R.533-092013**RESOLUTION RECEIVING CORRECTIVE ACTION PLAN FOR THE TOWNSHIP OF EDISON
AUDIT FOR THE FISCAL YEAR ENDING ON DECEMBER 31, 2012**

WHEREAS, New Jersey Local Government Units are required to be audited and required to formulate a Corrective Action Plan within sixty (60) days of the receipt of the audit by the Municipal Governing Body; and

WHEREAS, the Council of the Township of Edison in the County of Middlesex New Jersey has received the report of Audit for the Fiscal year ending on December 31, 2012; and

WHEREAS, the Council of the Township of Edison in the County of Middlesex New Jersey has received the Corrective Action Plan;

NOW, THEREFORE, IT IS RESOLVED by the Council of the Township of Edison in the County of Middlesex, New Jersey that it has received the Corrective Action Plan for the report of Audit for the fiscal year ending on December 31, 2012.

RESOLUTION R.534-092013**RESOLUTION REQUESTING APPROVAL OF ITEM OF REVENUE AND APPROPRIATION
PURSUANT TO N.J.S.A 40A:4-87**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County of

Municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

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

NOW, THEREFORE, IT IS RESOLVED THAT THE COUNCIL OF THE TOWNSHIP OF EDISON IN THE COUNTY OF MIDDLESEX, NEW JERSEY hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of **\$1,575.00**, which will be available from **GENERAL REVENUES 3. Miscellaneous Revenues-Section F. Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services-Public and ARTS GRANT** in the amount of **\$1,575.00**

IT IS FURTHER RESOLVED that the like sum of **\$1,575.00** is hereby appropriated under the caption **8. GENERAL APPROPRIATIONS (A) Excluded from "CAPS"; of \$1,575.00 ; and ARTS GRANT**

IT IS FURTHER RESOLVED that the above is the result of a grant and funds to be received from the State of New Jersey , **ARTS GRANT** in the amount of **\$1,575.00**

RESOLUTION R.535-092013

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

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

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

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

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

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

RESOLUTION R.536-092013

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

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

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

NOW, THEREFORE, IT IS RESOLVED THAT THE COUNCIL OF THE TOWNSHIP OF EDISON IN THE COUNTY OF MIDDLESEX, NEW JERSEY hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of **\$1,000.00**, which will be available from **GENERAL REVENUES 3. Miscellaneous Revenues-Section F. Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services-Public and WALMART GRANT** in the amount of **\$1,000.00**

IT IS FURTHER RESOLVED that the like sum of **\$1,000.00** is hereby appropriated under the caption **8. GENERAL APPROPRIATIONS (A) Excluded from "CAPS"; of \$1,000.00 ; and WALMART GRANT**

IT IS FURTHER RESOLVED that the above is the result of a grant and funds to be received from the State of New Jersey , **WALMART GRANT** in the amount of **\$1,000.00**

RESOLUTION R.537-092013

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

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

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

NOW, THEREFORE, IT IS RESOLVED THAT THE COUNCIL OF THE TOWNSHIP OF EDISON IN THE COUNTY OF MIDDLESEX, NEW JERSEY hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of **\$1,000.00**, which will be available from **GENERAL REVENUES 3. Miscellaneous Revenues-Section F. Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services-Public and THE ALLSTATE FOUNDATION** in the amount of **\$1,00.00**

IT IS FURTHER RESOLVED that the like sum of **\$1,000.00** is hereby appropriated under the caption **8. GENERAL APPROPRIATIONS (A) Excluded from "CAPS"**; of **\$1,000.00** ; and **THE ALLSTATE FOUNDATION**

IT IS FURTHER RESOLVED that the above is the result of a grant and funds to be received from the **THE ALLSTATE FOUNDATION** , in the amount of **\$1,000.00**

RESOLUTION R.538-092013

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

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

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

NOW, THEREFORE, IT IS RESOLVED THAT THE COUNCIL OF THE TOWNSHIP OF EDISON IN THE COUNTY OF MIDDLESEX, NEW JERSEY hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of **\$4,976.21**, which will be available from **GENERAL REVENUES 3. Miscellaneous Revenues-Section F. Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services-Public and QUALITY OF LIFE GRANT** in the amount of **\$4,976.21**

IT IS FURTHER RESOLVED that the like sum of **\$4,976.21** is hereby appropriated under the caption **8. GENERAL APPROPRIATIONS (A) Excluded from "CAPS"**; of **\$4,976.21** ; and **QUALITY OF LIFE GRANT**

IT IS FURTHER RESOLVED that the above is the result of a grant and funds to be received from the County of Middlesex State of New Jersey , in the amount of **\$4,976.21**

RESOLUTION R.539-092013

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

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

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

NOW, THEREFORE, IT IS RESOLVED THAT THE COUNCIL OF THE TOWNSHIP OF EDISON IN THE COUNTY OF MIDDLESEX, NEW JERSEY hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of **\$25,553.56**, which will be available from **GENERAL REVENUES 3. Miscellaneous Revenues-Section F. Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services-Public and MUNICIPAL ALLIANCE GRANT** in the amount of **\$25,553.56**

IT IS FURTHER RESOLVED that the like sum of **\$23,553.56** is hereby appropriated under the caption **8. GENERAL APPROPRIATIONS (A) Excluded from "CAPS"; of \$23,553.56 ; and MUNICIPAL ALLIANCE GRANT**

IT IS FURTHER RESOLVED that the above is the result of a grant and funds to be received from the County of Middlesex State of New Jersey , in the amount of **\$23,553.56**

RESOLUTION R.540-092013

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

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

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

NOW, THEREFORE, IT IS RESOLVED THAT THE COUNCIL OF THE TOWNSHIP OF EDISON IN THE COUNTY OF MIDDLESEX, NEW JERSEY hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of **\$4,500.00**, which will be available from **GENERAL REVENUES 3. Miscellaneous Revenues-Section F. Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services-Public and Middlesex County Nutrition Program** in the amount of **\$4,500.00**

IT IS FURTHER RESOLVED that the like sum of **\$4,500.00** is hereby appropriated under the caption **8. GENERAL APPROPRIATIONS (A) Excluded from "CAPS"; of \$4,500.00 ; and Middlesex County Nutrition Program**

IT IS FURTHER RESOLVED that the above is the result of a grant and funds to be received from the State of New Jersey , **Middlesex County Nutrition Program** in the amount of **\$4,500.00**

RESOLUTION R.541-092013

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

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

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

NOW, THEREFORE, IT IS RESOLVED THAT THE COUNCIL OF THE TOWNSHIP OF EDISON IN THE COUNTY OF MIDDLESEX, NEW JERSEY hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of **\$4,400.00**, which will be available from **GENERAL REVENUES 3. Miscellaneous Revenues-Section F. Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services-Public and DRUNK DRIVING ENFORCEMENT GRANT** in the amount of **\$4,400.00**

IT IS FURTHER RESOLVED that the like sum of **\$4,400.00** is hereby appropriated under the caption **8. GENERAL APPROPRIATIONS (A) Excluded from "CAPS"; of \$4,400.00 ; and DRUNK DRIVING ENFORCEMENT GRANT**

IT IS FURTHER RESOLVED that the above is the result of a grant and funds to be received from the State of New Jersey , in the amount of **\$4,400.00**

RESOLUTION R.542-092013

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

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

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

NOW, THEREFORE, IT IS RESOLVED THAT THE COUNCIL OF THE TOWNSHIP OF EDISON IN THE COUNTY OF MIDDLESEX, NEW JERSEY hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of **\$4,000.00**, which will be available from **GENERAL REVENUES 3. Miscellaneous Revenues-Section F. Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services-Public and CLICK IT OR TICKET GRANT** in the amount of **\$4,000.00**

IT IS FURTHER RESOLVED that the like sum of **\$4,000.00** is hereby appropriated under the caption **8. GENERAL APPROPRIATIONS (A) Excluded from "CAPS"; of \$4,000.00 ; and CLICK IT OR TICKET GRANT**

IT IS FURTHER RESOLVED that the above is the result of a grant and funds to be received from the Middlesex County, State of New Jersey, in the amount of **\$4,000.00**

RESOLUTION R.543-092013

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

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

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

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

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

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

RESOLUTION R.544-092013

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

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

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

NOW, THEREFORE, IT IS RESOLVED THAT THE COUNCIL OF THE TOWNSHIP OF EDISON IN THE COUNTY OF MIDDLESEX, NEW JERSEY hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of **\$1,000.00**, which will be available from **GENERAL REVENUES 3. Miscellaneous Revenues-Section F. Special Items of General Revenue Anticipated with Prior Written**

Consent of Director of Local Government Services-Public and CJ JOIN INSURANCE FUND SAFETY INCENTIVE GRANT in the amount of \$1,000.00

IT IS FURTHER RESOLVED that the like sum of **\$1,000.00** is hereby appropriated under the caption **8. GENERAL APPROPRIATIONS (A) Excluded from "CAPS"; of \$1,000.00 ; and CENTRAL JERSEY JOINT INSURANCE FUND SAFETY GRANT**

IT IS FURTHER RESOLVED that the above is the result of a grant and funds to be received from the CJJIF , in the amount of **\$1,000.00**

RESOLUTION R.545-092013

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

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, Middlesex County, New Jersey, does hereby approve and authorize the development and submission of said grant application, at a regularly-scheduled, public meeting on the evening of Wednesday, September 25, 2013.

RESOLUTION R.546-092013

WHEREAS, the Edison Department of Health and Human Services, through the Edison Municipal Alliance (EMA), established the noted BRIDGES (Building Relationships In Diversified Groups of Edison Students) program 16+ years ago, which it continues to effectively administer for the documented benefit of local students and their families to encourage positive, healthy behavior as an alternative to deleterious and potentially dangerous conduct and activities; and

WHEREAS, the Middlesex County Cultural & Heritage Commission recently distributed a Request For Proposals for the 2014 Program Grants in the ARTS, as funded by the Middlesex County Cultural & Heritage Commission, Middlesex County Board of Chosen Freeholders, NJ State Council of the Arts/NJ Department of State and the US National Endowment for the Arts; and

WHEREAS, the Edison Department of Health and Human Services, through the EMA/BRIDGES program, intends to apply for grant funding for a maximum amount of \$10,000.00 from the Middlesex County Cultural & Heritage Commission 2013 Program Grants in the ARTS, as it will help to further strengthen its mission, focus and vision through an artistic and creative format; and

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

WHEREAS, EMA/BRIDGES will also provide the requisite \$.50 value of in-kind match to each \$1.00 of MCCHC grant funds from public and/or private grants, for a maximum in-kind match value of \$5,000.00; and

WHEREAS, the Edison Department of Health and Human Services, through the EMA/BRIDGES program, will utilize all grant funds awarded by the Middlesex County Cultural & Heritage Commission 2014 Program Grants in the ARTS activities as described in its application for said funds and in compliance with all applicable Middlesex County and New Jersey agency requirements, guidelines, regulations and statutes;

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, County of Middlesex, State of New Jersey, does hereby approve and authorize the development and submission of said grant application at a regularly-scheduled, public meeting on Wednesday, September 25, 2013.

RESOLUTION R.547-092013

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 June 8, 2012, a Construction (Building) Permit fee, Money Order #84834, permit # 2012-2064, was posted in the total amount of \$90.00 by the contractor, Petro Fuel, having offices at 40 Cragwood Road , South Plainfield, NJ 07080; and

WHEREAS, the application was submitted to replace air conditioner condenser at 24 Stevens Road by the hired contractor; , who did not make known to the Construction Code Enforcement Division that the homeowner 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 \$85.00, derived from the \$90.0 total construction permit fee less the \$5.00 DCA fee, be refunded to the Homeowner Sally Steele, residing at 24 Stevens Road, Edison, NJ 08817; and

WHEREAS, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit # 2012-2064, in the amount of \$85.00 for the referenced application;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum not to exceed \$85.00 on construction permit fees posted by Petro Fuel ,for 24 Stevens Road be refunded to the Homeowner;

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$85.00 from the Refund of Revenue Fund to the Homeowner, Sally Steele at 24 Stevens Road, Edison , NJ 08817.

RESOLUTION R.548-092013

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 February 05, 2013, a Construction (Building) Permit fee, Check #7566, permit #20130847, was posted in the total amount of \$217.00 by the homeowner, Stephen B. Parkoff, of 23 Clive Hills, Edison, NJ 08820; and

WHEREAS, the application was submitted for a furnace and a/c replacement at 23 Clive Hills, the homeowner was unaware of the Senior Citizen waiver of municipal fees on construction permits, as per the Edison Municipal Code, chapter 2-128.3; and

WHEREAS, appropriate documents have been submitted to the Township for a bonafide senior resident; it is therefore appropriate that the municipal permit fee in the amount of \$200.00, derived from the \$217.00 total construction permit fee less the \$17.00 DCA fee, be refunded to the Homeowner Stephen B. Parkoff, residing at 23 Clive Hills Road, Edison, NJ 08820; and

WHEREAS, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #20130847, in the amount of \$200.00 for the referenced application;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum not to exceed \$200.00 on construction permit fees posted by Stephen B. Parkoff, for 23 Clive Hills be refunded to the Homeowner;

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$200.00 from the Refund of Revenue Fund to the Homeowner, Stephen B. Parkoff at 23 Clive Hills Road, Edison , NJ 08820.

RESOLUTION R.549-092013

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 March 5, 2013, a Construction (Building) Permit fee, Check #898, permit #20131034, was posted in the total amount of \$392.00 by the homeowner, George F. Poppe III, of 32 Chandler Road, Edison, NJ 08820; and

WHEREAS, the application was submitted for a generator at 32 Chandler Road, the homeowner was unaware of the Senior Citizen waiver of municipal fees on construction permits, as per the Edison Municipal Code, chapter 2-128.3; and

WHEREAS, appropriate documents have been submitted to the Township for a bonafide senior resident; it is therefore appropriate that the municipal permit fee in the amount of \$375.00, derived from the \$392.00 total construction permit fee less the \$17.00 DCA fee, be refunded to the Homeowner George F. Poppe III, residing at 32 Chandler Road, Edison, NJ 08820; and

WHEREAS, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #20131034, in the amount of \$375.00 for the referenced application;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum not to exceed \$375.00 on construction permit fees posted by George F. Poppe III, for 32 Chandler Road be refunded to the Homeowner;

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$375.00 from the Refund of Revenue Fund to the Homeowner, George F. Poppe III at 32 Chandler Road, Edison , NJ 08820.

RESOLUTION R.550-092013

EXPLANATION: Resolution Releasing the Maintenance Bond on the 51 Million Street residential project by Fox & Foxx, approved under Application no. Z96-06/07, and thereby accepting the Million Street road improvements.

WHEREAS, the Township Engineer advises that an inspection has been made of the Fox & Foxx residential project located at 51 Million Street, in Block 935 and Lots 10, 11, & 12, approved under Application no. Z96-06/07, and said inspection indicates all improvements are complete and that the integrity of the improvements have been maintained and are in accordance with the Municipal Standards of the Township of Edison; and

WHEREAS, on February 2nd, 2011, Fox & Foxx posted a Maintenance Bond #5039104 in the amount of \$6,288.75 of Bond Safeguard Insurance Company with the Township of Edison, to guarantee the integrity of the site improvements with the Township of Edison. And that the maintenance period has elapsed with no defects developing; and

WHEREAS, the Township Engineer, recommends the release of the Maintenance Bond #5039104 in the amount of \$6,288.75, with the principal being Fox & Foxx having offices at 940 Amboy Ave, Edison N.J. 08817, and recommends Final Acceptance of the subject Million Street road 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 such improvements have maintained their integrity throughout the maintenance bond period and therefore Final Acceptance is granted for the improvements, and the Township Clerk be and is hereby authorized to return the aforesaid Maintenance Bond in the amount of \$6,288.75, to the applicant;

BE IT FURTHER RESOLVED that the Township Clerk and the Director of Finance be and are hereby authorized to return the aforesaid Maintenance Bond # 5039104 in the amount of \$6,288.75, to the applicant.

RESOLUTION R.551-092013

EXPLANATION: This resolution provides for refund of construction permit fee, less the DCA fee, posted for a residential construction permit where inspection services were not performed.

WHEREAS, on June 18, 2013, a Construction (Building) Permit fee, check #9395, permit #20132549, was posted in the total amount of \$110.00 by the homeowner, Florence Nazario, of 3 Elegante Drive, Edison, NJ 08820; and

WHEREAS, the application was submitted to replace air conditioning unit at 3 Elegante Drive;
and

WHEREAS, appropriate documents have been submitted to the Township indicating that the contract was cancelled; and

WHEREAS, it is therefore appropriate that the municipal permit fee in the amount of \$100.00, derived from the \$110.00 total construction permit fee less the \$10.00 DCA fee for permit #20132549, be refunded to the homeowner, Florence Nazario; and

WHEREAS, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #20132549, in the amount of \$100.00 for the referenced application;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum not to exceed \$100.00 on construction permit fee posted by Florence Nazario for 3 Elegante Drive be refunded to the homeowner;

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$100.00 from the Refund of Revenue Fund to the homeowner, Florence Nazario, 3 Elegante Drive, Edison, NJ 08820.

RESOLUTION R.552-092013

EXPLANATION: This resolution provides for refund of applicant fee posted for Residential Continued Certificate of Occupancy (C.C.O.).

WHEREAS, On August 12, 2013, Residential Continued Certificate of Occupancy fee was posted in the amount of \$150.00 by Marge Cuccaro for 72 Pheasant Run; and

WHEREAS, the resident is a Senior Citizen and the application fee was paid for in error.

WHEREAS, it is therefore appropriate that the fee in the amount of \$150.00 be refunded to the realtor; and

WHEREAS, the Township Engineer recommends the refund of the Residential Continued Certificate of Occupancy Fee in the amount of \$150.00 for the above referenced application;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum of \$150.00 posted by Marge Cuccaro Residential Continued Certificate of Occupancy for 72 Pheasant Run be refunded to Marge Cuccaro.

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$150.00 from the Refund of Revenue Fund to the applicant.

RESOLUTION R.553-092013

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 ST00000085, to the following:

Permit Number:	0456
Opening Location:	98 Harding Avenue
Block/Lot:	556.B / 11A
Applicant's Name & Address:	Roux Associates, Inc. 402 Heron Drive Logan Township, NJ 08085
Initial Deposit Date:	07/16/13
Deposit Amount:	\$100.00
Paid by & refunded to:	Roux Associates, Inc. 209 Shafter Street Islandia, New York 11749-5074

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.

RESOLUTION R.554-092013

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 ST00000086, to the following:

Permit Number:	0464
Opening Location:	7 Montview Road
Block/Lot:	1201 / 5
Applicant's Name & Address:	John Burton 400 Amboy Avenue Metuchen, NJ 08840
Initial Deposit Date:	08/01/13
Deposit Amount:	\$336.00
Paid by & refunded to:	John Burton Plumbing and Heating 400 Amboy Avenue Metuchen, NJ 08840

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.

RESOLUTION R.555-092013

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 ST00000081, to the following:

Permit Number:	0438
Opening Location:	37 Hamilton Avenue
Block/Lot:	643.J / 16.01
Applicant's Name & Address:	Achieve Plumbing 96 Clifford Street Newark, NJ 07105
Initial Deposit Date:	07/01/13
Deposit Amount:	\$360.00
Paid by & refunded to:	Butter Construction & Engineers, Inc. 6600 Industrial Avenue Carteret, New Jersey 07008

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.

RESOLUTION R.556-092013

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 ST00000071, to the following:

Permit Number:	0154
Opening Location:	58 Silver Lake Avenue
Block/Lot:	337.E / 34.C
Applicant's Name & Address:	A.J. Perri, Inc. 1138 Pinebrook Road Tinton Falls, NJ 07724
Initial Deposit Date:	01/03/13
Deposit Amount:	\$1,160.00
Paid by & refunded to:	A.J. Perri, Inc. 1138 Pinebrook Road Tinton Falls, NJ 07724

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.

RESOLUTION R.557-092013

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 ST00000070, to the following:

Permit Number:	0164
Opening Location:	19 Anna Lane
Block/Lot:	427 / 37
Applicant's Name & Address:	Jeff Young 14 Irene Blvd. Howell, NJ 07731-2417
Initial Deposit Date:	01/22/13
Deposit Amount:	\$480.00
Paid by & refunded to:	Jeff Youngs Water Sewer LLC 14 Irene Blvd. Howell, NJ 07731-2417

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.

RESOLUTION R.558-092013

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 ST00000084, to the following:

Permit Number:	0445
Opening Location:	Hillcrest Avenue
Block/Lot:	161.A / 28
Applicant's Name & Address:	Remm Heating, Inc.
	1495 Jersey Avenue
	North Brunswick, NJ 08902
Initial Deposit Date:	07/12/13
Deposit Amount:	\$360.00
Paid by & refunded to:	Remm Heating, Inc.
	P.O. Box 7554
	North Brunswick, NJ 08902

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.

RESOLUTION R.559-092013

RESOLUTION AWARDING AN EMERGENCY CONTRACT/PURCHASE ORDER TO HYDRA-NUMATIC SALES COMPANY 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 repaired/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, HYDRA-NUMATIC SALES COMPANY, Butler Center, P.O. Box 760, Butler , NJ 07405 submitted quotes in the amount of \$7,657.52; and

WHEREAS, funds in the amount of \$7,657.72 have been certified to be available in the Sewer Materials & Supplies Account, Number 3-07-55-0501-000-030; and

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

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

1. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order in the amount of \$7,657.52, and any other necessary documents, with **HYDRA-NUMATIC SALES COMPANY**, Butler Center, P.O. Box 760, Butler, NJ 07405, for the repair/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 **\$7,657.72** are available for the above contract in Account No. **3-07-55-0501-000-030**.

/s/ Janice Saponaro
Chief Financial Officer

RESOLUTION R.560-092013

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO
KATHLEEN LEONARD FOR THE RENTAL OF YELENCISCS PARK**

WHEREAS Kathleen Leonard made payment in the amount of \$200.00 for the rental of Yelencsics 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 Kathleen Leonard, 22 Quail Run Dr., Jamesburg, NJ 08831, 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.561-092013

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO
YONG LU FOR THE ABC PROGRAM**

WHEREAS Yong Lu made payment in the amount of \$160.00 for her child David Zou's participation in the afternoon ABC Program at Woodbrook Elementary School for the month of October, 2013; and

WHEREAS David Zou was removed from the program before he started the month of October, 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 \$160.00 to Yong Lu, 48 Woodbury Rd., Edison, NJ 08820, which amount represents the overpayment for the ABC program.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$160.00 are available in Account #3-01-55-0291-000-000.

/s/ Janice Saponaro
Chief Financial Officer

RESOLUTION R.562-092013

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO
ABUOBAlDA ABUBAKR FOR THE ABC PROGRAM**

WHEREAS Abuobaida Abubakr made payment in the amount of \$100.00 for his child Adam Abubakr's participation in the morning ABC Program at James Madison Intermediate Elementary School for the month of October, 2013; and

WHEREAS Adam Abubakr was removed from the program before he started the month of October, 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 \$100.00 to Abuobaida Abubakr, 833 Grove Ave., Edison, NJ 08820, which amount represents the overpayment for the ABC program.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$100.00 are available in Account #3-01-55-0291-000-000.

/s/ Janice Saponaro
Chief Financial Officer

RESOLUTION R.563-092013

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO
NIRAJ SHAH FOR THE ABC PROGRAM**

WHEREAS Niraj Shah made payment in the amount of \$100.00 for his child Arnav Shah's participation in the morning ABC Program at James Madison Primary Elementary School for the month of October, 2013; and

WHEREAS Arnav Shah was removed from the program before he started the month of October, 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 \$100.00 to Niraj Shah, 205 Normandy Rd., Edison, NJ 08820, which amount represents the overpayment for the ABC program.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$100.00 are available in Account #3-01-55-0291-000-000.

/s/ Janice Saponaro
Chief Financial Officer

RESOLUTION R.564-092013

RESOLUTION AWARDED CONTRACT/PURCHASE ORDER TO CAPTURE POINT FOR RENEWAL OF COMPUTER SOFTWARE MAINTENANCE FOR THE DEPARTMENT OF RECREATION

WHEREAS, the Township of Edison needs to renew the software maintenance for the Department of Recreation; and

WHEREAS, services such as support and/or maintenance of proprietary hardware and software may be awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5(dd); and

WHEREAS, CAPTURE POINT, 215 E. Ridgewood Ave., Ridgewood, NJ 07450, has submitted a proposal to provide such services at a total cost of \$7,496.00; and

WHEREAS, funds in the amount of \$7,496.00 have been certified to be available in Recreation-other Professional Services Account, Number 3-01-28-0370-000-028, and

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

NOW, THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison that the Mayor, or her designee, is hereby authorized to execute a contract/purchase order and any other necessary documents, in the amount of \$7,496.00, with CAPTURE POINT, 215 E. Ridgewood Ave., Ridgewood, NJ 07450 as set forth above.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$7,496.00** are available for the above contract in Account No. **3-01-28-0370-000-028**.

/s/ Janice Saponaro
Chief Financial Officer

RESOLUTION R.565-092013

RESOLUTION AWARDED CONTRACT/PURCHASE ORDER TO KUSTOM SIGNALS, INC., FOR THE PURCHASE OF IN CAR MOBILE VIDEO RECORDERS FOR THE POLICE DIVISION

WHEREAS, the Edison Police Division is in need of five (5) new in car mobile video recorders; and

WHEREAS; these recorders are designed to provide an audio and video recording of traffic stops, pursuits, D.U.I. tests, etc.; and

WHEREAS, we currently own Kustom Signal brand mobile video recorders and this equipment is proprietary to KUSTOM SIGNALS, INC., 9652 Loriet Blvd., Lenexa, KS 66219 and Kustom Signals, Inc., is the sole vendor for this equipment; and

WHEREAS, KUSTOM SIGNALS, INC., has submitted a proposal to provide five (5) video recorders, installation, antennas, warranty and software for \$30,856.00; and

WHEREAS, this shall be awarded as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5 et. Seq.; and

WHEREAS, the Purchasing Agent has determined and certified in writing that the value of the acquisition will exceed \$17,500.00; and

WHEREAS, KUSTOM SIGNALS, INC., has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Township of Edison in the previous one year, and that the contract will prohibit KUSTOM SIGNALS, INC. from making any reportable contributions through the term of the contract; and

WHEREAS, funds in the amount of \$30,856.00 have been certified to be available in the Federal Forfeited Property Account, Number T-13-00-0000-000-008; 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 and any other necessary documents, in the amount of \$30,856.00, with KUSTOM SIGNALS, INC., 9652 Loriet Blvd., Lenexa, KS 66219 as set forth above.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$30,856.00** are available for the above contract in Account No. **T-13-00-0000-000-008**.

/s/ Janice Saponaro
Chief Financial Officer

RESOLUTION R.566-092013

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO TRIANGLE COMMUNICATIONS FOR THE REMOVAL, INSTALLATION AND REPAIR OF WIRELESS MOBILE VIDEO RECORDING SYSTEMS FOR THE DIVISION OF POLICE

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

WHEREAS, there is also a need to diagnose and repair existing mobile video recording systems no longer under warranty; and

WHEREAS, Triangle Communications, 2362 Waldheim Avenue, Scotch Plains, NJ 07076, is the sole vendor for this equipment; and

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

WHEREAS, this shall be awarded as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5 et. Seq.; and

WHEREAS, the Purchasing Agent has determined and certified in writing that the value of the acquisition will exceed \$17,500.00; and

WHEREAS, TRIANGLE COMMUNICATIONS, has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Township of Edison in the previous one year, and that the contract will prohibit TRIANGLE COMMUNICATIONS from making any reportable contributions through the term of the contract; 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, that the Mayor, or her designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$25,000.00 and any other necessary documents, with Triangle Communications, 2362 Waldheim Avenue, Scotch Plains, NJ 07076, as described herein.

RESOLUTION R.567-092013

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

WHEREAS, Fireworks Extravaganza Inc. 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 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 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 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.

COMMUNICATIONS

- a. Letter received from Jill Schedin regarding noise from Indian Day Parade.
- b. Electronic Letter received from Annie Calderon requesting a Handicap Parking Space.

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

ORAL PETITIONS AND REMARKS

Council President Diehl opened the meeting for public comment.

Bernadette Roa, 64 Oak Lane, said she is present to address the flooding issues on her street and she submitted photos of the flooding on Oak Lane. She said the residents cannot even park their cars in the street when it rains. The road is crumbling and even a twenty minute downpour floods the entire street. She said they are constantly asking for a solution to this problem.

Mr. Roderman said they went out and put a television camera down into the line and found nothing clogging the flow. It is working to its capacity. He said he doesn't know what else to do, short of adding to the system.

Mr. Medina said in 2008 improvements were made but they were not sufficient for the storms of today. He said the plan is to conduct studies and observations and put whatever repairs are needed into the capital improvement plan.

Doreen Stewart, 51 Oak Lane, said she agrees with her neighbor. She said when it rains their street becomes a lake and she must move her car. She said they also get water from Morgan and Crosby and felt they also need additional drains.

Mr. Medina said they will look into more inlets as an interim measure.

Council President Diehl asked that extra measures be taken to keep the drains free of leaves and debris until we have the funds to fix this problem.

Theresa Compton, 45 Philo Boulevard, said she is here regarding a petition that was sent to the Mayor's office on September 17th regarding Main Street. She felt a traffic light is needed as this is a very dangerous area due to speeding and lack of signage.

Councilmember Mascola said he was told that the Ray Catena car dealership was supposed to have a traffic light installed there.

Mr. Medina said there was an agreement in 2002 to install a traffic light at that location.

Councilmember Karabinchak said the State said this location did not warrant a traffic light.

Irene Wall, 25 Fleet Avenue, asked the status of the 9.4 acres on the corner of Talmadge and Coolidge. She said the property has been cleared. She said the people in this area were promised a supermarket.

Mr. Medina said he has no information at this time.

Ms. Wall asked about paving on Grove Avenue and James Street.

Mr. Roderman said they have every intention of paving Grove and James by the end of the season which is the end of November.

Ms. Wall asked about enforcement and fines for illegal signs.

Benish Shahid, 10 Morris Avenue, asked that the Council please consider the issue on Morris Avenue as there have been several accidents at this intersection.

Council President Diehl said this area needs to be examined and this issue will not be ignored.

Bruce Diamond, Calvert Avenue West, asked if we are going to have a traffic division in the Police department.

Councilmember Gomez said this was a recommendation to the Administration but there are currently no funds in the budget for this.

Mr. Diamond felt a Town this size should have a traffic division. He also said we should live within our means. He asked what is going on with tax appeals.

Ms. Ruane replied there are millions in appeals and this raises taxes.

Councilmember Karabinchak said tax appeals mean a loss of revenue and we are doing our best to offset this.

Marilyn Brown, Oak Tree Road, said for the record she wished to correct a statement that was made in a communication sent by Jil Schedin stating that Ms. Brown is the President of the India Day parade. She said she is not the President and has nothing to do with this.

Jane Tousman, 14 Butler Road, thanked all of the Councilmembers for appointing her to the Dismal Swamp Commission. She read the comments from the Corrective Action Plan into the record.

Carl Zimmerman, 247 Grandview Avenue, asked where the lights are in front of the Police Station that designate "Police Station"

Ms. Ruane said they are working with the sign contractors.

Mr. Zimmerman said this should have been done already. He also said the windows and vents in the building are dirty.

Maryann Hennessey, 25 Carmello Drive, asked if there are plans to resurface Talmadge Road.

Mr. Roderman said this is a two phase project that is in the works.

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 Lankey, the meeting was adjourned at 8:45 p.m.

Robert Diehl
Council President

Cheryl Russomanno
Acting Municipal Clerk