

**MINUTES OF
MUNICIPAL COUNCIL
COMBINED MEETING
Wednesday, October 14, 2015**

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 6:015 p.m. by Council President Diehl, followed by the Pledge of Allegiance.

Present were Councilmembers Diehl, Karabinchak, Lombardi, Mascola, Prasad and Shah
Councilmember Gomez was absent.

Also present were Township Clerk Russomanno, Deputy Township Clerk Kenny, Township Attorney Northgrave
Business Administrator Ruane, Health Director Elliot, Township Engineer Kataryniak, Recreation Director Halliwell, Police Captain Marcantuono, 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 11, 2014, 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 Karabinchak requested a Safety Committee meeting with the Administration regarding Fire promotions and hiring.

Councilmember Lombardi said the Finance Committee met on Monday to discuss the Audit.

6. POINTS OF LIGHT

Council President Diehl said the Edison Memorial Tower re-lighting will be held on Saturday, October 22 at 7:00 p.m. on Christie Street. He reminded everyone that Christie Street was the very first street to ever have Holiday Lights. He also announced that the Harvest Festival will be held on October 24th at Minnie B. Veal community center.

7. FROM THE BUSINESS ADMINISTRATOR:

- a. No comment was made.
- b. This item was added at the meeting regarding the Jewish Renaissance Center.

8. FROM THE DEPARTMENT OF FINANCE:

- a. through h. No comments were made.

9. FROM THE DEPARTMENT OF LAW:

- a. Mr. Northgrave explained that the initial information said there was contamination. The Planner found out that there were active files with the DEP so it would not be appropriate to move forward.
- b. No comment was made.
- c. Mr. Northgrave explained that the developer asked for an amendment to the agreement so it will be re-sent to the Planning Board.

10. FROM THE DEPARTMENT OF PLANNING AND ENGINEERING:

- a. through d. No comments were made.
- e. Councilmember Mascola asked how the streets to be paved are selected and what the criteria are.

Mr. Kataryniak said assessments are done. They track complaints through Q Alert and the DOT also makes recommendations. He said we look for activity and traffic and several factors come in to play based on the funds available.

11. FROM THE PUBLIC WORKS:

- a. No comment was made.
- b. This item was pulled from the agenda.
- c. and d. No comments were made.

12. FROM THE DEPARTMENT OF RECREATION

- a. and b. No comments were made.

13. FROM THE CHIEF OF FIRE:

- a. and b. No comments were made.

14. FROM THE CHIEF OF POLICE:

- a. through e. No comments were made.

15. FROM THE TOWNSHIP CLERK:

- a. No comment was made.

16. FROM THE COUNCIL MEMBER OF THE PLANNING BOARD:

Councilmember Shah said the next meeting is on Monday, October 19th.

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

- O.1915-2015 No comment was made.

18. DISCUSSION ITEMS:

Council President Diehl:

- a. No comment was made.

Councilmember Gomez:

Absent

Councilmember Karabinchak:

- a. He asked the status of the Woodland Avenue and Oak Tree Road traffic light.

Mr. Northgrave said everything is finished except for the check.

- b. He said he would like the Tingley Lane truck traffic looked into.

- c. He asked what can be done about the issue of unwanted mail thrown onto resident's property that ends up in the sewer catch basins.

Mr. Elliot explained the procedure residents must follow in order to stop this type of mail.

Council President Diehl asked if there is anything in Townhall that a resident can do to stop this.

Mr. Elliot said this has been tested in Court and we cannot stop it.

- d. He said he has talked about Ordinances that he would like to see come forward regarding holding employees accountable for their actions. He feels if you disrespect the Township the Mayor should have the ability to fire and he is requesting a draft ordinance to that effect.

Councilmember Lombardi:

- a. He asked when the residents can expect the Oak Tree and Woodland traffic light to be installed.

Mr. Kataryniak said the County has to go out to bid. Once they get the check they will accelerate the bidding process and we are probably looking at spring construction.

- b. He asked when Tingley Lane will be paved.

Mr. Kataryniak said milling will start on the 26th contingent upon the curbs being finished.

Councilmember Mascola:

- a. He asked what the speed limit is on Amboy Avenue.

Mr. Kataryniak said the majority of Amboy Avenue is 35 MPH. The turnpike bridge and Jackson Avenue is 25 MPH. The visibility of the sign is questionable and he will check into it.

- b. He asked if there are Cablevision rates for seniors.

Ms. Ruane said she has no answers yet.

- c. He asked the status of the landfill closure.

Ms. Ruane said there is not a lot of movement but we have some meetings coming up before the end of the year.

- d. He asked if your recycling day is on Monday and it is a holiday if you are skipped or can you put it out the next day.

Ms. Ruane said nothing has changed.

- e. He reported that there is a property at Route 27 and Schuyler Drive that has twelve cars parked there for four years that are never moved.

Mr. Elliot said the owner has warrants out against him but he may not be alive. They are checking the VIN numbers.

- f. He said on Ellis parkway he counted fifteen Stop signs in less than ½ mile. He asked where they all came from.

Mr. Northgrave said an ordinance was passed to put them up.

Councilmember Prasad:

- a. He asked if there has been any progress on the May Street left turn signal.

Mr. Kataryniak said he will look into it.

- b. He asked about the Rice notice.

Council President Diehl said the closed session will be held at the end of the meeting.

Councilmember Shah:

- a. She asked if there is any new information on her quality of life Ordinance.

Ms. Ruane said nothing yet.

- b. She announced that this is Domestic Violence Awareness month and she asked if the brochures have been made available to the public.

Captain Marcantuono said yes they have and there is a civilian that runs the project at Township events and also coordinates with the County.

- c. She said she read a newspaper article about assistance in obtaining the back log of rape kits.

Captain Marcantuono said the County provides Edison with rape kits at no cost.

Councilmember Shah asked if there are any Officers especially trained for this.

Captain Marcantuono said all Officers are trained for this. They first assess the situation and see if there is a need for special services.

- 19. **CLOSED SESSION:**
This was moved to later in the meeting.

- 20. **APPROVAL OF MINUTES:**

On a motion made by Councilmember Karabinchak, seconded by Councilmember Mascola, and duly carried, the Minutes of the Worksession Meeting of August 17, 2015 and Closed Session Meeting of September 24, 2015 were accepted as submitted.

- 21. **COUNCIL PRESIDENT'S REMARKS**
None

22. RESOLUTION OF RECOGNITION:

The following Resolution of Recognition was read in its entirety:

RESOLUTION R. 660-102015

WHEREAS, Eagle Scout is the highest achievement or rank attainable in the Boy Scouting program of the Boy Scouts of America; and

WHEREAS, to qualify as an Eagle Scout, a Boy Scout must advance through five other ranks, earn at least 21 merit badges and serve in Troop leadership roles, as well as plan and execute an extensive service project; and

WHEREAS, the requirements necessary to become an Eagle Scout take years to fulfill, and only four percent of all Boy Scouts ever achieve the rank; and

WHEREAS, Shivam Bhatt, a Senior at John P. Stevens High School in Edison, has completed the requirements for and has been found deserving of the rank of Eagle Scout, after having been examined by an Eagle Scout Board of Review; and

WHEREAS, Shivam's Eagle Scout service project was to create a digital catalog for the over 230 awards earned by the choir at his high school and clean-out, reorganize and refurbish the storage space in the school's choir room, as to which Shivam and sixty other volunteers spent four days recording, cleaning and polishing the awards and organizing and restoring the storage space; and

WHEREAS, for the past four years Shivam has led his Troop 66 in conducting a Halloween goody bag donation drive benefitting sick children at the Bristol-Myers Squibb Children's Hospital at Robert Wood Johnson University Hospital in New Brunswick, New Jersey; and

WHEREAS, Shivam has served his Troop as Assistant Patrol Leader and Troop Scribe and this year continues to volunteer as Troop Guide; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, NEW JERSEY AS FOLLOWS: The Municipal Council desires to recognize the achievement of Shivam Bhatt in earning the rank of Eagle Scout, which demonstrates his dedication and commitment to the ideals of scouting and good citizenship.

Council President Diehl opened the meeting for public comment on Resolution of Recognition R. 660-102015

Lois Wolke, 10 Peake Road, offered her congratulations saying this is no easy task. It takes time, dedication and hard work.

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

Councilmember Lombardi offered his congratulations.

Councilmember Shah said congratulations and keep up the good work.

Councilmember Mascola congratulated him along with his parents saying this will build strong character.

Councilmember Dr. Prasad said he is very proud and felt when you do something like this at a young age you will be a high achiever and do good all throughout your life.

Councilmember Karabinchak said only Bhatt and his parents know how much time and dedication was put in and he congratulated him.

A motion was made by Councilmember Mascola, seconded by Councilmember Karabinchak, to adopt Resolution of Recognition R. 660-102015

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

NAYS - None

Councilmember Gomez was absent.

This Resolution was presented by Council President Diehl.

Council President Diehl said he echoes everything that has already been said. An Eagle Scout sets a pattern of achievement for life. He said his project benefits the Township and he has already distinguished himself.

Bhatt said he is grateful to the Council and to Edison. Scouting is one of the most rewarding things in his life and he will continue to serve the community.

23. APPROVAL OF VOLUNTEER FIREFIGHTERS:

Applications for membership were received by:

Raritan Engine Company #2
Troy J. Anthony Jr.

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

**24. UNFINISHED BUSINESS
ORDINANCES FOR FURTHER CONSIDERATION AND PUBLIC HEARING**

The following Ordinance, which was introduced by Title on September 23, 2015 passed on first reading, published according to law for further consideration at this meeting, was read by the Township Clerk:

O.1915-2015 ORDINANCE AUTHORIZES THE MAYOR TO EXECUTE AND ACCEPT AN EASEMENT FROM 1000 KING GEORGES POST ROAD, LLC SO THAT THE TOWNSHIP MAY CONDUCT SEWER SYSTEM GRAB SAMPLING AT THE ENTITY'S INDUSTRIAL PROPERTY ON KING GEORGE POST ROAD IN WOODBRIDGE.

(The above Ordinance O. 1915-2015 can be found in its entirety in Ordinance Book 26 .)

Council President Dieh declared the Public Hearing opened for O.1915-2015

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

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

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

NAYS - None
Councilmember Gomez was absent

PUBLIC COMMENTS AS TO PROPOSED RESOLUTIONS

Council President Diehl opened the meeting to the public for comments on Proposed Resolutions R.661-102015 through R.717-102015

Esther Nemitz, 162B Fay Street, on Resolution R.716-102015 said this is a grant for repaving Amboy Avenue and she asked if this is appropriate since Clara Barton is on the list for sewer infrastructure improvements.

Mr. Kataryniak said this is a grant application and we do not have the money yet. He said this is a competitive process and he feels this roadway is appropriate for the grant.

Ms. Nemitz, regarding Resolution R.717-102015, said we haven't heard about this and yet the Jewish Renaissance Foundation wants to do something major in our Town. She feels there should have been a presentation made before proposing a Resolution and she considers this to be inappropriate.

Alan Goldsmith, President Jewish Renaissance Foundation, explained that they applied for and received a \$500,000 grant to establish a federally funded Healthcare Center and they feel the Toth Center would be a perfect location for a family Health center. The center will be for Veterans and the homeless. The homeless also includes families living within the HUD guidelines. There will be one doctor and a nurse practitioner in the facility and also a dental bus that will go out to shelters and provide federally funded charity care. The foundation currently provides food vouchers and help with paying rent and utilities in the Toth Center. They estimate that seven or eight patients will be seen per day.

Council President Diehl asked the Administration for an explanation of the Resolution.

Mr. Northgrave explained that they met with the Foundation and have several concerns one of which is the existing services would have to be relocated. Based on the Perth Amboy location the site could possibly expect to see 125 visitors per day. He felt a County facility may be better suited for this use. There has been no discussion about a lease payment but his expectation is that it would be \$1 per year and he is not sure if that is acceptable. He said these

are the concerns that we have at the present and he is not sure what is the best course to pursue at this moment.

Council President Diehl asked that we simplify this and explain that it is a Health Clinic. He asked how many employees there will be.

Mr. Northgrave said there will be six to eight employees and an estimate that they will see eight people per hour which does not square with the Perth Amboy and New Brunswick locations.

Council President Diehl asked what the hours will be.

Mr. Northgrave said it will be open 9:00 a.m. to 5:00 p.m. and some nights and early Saturday's.

Council President Diehl asked what Edison's outlay would be.

Mr. Northgrave said it has not been discussed but the current services would have to be relocated and that is a significant change. He said in 2013 the Foundation spoke with the prior Administration.

Council President Diehl asked if the clients will be Middlesex County residents.

Mr. Northgrave said it is federally funded so we cannot limit the people who use it.

Council President Diehl asked if there will be any renovations needed.

Mr. Northgrave said that is still unknown.

Ms. Cross, Jewish Renaissance Foundation, explained that this has been going on for over three years. She said that there will be six rooms and three providers and will accommodate 36 patients per day. They can be appointments or walk-ins. There will be 25 parking spots. She felt we cannot compare this to Perth Amboy or New Brunswick as those facilities are much larger. She said the mobile van will go out at night and early in the morning.

Councilmember Mascola asked if there is a timeframe for the decision and if it has to be made this evening.

Ms. Cross said the grant was awarded on August 11, 2015 and the facility must be up and running by December 9th. They would like the lease fee to be nominal.

Joe Morelli, Resident, asked if the patients have to have health insurance and how many Edison residents will be served.

Ms. Cross said they do not have to have insurance as they are reimbursed from the State. She guesses that around 2000 Edison residents may be served as 6300 people in Edison met the criteria of living 125% below the poverty level which for a family of four is \$30,000.

Lois Wolke, 10 Peake Road, said there are just too many questions regarding this Resolution and she agrees with Ms. Nemitz that this shouldn't be shoved down our throats at the last minute. She is sick and tired of this. She asked if they are currently providing services.

Mr. Elliot said they do not currently provide Health services only counseling services as Edison provides the Health services.

Ms. Wolke felt it is unfair of the Council to put this on the agenda to meet a deadline and said this has got to stop.

Robert Reidinger, Pharmacist, said Edison has a big challenge with extended families and this is an opportunity to receive quality care at little or no charge.

Fred Wolke, 10 Peake Road, said the Administration has known about this for three years and this last minute deadline stuff has got to stop. He felt there are too many unanswered questions to pass this Resolution tonight.

James Daniels, 680 Amboy Avenue, said he is disappointed that we removed the street sweeper Resolution.

Ms. Ruane said we need a new bid spec and we will out to bid again.

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

Councilmember Lombardi requested that Resolution R. 717-102014 be pulled for separate vote.

The following Resolutions R.661-102015 through R.695-102015 and R.697-102015 through R.716-102015 were adopted under the Consent Agenda on a motion made by Councilmember Karabinchak and seconded by Councilmember Shah.

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

NAYS - None
Councilmember Gomez was absent

RESOLUTION R.661-102015

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING OCTOBER 8, 2015.

WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through October 8, 2015

FUND	AMOUNT
Current	\$15,812,434.07
Affordable Housing	0.00
Capital	51,130.26
Cash Performance	0.00
CDBG	0.00
Developers Escrow	30,436.67
Dog (Animal Control)	16,612.38
Federal Forfeited	0.00
Grant Funds	482,536.15
Law Enforcement	0.00
Open Space	0.00
Payroll Deduction	496,552.68
Sanitation Fund	1,301,342.86
Sewer Utility	198,832.06
Tax Sale Redemption	181,134.00
Tree Fund	0.00
Tree Planting	18,004.97
Trust	198,864.02
TOTAL	\$18,787,880.12

/s/ Nicholas C. Fargo
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.662-102015

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 **\$273,148.65**.

RESOLUTION R.663-102015

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 \$462,778.63 and

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

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison that the Director of Finance shall and is hereby authorized to draw checks to the parties in the amounts specified on the attached listing.

RESOLUTION R 664-102015

**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	SOOD, ALOK & MONIKA
PROPERTY LOCATION	2 QUINCY RD
BLOCK / LOT / QUALIFIER	1000/9

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
014859-2013	2013	528,100
013901-2014	2014	528,100

WHEREAS, the reduction in assessed value has caused a real estate tax overpayment in the amount of **\$2,910.60** for the years as follows:

TAX YEAR	TAX AMOUNT
2013	1,432.80
2014	1477.80

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 **\$2,910.60**.

RESOLUTION R 665-102015

**FORM OF RESOLUTION REQUESTING APPROVAL
OF ITEMS OF REVENUE AND APPROPRIATION
PER NJSA 40A:4-87**

WHEREAS, N.J.S. 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 or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

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

WHEREAS, the Township has received a grant in the amount of \$ 5,000.00 from State of New Jersey and wishes to amend its CY 2015 Budget to include this amount as revenue.

NOW, THEREFORE, BE IT RESOLVED that the Municipal 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 Current Fund Budget for the CY 2015 in the amount of \$ 5,000.00 which is now available as revenue under:

Miscellaneous Revenues:
Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services: Public & Private Programs Off-Set with Appropriations:

Drive Sober or Get Pulled Over Grant 2015 Labor Day Crackdown..... **\$ 5,000.00**

BE IT FURTHER RESOLVED that a like sum of \$ 5,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations:

Drive Sober or Get Pulled Over Grant 2015 Labor Day Crackdown..... **\$ 5,000.00**

BE IT FURTHER RESOLVED, that a certified copy of the required certification will be filed in the office of the Director of Local Government Services for certification.

RESOLUTION R.666-102015

**FORM OF RESOLUTION REQUESTING APPROVAL
OF ITEMS OF REVENUE AND APPROPRIATION
PER NJSA 40A:4-87**

WHEREAS, N.J.S. 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 or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

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

WHEREAS, the Township was awarded a grant in the amount of \$ 12,402.00 from Department of Justice passed through NJ Department of Law and Public Safety and wishes to amend its CY 2015 Budget to include this amount as revenue.

NOW, THEREFORE, BE IT RESOLVED that the Municipal 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 Current Fund Budget for the CY 2015 in the amount of \$ 12,402.00 which is now available as revenue under:

Miscellaneous Revenues:
Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services: Public & Private Programs Off-Set with Appropriations:

Edward Byrne Justice Assistance Grant (FY 2015 Local Solicitation)..... **\$ 12,402.00**

BE IT FURTHER RESOLVED that a like sum of \$ 12,402.00 be and the same is hereby appropriated under the caption of:

General Appropriations:

Edward Byrne Justice Assistance Grant (FY 2015 Local Solicitation)..... **\$ 12,402.00**

BE IT FURTHER RESOLVED, that a certified copy of the required certification will be filed in the office of the Director of Local Government Services for certification.

RESOLUTION R.667-102015

**FORM OF RESOLUTION REQUESTING APPROVAL
OF ITEMS OF REVENUE AND APPROPRIATION
PER NJSA 40A:4-87**

WHEREAS, N.J.S. 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 or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

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

WHEREAS, the Township has received a grant in the amount of \$16,500.00 from State of New Jersey and wishes to amend its CY 2015 budget to include this amount as revenue.

NOW, THEREFORE, BE IT RESOLVED that the Municipal 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 Current Fund Budget for the CY2015 in the amount of \$16,500.00 which is now available as a revenue under:

Miscellaneous Revenues:
Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services: Public & Private Programs Off-Set with Appropriations:

2016 Pedestrian Safety Enforcement and Education Grant.....\$16,500.00

BE IT FURTHER RESOLVED that a like sum of \$16,500.00 be and the same is hereby appropriated under the caption of:

General Appropriations:

Operations excluded from "CAPS": Public & Private Programs Off-Set by Revenues:

2016 Pedestrian Safety Enforcement and Education Grant.....\$16,500.00

BE IT FURTHER RESOLVED, that the Township Clerk forward one certified copy of this resolution to the Director of Local Government Services.

RESOLUTION R.668-102015

**FORM OF RESOLUTION REQUESTING APPROVAL
OF ITEMS OF REVENUE AND APPROPRIATION
PER NJSA 40A:4-87**

WHEREAS, N.J.S. 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 or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

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

WHEREAS, the Township has received a grant in the amount of \$ 17,170.00 from State of New Jersey and wishes to amend its CY 2015 Budget to include this amount as revenue.

NOW, THEREFORE, BE IT RESOLVED that the Municipal 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 Current Fund Budget for the CY 2015 in the amount of \$ 17,170.00 which is now available as revenue under:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services: Public & Private Programs Off-Set with Appropriations:

Federal Highway Safety Fund Grant Program 2015..... **\$ 17,170.00**

BE IT FURTHER RESOLVED that a like sum of \$ 17,170.00 be and the same is hereby appropriated under the caption of:

General Appropriations:

Federal Highway Safety Fund Grant Program 2015..... **\$ 17,170.00**

BE IT FURTHER RESOLVED, that a certified copy of the required certification will be filed in the office of the Director of Local Government Services for certification.

RESOLUTION R.669-102015

**RESOLUTION REQUESTING APPROVAL OF
THE BEST PRACTICES INVENTORY QUESTIONNAIRE
FOR CALENDAR YEAR 2015**

WHEREAS, Local Finance Notice LFN 2015-17 provides guidance with respect to how the Division of Local Government Services, State of New Jersey will implement the statutory requirement of the Best Practices Questionnaire CY 2015 and the inventory contained within the Best Practices Questionnaire is a constructive way to encourage municipalities to consider and embrace a range of best practices that will help improve financial accountability and transparency; and

WHEREAS, the Governing Body of the Township of Edison, State of New Jersey acknowledges the Best Practices Inventory Questionnaire CY 2015 and has been apprised of the responses completed by the Chief Financial Officer and authorizes the Certification and prompt submission by the Municipal Clerk and the Chief Financial Officer; and

NOW, THEREFORE, IT IS RESOLVED THAT THE COUNCIL OF THE TOWNSHIP OF EDISON IN THE COUNTY OF MIDDLESEX, NEW JERSEY hereby accepts the Best Practices Questionnaire CY 2015 with the responses completed by the Chief Financial Officer and authorizes a copy to be sent to the Division of Local Government Services within the prescribed time frame dictated by the Division of Local Government Services and the Local Finance Notice LFN 2015-17.

RESOLUTION R.670-102015

EXPLANATION: This Resolution authorizes the settlement of tax appeals filed by Fieldcrest JH Assoc Summit Assoc., for tax years 2014 and 2015.

WHEREAS, Fieldcrest JH Assoc Summit Assoc., (the "Taxpayer"), the owner of property located at 160 Fieldcrest Avenue in Edison Township, County of Middlesex, and known as Block 390.D, Lot 8.C on the Township of Edison's Tax Assessment Maps (the "Property"), filed tax appeals for the years 2014 and 2015 with the Tax Court of New Jersey, Docket Numbers 007985-2014 and 003907-2015; and

WHEREAS, the Township Council of the Township of Edison met and discussed the aforesaid tax appeals and the recommendations of its Township Tax Assessor and Tax Appeal Attorney; and

WHEREAS, The Township Assessor has made such an examination of the value and proper assessment of the Property and has obtained such appraisals, analysis, and information with respect to the valuation and assessment of the Property as deemed necessary and appropriate, and has been consulted by the attorney for the taxing district with respect to this settlement; and

WHEREAS, an acceptable settlement of the aforesaid tax appeals has been negotiated in which the Taxpayer agrees to settle its appeals for an assessment at the fair assessable value of the property consistent with the assessing practices generally applicable in the taxing district and as required by law; and

WHEREAS, the reduction would result in a nominal tax refund when compared with the litigation costs involved in defending the assessment at trial; and

WHEREAS, the property was originally assessed as follows:

	2014	2015
Land	\$ 748,800.00	\$ 748,800.00
Improvements	\$ 2,651,200.00	\$ 2,213,200.00
Total	\$ 3,400,000.00	\$ 2,962,000.00

WHEREAS, the proposed settlement provides for an assessment of the years 2014 and 2015 as follows:

Year	2014	2015
Land	\$ 748,800.00	\$ 748,800.00
Improvements	\$ 1,038,900.00	\$ 2,213,200.00
Total	\$ 1,787,700.00	\$ 2,962,000.00

WHEREAS, the Taxpayer acknowledges that the Township has in part agreed to the settlement in consideration for the waiver of tax appeals set forth above; and

WHEREAS, the aforesaid settlement has no general application to other properties within the Township of Edison as a result of the aforesaid specific facts situation; and

WHEREAS, if the refunds as a result of this settlement set forth herein are to be refunded, the refund is to be made payable to “Zipp & Tannenbaum, LLC Attorney Trust Fund” and the taxpayer and forwarded to “Peter J. Zipp, Esq. of Zipp & Tannenbaum, LLC, 280 Raritan Center Parkway, Edison, NJ 08837,”; and

WHEREAS, the Township Council will make this settlement with the Taxpayer without prejudice to its dealing with any other Edison Township taxpayer's request for tax assessment reduction;

WHEREAS, pursuant to the settlement approved herein, the Taxpayer is entitled to a refund as follows:

2014	2015
\$79,421.90	\$0.00

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

1. For the 2012 and 2013 Tax Years, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvements as follows:

Year	2014	2015
Land	\$ 748,800.00	\$ 748,800.00
Improvements	\$ 1,038,900.00	\$ 2,213,200.00
Total	\$ 1,787,700.00	\$ 2,962,000.00

2. Interest is waived on the refunds, provided such refunds are provided as specified herein; and

3. The Tax Appeal Attorney for the Township, is hereby authorized to execute a Stipulation of Settlement relative to the property tax appeals filed for the years 2014 and 2015 Docket Numbers 007985-2014 and 003907-2015, by the taxpayer, owning the property located at 160 Fieldcrest Avenue in Edison Township, known as Block 390.D, Lot 8.C;

4. The Freeze Act will not apply to the judgment to be issued by the New Jersey Tax Court; and

5. The form of Stipulation of Settlement is annexed hereto, having been reviewed by and approved by the Township Council of the Township of Edison.

NOW, THEREFORE, BE IT RESOLVED, that upon the receipt of the appropriate Tax Court Judgment(s), the proper Township Officials are hereby authorized to process credits against open tax balances and issue checks consistent with the amount credited for the foregoing assessment reduction.

RESOLUTION R.671-102015

EXPLANATION: This Resolution authorizes the settlement of tax appeals filed by New Carsun Hills LP Summit Assoc for tax years 2014 and 2015.

WHEREAS, New Carsun Hills LP Summit Assoc, (the "Taxpayer"), the owner of property located at Sunfield Avenue in Edison Township, County of Middlesex, and known as Block 395, Lot 31.03 on the Township of Edison's Tax Assessment Maps (the "Property"), filed tax appeals for the years 2014 and 2015 with the Tax Court of New Jersey, Docket Numbers 007987-2014 and 003919-2015; and

WHEREAS, the Township Council of the Township of Edison met and discussed the aforesaid tax appeals and the recommendations of its Township Tax Assessor and Tax Appeal Attorney; and

WHEREAS, The Township Assessor has made such an examination of the value and proper assessment of the Property and has obtained such appraisals, analysis, and information with respect to the valuation and assessment of the Property as deemed necessary and appropriate, and has been consulted by the attorney for the taxing district with respect to this settlement; and

WHEREAS, an acceptable settlement of the aforesaid tax appeals has been negotiated in which the Taxpayer agrees to settle its appeals for an assessment at the fair assessable value of the property consistent with the assessing practices generally applicable in the taxing district and as required by law; and

WHEREAS, the reduction would result in a nominal tax refund when compared with the litigation costs involved in defending the assessment at trial; and

WHEREAS, the property was originally assessed as follows:

	2014	2015
Land	\$ 2,918,000.00	\$2,918,000.00
Improvements	\$ 5,122,200.00	\$5,301,700.00
Total	\$ 8,040,200.00	\$8,219,700.00

WHEREAS, the proposed settlement provides for an assessment of the years 2014 and 2015 as follows:

Year	2014	2015
Land	\$ 2,918,000.00	\$ 2,918,000.00
Improvements	\$ 2,959,200.00	\$ 5,301,700.00
Total	\$ 5,877,200.00	\$ 8,219,700.00

WHEREAS, the Taxpayer acknowledges that the Township has in part agreed to the settlement in consideration for the waiver of tax appeals set forth above; and

WHEREAS, the aforesaid settlement has no general application to other properties within the Township of Edison as a result of the aforesaid specific facts situation; and

WHEREAS, if the refunds as a result of this settlement set forth herein are to be refunded, the refund is to be made payable to "Zipp & Tannenbaum, LLC Attorney Trust Fund" and the taxpayer and forwarded to "Peter J. Zipp, Esq. of Zipp & Tannenbaum, LLC, 280 Raritan Center Parkway, Edison, NJ 08837"; and

WHEREAS, the Township Council will make this settlement with the Taxpayer without prejudice to its dealing with any other Edison Township taxpayer's request for tax assessment reduction;

WHEREAS, pursuant to the settlement approved herein, the Taxpayer is entitled to a refund as follows:

2014	2015
\$106,549.38	\$0.00

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

1. For the 2014 and 2015 Tax Years, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvements as follows:

Year	2014	2015
Land	\$ 2,918,000.00	\$ 2,918,000.00
Improvements	\$ 2,959,200.00	\$ 5,301,700.00
Total	\$ 5,877,200.00	\$ 8,219,700.00

2. Interest is waived on the refunds, provided such refunds are provided as specified herein; and

3. The Tax Appeal Attorney for the Township, is hereby authorized to execute a Stipulation of Settlement relative to the property tax appeals filed for the years 2014 and 2015 Docket Numbers 007987-2014 and 003919-2015, by the taxpayer, owning the property located at Sunfield Avenue in Edison Township, known as Block 395, Lot 31.03;

4. The Freeze Act will not apply to the judgment to be issued by the New Jersey Tax Court; and

5. The form of Stipulation of Settlement is annexed hereto, having been reviewed by and approved by the Township Council of the Township of Edison.

NOW, THEREFORE, BE IT RESOLVED, that upon the receipt of the appropriate Tax Court Judgment(s), the proper Township Officials are hereby authorized to process credits against open tax balances and issue checks consistent with the amount credited for the foregoing assessment reduction.

RESOLUTION R.672-102015

EXPLANATION: This Resolution authorizes the settlement of tax appeals filed by Northfield NEM Assoc, LP c/o Summit for tax years 2014 and 2015.

WHEREAS, Northfield NEM Assoc, LP c/o Summit, (the "Taxpayer"), the owner of property located at 450 Raritan Ctr Parkway in Edison Township, County of Middlesex, and known as Block 395, Lot 28 on the Township of Edison's Tax Assessment Maps (the "Property"), filed tax appeals for the years 2014 and 2015 with the Tax Court of New Jersey, Docket Numbers 007984-2014 and 003905-2015; and

WHEREAS, the Township Council of the Township of Edison met and discussed the aforesaid tax appeals and the recommendations of its Township Tax Assessor and Tax Appeal Attorney; and

WHEREAS, The Township Assessor has made such an examination of the value and proper assessment of the Property and has obtained such appraisals, analysis, and information with respect to the valuation and assessment of the Property as deemed necessary and appropriate, and has been consulted by the attorney for the taxing district with respect to this settlement; and

WHEREAS, an acceptable settlement of the aforesaid tax appeals has been negotiated in which the Taxpayer agrees to settle its appeals for an assessment at the fair assessable value of the property consistent with the assessing practices generally applicable in the taxing district and as required by law; and

WHEREAS, the reduction would result in a nominal tax refund when compared with the litigation costs involved in defending the assessment at trial; and

WHEREAS, the property was originally assessed as follows:

	2014	2015
Land	\$ 844,000.00	\$ 844,000.00
Improvements	\$ 3,101,400.00	\$ 2,928,500.00
Total	\$ 3,945,400.00	\$ 3,772,500.00

WHEREAS, the proposed settlement provides for an assessment of the years 2014 and 2015 as follows:

Year	2014	2015
Land	\$ 844,000.00	\$ 844,000.00
Improvements	\$ 1,242,400.00	\$ 2,928,500.00
Total	\$ 2,086,400.00	\$ 3,772,500.00

WHEREAS, the Taxpayer acknowledges that the Township has in part agreed to the settlement in consideration for the waiver of tax appeals set forth above; and

WHEREAS, the aforesaid settlement has no general application to other properties within the Township of Edison as a result of the aforesaid specific facts situation; and

WHEREAS, if the refunds as a result of this settlement set forth herein are to be refunded, the refund is to be made payable to “Zipp & Tannenbaum Attorney Trust Fund” and the taxpayer and forwarded to “Peter J. Zipp, Esq. of Zipp & Tannenbaum, LLC, 280 Raritan Center Parkway, Edison, NJ 08837,”; and

WHEREAS, the Township Council will make this settlement with the Taxpayer without prejudice to its dealing with any other Edison Township taxpayer's request for tax assessment reduction;

WHEREAS, pursuant to the settlement approved herein, the Taxpayer is entitled to a refund as follows:

2014	2015
\$91,574.34	\$0.00

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

1. For the 2014 and 2015 Tax Years, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvements as follows:

Year	2014	2015
Land	\$ 844,000.00	\$ 844,000.00
Improvements	\$ 1,242,400.00	\$ 2,928,500.00
Total	\$ 2,086,400.00	\$ 3,772,500.00

2. Interest is waived on the refunds, provided such refunds are provided as specified herein; and

3. The Tax Appeal Attorney for the Township, is hereby authorized to execute a Stipulation of Settlement relative to the property tax appeals filed for the years 2014 ad 2015 Docket Numbers 007984-2014 and 003905-2015, by the taxpayer, owning the property located at 450 Raritan Ctr. Pkwy in Edison Township, known as Block 395, Lot 28;

4. The Freeze Act will not apply to the judgment to be issued by the New Jersey Tax Court; and

5. The form of Stipulation of Settlement is annexed hereto, having been reviewed by and approved by the Township Council of the Township of Edison.

NOW, THEREFORE, BE IT RESOLVED, that upon the receipt of the appropriate Tax Court Judgment(s), the proper Township Officials are hereby authorized to process credits against open tax balances and issue checks consistent with the amount credited for the foregoing assessment reduction.

RESOLUTION R.673-102015

EXPLANATION: This Resolution authorizes the settlement of tax appeals filed by Northfield NEM Association, LP % Summit for tax years 2014.

WHEREAS, Northfield NEM Association, LP % Summit, (the "Taxpayer"), the owner of property located at 45 Fernwood Avenue in Edison Township, County of Middlesex, and known as Block 395, Lot 36 on the Township of Edison's Tax Assessment Maps (the "Property"), filed tax appeals for the years 2014 with the Tax Court of New Jersey, Docket Numbers 007871-2014; and

WHEREAS, the Township Council of the Township of Edison met and discussed the aforesaid tax appeals and the recommendations of its Township Tax Assessor and Tax Appeal Attorney; and

WHEREAS, The Township Assessor has made such an examination of the value and proper assessment of the Property and has obtained such appraisals, analysis, and information with respect to the valuation and assessment of the Property as deemed necessary and appropriate, and has been consulted by the attorney for the taxing district with respect to this settlement; and

WHEREAS, an acceptable settlement of the aforesaid tax appeals has been negotiated in which the Taxpayer agrees to settle its appeals for an assessment at the fair assessable value of the property consistent with the assessing practices generally applicable in the taxing district and as required by law; and

WHEREAS, the reduction would result in a nominal tax refund when compared with the litigation costs involved in defending the assessment at trial; and

WHEREAS, the property was originally assessed as follows:

Land	\$1,824,000.00
Improvements	\$4,611,800.00
Total	\$6,435,800.00

WHEREAS, the proposed settlement provides for an assessment of the years 2014 as follows:

Year	2014
Land	\$1,824,000.00
Improvements	\$1,854,100.00
Total	\$3,678,100.00

WHEREAS, the Taxpayer acknowledges that the Township has in part agreed to the settlement in consideration for the waiver of tax appeals set forth above; and

WHEREAS, the aforesaid settlement has no general application to other properties within the Township of Edison as a result of the aforesaid specific facts situation; and

WHEREAS, if the refunds as a result of this settlement set forth herein are to be refunded, the refund is to be made payable to "Zipp & Tannenbaum, LLC, Attorney Trust Fund" and the taxpayer and forwarded to "Peter J. Zipp, Esq. of Zipp & Tannenbaum, LLC, 280 Raritan Center Parkway, Edison, NJ 08837"; and

WHEREAS, the Township Council will make this settlement with the Taxpayer without prejudice to its dealing with any other Edison Township taxpayer's request for tax assessment reduction;

WHEREAS, pursuant to the settlement approved herein, the Taxpayer is entitled to a refund as follows:

2014
\$135,844.30

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

1. For the 2014 Tax Years, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvements as follows:

Year	2014
Land	\$1,824,000.00
Improvements	\$1,854,100.00
Total	\$3,678,100.00

2. Interest is waived on the refunds, provided such refunds are provided as specified herein; and

3. The Tax Appeal Attorney for the Township, is hereby authorized to execute a Stipulation of Settlement relative to the property tax appeals filed for the years 2014 Docket Numbers 007871-2014 by the taxpayer, owning the property located at 45 Fernwood Avenue in Edison Township, known as Block 395, Lot 36;

4. The Freeze Act will not apply to the judgment to be issued by the New Jersey Tax Court; and

5. The form of Stipulation of Settlement is annexed hereto, having been reviewed by and approved by the Township Council of the Township of Edison.

NOW, THEREFORE, BE IT RESOLVED, that upon the receipt of the appropriate Tax Court Judgment(s), the proper Township Officials are hereby authorized to process credits against open tax balances and issue checks consistent with the amount credited for the foregoing assessment reduction.

RESOLUTION R.674-102015

EXPLANATION: This Resolution authorizes the settlement of tax appeals filed by 375/425 RCP ASSOC, LP c/o SUMMIT for tax years 2014.

WHEREAS, 375/425 RCP Assoc, LP c/o Summit, (the "Taxpayer"), the owner of property located at 375 Raritan Ctr Parkway in Edison Township, County of Middlesex, and known as Block 395, Lot 6 on the Township of Edison's Tax Assessment Maps (the "Property"), filed tax appeals for the years 2014 with the Tax Court of New Jersey, Docket Numbers 007986-2014; and

WHEREAS, the Township Council of the Township of Edison met and discussed the aforesaid tax appeals and the recommendations of its Township Tax Assessor and Tax Appeal Attorney; and

WHEREAS, The Township Assessor has made such an examination of the value and proper assessment of

the Property and has obtained such appraisals, analysis, and information with respect to the valuation and assessment of the Property as deemed necessary and appropriate, and has been consulted by the attorney for the taxing district with respect to this settlement; and

WHEREAS, an acceptable settlement of the aforesaid tax appeals has been negotiated in which the Taxpayer agrees to settle its appeals for an assessment at the fair assessable value of the property consistent with the assessing practices generally applicable in the taxing district and as required by law; and

WHEREAS, the reduction would result in a nominal tax refund when compared with the litigation costs involved in defending the assessment at trial; and

WHEREAS, the property was originally assessed as follows:

Land	\$ 675,200.00
Improvements	\$ 2,184,100.00
Total	\$ 2,859,300.00

WHEREAS, the proposed settlement provides for an assessment of the years 2014 as follows:

Year	2014
Land	\$ 675,200.00
Improvements	\$ 759,300.00
Total	\$ 1,434,500.00

WHEREAS, the Taxpayer acknowledges that the Township has in part agreed to the settlement in consideration for the waiver of tax appeals set forth above; and

WHEREAS, the aforesaid settlement has no general application to other properties within the Township of Edison as a result of the aforesaid specific facts situation; and

WHEREAS, if the refunds as a result of this settlement set forth herein are to be refunded, the refund is to be made payable to “Zipp & Tannenbaum, LLC Attorney Trust Fund” and the taxpayer and forwarded to “Peter J. Zipp, Esq. of Zipp & Tannenbaum, LLC, 280 Raritan Center Parkway, Edison, NJ 08837,”; and

WHEREAS, the Township Council will make this settlement with the Taxpayer without prejudice to its dealing with any other Edison Township taxpayer's request for tax assessment reduction;

WHEREAS, pursuant to the settlement approved herein, the Taxpayer is entitled to a refund as follows:

2014
\$70,185.65

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

1. For the 2014 Tax Years, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvements as follows:

Year	2014
Land	\$ 675,200.00
Improvements	\$ 759,300.00
Total	\$ 1,434,500.00

Interest is waived on the refunds, provided such refunds are provided as specified herein; and

3. The Tax Appeal Attorney for the Township, is hereby authorized to execute a Stipulation of Settlement relative to the property tax appeals filed for the years 2014 Docket Numbers 007986-2014, by the taxpayer, owning the property located at 375 Raritan Ctr Pkwy in Edison Township, known as Block 395, Lot 6;

4. The Freeze Act will not apply to the judgment to be issued by the New Jersey Tax Court; and

5. The form of Stipulation of Settlement is annexed hereto, having been reviewed by and approved by the Township Council of the Township of Edison.

NOW, THEREFORE, BE IT RESOLVED, that upon the receipt of the appropriate Tax Court Judgment(s), the proper Township Officials are hereby authorized to process credits against open tax balances and issue checks consistent with the amount credited for the foregoing assessment reduction.

RESOLUTION R.675-102015

EXPLANATION: This Resolution authorizes the settlement of tax appeals filed by 375/425 RCP Assoc, LP c/o Summit for tax years 2014 and 2015.

WHEREAS, 375/425 RCP Assoc, LP c/o Summit, (the "Taxpayer"), the owner of property located at 425 Raritan Center Parkway in Edison Township, County of Middlesex, and known as Block 395.A, Lot 24 on the Township of Edison's Tax Assessment Maps (the "Property"), filed tax appeals for the years 2014 and 2015 with the Tax Court of New Jersey, Docket Numbers 007983-2014 and 003892-2015; and

WHEREAS, the Township Council of the Township of Edison met and discussed the aforesaid tax appeals and the recommendations of its Township Tax Assessor and Tax Appeal Attorney; and

WHEREAS, The Township Assessor has made such an examination of the value and proper assessment of the Property and has obtained such appraisals, analysis, and information with respect to the valuation and assessment of the Property as deemed necessary and appropriate, and has been consulted by the attorney for the taxing district with respect to this settlement; and

WHEREAS, an acceptable settlement of the aforesaid tax appeals has been negotiated in which the Taxpayer agrees to settle its appeals for an assessment at the fair assessable value of the property consistent with the assessing practices generally applicable in the taxing district and as required by law; and

WHEREAS, the reduction would result in a nominal tax refund when compared with the litigation costs involved in defending the assessment at trial; and

WHEREAS, the property was originally assessed as follows:

Land	\$
	734,400.00
Improvements	\$
	2,943,200.00
Total	\$
	3,677,600.00

WHEREAS, the proposed settlement provides for an assessment of the years 2014 and 2015 as follows:

Year	2014	2015
Land	\$	\$
	734,400.00	734,400.00
Improvements	\$	\$
	567,600.00	2,218,600.00
Total	\$	\$
	1,302,000.00	2,953,000.00

WHEREAS, the Taxpayer acknowledges that the Township has in part agreed to the settlement in consideration for the waiver of tax appeals set forth above; and

WHEREAS, the aforesaid settlement has no general application to other properties within the Township of Edison as a result of the aforesaid specific facts situation; and

WHEREAS, if the refunds as a result of this settlement set forth herein are to be refunded, the refund is to be made payable to "Zipp & Tannenbaum, LLC Attorney Trust Fund" and the taxpayer and forwarded to "Peter J. Zipp, Esq. of Zipp & Tannenbaum, LLC, 280 Raritan Center Parkway, Edison, NJ 08837,"; and

WHEREAS, the Township Council will make this settlement with the Taxpayer without prejudice to its dealing with any other Edison Township taxpayer's request for tax assessment reduction;

WHEREAS, pursuant to the settlement approved herein, the Taxpayer is entitled to a refund as follows:

	2014	2015
	\$117,0	\$0.00
	22.06	

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

1. For the 2014 and 2015 Tax Years, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvements as follows:

Year	2014	2015
Land	\$ 734,400.00	\$ 734,400.00
Improvements	\$ 567,600.00	\$ 2,218,600.00
Total	\$ 1,302,000.00	\$ 2,953,000.00

2. Interest is waived on the refunds, provided such refunds are provided as specified herein; and

3. The Tax Appeal Attorney for the Township, is hereby authorized to execute a Stipulation of Settlement relative to the property tax appeals filed for the years 2014 and 2015 Docket Numbers 007983-2014 and 003892-2015, by the taxpayer, owning the property located at 425 Raritan Center Parkway in Edison Township, known as Block 395.A, Lot 24;

4. The Freeze Act will not apply to the judgment to be issued by the New Jersey Tax Court; and

5. The form of Stipulation of Settlement is annexed hereto, having been reviewed by and approved by the Township Council of the Township of Edison.

NOW, THEREFORE, BE IT RESOLVED, that upon the receipt of the appropriate Tax Court Judgment(s), the proper Township Officials are hereby authorized to process credits against open tax balances and issue checks consistent with the amount credited for the foregoing assessment reduction.

RESOLUTION R.676-102015

EXPLANATION: Resolution Releasing of Cash Maintenance Bond on Site Improvements, under application No.P-4947, Rose Estates – V & R Realty Co., Inc. Account # 7761417265

WHEREAS, the Township Engineer advises that an inspection has been made of Rose Estates, Duetsch Lane & Denver Blvd. Block: 498 and Lot: 6-11, Application #P-4947, and said inspection indicates all improvements are complete and in accordance with the Municipal Standards of the Township of Edison; and

WHEREAS, on November 22, 2011 V & R Realty Posted a Cash Maintenance Bond check #158239 in the amount of \$31,519.95 of PNC Bank with the Township of Edison, to guarantee the integrity of the site improvements with the Township of Edison. The maintenance period has elapsed with no defects developing; and

WHEREAS, the Township Engineer, recommends the release of the Cash Maintenance Bond check #1581239 in the amount of \$31,519.95. The principal being V & R Realty Co, Inc. having offices at 295 N. Michigan Avenue 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 Maintenance Bond in the amount of \$31,519.95, in township account #7761417265

BE IT FURTHER RESOLVED that the Township Clerk and the Director of Finance be and is hereby authorized to return the aforesaid Cash Maintenance Bond in the amount of \$31,519.95, to the applicant V & R Realty, Co., Inc. 295 N. Michigan Avenue Kenilworth, NJ 07033.

RESOLUTION R.677-102015

EXPLANATION: Resolution Refunding Tree Maintenance Bond to Raceway Petroleum, Inc. 1411 Stelton Road, Piscataway, NJ 08854 Tree Permit 07-121 Account # 7760237748

WHEREAS, on October 10, 2007, Raceway Petroleum, Inc. posted Tree Maintenance Bond fees in the amount of \$7,923.87 on deposit with the Township of Edison in account #7760237748 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit #07-121 for property located at Route 1 & Plainfield Ave, NDK Realty, Inc.-Rite Aid

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 \$7,923.87, 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 \$7,923.87 Herein above mentioned be refunded to the applicant; and

BE IT FURTHER RESOLVED, that the Acting Director of Finance be and is hereby authorized to refund the sum of \$7,923.87, on deposit in Account #7760237748 to Raceway Petroleum Inc. 1411 Stelton Road, Piscataway, NJ 08854.

RESOLUTION R.678-102015

EXPLANATION: This resolution provides for refund of applicant fee posted for Building Permit Fee.

WHEREAS, On June 10 2015, Building Permit Fee master card #3994 was posted in the amount of \$77.00 by the contractor, Harjeet Singh, Vintage Construction, for 94 New Brooklyn Rd; and

WHEREAS, the application was submitted, the update is not needed for revised plans for footings and columns; due to existing footings were under old porch now making columns not needed to be changed. and

WHEREAS, it is therefore appropriate that a portion of the fee in the amount of \$75.00 be refunded to the applicant, derived from the \$77.00 total construction permit fee less the \$2.00 DCA fee, be refunded to Harjeet Singh, Vintage Construction, for 94 New Brooklyn Rd; and

WHEREAS, the Construction Official recommends the partial refund of the Building Permit Fee in the amount of \$75.00 for the above referenced application;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum of \$75.00 posted by Harjeet Singh, Vintage Construction for Building Permit Fee for 94 New Brooklyn Rd. be refunded to Harjeet Singh, Vintage Construction.

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$75.00 from the Refund of Revenue Fund to the applicant.

RESOLUTION R.679-102015

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 STO0000171, to the following:

Permit Number:	0659
Opening Location:	178 & 180 Fleet Avenue
Block/Lot:	590-P/3.01 & 590-P/6.01
Applicant's Name & Address:	J.A. Sult Excavating 15 Highland Drive Parlin, NJ 08859
Initial Deposit Date:	08/19/15
Deposit Amount:	\$576.00
Paid by & refunded to:	Leonard Cursi Construction Co Inc 3808 Fleet Avenue South Plainfield, NJ 07080-4801

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.680-102015

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO
SURESH KUMAR THOUTI FOR THE ABC PROGRAM**

WHEREAS Suresh Kumar Thouti made payment in the amount of \$170.00 for her child Sri Harshika Thouti's participation in the ABC Program at Washington Elementary School for the month of November, 2015; and

WHEREAS Sri Harshika Thouti was removed from the program before she started the month of November 2015.

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 \$170.00 to Suresh Kumar Thouti, 1524 Waterford Dr., Edison, NJ 08817, which represents the amount for the ABC program.

RESOLUTION R. 681-102015

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO
JENNIFER TIERNEY FOR THE YAP PROGRAM**

WHEREAS Jennifer Tierney made payment in the amount of \$170.00 for her child Kyle Tierney's participation in the YAP Program at Woodrow Wilson Middle School for the month of November, 2015; and

WHEREAS Kyle Tierney was removed from the program before he started the month of November 2015.

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 \$170.00 to Jennifer Tierney, 91 Christopher St., Edison, NJ 08820, which represents the amount for the YAP program.

RESOLUTION R. 682-102015

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO
JAKLIN BESHAI FOR THE ABC & YAP PROGRAMS**

WHEREAS Jaklin Beshai made payment in the amount of \$255.00 for her children, Anastasia Ibrahim and Elaria Ibrahim's participation in the ABC and YAP programs at Washington Elementary School and Thomas Jefferson Middle School; and

WHEREAS payment for October 2015 has already been paid; and

WHEREAS due to the parent's unemployment, the children were removed from the program prior to October 2015.

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 \$255.00 to Jaklin Beshai, 23 Comstock Rd., Edison NJ 08817, which amount represents the monthly fee for the ABC and YAP Programs.

RESOLUTION R. 682-102015

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO
RAVINDER KHOKHAR FOR TEEN CENTER MEMBERSHIP**

WHEREAS Ravinder Khokhar made payment in the amount of \$10.00 for his child, Reeva Khokhar's participation in the Teen Center Program at the Minnie B. Veal Community Center; and

WHEREAS the child is too young to participate in the Teen Center

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 \$10.00 to Ravinder Khokhar, 10 Cedar St., Edison, NJ 08820, which amount represents the registration for the Teen Center Program.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$10.00 are available in Account #5-01-55-0291-000-000.

RESOLUTION R. 684-102015

EXPLANATION: This Resolution authorizes the settlement of tax appeals filed by **Seagis Edison 2170, LLC for tax years 2012, 2013, 2014 and 2015.**

WHEREAS, Seagis Edison 2170, LLC, (the "Taxpayer"), the owner of property located at 2170-2190 Lincoln Highway in Edison Township, County of Middlesex, and known as **Block 1120, Lot 63** on the Township of Edison's Tax Assessment Maps (the "Property"), filed tax appeals for the years **2012, 2013, 2014 and 2015** with the Tax Court of New Jersey, Docket Number **002590-2012, 005168-2013, 006454-2014 and 001110-2015;** and

WHEREAS, the Township Council of the Township of Edison met and discussed the aforesaid tax appeals and the recommendations of its Township Tax Assessor and Tax Appeal Attorney; and

WHEREAS, The Township Assessor has made such an examination of the value and proper assessment of the Property and has obtained such appraisals, analysis, and information with respect to the valuation and assessment of the Property as deemed necessary and appropriate, and has been consulted by the attorney for the taxing district with respect to this settlement; and

WHEREAS, an acceptable settlement of the aforesaid tax appeals has been negotiated in which the Taxpayer agrees to settle its appeals for an assessment at the fair assessable value of the property consistent with the assessing practices generally applicable in the taxing district and as required by law; and

WHEREAS, the reduction would result in a nominal tax refund when compared with the litigation costs involved in defending the assessment at trial; and

WHEREAS, the property was originally assessed as follows:

Land	\$ 7,972,800.00
Improvements	\$ 8,904,200.00
Total	\$16,877,000.00

WHEREAS, the proposed settlement provides for an assessment of the years 2012, 2013, 2014 and 2015 as follows:

Year	2012	2013	2014	2015
Land	\$ 7,972,800.00	\$ 7,972,800.00	WITHDRAWN	WITHDRAWN
Improvements	\$ 5,827,200.00	\$ 5,827,200.00		
Total	\$13,800,000.00	\$13,800,000.00		

WHEREAS, the Taxpayer acknowledges that the Township has in part agreed to the settlement in consideration for the waiver of tax appeals set forth above; and

WHEREAS, the aforesaid settlement has no general application to other properties within the Township of Edison as a result of the aforesaid specific facts situation; and

WHEREAS, pursuant to the settlement, the Taxpayer will waive prejudgment interest; and

WHEREAS, if the refunds as a result of this settlement set forth herein are to be refunded, the refund is to be made payable to "Zipp & Tannenbaum, LLC., Attorney Trust Fund" and the taxpayer and forwarded to "Peter J. Zipp, Esq. of Zipp & Tannenbaum, LLC, 280 Raritan Center Parkway, Edison, NJ 08837"; and

WHEREAS, the Township Council will make this settlement with the Taxpayer without prejudice to its dealing with any other Edison Township taxpayer's request for tax assessment reduction;

WHEREAS, pursuant to the settlement approved herein, the Taxpayer is entitled to a refund as follows:

2012	2013	2014	2015
\$145,511.33	\$146,957.52	\$0.00	\$0.00

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

1. For the 2012, 2013, 2014 and 2015 Tax Years, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvements as follows:

Year	2012	2013	2014	2015
Land	\$ 7,972,800.00	\$ 7,972,800.00	WITHDRAWN	WITHDRAWN
Improvements	\$ 5,827,200.00	\$ 5,827,200.00		
Total	\$13,800,000.00	\$13,800,000.00		

2. Interest is waived on the refunds, provided such refunds are provided as specified herein; and

3. The Tax Appeal Attorney for the Township, is hereby authorized to execute a Stipulation of Settlement relative to the property tax appeals filed for the years 2012, 2013, 2014 and 2015, Docket Number 002590-2012, 005168-2013, 006454-2014 and 001110-2015, by the taxpayer, owning the property located at 2170-2190 Lincoln Highway in Edison Township, known as **Block 1120, Lot 63**.

4. The form of Stipulation of Settlement is annexed hereto, having been reviewed by and approved by the Township Council of the Township of Edison.

NOW, THEREFORE, BE IT RESOLVED, that upon the receipt of the appropriate Tax Court Judgment(s), the proper Township Officials are hereby authorized to process credits against open tax balances and issue checks consistent with the amount credited for the foregoing assessment reduction.

RESOLUTION R.685-102015

EXPLANATION: This Resolution authorizes the settlement of tax appeals filed by One Quality, LLC for tax years 2014.

WHEREAS, One Quality, LLC, (the "Taxpayer"), the owner of property located at 2124 Oak Tree Road in Edison Township, County of Middlesex, and known as Block 425, Lot 8.N on the Township of Edison's Tax Assessment Maps (the "Property"), filed tax appeals for the years 2014 with the Tax Court of New Jersey, Docket Numbers 007039-2014; and

WHEREAS, the Township Council of the Township of Edison met and discussed the aforesaid tax appeals

and the recommendations of its Township Tax Assessor and Tax Appeal Attorney; and

WHEREAS, The Township Assessor has made such an examination of the value and proper assessment of the Property and has obtained such appraisals, analysis, and information with respect to the valuation and assessment of the Property as deemed necessary and appropriate, and has been consulted by the attorney for the taxing district with respect to this settlement; and

WHEREAS, an acceptable settlement of the aforesaid tax appeals has been negotiated in which the Taxpayer agrees to settle its appeals for an assessment at the fair assessable value of the property consistent with the assessing practices generally applicable in the taxing district and as required by law; and

WHEREAS, the reduction would result in a nominal tax refund when compared with the litigation costs involved in defending the assessment at trial; and

WHEREAS, the property was originally assessed as follows:

Land	\$ 900,000.00
Improvements	\$ 650,000.00
Total	\$ 1,550,000.00

WHEREAS, the proposed settlement provides for an assessment of the years 2014 as follows:

Year	2014
Land	\$ 900,000.00
Improvements	\$ 300,000.00
Total	\$1,200,000.00

WHEREAS, the Taxpayer acknowledges that the Township has in part agreed to the settlement in consideration for the waiver of tax appeals set forth above; and

WHEREAS, the aforesaid settlement has no general application to other properties within the Township of Edison as a result of the aforesaid specific facts situation; and

WHEREAS, if the refunds as a result of this settlement set forth herein are to be refunded, the refund is to be made payable to "Budd Larner PC Attorney Trust Fund" and the taxpayer and forwarded to "Jason S. Lustbader, Esq. of Budd Larner PC, 150 John F. Kennedy Parkway, Short Hills, NJ 07078,"; and

WHEREAS, the Township Council will make this settlement with the Taxpayer without prejudice to its dealing with any other Edison Township taxpayer's request for tax assessment reduction;

WHEREAS, pursuant to the settlement approved herein, the Taxpayer is entitled to a refund as follows:

2014
\$16,541.00

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

1. For the 2014 Tax Years, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvements as follows:

Year	2014
Land	\$ 900,000.00
Improvements	\$ 300,000.00
Total	\$1,200,000.00

2. Interest is waived on the refunds, provided such refunds are provided as specified herein; and

3. The Tax Appeal Attorney for the Township, is hereby authorized to execute a Stipulation of Settlement relative to the property tax appeals filed for the years 2014 Docket Numbers 007039-2014, by the taxpayer, owning the property located at 2124 Oak Tree Road in Edison Township, known as Block 425, Lot 8.N; and

4. The form of Stipulation of Settlement is annexed hereto, having been reviewed by and approved by the Township Council of the Township of Edison.

NOW, THEREFORE, BE IT RESOLVED, that upon the receipt of the appropriate Tax Court Judgment(s), the proper Township Officials are hereby authorized to process credits against open tax balances and issue checks consistent with the amount credited for the foregoing assessment reduction.

RESOLUTION R.686-102015

EXPLANATION: This Resolution authorizes the settlement of tax appeals filed by **Ferro Corporation** for tax years **2011, 2012, 2013, 2014 and 2015**

WHEREAS, Ferro Corporation, (the "Taxpayer"), the owner of property located at 54 Kellogg Court in Edison Township, County of Middlesex, and known as **Block 22.A, Lot 2.D6** on the Township of Edison's Tax Assessment Maps (the "Property"), filed tax appeals for the years **2011, 2012, 2013, 2014 and 2015** with the Tax Court of New Jersey, Docket Number **007448-2011; 005225-2012; 004847-2013; 009101-2014 and 003653-2015;** and

WHEREAS, the Township Council of the Township of Edison met and discussed the aforesaid tax appeals and the recommendations of its Township Tax Assessor and Tax Appeal Attorney; and

WHEREAS, The Township Assessor has made such an examination of the value and proper assessment of the Property and has obtained such appraisals, analysis, and information with respect to the valuation and assessment of the Property as deemed necessary and appropriate, and has been consulted by the attorney for the taxing district with respect to this settlement; and

WHEREAS, an acceptable settlement of the aforesaid tax appeals has been negotiated in which the Taxpayer agrees to settle its appeals for an assessment at the fair assessable value of the property consistent with the assessing practices generally applicable in the taxing district and as required by law; and

WHEREAS, the reduction would result in a nominal tax refund when compared with the litigation costs involved in defending the assessment at trial; and

WHEREAS, the property was originally assessed as follows:

Land	\$ 310,400.00
Improvements	\$ 738,000.00
Total	\$1,048,400.00

WHEREAS, the proposed settlement provides for an assessment of the **years 2011, 2012, 2013, 2014 and 2015** as follows:

Year	2011	2012	2013	2014	2015
Land	WITHDRAWN	WITHDRAWN	\$ 310,400.00	\$ 310,400.00	\$ 310,400.00
Improvements			\$ 493,700.00	\$ 499,300.00	\$ 472,700.00
Total			\$ 804,100.00	\$ 809,700.00	\$ 783,100.00

WHEREAS, the Taxpayer acknowledges that the Township has in part agreed to the settlement in consideration for the waiver of tax appeals set forth above; and

WHEREAS, the aforesaid settlement has no general application to other properties within the Township of Edison as a result of the aforesaid specific facts situation; and

WHEREAS, pursuant to the settlement, the Taxpayer will waive prejudgment interest; and

WHEREAS, if the refunds as a result of this settlement set forth herein are to be refunded, the refund is to be made payable to "Stavitsky & Associates, LLC., Attorney Trust Fund" and the taxpayer and forwarded to "James T. Ryan III, Esq. of Stavitsky & Associates, LLC., 350 Passaic Avenue, Fairfield, NJ 07004"; and

WHEREAS, the Township Council will make this settlement with the Taxpayer without prejudice to its dealing with any other Edison Township taxpayer's request for tax assessment reduction;

WHEREAS, pursuant to the settlement approved herein, the Taxpayer is entitled to a refund as follows:

2011	2012	2013	2014	2015
\$0.00	\$0.00	\$11,179.17	\$11,280.96	\$12,904.19

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

1. For the 2011, **2012, 2013, 2014 and 2015** Tax Years, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvements as follows:

Year	2011	2012	2013	2014	2015
Land	WITHDRAWN	WITHDRAWN	\$ 310,400.00	\$ 310,400.00	\$ 310,400.00
Improvements			\$ 493,700.00	\$ 499,300.00	\$ 472,700.00
Total			\$ 804,100.00	\$ 809,700.00	\$ 783,100.00

2. Interest is waived on the refunds, provided such refunds are provided as specified herein; and

3. The Tax Appeal Attorney for the Township, is hereby authorized to execute a Stipulation of Settlement relative to the property tax appeals filed for the years 2011, 2012, 2013, 2014 and 2015, Docket Number 007448-2011; 005225-2012; 004847-2013; 009101-2014 and 003653-2015, by the taxpayer, owning the property located at 54 Kellogg Court in Edison Township, known as Block 22.A, Lot 2.D6;

4. The Freeze Act will apply to the judgment to be issued by the New Jersey Tax Court; and

5. The form of Stipulation of Settlement is annexed hereto, having been reviewed by and approved by the Township Council of the Township of Edison.

NOW, THEREFORE, BE IT RESOLVED, that upon the receipt of the appropriate Tax Court Judgment(s), the proper Township Officials are hereby authorized to process credits against open tax balances and issue checks consistent with the amount credited for the foregoing assessment reduction.

RESOLUTION R.687-102015

WHEREAS, N.J.S.A. 40A:5-4 requires the Governing Body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, The Annual Report of Audit for the year ending June 30, 2009 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S. 40A:5-6, and a copy has been received by each member of the Governing Body; and

WHEREAS, The Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34; and

WHEREAS, The Local Finance Board has promulgated a regulation requiring that the Governing Body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the Governing Body have reviewed, as a minimum, the sections of the annual audit entitled:

GENERAL COMMENTS

RECOMMENDATIONS

WHEREAS, the Members of the Governing Body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

GENERAL COMMENTS

RECOMMENDATIONS

as evidenced by the group affidavit form of the Governing Body; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board; and

WHEREAS, all members of the Governing Body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local Governing Body to the penalty provisions of R.S. 52:27BB52 - to wit:

R.S. 52:27BB-52 - "A local officer or member of a local Governing Body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office".

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, hereby states that is has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

RESOLUTION R.688--102015

EXPLANATION: Resolution Releasing of Cash Maintenance Bond on Site Improvements, under application No.P33-03/04, Discovery Properties 1090 LLC Account # 7762495203

WHEREAS, the Township Engineer advises that an inspection has been made of 1090 Amboy Ave, Edison, NJ Block 693-A and Lot:1Application #P33-03/04, and said inspection indicates all improvements are complete and in accordance with the Municipal Standards of the Township of Edison; and

WHEREAS, on November 28, 2012 Discovery Properties 1090 LLC posted a Cash Maintenance Bond check #1210 in the amount of \$6,361.65 of Wells Fargo Bank with the Township of Edison, to guarantee the integrity of the site improvements with the Township of Edison. The maintenance period has elapsed with no defects developing; and

WHEREAS, the Township Engineer, recommends the release of the Cash Maintenance Bond check #1210 in the amount of \$6,361.65. The principal being Discovery Properties 1090 LLC having offices at 1090 Amboy Ave., Edison, NJ 08837 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 Maintenance Bond in the amount of \$6,361.65, in township account #7762495203

BE IT FURTHER RESOLVED that the Township Clerk and the Director of Finance be and is hereby authorized to return the aforesaid Cash Maintenance Bond in the amount of \$6,361.65, to the applicant Discovery Properties 1090 LLC, account # 7762495203.

RESOLUTION R.689-102015

EXPLANATION: This Resolution authorizes the settlement of tax appeal filed by C C & S Realty for tax year 2015.

WHEREAS, C C & S Realty (the "Taxpayer"), the owner of property located at 32 Main Street in Edison Township, County of Middlesex, and known as Block 792, Lot 10 on the Township of Edison's Tax Assessment Maps (the "Property"), filed tax appeal for the year 2015 with the Tax Court of New Jersey, Docket Number 012254-2015; and

WHEREAS, the Township Council of the Township of Edison met and discussed the aforesaid tax appeals and the recommendations of its Township Tax Assessor and Tax Appeal Attorney; and

WHEREAS, The Township Assessor has made such an examination of the value and proper assessment of the Property and has obtained such appraisals, analysis, and information with respect to the valuation and assessment of the Property as deemed necessary and appropriate, and has been consulted by the attorney for the taxing district with respect to this settlement; and

WHEREAS, an acceptable settlement of the aforesaid tax appeal has been negotiated in which the Taxpayer agrees to settle its appeal for an assessment at the fair assessable value of the property consistent with the assessing practices generally applicable in the taxing district and as required by law; and

WHEREAS, the reduction would result in a nominal tax refund when compared with the litigation costs involved in defending the assessment at trial; and

WHEREAS, the property was originally assessed as follows:

For Tax Year 2015	
Land	\$204,500.00
Improvements	\$525,300.00
Total	\$729,800.00

WHEREAS, the proposed settlement provides for an assessment of the year 2015 as follows:

For Tax Year 2015	
Land	\$204,500.00
Improvements	\$305,500.00
Total	\$510,000.00

WHEREAS, the Taxpayer acknowledges that the Township has in part agreed to the settlement in consideration for the waiver of tax appeal set forth above; and

WHEREAS, the aforesaid settlement has no general application to other properties within the Township of Edison as a result of the aforesaid specific facts situation; and

WHEREAS, if the refund as a result of this settlement set forth herein are to be refunded, the refund is to be made payable to "Michael A. Vespasiano, Attorney Trust Account" and the Taxpayer and forwarded to "Michael A. Vespasiano, Esq., 331 Main Street, Chatham New Jersey 07928" within sixty (60) days of the date of the entry of judgment; and

WHEREAS, the Township Council will make this settlement with the Taxpayer without prejudice to its dealing with any other Edison Township taxpayer's request for tax assessment reduction;

WHEREAS, pursuant to the settlement approved herein, the Taxpayer is entitled to a refund for the 2015 Tax Year Appeal in the amount of **\$11152.65**.

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

1. For the 2015 Tax Year, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvements as follows:

For Tax Year 2015	
Land	\$204,500.00
Improvements	\$305,500.00
Total	\$510,000.00

2. Interest is waived on the refund, provided such refund is provided as specified herein; and

3. The Tax Appeal Attorney for the Township, is hereby authorized to execute a Stipulation of Settlement relative to the property tax appeals filed for the year 2015, Docket Number 012254-2015, by the taxpayer, owning the property located at 32 Main Street, known as Block 792, Lot 10;

4. The Freeze Act will apply to the judgment to be issued by the New Jersey Tax Court; and

5. The form of Stipulation of Settlement is annexed hereto, having been reviewed by and approved by the Township Council of the Township of Edison.

NOW, THEREFORE, BE IT RESOLVED, that upon the receipt of the appropriate Tax Court Judgment(s), the proper Township Officials are hereby authorized to process credits against open tax balances and issue checks consistent with the amount credited for the foregoing assessment reduction.

RESOLUTION R.690-102015

EXPLANATION: This Resolution authorizes the settlement of tax appeals filed by JUDITH SALSBURG, (REYDEL) for the tax years 2013, 2014 and 2015

WHEREAS, Judith Salsburg (Reydel) ("Taxpayer"), the owner of properties located as follows: 3 Fitch Road, (Block 1130, Lot 12), 1 Fitch Road, (Block 1130, Lot 13), 2034 Lincoln Highway, Route 27, (Block 1130, Lot 15.B), 2034 Lincoln Highway, Route 27, (Block 1130, Lot 15.C) and Lincoln Highway, Route 27 (Block 1130, Lot 16) on the Township of Edison's Tax Assessment Maps ("Property"), filed Tax Appeals for the years, 2013, 2014 and 2015 with the Tax Court of New Jersey under Docket Numbers 007179-2013, 014277-2014 and 000560-2015; and

WHEREAS, the Township Council for the Township of Edison met and discussed the aforesaid tax appeals and the recommendations of its Township Assessor and Tax Appeal Attorney; and

WHEREAS, the Township Assessor has made such an examination of the value and proper assessment of the Property and has obtained such appraisals, analysis, and information with respect to the valuation and assessment of the Property as deemed necessary and appropriate and has been consulted by the attorney for the taxing district with respect to this settlement; and

WHEREAS, an acceptable settlement of the aforesaid tax appeal has been negotiated in which the Taxpayer agrees to settle its appeal for an assessment at the fair assessable value of the Property consistent with the assessing practices generally applicable in the taxing district and as required by law; and

WHEREAS, the property was originally assessed as follows:

As to Block: 1130, Lot: 12 (3 Fitch Road):

	<u>2013</u>	<u>2014</u>	<u>2015</u>
Land	\$103,000.00	\$103,000.00	\$103,000.00
Improvements	<u>\$ 5,100.00</u>	<u>\$ 5,100.00</u>	<u>\$5,100.00</u>
Total	\$108,100.00	\$108,100.00	\$108,100.00

As to Block: 1130, Lot: 13 (1 Fitch Road):

	<u>2013</u>	<u>2014</u>	<u>2015</u>
Land	\$108,000.00	\$100,000.00	\$100,000.00
Improvements	<u>\$ 4,300.00</u>	<u>\$ 4,300.00</u>	<u>\$4,300.00</u>
Total	\$112,300.00	\$112,300.00	\$112,300.00

As to Block: 1130, Lot: 15.B (2034 Lincoln Highway Route 27):

	<u>2013</u>	<u>2014</u>	<u>2015</u>
Land	\$327,600.00	\$327,600.00	\$327,600.00
Improvements	<u>\$ 11,900.00</u>	<u>\$ 11,900.00</u>	<u>\$ 11,900.00</u>
Total	\$339,500.00	\$339,500.00	\$339,500.00

As to Block: 1130, Lot: 15.C (2034 Lincoln Highway Route 27):

	<u>2013</u>	<u>2014</u>	<u>2015</u>
Land	\$ 622,500.00	\$ 622,500.00	\$ 622,500.00
Improvements	<u>\$ 879,800.00</u>	<u>\$ 879,800.00</u>	<u>\$ 879,800.00</u>
Total	\$1,502,300.00	\$1,502,300.00	\$1,502,300.00

As to Block: 1130, Lot: 16 (Lincoln Highway Route 27):

	<u>2013</u>	<u>2014</u>	<u>2015</u>
Land	\$295,000.00	\$295,000.00	\$295,000.00
Improvements	<u>\$ 33,400.00</u>	<u>\$ 33,400.00</u>	<u>\$ 33,400.00</u>
Total	\$328,400.00	\$328,400.00	\$328,400.00

WHEREAS, the proposed settlement provides for an assessment of the 2013, 2014, and 2015 Tax Years as follows:

As to Block: 1130, Lot: 12 (3 Fitch Road):

	<u>2013</u>	<u>2014</u>	<u>2015</u>
Land	\$103,000.00	\$103,000.00	\$103,000.00
Improvements	<u>\$ 5,100.00</u>	<u>\$ 5,100.00</u>	<u>\$ 5,100.00</u>
Total	\$108,100.00	\$108,100.00	\$108,100.00

As to Block: 1130, Lot: 13 (1 Fitch Road):

	<u>2013</u>	<u>2014</u>	<u>2015</u>
Land	\$108,000.00	\$100,000.00	\$100,000.00
Improvements	<u>\$ 4,300.00</u>	<u>\$ 4,300.00</u>	<u>\$ 4,300.00</u>
Total	\$112,300.00	\$112,300.00	\$112,300.00

As to Block: 1130, Lot: 15.B (2034 Lincoln Highway Route 27):

	<u>2013</u>	<u>2014</u>	<u>2015</u>
Land	\$327,600.00	\$327,600.00	\$327,600.00
Improvements	<u>\$ 11,900.00</u>	<u>\$ 11,900.00</u>	<u>\$ 11,900.00</u>
Total	\$339,500.00	\$339,500.00	\$339,500.00

As to Block: 1130, Lot: 15.C (2034 Lincoln Highway Route 27):

	<u>2013</u>	<u>2014</u>	<u>2015</u>
Land	\$ 622,500.00	\$ 622,500.00	\$622,500.00
Improvements	<u>\$ 879,800.00</u>	<u>\$ 589,200.00</u>	<u>\$289,200.00</u>
Total	\$1,502,300.00	\$1,211,700.00	\$911,700.00

As to Block: 1130, Lot: 16 (Lincoln Highway Route 27):

	<u>2013</u>	<u>2014</u>	<u>2015</u>
Land	\$295,000.00	\$295,000.00	\$295,000.00
Improvements	<u>\$ 33,400.00</u>	<u>\$ 33,400.00</u>	<u>\$ 33,400.00</u>
Total	\$328,400.00	\$328,400.00	\$328,400.00

WHEREAS, the Taxpayer acknowledges that the Township has in part agreed to the settlement in question in consideration for a waiver of the Tax Appeal set forth above; and

WHEREAS, the aforesaid settlement has no general application to other properties within the Township of Edison as a result of the aforesaid specific facts situation; and

WHEREAS, pursuant to the settlement, the Taxpayer will waive prejudgment; and

WHEREAS, if the refund as a result of this settlement set forth herein is to be refunded, the refund is to be made payable to "Zipp & Tannenbaum, L.L.C., Attorney Trust Fund" and the Taxpayer and forwarded to "Peter J. Zipp, Esq., Zipp & Tannenbaum, L.L.C., 280 Raritan Center Parkway, Edison, New Jersey 08837" within sixty (60) days of the date of the entry of judgment; and

WHEREAS, the Township Council will make this settlement with the Taxpayer without prejudice to its dealing with any other Edison Township Taxpayer's request for tax assessment reduction; and

WHEREAS, pursuant to the settlement approved herein, the Taxpayer is entitled to a refund in the amount of \$14,314.96 for the 2014 Tax Year Appeal and \$29,967.04 for the 2015 Tax Year Appeal.

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

- For the 2013, 2014 and 2015 Tax Years, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvement as follows:
-

As to Block: 1130, Lot: 15.C (2034 Lincoln Highway Route 27):

	<u>2013</u>	<u>2014</u>	<u>2015</u>
Land	\$ 622,500.00	\$ 622,500.00	\$622,500.00
Improvements	<u>\$ 879,800.00</u>	<u>\$ 589,200.0</u>	<u>\$289,200.00</u>
Total	\$1,502,300.00	\$1,211,700.00	\$911,700.00

- Interest is waived on the refund, provided such refund is provided as specified herein; and
- The Tax Appeal Attorney for the Township is hereby authorized to execute a Stipulation of Settlement relative to the Property for Tax Appeals filed for the years 2013, 2014 and 2015, Docket Numbers 007179-2013, 014277-2014 and 000560-2015 by the Taxpayer, owners of the properties located at 3 Fitch Road, Block 1130, Lot 12, 1 Fitch Road, Block 1130, Lot 13, 2034 Lincoln Highway, Route 27, Block 1130, Lot 15.B, 2034 Lincoln Highway, Route 27, Block 1130, Lot 15.C, and Lincoln Highway, Route 27, Block 1130, Lot 16.
- The Freeze Act will apply to the judgment to be issued by the New Jersey Tax Court; and
- The Form of Stipulation of Settlement is annexed hereto, having been received by and approved by the Township Council of the Township of Edison.

NOW, THEREFORE BE IT RESOLVED, that upon receipt of the appropriate Tax Court Judgment(s), the proper Township Officials are hereby authorized to process credits against open tax balances and issue checks consistent with the amount credited for the foregoing assessment reduction.

RESOLUTION R.691-102015

EXPLANATION: This Resolution authorizes the settlement of tax appeals filed by SRG1, LLC for tax years 2013, 2014 and 2015.

WHEREAS, SRG1, LLC, ("Taxpayer"), the owner of property located at 101 Lincoln Highway Route 27 in Edison Township, County of Middlesex, and known as Block 673, Lot 1.D4 on the Township of Edison's Tax Assessment Maps ("Property"), filed tax appeals for the years 2013, 2014, and 2015 with the Tax Court of New Jersey, Docket Numbers 014126-13 012184-14 and 010652-15; and

WHEREAS, the Township Council of the Township of Edison met and discussed the aforesaid tax appeals and the recommendations of its Township Tax Assessor and Tax Appeal Attorney; and

WHEREAS, The Township Assessor has made such an examination of the value and proper assessment of the Property and has obtained such appraisals, analysis, and information with respect to the valuation and assessment of the Property as deemed necessary and appropriate, and has been consulted by the attorney for the taxing district with respect to this settlement; and

WHEREAS, an acceptable settlement of the aforesaid tax appeal has been negotiated in which the Taxpayer agrees to settle its appeal for an assessment at the fair assessable value of the property consistent with the assessing practices generally applicable in the taxing district and as required by law; and

WHEREAS, the property was originally assessed as follows:

As to Lot 1.D4, Block 673

For Tax Year 2013	
Land	\$325,800.00
Improvements	\$259,400.00
Total	\$585,200.00

For Tax Year 2014	
Land	\$325,800.00
Improvements	\$259,400.00
Total	\$585,200.00

For Tax Year 2015	
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Land	\$325,800.00
Improvements	\$259,400.00
Total	\$585,200.00

As to Lot 1.A2, Block 673

For Tax Year 2013	
Land	\$56,900.00
Improvements	\$ 0.00
Total	\$56,900.00

For Tax Year 2014	
Land	\$56,900.00
Improvements	\$ 0.00
Total	\$56,900.00

For Tax Year 2015	
Land	\$56,900.00
Improvements	\$ 0.00
Total	\$56,900.00

WHEREAS, the proposed settlement provides for an assessment of the year 2013, 2014 and 2015 as follows:

As to Lot 1.D4., Block 673

For Tax Year 2013	
Land	\$325,800.00
Improvements	\$ 84,200.00
Total	\$460,000.00

For Tax Year 2014	
Land	\$325,800.00
Improvements	\$ 84,200.00
Total	\$460,000.00

For Tax Year 2015	
Land	\$325,800.00
Improvements	\$ 84,200.00
Total	\$460,000.00

As to Lot 1.A2, Block 673

For Tax Year 2013	
Land	\$56,900.00
Improvements	\$ 0.00
Total	\$56,900.00

For Tax Year 2014	
Land	\$56,900.00
Improvements	\$ 0.00
Total	\$56,900.00

For Tax Year 2015	
Land	\$56,900.00
Improvements	\$ 0.00
Total	\$56,900.00

WHEREAS, the Taxpayer acknowledges that the Township has in part agreed to the settlement in consideration for the waiver of tax appeal set forth above; and

WHEREAS, the aforesaid settlement has no general application to other properties within the Township of Edison as a result of the aforesaid specific facts situation; and

WHEREAS, pursuant to the settlement, the Taxpayer will waive prejudgment; and

WHEREAS, if the refund as a result of this settlement set forth herein are to be refunded, the refund is to be made payable to "The Irwin Law Firm, P.A., Attorney Trust Fund" and the Taxpayer and forwarded to "Amber Heinze, Esq., The Irwin Law Firm, 80 Main Street, West Orange, New Jersey 07052" within sixty (60) days of the date of the entry of judgment; and

WHEREAS, the Township Council will make this settlement with the Taxpayer without prejudice to its dealing with any other Edison Township taxpayer's request for tax assessment reduction;

WHEREAS, pursuant to the settlement approved herein, the Taxpayer is entitled to a refund in the amounts of **\$5,979.55** for the 2013 Tax Year Appeal, **\$6,167.35** for the 2014 Tax Year and **\$6,352.65** for the 2015 Tax Year Appeal.

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

I. For the 2013, 2014, and 2015 Tax Years, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvements as follows:

As to Lot 1.D4., Block 673

For Tax Year 2013	
Land	\$325,800.00
Improvements	\$ 84,200.00
Total	\$460,000.00

For Tax Year 2014	
Land	\$325,800.00
Improvements	\$ 84,200.00
Total	\$460,000.00

For Tax Year 2015	
Land	\$325,800.00
Improvements	\$ 84,200.00
Total	\$460,000.00

6. Interest is waived on the refund, provided such refund is provided as specified herein; and

7. The Tax Appeal Attorney for the Township, is hereby authorized to execute a Stipulation of Settlement relative to the property tax appeals filed for the years 2013, 2014, and 2015, Docket Numbers 014126-13, 012184-14 and 010652-15, by the taxpayer, owning the property located at SRG1, LLC known as Block 673, Lot 1.D4;

8. The Freeze Act will apply to the judgment to be issued by the New Jersey Tax Court; and

9. The form of Stipulation of Settlement is annexed hereto, having been reviewed by and approved by the Township Council of the Township of Edison.

NOW, THEREFORE, BE IT RESOLVED, that upon the receipt of the appropriate Tax Court Judgment(s), the proper Township Officials are hereby authorized to process credits against open tax balances and issue checks consistent with the amount credited for the foregoing assessment reduction.

RESOLUTION R.692-102015

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO THE OFFICE PAL FOR THE FURNISHING OF SUPPLIES FOR OFFICE EQUIPMENT

WHEREAS, bids were received by the Township of Edison on August 19, 2015 for Public Bid No. 15-02-03-Supplies for Office Equipment; and

WHEREAS, THE OFFICE PAL, P.O. Box 2, Lakewood, NJ 08701, 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 \$22,000.00, 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 THE OFFICE PAL, P.O. Box 2, Lakewood, NJ 08701 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 \$22,000.00, and any other necessary documents, with THE OFFICE PAL.

RESOLUTION R.693-102015

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 August 19, 2015, for Public Bid No. 15-02-03-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 \$40,000.00 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 \$40,000.00 and any other necessary documents, with OFFICE NEEDS.

RESOLUTION R.694-102015

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO SUPPLY SAVER CORPORATION FOR THE FURNISHING OF SUPPLIES FOR OFFICE EQUIPMENT

WHEREAS, bids were received by the Township of Edison on August 19, 2015, for Public Bid No. 15-02-03-Supplies for Office Equipment; and

WHEREAS, SUPPLY SAVER CORPORATION, 1324 Wyckoff Rd., Neptune, NJ 07753 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 \$18,000.00 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 SUPPLY SAVER CORPORATION, 1324 Wyckoff Rd., Neptune, NJ 07753 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 \$18,000.00 and any other necessary documents, with SUPPLY SAVER CORPORATION.

RESOLUTION R. 695-102015

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO CHAS. S. WINNER INC. D/B/A WINNER FORD FOR THE PURCHASE OF ONE (1) 2016 POLICE INTERCEPTOR UTILITY, ALL WHEEL DRIVE VEHICLE FOR THE DIVISION OF FIRE PREVENTION

WHEREAS, there is a need to purchase one (1) 2016 Police Interceptor Utility Vehicle for the Division of Fire Prevention; and

WHEREAS, CHAS. S. WINNER INC. D/B/A WINNER FORD, 250 Berlin Road, Cherry Hill, NJ 08034 has been awarded State Contract Number 88728 under T-2776 Police Vehicles: Sedans, Sport Utility Vehicles and Trucks for this purchase; and

WHEREAS, the Township of Edison intends to enter into a contract/purchase order with CHAS. S. WINNER INC. D/B/A WINNER FORD for the purchase of one (1) 2016 Police Interceptor Utility Vehicle at a price of \$28,378.00; and

WHEREAS, funds in the amount of \$28,378.00 have been certified to be available in the Fire Prevention New Vehicles Account, Number 5-01-25-0265-002-024; 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, 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 \$28,378.00 and any other necessary documents, with CHAS. S. WINNER INC. D/B/A WINNER FORD, 250 Berlin Road, Cherry Hill, NJ 08034, as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract, No. 88728 under T-2776.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$28,378.00** are available for the above contract in Account No. **5-01-25-0265-002-024**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUION R.697-102015

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT TO T & M ASSOCIATES FOR ENVIRONMENTAL CONSULTING SERVICES

WHEREAS, the Township of Edison has a need for environmental consulting services at two Edison Township sites; Firehouse No. 5 and Stelton Community Center; and

WHEREAS, **T & M ASSOCIATES**, 11 Tindall, Road, Middletown, NJ 07748, has submitted a proposal to provide such services for an amount not to exceed \$6,450.00; and

WHEREAS, this shall include services such as LSRP retention and management, project file reviews, receptor evaluation and summary reports for each site; 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, **T & M ASSOCIATES**, has previously 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 **T & M ASSOCIATES** from making any reportable contributions through the term of the contract; 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 in the amount of \$6,450.00 and any other necessary documents with **T & M ASSOCIATES**, 11 Tindall, Road, Middletown, NJ 07748 for environmental consulting services as described herein.
2. This contract is awarded pursuant to N.J.S.A. 19:44A-20.5 et. seq.
3. The Township Clerk shall advertise notice of this action in a legal newspaper pursuant to N.J.S.A. 40A:11-1, et seq. and in compliance with the Local Public Contracts Law guidelines.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$6,450.00** are available for the above contract in Account No. **5-01-31-0460-000-074**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.698-102015

RESOLUTION AWARDING A ONE YEAR RENEWAL CONTRACT TO FISCHER CONTRACTING INCORPORATED FOR PAVEMENT MILLING AND TACK COATING

WHEREAS, bids were received by the Township of Edison on May 28, 2014 for Public Bid No. 14-04-15-Pavement Milling and Tack Coating; and

WHEREAS, R.270-062014 dated June 11, 2014 authorized the first year contract with **FISCHER CONTRACTING INCORPORATED** which expired July 16, 2015; and

WHEREAS, the contract allows for a second year renewal with a starting date of July 17, 2015, with all conditions, requirements and terms of the contract remaining the same; and

WHEREAS, the Township of Edison would like to exercise the option to renew the contract for the second year with an expiration date of July 17, 2016; and

WHEREAS, the total amount of this contract, not to exceed \$330,000.00, cannot be encumbered at this time; and

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

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

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

NOW, THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison that the Mayor, or his designee, is hereby authorized to execute the second year of the contract in the amount not to exceed \$330,000.00 and any other necessary documents, with **FISCHER CONTRACTING INCORPORATED** as described herein.

RESOLUTION R.699-102015

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO VALUE ADDED VOICE SOLUTIONS FOR THE FURNISHING OF HARDWARE AND SOFTWARE TO INTERFACE THE NEW 9-1-1 SYSTEM WITH THE VOICE RECORDING SYSTEM FOR THE TOWNSHIP OF EDISON

WHEREAS, there is a need to purchase Hardware and Software to interface the new 9-1-1 system with the voice recording system for the Township of Edison; and

WHEREAS, VALUE ADDED VOICE SOLUTIONS, 1111 Shore Dr., Brielle, NJ 08730, has been awarded State Contract Number 83908 under T-0109/Radio Communication Equipment and Accessories; and

WHEREAS, the total price for the hardware, software and installation is \$20,950.00, the township is receiving a onetime trade in on the existing licensing with a credit value of \$13,075.00, bringing the purchase price to an amount not to exceed \$7,875.00; 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 \$7,875.00 have been certified to be available in the Acquisition of Audio Record & 911 Upgrade Account, Number C-04-14-1872-240-000; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$7,875.00 and any other necessary documents, with VALUE ADDED VOICE SOLUTIONS, 1111 Shore Dr., Brielle, NJ 08730, 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. 83908 under T-0109.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$7,875.00** have been certified to be available Account Number **C-04-14-1872-240-000**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.700-102015

RESOLUTION AWARDING CONTRACT TO V-COMM, LLC FOR RADIO COMMUNICATION SYSTEM CONSULTANT

WHEREAS, the Township of Edison advertised on the Township website for Request for Proposals on April 7, 2015, for RFP 15-03, Radio Communication System Consultant for a bid opening date of May 19, 2015 and eight (8) proposals were received; and

WHEREAS, after review and evaluation of said bids it has been recommended by the Evaluation Committee that the contract be awarded to V-COMM, LLC, 2540 US Highway 130, Ste. 101, Cranbury, NJ 08512; and

WHEREAS, funds in the amount of \$72,500.00 have been certified to be available in the Acquisition of Audio Record. & 9-1-1 Upgrade Account, No. C-04-14-1872-240-000; 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. The proposal as submitted by V-COMM, LLC, 2540 US Highway 130, Ste. 101, Cranbury, NJ 08512 is determined to be in the best interest of the Township for Radio Communication System Consultant.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$72,500.00, and any other necessary documents, with V-COMM, LLC in accordance with the proposal.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$72,500.00** are available for the above contract in Account No. **C-04-14-1872-240-000**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.701-102015

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO LANIGAN ASSOCIATES, INC. FOR THE PURCHASE OF TWENTY SIX (26) CONCEALABLE BODY ARMOR VESTS FOR THE POLICE DEPARTMENT

WHEREAS, there is a need for twenty six (26) Concealable Body Armor Vests for the Police Department to replace current expired vests; and

WHEREAS, LANIGAN ASSOCIATES, INC., 496 Shrewsbury Avenue, Red Bank, NJ 07701 has been awarded State Contract Number 81348 under T-0106 Police and Homeland Security Equipment and Supplies - Statewide; 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, the maximum amount of the purchase shall not exceed \$24,830.00; and

WHEREAS, funds in the amount of \$12,824.57 have been certified to be available in the Bullet Proof Vest Partnership Grant Account, Number G-02-14-0240-716-000 and funds in the amount of \$12,005.43 have been certified to be available in the Body Armor Fund Account, Number G-02-14-0240-706-000; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$24,830.00, and any other necessary documents, with LANIGAN ASSOCIATES, INC. 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. 81348 under T-0106.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$12,824.57** are available for the above in Account No. **G-02-14-0240-716-000** and funds in the amount of **\$12,005.43** are available in **G-02-14-0240-706-000**.

/s/Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.702-102015

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO ALLSTATE OFFICE INTERIORS, INC FOR THE PURCHASE AND INSTALLATION OF CARPETING IN THE POLICE RECORDS ROOM AND DETECTIVE BUREAU

WHEREAS, there is a need for the purchase and installation of new carpeting in the Police Records Room and Detective Bureau; and

WHEREAS, the Township of Edison requested quotes and received the lowest quote under State Contract 81754, G2005 for Carpet & Padding, Flooring Supplies and Installation; 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, ALLSTATE OFFICE INTERIORS, INC., 3836 Quakerbridge Rd., Suite 110, Hamilton, NJ 08619 submitted the lowest quote under State Contract Number 81754, G-2005/ Carpet/Flooring Supply and Install;

WHEREAS, the maximum amount of the purchase shall not exceed \$41,330.04; and

WHEREAS, funds in the amount of \$26,381.42 for the Detective Bureau and \$14,948.62 for the Records Room have been certified to be available in the Various Building Improvements, Account, Number C-04-14-1872-310-001; 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 \$41,330.04, and any other necessary documents, with ALLSTATE OFFICE INTERIORS, INC. 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. 81754 under G-2005.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$41,330.04** are available for the above in Account No. **C-04-14-1872-310-001**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.703-102015

RESOLUTION AMENDING RESOLUTION R.506-082015 ADOPTED AUGUST 19, 2015 AUTHORIZING THE TOWNSHIP OF EDISON TO PURCHASE POLICE VEHICLES FROM BEYER FORD THROUGH THE CRANFORD POLICE COOPERATIVE PRICING SYSTEM

WHEREAS, Resolution R.506-082015 adopted August 19, 2015 awarded several police vehicles to BEYER FORD, 170 Ridgedale Avenue, Morristown, NJ under the Cranford Police Cooperative Pricing System 47-CPCPS for which Edison Township is a member; and

WHEREAS, when the order was placed, the Township was informed that several of the orders could not be placed as they discontinued placing orders under the contract without notification; and

WHEREAS, the new Cranford Police Cooperative Pricing System has awarded the 2016 Vehicles Contract No. 15-01 and the Township wishes to order these vehicles; and

WHEREAS; two of the Ford Utility Police Interceptors were \$23,506.00 each for 2015 model and are now \$24,889.00 for the 2016 model and four of the Ford Utility Police Interceptors were \$23,530.00 each for 2015 model and are now \$24,915.00 each for the 2016 model creating a difference of \$8,306.00; and

WHEREAS, funds in the amount of \$8,306.00 are available in the Police Department Purchase of Vehicles, Account No. 5-01-25-0240-000-051; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order and any other necessary documents, in the amount of \$8,306.00 with BEYER FORD, 170 Ridgedale Avenue, Morristown, NJ 07962 the approved Cranford Police Cooperative Pricing System vendor through this resolution, which shall be subject to all the conditions applicable to the current Cranford Police Cooperative Pricing System Contract as set forth above.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-11 et seq.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$8,306.00** are available in Account No. **5-01-25-0240-000-051**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.704-102015

EXPLANATION: This Resolution authorizes the settlement of tax appeals filed by Parsons Investments, LLC for tax years 2012, 2013 and 2014.

WHEREAS, Parsons Investments, LLC., (the "Taxpayer"), the owner of property located at 1632 Oak Tree Road in Edison Township, County of Middlesex, and known as Block 546.B, Lot 42.B on the Township of Edison's Tax Assessment Maps (the "Property"), filed tax appeals for the years 2012, 2013 and 2014 with the Tax Court of New Jersey, Docket Numbers 014714-2012, 014648-2013 and 013530-2014; and

WHEREAS, the Township Council of the Township of Edison met and discussed the aforesaid tax appeals and the recommendations of its Township Tax Assessor and Tax Appeal Attorney; and

WHEREAS, The Township Assessor has made such an examination of the value and proper assessment of the Property and has obtained such appraisals, analysis, and information with respect to the valuation and assessment of the Property as deemed necessary and appropriate, and has been consulted by the attorney for the taxing district with respect to this settlement; and

WHEREAS, an acceptable settlement of the aforesaid tax appeals has been negotiated in which the Taxpayer agrees to settle its appeals for an assessment at the fair assessable value of the property consistent with the assessing practices generally applicable in the taxing district and as required by law; and

WHEREAS, the reduction would result in a nominal tax refund when compared with the litigation costs involved in defending the assessment at trial; and

WHEREAS, the property was originally assessed as follows:

Land	\$ 428,500.00
Improvements	\$ 221,500.00
Total	\$ 650,000.00

WHEREAS, the proposed settlement provides for an assessment of the years 2012, 2013 and 2014 as follows:

Year	2012	2013	2014
Land	\$ 428,500.00	\$ 428,500.00	Withdrawn
Improvements	\$ 121,500.00	\$ 21,500.00	
Total	\$ 550,000.00	\$ 450,000.00	

WHEREAS, the Taxpayer acknowledges that the Township has in part agreed to the settlement in consideration for the waiver of tax appeals set forth above; and

WHEREAS, the aforesaid settlement has no general application to other properties within the Township of Edison as a result of the aforesaid specific facts situation; and

WHEREAS, pursuant to the settlement, the Taxpayer will waive prejudgment and post-judgment interest and/or penalties on the refund if paid no later than February 28, 2015; and

WHEREAS, The parties agree that the provisions of N.J.S.A. 54:51A-8 shall not apply to years 2014 and 2015 tax years; and

WHEREAS, The purpose of this revised Resolution is to correct the 2013 assessment; and

WHEREAS, if the refunds as a result of this settlement set forth herein are to be refunded, the refund is to be made payable to "Schneck Law Group LLC Attorney Trust Fund" and the taxpayer and forwarded to "Michael I. Schneck, Esq. of Schneck Law Group, LLC, 301 South Livingston Avenue, Suite 105, Livingston, NJ 07039,"; and

WHEREAS, the Township Council will make this settlement with the Taxpayer without prejudice to its dealing with any other Edison Township taxpayer's request for tax assessment reduction;

WHEREAS, pursuant to the settlement approved herein, the Taxpayer is entitled to a refund as follows:

2012	2013	2014
\$4,729.00	\$9,552.00	WITHDRAWN

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

1. For the 2012, 2013 AND 2014 Tax Years, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvements as follows:

Year	2012	2013	2014
Land	\$ 428,500.00	\$ 428,500.00	Withdrawn
Improvements	\$ 121,500.00	\$ 21,500.00	
Total	\$ 550,000.00	\$ 450,000.00	

2. Interest is waived on the refunds, provided such refunds are provided as specified herein; and

3. The Tax Appeal Attorney for the Township, is hereby authorized to execute a Stipulation of Settlement relative to the property tax appeals filed for the years 2012, 2013 and 2014 Docket Numbers 014714-2012, 014648-2013 and 013530-2014, by the taxpayer, owning the property located at 1632 Oak Tree Road in

Edison Township, known as Block 546.B, Lot 42.B; and

4. The Freeze Act will not apply to the judgment to be issued by the New Jersey Tax Court; and

5. The form of Stipulation of Settlement is annexed hereto, having been reviewed by and approved by the Township Council of the Township of Edison.

NOW, THEREFORE, BE IT RESOLVED, that upon the receipt of the appropriate Tax Court Judgment(s), the proper Township Officials are hereby authorized to process credits against open tax balances and issue checks consistent with the amount credited for the foregoing assessment reduction.

RESOLUTION R.705-102015

EXPLANATION: This Resolution authorizes the settlement of tax appeals filed by Edison 1 North 35B, LLC for tax years 2012, 2013 and 2014.

WHEREAS, Edison 1 North 35B, LLC, (the "Taxpayer"), the owner of property located at 1075 United States Rt 1 in Edison Township, County of Middlesex, and known as Block 199.A, Lot 35.02 on the Township of Edison's Tax Assessment Maps (the "Property"), filed tax appeals for the years 2012, 2013 and 2014 with the Tax Court of New Jersey, Docket Numbers 014722-2012, 014652-2013 and 013532-2014; and

WHEREAS, the Township Council of the Township of Edison met and discussed the aforesaid tax appeals and the recommendations of its Township Tax Assessor and Tax Appeal Attorney; and

WHEREAS, The Township Assessor has made such an examination of the value and proper assessment of the Property and has obtained such appraisals, analysis, and information with respect to the valuation and assessment of the Property as deemed necessary and appropriate, and has been consulted by the attorney for the taxing district with respect to this settlement; and

WHEREAS, an acceptable settlement of the aforesaid tax appeals has been negotiated in which the Taxpayer agrees to settle its appeals for an assessment at the fair assessable value of the property consistent with the assessing practices generally applicable in the taxing district and as required by law; and

WHEREAS, the reduction would result in a nominal tax refund when compared with the litigation costs involved in defending the assessment at trial; and

WHEREAS, the property was originally assessed as follows:

Land	\$ 596,000.00
Improvements	\$ 288,700.00
Total	\$ 884,700.00

WHEREAS, the proposed settlement provides for an assessment of the years 2012, 2013 and 2014 as follows:

Year	2012	2013	2014
Land	\$ 596,000.00	\$ 596,000.00	Withdrawn
Improvements	\$ 188,700.00	\$ 88,700.00	
Total	\$ 784,700.00	\$ 684,700.00	

WHEREAS, the Taxpayer acknowledges that the Township has in part agreed to the settlement in consideration for the waiver of tax appeals set forth above; and

WHEREAS, the aforesaid settlement has no general application to other properties within the Township of Edison as a result of the aforesaid specific facts situation; and

WHEREAS, if the refunds as a result of this settlement set forth herein are to be refunded, the refund is to be made payable to "Schneck Law Group, LLC Attorney Trust Fund" and the taxpayer and forwarded to "Michael I. Schneck, Esq. of Schneck Law Group, 301 South Livingston Avenue, Suite 105, Livingston, NJ 07039,"; and

WHEREAS, the Township Council will make this settlement with the Taxpayer without prejudice to its dealing with any other Edison Township taxpayer's request for tax assessment reduction;

WHEREAS, pursuant to the settlement approved herein, the Taxpayer is entitled to a refund as follows:

2012	2013	2014
\$4,729.00	\$4,776.00	Withdrawn

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

1. For the 2012, 2013 and 2014 Tax Years, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvements as follows:

Year	2012	2013	2014
Land	\$ 596,000.00	\$ 596,000.00	Withdrawn
Improvements	\$ 188,700.00	\$ 88,700.00	
Total	\$ 784,700.00	\$ 684,700.00	

2. Interest is waived on the refunds, provided such refunds are provided as specified herein; and

3. The Tax Appeal Attorney for the Township, is hereby authorized to execute a Stipulation of Settlement relative to the property tax appeals filed for the years 2012, 2013 and 2014 Docket Numbers 014722-2012, 014652-2013 and 013532-2014, by the taxpayer, owning the property located at 1075 United States Rt. 1 in Edison Township, known as Block 199.A, Lot 35.02;

4. The form of Stipulation of Settlement is annexed hereto, having been reviewed by and approved by the Township Council of the Township of Edison.

NOW, THEREFORE, BE IT RESOLVED, that upon the receipt of the appropriate Tax Court Judgment(s), the proper Township Officials are hereby authorized to process credits against open tax balances and issue checks consistent with the amount credited for the foregoing assessment reduction.

RESOLUTION R.706-102015

EXPLANATION: This Resolution authorizes the settlement of tax appeals filed by ICE, Inc. for tax years 2012, 2013, 2014 and 2015.

WHEREAS, ICE, Inc., (the "Taxpayer"), the owner of property located at 300 McGaw Drive, in Edison Township, County of Middlesex, and known as Block 390.C, Lot 2.D2 on the Township of Edison's Tax Assessment Maps (the "Property"), filed tax appeals for the years 2012, 2013, 2014 and 2015 with the Tax Court of New Jersey, Docket Numbers 008072-2012, 003249-2013, 000805-2014 and 004917-2015; and

WHEREAS, the Township Council of the Township of Edison met and discussed the aforesaid tax appeals and the recommendations of its Township Tax Assessor and Tax Appeal Attorney; and

WHEREAS, The Township Assessor has made such an examination of the value and proper assessment of the Property and has obtained such appraisals, analysis, and information with respect to the valuation and assessment of the Property as deemed necessary and appropriate, and has been consulted by the attorney for the taxing district with respect to this settlement; and

WHEREAS, an acceptable settlement of the aforesaid tax appeals has been negotiated in which the Taxpayer agrees to settle its appeals for an assessment at the fair assessable value of the property consistent with the assessing practices generally applicable in the taxing district and as required by law; and

WHEREAS, the reduction would result in a nominal tax refund when compared with the litigation costs involved in defending the assessment at trial; and

WHEREAS, the property was originally assessed as follows:

Land	\$ 635,200.00
Improvements	\$1,464,800.00
Total	\$2,100,000.00

WHEREAS, the proposed settlement provides for an assessment for the years 2012, 2013, 2014 and 2015 as follows:

Year	2012	2013	2014	2015
Land	\$ 635,200.00	\$ 635,200.00	\$ 635,200.00	\$ 635,200.00
Improvements	\$1,364,800.00	\$1,364,800.00	\$1,464,800.00	\$ 1,464,800.00
Total	\$2,000,000.00	\$2,000,000.00	\$2,100,000.00	\$ 2,100,000.00

WHEREAS, the Taxpayer acknowledges that the Township has in part agreed to the settlement in consideration for the waiver of tax appeals set forth above; and

WHEREAS, the aforesaid settlement has no general application to other properties within the Township of Edison as a result of the aforesaid specific facts situation; and

WHEREAS, pursuant to the settlement, the Taxpayer will waive prejudgment interest; and

WHEREAS, if the refunds as a result of this settlement set forth herein are to be refunded, the refund is to be made payable to "Zipp & Tannenbaum, LLC, Attorney Trust Fund" and the taxpayer, and forwarded to "Zipp & Tannenbaum, LLC, 280 Raritan Center Parkway, Edison, NJ 08837"; and

WHEREAS, the Township Council will make this settlement with the Taxpayer without prejudice to its dealing with any other Edison Township taxpayer's request for tax assessment reduction;

WHEREAS, pursuant to the settlement approved herein, the Taxpayer is entitled to a refund as follows:

2012	2013	2014	2015
\$4,729.00	\$4,776.00	\$0.00	\$0.00

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

1. For the 2012, 2013, 2014 and 2015 Tax Years, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvements as follows:
 2. Interest is waived on the refund, provided such refund is provided as specified herein;
- and

Year	2012	2013	2014	2015
Land	\$ 635,200.00	\$ 635,200.00	\$ 635,200.00	\$ 635,200.00
Improvements	\$1,364,800.00	\$1,364,800.00	\$1,464,800.00	\$ 1,464,800.00
Total	\$2,000,000.00	\$2,000,000.00	\$2,100,000.00	\$ 2,100,000.00

3. The Tax Appeal Attorney for the Township, is hereby authorized to execute a Stipulation of Settlement relative to the property tax appeals filed for the years 2012, 2013, 2014 and 2015, Docket Numbers 008072-2012, 003249-2013, 000805-2014 and 004917-2015, by the taxpayer, owning the property located at 300 McGaw Drive in Edison Township, known as Block 390.C, Lot 2.D2; and

4. The form of Stipulation of Settlement is annexed hereto, having been reviewed by and approved by the Township Council of the Township of Edison.

NOW THEREFORE BE IT FURTHER RESOLVED, upon the Municipal Comptroller's receipt of the appropriate Tax Court Judgment(s) that the Municipal Comptroller be, and is hereby authorized to issue checks as indicated above and the Tax Collector can process credits against open tax balances.

RESOLUTION R.707-102015

EXPLANATION: This Resolution authorizes the settlement of tax appeals filed by Bruce Tucker and 980 New Durham Rd LLC Gen Plumbing for tax years 2012, 2013 and 2015.

WHEREAS, Bruce Tucker and 980 New Durham Rd LLC Gen Plumbing, ("Taxpayer"), the owner of property located at 980 New Durham Road in Edison Township, County of Middlesex, and known as Block 55, Lot 7 on the Township of Edison's Tax Assessment Maps ("Property"), filed tax appeals for the years 2012, 2013 and 2015 with the Tax Court of New Jersey, Docket Numbers 007748-2012, 005285-2013 and 005674-2015; and

WHEREAS, the Township Council of the Township of Edison met and discussed the aforesaid tax appeals and the recommendations of its Township Tax Assessor and Tax Appeal Attorney; and

WHEREAS, The Township Assessor has made such an examination of the value and proper assessment of the Property and has obtained such appraisals, analysis, and information with respect to the valuation and assessment of the Property as deemed necessary and appropriate, and has been consulted by the attorney for the taxing district with respect to this settlement; and

WHEREAS, an acceptable settlement of the aforesaid tax appeal has been negotiated in which the Taxpayer agrees to settle its appeal for an assessment at the fair assessable value of the property consistent with the assessing practices generally applicable in the taxing district and as required by law; and

WHEREAS, the property was originally assessed as follows:

For Tax Year 2012	
Land	\$ 462,400.00
Improvements	\$1,762,400.00
Total	\$2,224,800.00

For Tax Year 2013	
Land	\$ 462,400.00
Improvements	\$1,762,400.00
Total	\$2,224,800.00

For Tax Year 2015	
Land	\$ 462,400.00
Improvements	\$1,762,400.00
Total	\$2,224,800.00

WHEREAS, the proposed settlement provides for an assessment of the year 2012, 2013 and 2015 as follows:

For Tax Year 2012	
Land	\$ 462,400.00
Improvements	\$1,537,600.00
Total	\$2,000,000.00

For Tax Year 2013	
Land	\$ 462,400.00
Improvements	\$1,537,600.00
Total	\$2,000,000.00

For Tax Year 2015	
Land	\$ 462,400.00
Improvements	\$1,337,600.00
Total	\$1,800,000.00

WHEREAS, the Taxpayer acknowledges that the Township has in part agreed to the settlement in consideration for the waiver of tax appeal set forth above; and

WHEREAS, the aforesaid settlement has no general application to other properties within the Township of Edison as a result of the aforesaid specific facts situation; and

WHEREAS, pursuant to the settlement, the Taxpayer will waive prejudgment; and

WHEREAS, if the refund as a result of this settlement set forth herein are to be refunded, the refund is to be made payable to "Brach Eichler, L.L.C., Attorney Trust Fund" and the Taxpayer and forwarded to "M. Sidney Donica, Esq., Brach Eichler, L.L.C., 101 Eisenhower Parkway, Roseland, New Jersey 07068" within sixty (60) days of the date of the entry of judgment; and

WHEREAS, the Township Council will make this settlement with the Taxpayer without prejudice to its dealing with any other Edison Township taxpayer's request for tax assessment reduction;

WHEREAS, pursuant to the settlement approved herein, the Taxpayer is entitled to a refund in the amount of **\$10,630.79** for the 2012 Tax Year Appeal, **\$10,736.45** for the 2013 Tax Year Appeal and **\$21,584.09** for the 2015 Tax Year Appeal (Plaintiff now being 980 New Durham Rd LLC Gen Plumbing).

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

I. For the 2012, 2013 and 2015 Tax Years, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvements as follows:

For Tax Year 2012	
Land	\$ 462,400.00
Improvements	\$1,537,600.00
Total	\$2,000,000.00

For Tax Year 2013	
Land	\$ 462,400.00
Improvements	\$1,537,600.00
Total	\$2,000,000.00

For Tax Year 2015	
Land	\$ 462,400.00
Improvements	\$1,337,600.00
Total	\$1,800,000.00

1. Interest is waived on the refund, provided such refund is provided as specified herein; and
2. The Tax Appeal Attorney for the Township, is hereby authorized to execute a Stipulation of Settlement relative to the property tax appeals filed for the years 2012, 2013 and 2015, Docket Numbers 007748-2012, 005285-2013 and 005674-2015, by the taxpayer, owning the property located at Bruce Tucker and 980 New Durham Rd LLC Gen Plumbing known as Block 55, Lot 7;
3. The Freeze Act will apply to the judgment to be issued by the New Jersey Tax Court; and
4. The form of Stipulation of Settlement is annexed hereto, having been reviewed by and approved by the Township Council of the Township of Edison.

NOW, THEREFORE, BE IT RESOLVED, that upon the receipt of the appropriate Tax Court Judgment(s), the proper Township Officials are hereby authorized to process credits against open tax balances and issue checks consistent with the amount credited for the foregoing assessment reduction.

RESOLUTION R.708-102015

EXPLANATION: A Resolution rescinding R.358-052015 adopted by the Municipal Council on May 27, 2015, which prior resolution instructed the Township Planning Board to study whether the property commonly known as Block 366.B, Lots 4.B1, 14.A, 15 and 16 should be designated as ‘an area in need of redevelopment’.

WHEREAS, the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.*, as amended (the “Redevelopment Law”), authorizes municipalities to determine whether certain parcels of land in the municipality constitute an area in need of redevelopment; and

WHEREAS, to determine whether certain parcels of land constitute an area in need of redevelopment, the municipal council (the “Municipal Council”) of the Township of Edison (the “Township”) must first authorize the Township Planning Board (“Planning Board”) to conduct a preliminary investigation of the area and make recommendations to the Municipal Council, as required under the Redevelopment Law; and

WHEREAS, on May 27, 2015, the Municipal Council adopted R.358-052015 which instructed the Planning Board to investigate whether the property commonly known as Block 366.B, Lots 4.B1, 14.A, 15 and 16 on the tax map of the Township (the “Study Area”) satisfies the criteria to be designated as an area in need of redevelopment under the Redevelopment Law; and

WHEREAS, the Municipal Council desires to rescind R.358-052015 in its entirety, including the instruction that the Planning Board investigate the Study Area.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, NEW JERSEY AS FOLLOWS:

- Section 1. The foregoing recitals are incorporated herein as if set forth in full.
- Section 2. The Municipal Council hereby rescinds R.358-052015. The Planning Board is no longer instructed to investigate the Study Area as a possible area in need of redevelopment.
- Section 3. The Township Clerk shall forward a copy of this Resolution to the Planning Board. A copy of this Resolution shall be maintained in the offices of the Township Clerk for public inspection.
- Section 4. This Resolution shall take effect immediately.

RESOLUTION R.709-102015

EXPLANATION: This Resolution authorizes the Mayor to execute the attached Developer’s Agreement with Kimmar Developers LLC with respect to the property identified as Block 1120, Lot 63 as shown on the Edison Township tax map.

WHEREAS, the property identified as Block 498, Lots 12.A, 13.A and 15.A (soon to be known as Block 498, new Lots 12.01, 12.02, 12.03, 12.04, 15.01, 15.02, 15.03 and 15.04) as shown on the Edison Township tax map (the “Property,” commonly referred to as 682-702 Denver Boulevard) was the subject of an application before the Planning Board of the Township of Edison (hereinafter the “Board”) made by Kimmar Developers LLC, or an affiliate (herein “Developer”), for major subdivision approval to permit the subdivision of the Property so as to create a new cul-de-sac road and residential development of eight (8) separate lots to accommodate seven (7) new one-family dwellings, with supporting site improvements (the “Project”); and

WHEREAS, the Board granted final site plan approval for the Project by resolution memorialized on April 13, 2015 (“Resolution”); and

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

WHEREAS, the developer’s agreement attached hereto between the Township and Developer (“Agreement”) has been prepared by the Township Attorney and has been reviewed and approved by the Township Engineer and by the attorney for the Developer.

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

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

RESOLUTION R.710-102015

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 September 9, 2014, a Construction (Building) Permit fee, check #353 payment for permit #2014-3575, was posted in the total amount of \$282.00 by the homeowner; Robert Zhang, 25 Traci Lane Edison, NJ 08817 and

WHEREAS, the application was submitted for roofing and siding at 25 Tracy Lane, by the homeowner, Robert Zhang; who was not aware that he being a bonafide Edison Senior Resident 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 \$260.00, derived from the \$282.00 total construction permit fee less the \$22.00 DCA fee, be refunded to the Homeowner Robert Zhang, residing at 25 Traci Lane, Edison, NJ 08817; and

WHEREAS, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2014-3575, in the amount of \$260.00 for the referenced application;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum not to exceed \$260.00 on construction permit fees posted by the homeowner, Robert Zhang of 25 Traci Lane 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 \$260.00 from the Refund of Revenue Fund to the Homeowner, Robert Zhang at 25 Traci Lane, Edison, NJ 08817.

RESOLUTION R.711-102015

EXPLANATION: This resolution provides for refund of applicant fee posted for Building Permit, 2015-3473

WHEREAS, On August 24, 2015, Building Permit Fee check#3292 was posted in the amount of \$234.00 by the contractor, First Choice Heating and Cooling, of 120 Liberty Street Unit C, Metuchen, NJ 08840 for 65 Stratford Circle Edison, NJ 08820; and

WHEREAS, the contractor paid for the incorrect permit.

WHEREAS, it is therefore appropriate that the amount of \$225.00 be refunded to the Contractor, minus the \$9.00 DCA fee. and

WHEREAS, it is recommended the refund of the Building Permit Fee in the amount of \$225.00 for the above referenced application;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum of \$225.00 posted by First Choice Heating and Cooling for Building Permit Fee for 65 Stratford Circle, Permit #2015-3473 be refunded to First Choice Heating and Cooling.

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$225.00 from the Refund of Revenue Fund to the contractor.

RESOLUTION R.712-102015

EXPLANATION: This resolution provides for Refund of the Site Improvement Permit Fee, posted for a Duplicate permit.

WHEREAS, on July 24, 2015 a Site Improvement Permit fee, check #3774, permit #15-125 , was posted in the total amount of \$500.00 by the contractor, Gulberg Builders having offices at 5 Payne Court , Edison, NJ 08820; and

WHEREAS, the application was submitted for a site Improvement Permit for a resident at 2139 Gogel Street and hired contractor; Gulberg Builders, and was found to have taken out two permits, and paid twice.

WHEREAS, appropriate documents have been submitted to the Township indicating that \$500.00, be refunded to the Contractor Gulberg Builders,

WHEREAS, the Township Engineer recommends the refund of the municipal permit fee, on Site Improvement Permit #15-125, in the amount of \$500.00 for the referenced application;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum not to exceed \$500.00 on Site Improvement Permit posted by Gulberg Builders 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 \$500.00 from the Refund of Revenue Fund to the Contractor, Gulberg Builders, 5 Payne Court , Edison NJ 08820.

RESOLUTION R.713-102015

EXPLANATION: A Resolution authorizing the refund of sewer charge overpayments to certain property owners in the Township.

WHEREAS, the tax collector, Lina Vallejo of the Township of Edison reports and advises that certain property owners in the Township have overpaid for sewer use charges due to erroneous or duplicate payments totaling amounts greater than that assessed to them for the year 2015; and

WHEREAS, applications have been made to the Tax Collector for refunds of the aforesaid overpayments, and the Tax Collector advises that the property owners are entitled to refunds as provided for below; and

WHEREAS, the municipal council of the Township desires to authorize the refund of these sewer charge overpayments.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, NEW JERSEY AS FOLLOWS:

1. The aforementioned Recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council hereby authorizes the appropriate official of the Township to draw and issue checks to the person(s) in the amounts provided for below, in satisfaction of sewer charge overpayments:

Property Owner: Property Location: Block/Lot/Qualifier Sewer Account: Amount to be Refunded:	WU, DAN & HUANG, HONG 109 LESLIE ST 73/1.G 2354-0 \$70.34
Property Owner: Property Location: Block/Lot/Qualifier Sewer Account: Amount to be Refunded:	BRANDON, MICHAEL & ELIZABETH 2432 WOODBRIDGE AVE 375.D/10 8094-0 \$ 89.75
Property Owner: Property Location: Block/Lot/Qualifier Sewer Account: Amount to be Refunded:	REYES, MODESTO & MARY ANN 25 BERGEN PL 265.DD/25.E3 6704-0 \$38.57
Property Owner: Property Location: Block/Lot/Qualifier Sewer Account: Amount to be Refunded:	BIERNACKI, DANUTA 125 WILSON AVE 250.A/23 5918-0 \$43.66

Property Owner:	ZHENG, YUXIU & TANG, AI
Property Location:	153 ORANGE ST
Block/Lot/Qualifier	128/36
Sewer Account:	3690-0
Amount to be Refunded:	\$70.34
GRAND TOTAL:	\$ 312.66

3. This Resolution shall take effect immediately.

RESOLUTION R.714-102015

RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO SCHIFANO CONSTRUCTION CORP. FOR THE 2015 ROAD RESURFACING PROGRAM PHASE 3 (VARIOUS STREETS) FOR THE TOWNSHIP OF EDISON

WHEREAS, bids were received by the Township of Edison on October 8, 2015 for Public Bid No. 15-31-03-2015 Road Resurfacing Program Phase 3 (Various Streets) for the Township of Edison; and

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

WHEREAS, the maximum amount of the purchase shall not exceed \$3,013,027.77; and

WHEREAS, funds in the amount of \$3,013,027.77 will be available as authorized under the 2015 Street Paving Phase 3 Capital Ordinance O.1914-2015; 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 CORP., 1 Smalley Ave., Middlesex, NJ 08846 for the 2015 Road Resurfacing Program Phase 3 (Various Streets), 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 \$3,013,027.77 and any other necessary documents, with SCHIFANO CONSTRUCTION CORP., 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 \$3,013,027.77 will be available as authorized under the 2015 Street Paving Phase 3 Capital Ordinance O.1914-2015.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.715-102015

EXPLANATION: This Resolution refers certain amendments to the “Redevelopment Plan for Salsburg Properties” (Block 1142, Lot 21.B; Block 1143, Lots 27.01 and 27.02; aka 1906 Route 27) to the Township Planning Board for review and comment pursuant to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.*

WHEREAS, the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the “Redevelopment Law”) authorizes a municipality to determine whether certain parcels of land in the municipality constitute “areas in need of rehabilitation” and/or “areas in need of redevelopment”; and

WHEREAS, to determine whether certain parcels of land constitute areas in need of redevelopment under the Redevelopment Law, the municipal council (“Municipal Council”) of the Township of Edison (the “Township”) must authorize the planning board of the Township (the “Planning Board”) to conduct a preliminary investigation of the area and make recommendations to the Municipal Council; and

WHEREAS, in November of 1995, the Municipal Council adopted a resolution authorizing and directing the Planning Board to conduct an investigation of the property commonly known on the Township tax maps as Block 1142, Lot 21.B; and Block 1143, Lots 27.01 and 27.02 (hereinafter the “Study Area”), to determine whether the Study Area meets the criteria set forth in the Redevelopment Law, specifically *N.J.S.A. 40A:12A-5*, and should be designated as an area in need of redevelopment, which designation would authorize the Township and Municipal Council to use all those powers permitted by the Redevelopment Law; and

WHEREAS, following an investigation conducted by the Planning Board and a public hearing, the Municipal Council adopted a resolution designating the Study Area as an “area in need of redevelopment” (“Redevelopment Area”) in accordance with the Redevelopment Law; and

WHEREAS, the Municipal Council thereafter adopted by ordinance a redevelopment plan for the Redevelopment Area entitled “Redevelopment Plan for Salsburg Properties” as prepared by Sheehan Consulting Group and dated May 1996 (“Original Redevelopment Plan”); and

WHEREAS, the Municipal Council desires to refer certain amendments to the Original Redevelopment Plan (“Amended Redevelopment Plan” as attached hereto as *Exhibit A*) to the Planning Board for its review and comment, pursuant to *N.J.S.A. 40A:12A-7* of the Redevelopment Law.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. Pursuant to *N.J.S.A. 40A:12A-7(e)*, the Municipal Council hereby refers the Amended Redevelopment Plan to the Planning Board for review and recommendation. The Planning Board shall prepare a report regarding its recommendations as to the Amended Redevelopment Plan and submit same to the Municipal Council within 45 days after referral, as required by the Redevelopment Law.
3. The Clerk of the Township shall forward a copy of this Resolution and the Amended Redevelopment Plan to the Planning Board for review.
4. This Resolution shall take effect immediately.

RESOLUTION R.716-102015

WHEREAS, the New Jersey Department of Transportation (NJDOT) issued a notice (NOFA/RFP) as to availability of grant funds through the NJDOT FY 2016 State Aid Program; and

WHEREAS, said NJDOT FY 2016 State Aid Program funds are designed for maintaining and improving New Jersey’s local transportation infrastructure in NJ counties and municipalities for traditional and non-traditional transportation initiatives; and

WHEREAS, the Edison Department of Planning and Engineering intends to development and submit a viable application to the NJDOT FY 2016 State Aid Program for a grant to support the milling and repaving of Amboy Avenue in the Township of Edison’s range of purview from NJ State Route 1 to the NJ Turnpike; and

WHEREAS, the proposed NJDOT FY 2016 State Aid Program Amboy Avenue Project Phase 1 shall also include the design and installation of ADA Corners at Crosswalks, ADA Ramps at Bump-Outs, Decorative Crosswalks and related Street Drainage Improvements; and

WHEREAS, the scope of the proposed NJDOT FY 2016 State Aid Program Amboy Avenue Project Phase 1 is within that previously designated by the Township of Edison as an Area In Need of Rehabilitation and Redevelopment; and

WHEREAS, the proposed NJDOT FY 2016 State Aid Program Amboy Avenue Project Phase 1 is intended to encourage new commercial and residential development and re-development within the project area, as well as pedestrian and vehicle safety enhancements; and

WHEREAS, the approximate cost of the proposed NJDOT FY 2016 State Aid Program Amboy Avenue Project Phase 1 is estimated at \$1,000,000.00, with the NJDOT FY 2016 State Aid Program affording 80% (\$800,000.00) of approved project costs and a requisite cash match of 20% (\$200,000.00) from the awardee; and

WHEREAS, the Edison Department of Planning and Engineering shall utilize all grant funds awarded to it by the NJDOT FY 2016 State Aid Program as described in its application for said funds and in compliance with all applicable Municipal, Middlesex County, New Jersey and United States federal requirements, guidelines, regulations and statutes.

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, combined Work Session and Public Meeting on the evening of Wednesday, October 14, 2015.

The following Resolutions will be voted upon separately:

RESOLUTION R. 717-102015

EXPLANATION: A Resolution Authorizing the Execution of a Lease Agreement Between the Township of Edison and The Jewish Renaissance Foundation for use of the Township's Dr. William Toth Memorial Health Center as a Federally Qualified Health Center

WHEREAS, the Jewish Renaissance Foundation (the "Foundation") has requested to lease the Township of Edison's Dr. William Toth Memorial Center located at 80 Idelwild Road for use as a Federally Qualified Health Center ("FQHC"); and

WHEREAS, the Foundation is a non-profit organization located in Perth Amboy New Jersey, and according to its mission statement, the Foundation provides assistance involving health, human services, community development and youth programs aimed at overcoming poverty and hopelessness throughout Middlesex County; and

WHEREAS, on August 11, 2015 the Foundation was awarded a grant in the amount of \$566,667 from the U.S. Department of Health and Human Services, Health Resources and Services Administration, under the Public Health Service Act, with recommended future support of \$650,000 annually, for the purpose of funding a FQHC, which will provide comprehensive, high quality primary and preventative healthcare services to the uninsured and medically underserved residents of the Township and non-residents who utilize the Center; and

WHEREAS, the Toth site is currently being used by the Township for the provision of the following services: STD Clinics on Monday evenings, special immunizations on Wednesdays, WIC Clinic twice a month and Blood Pressure Screenings on Friday mornings, and according to the Foundation, these current operations will not be able to be continued to be provided by the Township at the Toth site, if it is leased to the Foundation for use as a FQHC because as a condition of the Foundation receiving licensing as a health center, clinicians must all work under the same license. Consequently, the Township will need to find a new location for the current Township employees and these services; and

WHEREAS, The FQHC will provide the following services at the Toth site: Adult Medicine (treatment of acute and chronic illnesses; primary preventative care; pre-employment physicals, screening, high blood pressure, diabetes, cholesterol, adult immunizations, patient education /Gynecological services; pediatric services; dental services; administration; triage and ancillary & referrals (mental/substance abuse, counseling, etc); and

WHEREAS, the Foundation has advised that the FQHC will have one physician; one nurse practitioner and one dentist, will be open 40 hours a week (Monday through Friday) during the hours of 9 a.m. to 5 p.m. and the services to be provided at the FQHC will be aimed to the "medically underserved", which includes Medicaid beneficiaries and uninsured patients. In addition, with a sliding fee scale, the FQHC will provide health care and human services to those with an income at or below 200% of the federal poverty line, including those individuals that meet the federal definition of homelessness; and .

WHEREAS, the Township may lease the Toth Site to the Foundation by resolution under N.J.S.A. 40A:12-1 et. seq. of the Local Lands and Buildings Law; and

WHEREAS, there is a desire to approve a Lease Agreement with the Foundation for use of the Toth Site as a FQHC, based on terms and conditions as discussed by Council.

NOWHEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, that the Council hereby approves the execution of a Lease Agreement between the Township and the Jewish Renaissance Foundation for use of the Dr. William Toth Memorial Health Center as a Federally Qualified Health Center, based on the terms and conditions as discussed by Council.

Councilmember Lombardi said there are a lot of questions and concerns over the impact on the neighborhood and would like to table this Resolution.

Councilmember Karabinchak said he is glad there was a dialogue on this and he asked the Administration to sit down and come up with a lease agreement. He asked that the Councilmembers visit the site independently and see what goes on. He felt we need to know the amount of patients and he wants answers before the Council sees this again.

Councilmember Mascola said he wants to know what happens to the people who currently use the facility and he also needs to see a lease agreement.

Councilmember Dr. Prasad asked who put this on the agenda.

Council President Diehl said this was brought up in September and he asked Mr. Northgrave to write it up and put it on the agenda for discussion. He felt now they can inform themselves and they meet again in two weeks they will have the facts.

Councilmember Dr. Prasad said it is not an exaggeration that there is a need for this and people that need help deserve help. He does not understand why Medicare and Medicaid recipients are included as there are already other providers for them.

A motion was made by Councilmember Lombardi, seconded by Councilmember Shah TO TABLE this Resolution.

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

NAYS - None

Councilmember Gomez was absent.

RESOLUTION R.696-102015 WAS PULLED OFF THE AGENDA AT THE WORKSESSION.

RESOLUTION R. 696-102015

RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO W.E. TIMMERMAN CO., INC. FOR THE PURCHASE OF ONE (1) BROOM STREET SWEEPER

WHEREAS, bids were received by the Township of Edison on September 15, 2015 for Public Bid No. 15-08-18 BROOM STREET SWEEPER for the Department of Public Works; and

WHEREAS, W.E. TIMMERMAN CO. INC., 3554 Rt. 22 West, PO Box 71, Whitehouse, NJ 08888, submitted the lowest legally responsible, responsive bid; and

WHEREAS, the maximum amount of the purchase shall not exceed \$203,835.00; and

WHEREAS, funds in the amount of \$203,835.00 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 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 W.E. TIMMERMAN CO. INC., 3554 Rt. 22 West, PO Box 71, Whitehouse, NJ 08888 for one (1) Broom Street Sweeper 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 \$203,835.00, and any other necessary documents, with W. E. Timmerman Co. as described herein.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$203,835.00** are available for the above contract in Account No. **T-13-00-0013-000-000**.

/s/ Nicholas C. Fargo
Chief Financial Officer

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ORAL PETITIONS AND REMARKS

Council President Diehl opened the meeting for public comment.

Joe Morelli, Resident, thanked Mayor Lankey and Mr. Russomanno for planting trees to provide a buffer in a residential area. He also thanked the Administration for the 35 MPH speed limit on Oak Tree Road. He asked why the Meadow Road recycling facility is closed and has a lock on it.

Ms. Ruane said she will find out as we did not close it.

Mr. Morelli said he has seen vehicles driving around that say Edison Senior Day Care. He asked if this is run by Edison.

Ms. Ruane said no this is a private organization.

Mr. Morelli said he cannot understand why the Jewish Renaissance foundation would accept Medicare and Medicaid. He asked if there will be busing and where it will be parked. He felt bringing in the homeless will be a security issue for the neighborhood.

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Councilmember Dr. Prasad said the 35MPH speed limit has helped a lot with the exception of the section over the rail bridge by Harding Avenue. He said he is happy to hear that trees were planted but he asked where the funding came from. He asked the mechanism for using money in the tree fund as this is the only time he had heard this fund has been used.

Ms. Ruane said the money came from the Tree fund. We are allowed to use it to plant trees. It was also used for the trees on Amboy Avenue.

Walt Shneer, Park Way, he said the recycling center has a sign posted that says to use Minnie Veal. He handed in pictures of Proctor and Park Way showing concrete and debris that were dumped there.

Bernadette Penceal, 237 Oakland Avenue, said the Township owns a lot right in the middle of her property and she would like to purchase this from the Township. She said in 2001 she received a letter from Jonathan Capp stating that her request was received and would be kept in our data base and she would be kept informed of the progress. She asked who makes the final determination on whether Edison property will be sold and what additional steps she must take. She said she has spoken to employees in many different departments such as Administration, Engineering, Planning and Zoning and asked why there is not a straight forward, transparent process to purchase Township property. She asked when she can expect a written decision on her request.

Council President Diehl felt this should be easy and does not understand why it would take fifteen years.

Mr. Northgrave said if you own property on either side and it does not create a building lot it can be sold. He will take a look at it and give her an answer by next Friday.

Lois Wolke, 10 Peake Road, asked the status of the search for a new DPW Director. She asked if it requires certification and where it has been advertised.

Ms. Ruane said we are still looking and it has been advertised on our website, in the newspaper and on the League of Municipalities.

Ms. Wolke asked if we would consider broadening our horizons and also who is making the daily decisions for that department.

Ms. Ruane said she is.

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

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) Personnel

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.

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

Robert Diehl
Council President

Cheryl Russomanno,RMC
Municipal Clerk