

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

**October 22, 2014**

A Regular Meeting of the Municipal Council was held in the Council Chambers of the Municipal Building on Wednesday, October 22, 2014. The meeting was called to order at 6:59 p.m. by Council President Karabinchak, followed by the Pledge of Allegiance.

Present were Councilmembers Diehl, Gomez, Karabinchak, Lombardi, Mascola, and Shah.  
Councilmember Prasad entered at 7:00 p.m.

Also present were Acting Township Clerk Russomanno, Deputy Township Clerk Kenny, Township Attorney Northgrave, Public Works Director Roderman, Township Engineer Medina, Health Director Elliot, Police Chief Bryan, 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 14, 2013, and posted in the Main Lobby of the Municipal Complex on the same date.

**COUNCIL PRESIDENT'S REMARKS**

Council President Karabinchak said that he heard a report on the radio that Edison is the 2<sup>nd</sup> Best Place to live in New Jersey due to its schools, tax structure and services. He also commented that Edison will be starting one of the biggest milling and paving programs that we have ever seen. He announced that "Cruise Night" will be held on Amboy Avenue and invited all to attend.

**UNFINISHED BUSINESS**

**ORDINANCES FOR FURTHER CONSIDERATION AND PUBLIC HEARING**

The following Ordinance, which was introduced by Title on October 8, 2014 passed on first reading, published according to law for further consideration at this meeting, was read by the Township Clerk:

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

(The above Ordinance O.1883-2014 can be found in its entirety in Ordinance Book # 27.)

Council President Karabinchak declared the Public Hearing opened for O.1883-2014

Lois Wolke, 10 Peake Road, said Cablevision has been discussed over and over again. We have been doing business with them for the past six years with no contract and have been receiving no fee so she is questioning why they want to pay for something now that has been free for them for six years. She said this defies common sense.

Fred Wolke, 10 Peake Road, asked if the ordinance was drawn up by Cablevision or Mr. Northgrave and if we negotiated it or if they handed it to us and said pass it.

Mr. Northgrave said if this is voted down they will appeal and we will have to defend with no likelihood of success. It is very difficult to say no.

Mr. Wolke felt this is a one way street. They tell us what they want and we agree to it. He felt this is not a real contract and is the same as six years ago.

Mr. Northgrave said we did negotiate with them and this is the most we can expect to receive. He said there is not a whole lot we can negotiate over.

Maryann Hennessey, 20 Carmello Drive, felt the BPU should be informed that Cablevision is not giving any real benefits to seniors.

Bill Brunner, 215 Loring Avenue, commented that Iselin has Comcast and they do give seniors a discount.

Irene Wall, 205 Fleet Avenue, asked if we have an accounting of where this money goes and who negotiated this. She asked Councilmember Dr. Prasad if he checked into this and reached out to Cablevision.

Councilmember Dr. Prasad said he was not informed that negotiations were going on.

Esther Nemitz, 162B Fay Street, commented that there is no hope for seniors. She said every time Cablevision wants more money they find a way to raise the bill. She does not feel they treat seniors very well.

Jules Zames, 17 Stiles Road, questioned the contract saying every year the Township receives the same amount of money while the cable rates go up every year.

Fred Wolke, 10 Peake Road, said the franchise fee is set by the State and hasn't gone up in quite a while.

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

Councilmember Gomez commented that the franchise fee comes into the general fund.

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

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

NAYS - None

**NEW BUSINESS**

**PROPOSED ORDINANCES (PUBLIC HEARING SET DOWN FOR WEDNESDAY, NOVEMBER 12, 2014)**

The following Ordinance was introduced by title:

**O.1884-2014**                    ORDINANCE AMENDING CHAPTER VI OF THE TOWNSHIP CODE TO AUTHORIZE THE TOWNSHIP'S ISSURANCE OF NEW PLENARY RETAIL CONSUMPTION LICENSES UP TO THE LIMIT ALLOWED BY STATE LAW.

On a motion made by Councilmember Lombardi, seconded by Councilmember Mascola, this Ordinance was passed on first reading and ordered published according to law for further consideration and Public Hearing at the next Regular Meeting of the Township Council to be held on November 12, 2014.

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

NAYS - None

The following Ordinance was introduced by title:

**O.1885-2014**                    THIS ORDINANCE ESTABLISHES A MULTI-WAY STOP INTERSECTION AT THE INTERSECTION OF MIDDLESEX AVENUE WITH CHRISTIE STREET IN THE TOWNSHIP OF EDISON TO ESTABLISH A 3-WAY STOP.

On a motion made by Councilmember Shah, seconded by Councilmember Lombardi, this Ordinance was passed on first reading and ordered published according to law for further consideration and Public Hearing at the next Regular Meeting of the Township Council to be held on November 12, 2014.

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

NAYS - None

The following Ordinance was introduced by title:

**O.1886-2014**                    THIS ORDINANCE ESTABLISHES A SPEED LIMIT OF 35 MPH ON OAK TREE ROAD (CR 604) WITHIN THE TOWNSHIP OF EDISON, FROM THE LIMITS OF WOODLAND AVENUE (FROM THE BORDER WITH THE BOROUGH OF SOUTH PLAINFIELD) TO WOOD AVENUE (TO THE BORDER WITH THE TOWNSHIP OF WOODBRIDGE).

On a motion made by Councilmember Mascola, seconded by Councilmember Shah, this Ordinance was passed on first reading and ordered published according to law for further consideration and Public Hearing at the next Regular Meeting of the Township Council to be held on November 12, 2014.

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

NAYS - None

The following Ordinance was introduced by title:

**O.1887-2014**                    THIS ORDINANCE AMENDING CHAPTER ENTITLED "LAND USE" FOR THE AAR AMBOY AVENUE REVITALIZATION ZONE.

On a motion made by Councilmember Lombardi, seconded by Councilmember Shah, this Ordinance was passed on first reading and ordered published according to law for further consideration and Public Hearing at the next Regular Meeting of the Township Council to be held on November 12, 2014.

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

NAYS - None

The following Ordinance was introduced by title:

**O.1888-2014**                    THIS ORDINANCE AUTHORIZES THE MAYOR TO EXECUTE A RIGHTS OF WAY USE AGREEMENT WITH SUNESYS, LLC FOR THE USE OF PUBLIC RIGHTS OF WAY FOR THE INSTALLATION OF TELECOMMUNICATION LINES AND FACILITIES.

On a motion made by Councilmember Shah, seconded by Councilmember Mascola, this Ordinance was passed on first reading and ordered published according to law for further consideration and Public Hearing at the next Regular Meeting of the Township Council to be held on November 12, 2014.

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

NAYS - None

The following Ordinance was introduced by title:

**O.1889-2014**                    THIS ORDINANCE AUTHORIZES THE MAYOR TO EXECUTE A RIGHTS OF WAY USE AGREEMENT WITH TW TELCOM OF NEW JERSEY, LP FOR THE USE OF PUBLIC RIGHTS OF WAY FOR THE INSTALLATION OF TELECOMMUNICATION LINES AND FACILITIES.

On a motion made by Councilmember Mascola, seconded by Councilmember Shah, this Ordinance was passed on first reading and ordered published according to law for further consideration and Public Hearing at the next Regular Meeting of the Township Council to be held on November 12, 2014.

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

NAYS - None

The following Ordinance was introduced by title:

**O.1890-2014**                    THIS ORDINANCE AUTHORIZES A LEASE AGREEMENT WITH THE SNACK SHACK CAFÉ.

On a motion made by Councilmember Mascola, seconded by Councilmember Shah, this Ordinance was passed on first reading and ordered published according to law for further consideration and Public Hearing at the next Regular Meeting of the Township Council to be held on November 12, 2014.

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

NAYS - None

**PUBLIC COMMENTS AS TO PROPOSED RESOLUTIONS**

Council President Karabinchak opened the meeting to the public for comments on Proposed Resolutions R.563-102014 through R.595-102014.

Bill Brunner, 215 Loring Avenue, on Resolution R.582-102014, asked when we can expect the new recycling cans and what should be done with the old ones.

Mr. Roderman said we are pushing for the end of the year and the old cans can be kept by residents or put out for recycling.

Mr. Brunner on Resolution R.586-102014 asked what the agreement with the Board of Education is for.

Councilmember Mascola said this is for snacks for the ABC program.

Walter Stochel, 2118 Oak Tree Road, on Resolution R.585-102014, said there is nothing better that could be named after Jane Tousman as she was instrumental in saving the Dismal swamp. He also said he is happy to see Resolution R.593-102014. He commented that seventeen Township parks have been funded with Green Acres funds.

Irene Wall, 205 Fleet Avenue, on Resolution R.585-102014, she asked what portion of Talmadge Road this is for.

Mr. Medina said this is Phase 3 and covers from Route 287 to Prestwick.

Ms. Wall on Resolution R.585-102014 asked why the plaque was not placed on the bench. She does not think it should have been placed on the rock.

Councilmember Diehl said they looked into putting the plaque directly on the bench but it can ruin people's clothing and it will last longer on the rock.

Ms. Wall asked for an explanation of Resolution R.591-102014.

Chief Bryan said this allows the Police department to do roaming patrols to make the roadways safer.

Esther Nemitz, 162B Fay Street, on Resolution R.585-102014, said Jane Tousman discussed this for a long time and wanted this very badly so this is very fitting. On Resolution R.593-102914, she urged everyone to attend the rally for Ballot Question #2 on Sunday at noon at the Farmer's Market on Amboy Avenue. She felt this is the most important thing we can do for the next twenty years and she hopes it passes.

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

Councilmember Diehl requested that Resolution R 585-102014 & R.593-102014 be pulled for separate vote.

Councilmember Gomez requested that Resolution R.588-102014 & R.589-102014 be pulled for separate vote.

The following Resolutions R.563-102014 through R.584-102014 and R.586-102014 through R. 587-102014 and R.590-102014 through R.592-102014 and R.594-102014 through R.595-102014 were adopted under the Consent Agenda on a motion made by Councilmember Prasad and seconded by Councilmember Mascola.

**RESOLUTION R.563-102014**

**APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING OCTOBER 16, 2014**

**WHEREAS**, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through October 16, 2014

FUND	AMOUNT
Current	\$15,645,276.30
Affordable Housing	0.00
Capital	503,579.77
Cash Performance	2,835.00
CDBG	0.00
Developers Escrow	75,324.47
Dog (Animal Control)	589.75
Federal Forfeited	813.00
Grant Funds	15,662.47
Law Enforcement	0.00
Open Space	0.00
Payroll Deduction	812,468.33
Sanitation Fund	181,062.21
Sewer Utility	46,919.25
Tax Sale Redemption	7,223.64
Street Opening	0.00
Tree Planting	150.00
Trust	169,005.98
<b>TOTAL</b>	<b>\$17,460,910.17</b>

/s/ Agnes Yang  
Acting Chief Financial Officer

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

**RESOLUTION R.564-102014**

**WHEREAS**, at various sales of land for delinquent taxes held by the Edison Township Collector of Taxes, Middlesex County, New Jersey, the attached listing of tax sale certificates were sold; and

**WHEREAS**, the said tax sale certificates have been redeemed thereof, and the purchasers of said property are legally entitled to a refund of monies paid at the time of redemption.

**NOW THEREFORE, BE IT RESOLVED**, by the Municipal Council of the Township of Edison, that the Director of Finance is hereby authorized to draw checks to the noted parties in the amounts specified on the attached listing, totaling **\$22,635.45**.

**RESOLUTION R.565-102014**

**RESOLUTION REQUESTING APPROVAL OF  
THE BEST PRACTICES INVENTORY QUESTIONNAIRE  
FOR CALENDAR YEAR 2014**

**WHEREAS**, Local Finance Notice LFN 2014-16 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 2014 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 2014 and has been apprised of the responses completed by the Chief Financial Officer and authorizes the Certification and prompt submission by the Acting 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 2014 with the responses completed by the Chief Financial 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 2014-16.

**RESOLUTION R.566-102014**

**RESOLUTION AWARDING FORTY EIGHT MONTH LEASE FOR A MULTI FUNCTION COPIER TO  
RICOH AMERICAS CORPORATION FOR THE DEPARTMENT OF FINANCE, DIVISION OF TAX  
COLLECTIONS**

**WHEREAS**, The Department of Finance, Division of Tax Collections is in need of a multi function machine that copies, prints, scans and faxes; and

**WHEREAS**, RICOH AMERICAS CORPORATION, 5 Dedrick Place, West Caldwell, NJ 07006 has been awarded State Contract Number 82709 under M-0053-New Jersey Cost Per Copy; and

**WHEREAS**, the lease shall be forty eight (48) months (MPC5503) in the amount of \$299.03 per month, \$3,588.36 per year, not to exceed \$14,353.44 for the term of the lease; and

**WHEREAS**, this includes 15,000 black and white and 255 color copies quarterly and all maintenance and supplies except paper; 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 total amount of this contract, not to exceed \$14,353.44, cannot be encumbered at this time; and

**WHEREAS**, as this is a multi-year Contract, for the additional calendar years it is contingent upon the adoption of temporary and/or permanent budgets for those years; and

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

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

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

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

1. The Mayor, or his designee, is hereby authorized to execute a forty eight month lease for \$299.03 per month, \$3,588.36 per year, not to exceed \$14,353.44 for the term of the lease and any other necessary documents, with **RICOH AMERICAS CORPORATION**, 5 Dedrick Place, West Caldwell, NJ 07006 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. 82709/M-0053.

**RESOLUTION R.567-102014**

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

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

TAXPAYER	<b>SHARMA, RINKU &amp; BAJPAI, ANUPAM</b>
PROPERTY LOCATION	<b>37 ROSEWOOD RD</b>
BLOCK / LOT / QUALIFIER	<b>1102/31</b>

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

DOCKET NUMBER	TAX YEAR	ASSESSMENT
014995-2013	2013	\$198,000

**WHEREAS**, the reduction in assessed value has caused a real estate tax overpayment in the amount of **\$353.90** for the years as follows:

TAX YEAR	TAX AMOUNT
2013	\$353.90

**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 **\$353.90**.

**RESOLUTION R.568-102014**

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

**WHEREAS**, This office has received successful tax appeals judgment from the Tax Court of New Jersey for the case below as specified on Council’s resolution **R.476-082014**

TAXPAYER	<b>FREEDMAN SERVICE CO</b>
PROPERTY LOCATION	<b>518 OLD POST ROAD</b>
BLOCK / LOT / QUALIFIER	<b>198.L/40</b>
DOCKET NUMBER:	<b>014527-2010</b>
TAX YEAR	<b>2010</b>

**WHEREAS**, in accordance with the Tax Court of New Jersey, the assessed value of the property have been reduced for the applied tax year, but also the provisions of N.J.S.A. 54:51A-8 (Freeze Act) shall be applicable to the assessment on the property referred to herein for the Freeze Act Year (s):2011 and 2012 and

**WHEREAS**, the reduction in assessed value, for the Freeze Act Year(s) listed, has caused a real estate tax overpayment in the amount of **\$67,236.71** and

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

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison, shall and is hereby authorized to draw checks to the property owner or legal representative in the amounts of **\$67,236.71**.

**RESOLUTION R.569-102014**

**RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO PURCHASE VARIOUS  
COMPUTER EQUIPMENT AND SUPPLIES FROM CDW GOVERNMENT INCORPORATED  
THROUGH THE MIDDLESEX REGIONAL EDUCATIONAL SERVICES COMMISSION  
COOPERATIVE PRICING SYSTEM**

**WHEREAS**, N.J.S.A. 40A:11-11 et seq., authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

**WHEREAS**, the Township of Edison is a member of the MIDDLESEX REGIONAL EDUCATIONAL SERVICES COMMISSION PRICING SYSTEM; and

**WHEREAS**, CDW GOVERNMENT INCORPORATED, 2 Enterprise Dr., Suite 404, Shelton, CT 06484 has been awarded Contract MRESC 13/14-04 (technology catalog) through this Cooperative Pricing System; and

**WHEREAS**, the Township of Edison intends to enter into a contract/purchase order with CDW GOVERNMENT INCORPORATED for the purchase of various computer equipment and supplies; and

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

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

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

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

**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 \$35,000.00 with CDW GOVERNMENT INCORPORATED, 2 Enterprise Dr., Suite 404, Shelton, CT 06484, the approved Middlesex Regional Educational Services Commission Cooperative Pricing System vendor through this resolution, which shall be subject to all the conditions applicable to the current Middlesex Regional Educational Services Cooperative Pricing System Contract as set forth above.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-11 et seq.

**RESOLUTION R.570-102014**

**RESOLUTION AWARDED CONTRACT/PURCHASE ORDER TO  
OFFICE SOLUTIONS, INC. FOR AN UPGRADE TO REPLACE END OF LIFE EQUIPMENT FOR THE  
AVAYA PHONE SYSTEM**

**WHEREAS**, there is a need for an upgrade to replace end of life equipment for the Avaya phone system; and

**WHEREAS**, OFFICE SOLUTIONS, INC., 217 Mount Horeb Road, Warren, NJ 07059 has been awarded State Contract Number 80802 under T-1316 Telecommunications Equipment and Services; 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 \$12,610.24; and

**WHEREAS**, funds in the amount not to exceed \$12,610.24 have been certified to be available as follows:

Public Buildings Telephone Account, No. 4-01-31-0440-000-076 - \$5,600.00  
Business Admin. Computer Hardware/Software Account, No. 04-01-20-0100-001-059 - \$1,176.00  
Information Technology Related Costs Account, No. C-04-14-1872-100-001 - \$5,834.24; 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 \$12,610.24, and any other necessary documents, with OFFICE SOLUTIONS, INC., 217 Mount Horeb Road, Warren, NJ 07059 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. 80802 under T-1316.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$12,610.24** are available for the above as follows:

**\$5,600.00** in Account No. **4-01-31-0440-000-076**

**\$1,176.00** in Account No. **4-01-20-0100-001-059**

**\$5,834.24** in Account No. **C-04-14-1872-100-001**

/s/ Agnes Yang  
Acting Chief Financial Officer

**RESOLUTION R.571-102014**

**WHEREAS**, the award-winning Edison Television (ETV) was established as a Government Access Station for the Township of Edison twenty-three years ago during 1991; and

**WHEREAS**, the Gannett Foundation has grant funds available through its Media Grants Program; and

**WHEREAS**, ETV is in need of video-recording, production, post-production, duplication and broadcasting equipment to continue to record, produce, edit, duplicate and broadcast quality programs for cable-television viewers throughout the Edison/Greater Edison area; and

**WHEREAS**, no cash match is required in order to apply for or receive awards of grant funding from the Gannett Foundation Media Grants Program; and

**WHEREAS**, ETV shall document any and all in-kind values in relation to the Gannett Foundation Media Grants Program funding, in regard to any other support that may be received from public and private resources as to this grant application and any subsequent award that shall be made to ETV from the Gannett Foundation Media Grant program; and

**WHEREAS**, ETV shall utilize all funds awarded to it by the Garrett Foundation Media Grants Program for activities as described in its application for said funds and in compliance with all applicable Program, County State and Federal, agency requirements, guidelines, regulations and statutes;

**NOW, THEREFORE, BE IT RESOLVED**, that the Municipal Council of the Township of Edison, County of Middlesex, State of New Jersey, does hereby approve and authorize the development and submission of said grant application by ETV to the Gannett Foundation Media Grants Program at a regularly-scheduled, Public Meeting on the evening of Wednesday, October 22, 2014.

**RESOLUTION R.572-102014**

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

**WHEREAS**, Bloomberg Philanthropies recently distributed a Request For Proposals for its 2015 Public Art Challenge to communities of 30,000 or more to support public art projects; and

**WHEREAS**, the Edison Department of Health and Human Services, through the EMA/BRIDGES program, intends to apply for grant funding for a maximum amount of \$50,000 from the Bloomberg Philanthropies Public Art Challenge, as it will help to further strengthen its mission, focus and vision through an artistic and creative format; and

**WHEREAS**, EDHHS EMA/BRIDGES will provide the requisite cash and in-kind for the Bloomberg Philanthropies Public Art Challenge with public and private resources, for a maximum cash and in-kind match amount of \$25,000, which is being sought from private and public sources; and

**WHEREAS**, EMA/BRIDGES will also document in-kind values in relation to Bloomberg Philanthropies Public Art Challenge grant funds from public and private resources; and

**WHEREAS**, the Edison Department of Health and Human Services, through the EMA/BRIDGES program, will utilize all grant funds awarded by the Bloomberg Philanthropies Public Art Challenge activities as described in its application for said funds and in compliance with all applicable Program, County State and Federal, agency requirements, guidelines, regulations and statutes;

**NOW, THEREFORE, BE IT RESOLVED**, that the Municipal Council of the Township of Edison, County of Middlesex, State of New Jersey, does hereby approve and authorize the development and submission of



said grant Bloomberg Philanthropies Public Art Challenge application at a regularly-scheduled, Public Meeting on the evening of Wednesday, October 22, 2014.

**RESOLUTION R.573-102014**

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

**WHEREAS**, Stillwell-Hansen, Inc. (a Corporate Philanthropy) has grant funds available for programs and services for local youth in the Edison/Greater Edison area; and

**WHEREAS**, the EDHHS, through the EMA/BRIDGES program, intends to apply for grant funding for a maximum amount of \$30,000 from Stillwell-Hansen to support its established Summer Program for participating, local youth for a two-year period; and

**WHEREAS**, no cash match is required in order to request grant funding from Stillwell-Hansen; and

**WHEREAS**, EDHHS EMA/BRIDGES will document any and all in-kind values in relation to Stillwell-Hansen grant funding, in regard to any other support that may be received from public and private resources as to the Summer Program; and

**WHEREAS**, the Edison Department of Health and Human Services, through the EMA/BRIDGES program, will utilize all grant funds awarded by the Stillwell-Hansen for activities as described in its application for said funds and in compliance with all applicable Program, County State and Federal, agency requirements, guidelines, regulations and statutes;

**NOW, THEREFORE, BE IT RESOLVED**, that the Municipal Council of the Township of Edison, County of Middlesex, State of New Jersey, does hereby approve and authorize the development and submission of said grant application to Stillwell-Hansen at a regularly-scheduled, Public Meeting on the evening of Wednesday, October 22, 2014.

**RESOLUTION R.574-102014**

**EXPLANATION:** Resolution Releasing of Cash Maintenance Bond on Site Improvements, under application No.P28-09/10, for 400 Route 1 LLC, 940 Amboy Avenue, Suite 101, Edison, N.J. 08817.

**WHEREAS**, the Township Engineer advises that an inspection has been made of 400 Route 1, LLC, with site located on Block 239, Lot 3-E, under Application #P28-09/10, and said inspection indicates all improvements are complete and in accordance with the Municipal Standards of the Township of Edison; and

**WHEREAS**, on April 9, 2012, 400 Route 1, LLC posted a Cash Maintenance Bond #065000885 in the amount of \$2,299.50 of Investors 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 # 065000885 in the amount of \$2,299.50. The principal being 400 Route 1, LLC having offices at 940 Amboy Ave, Edison N.J. 08817 and acceptance of the subject improvements;

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON** that the aforementioned improvements are hereby complete and satisfactory and the Township Clerk be and is hereby authorized to return the aforesaid Cash Maintenance Bond in the amount of \$2,299.50; and

**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 \$2,299.50, to the applicant.

**RESOLUTION R.575-102014**

**EXPLANATION:** Resolution Refunding Cash Performance Bond & Performance Bond to Markim Developers, LLC, under Application #P5149.

**WHEREAS**, the Township Engineer advises that an inspection has been made of 783-787 Old Raritan Road, under Application #P5149, Block 403, Lot(s) 3, 4, and 5, and said inspection indicates all Site Improvements are complete and in accordance with Site Plan approval and Municipal Standards of the Township of Edison; and

**WHEREAS**, the Township Engineer recommends release of performance bond No. 31946 posted on July 29, 2013 of the Service Insurance Company, Inc. in the amount of \$39,536.65; and

**WHEREAS**, the Township Engineer recommends the release of the Cash Performance Check posted on August 2, 2013 in the amount of \$4,392.96, plus accrued interest, if applicable, on deposit in account #7762495245 with the Township of Edison, principal being Markim Developers, LLC having offices at 910 Amboy Avenue, Edison, NJ 08837, and acceptance of the subject improvements;

**NOW THEREFORE, BE IT RESOLVED** BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the aforementioned improvements are hereby complete and satisfactory and the Township Clerk is hereby authorized to release the aforesaid Performance Bond No. 31946 of Insurance Company, Inc. in the amount of \$39,536.65; and

**BE IT FURTHER RESOLVED** the Township Clerk and the Director of Finance be and is hereby authorized to return the aforesaid Cash Performance in the amount of \$4,392.96 plus accrued interest, if applicable, on deposit in account #7762495245 to the applicant.

**RESOLUTION R.576-102014**

**Resolution:** Approval to submit a grant application and execute a grant contract with the New Jersey Department of Transportation for the Resurfacing of Talmadge Road – Phase III project.

**NOW, THEREFORE, BE IT RESOLVED** that Council of the Township of Edison formally approves the grant application for the above stated project.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2015- Edison Township – 00573 to the New Jersey Department of Transportation on behalf of the Township of Edison.

**BE IT FURTHER RESOLVED** that Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Edison and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

**RESOLUTION R.577-102014**

**MUNICIPAL RESOLUTION  
TOWNSHIP OF EDISON  
2014 NJDCA PSPAG CVA GRANT APPLICATION**

**WHEREAS**, the Governing Body of the Township of Edison in the County of Middlesex, desires to apply for and obtain a Post-Sandy Planning Assistance grant from the New Jersey Department of Community Affairs(DCA); and

**WHEREAS**, the Township of Edison in the County of Middlesex intends to apply for Post-Sandy Planning Assistance grant money for the following planning activities and in the following amounts: 1. Community Vulnerability Assessment, for a maximum amount of \$25,000; and

**WHEREAS**, no cash or in-kind match is required in order to apply for NJDCA Post-Sandy Planning Assistance grant funds.

**NOW THEREFORE BE IT RESOLVED** that the Governing Body of the Township of Edison in the County of Middlesex does hereby authorize the application for the above grant(s); and

**BE IT FURTHER RESOLVED** that the Township of Edison in the County of Middlesex has sustained a ratable loss attributable to Superstorm Sandy of at least 1 percent or \$1 million dollars, as indicated by the attached documentation from the tax assessor; and

**BE IT FURTHER RESOLVED** that the Township of Edison in the County of Middlesex recognizes and accepts that DCA may offer a lesser or greater amount of grant funding than that requested; and

**BE IT FURTHER RESOLVED** that the Township of Edison in the County of Middlesex authorizes the execution of the grant agreement in the amount offered and approved by DCA and further authorizes the expenditure of funds pursuant to the terms of the grant agreement entered into by the Township of Edison in the County of Middlesex and DCA; and

**BE IT FURTHER RESOLVED** that the Township of Edison in the County of Middlesex agrees to comply with all CDBG-DR regulations, Post Sandy Planning Assistance Guidelines and also accepts that the proposed use(s) of CDBG-DR funds are not reimbursable by FEMA, SBA or other federal agencies; and

**BE IT FURTHER RESOLVED** the persons whose names appear below (or any successor or assign) are authorized to sign the grant agreement or any other document in connection therewith.

**RESOLUTION R.578-102014**

**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 19, 2014, a Construction (Building) Permit fee, check #070871, permit #2014-3743, was posted in the total amount of \$91.00 by the contractor, ADT Security, having offices at 19 Schoolhouse Road, Somerset, NJ 08873; and

**WHEREAS**, the application was submitted for a burglar alarm at 51 Broad Ave., by the hired contractor; ADT Security, who did not make known to the Construction Code Enforcement Division that the homeowner, Victor Little, is a bonafide Edison Senior Resident who is eligible for Senior Citizen waiver of municipal fees on construction permits, per the Edison Municipal Code, chapter 2-128.3; and

**WHEREAS**, appropriate documents have been submitted to the Township indicating that the work was done for a bonafide senior resident it is therefore appropriate that the municipal permit fee in the amount of \$90.00, derived from the \$91.00 total construction permit fee less the \$1.00 DCA fee, be refunded to the contractor ADT Security; and

**WHEREAS**, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2014-3743, in the amount of \$90.00 for the referenced application;

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the Township of Edison that the sum not to exceed \$90.00 on construction permit fees posted by ADT Security for 34 51 Broad Ave 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 \$90.00 from the Refund of Revenue Fund to the Contractor, ADT Roofing, 19 Schoolhouse Road, Somerset, NJ 08873.

#### **RESOLUTION R.579-102014**

#### **RESOLUTION ACCEPTING QUOTE AND AWARDING CONTRACT TO A-PLUS CONSTRUCTION FOR HOME IMPROVEMENTS AS PART OF THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM**

**WHEREAS**, The Community Development Block Grant (CDBG) funds are used to facilitate various projects throughout the community as outlined in the Program Year 2013 Consolidated Annual Action Plan; and

**WHEREAS**, part of the funding is for improvements to qualified single family, owner occupied dwellings located in Edison; and

**WHEREAS**, quotes were solicited by the Township of Edison for Case Number 0114; and

**WHEREAS**, A-PLUS CONSTRUCTION, 18 Station Road, Lincoln Park, NJ 07035, submitted the lowest quote in the amount of \$11,700.00; and

**WHEREAS**, funds in the amount of \$11,700.00 have been certified to be available in the CDBG Housing Rehabilitation Account Number T-14-13-0510-000-001; 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. All quotes have been reviewed, and the quote in the amount of \$11,700.00 by A-PLUS CONSTRUCTION, 18 Station Road, Lincoln Park, NJ 07035 for home improvements is determined to be lowest quote received.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount of \$11,700.00 and any other necessary documents, with A-PLUS CONSTRUCTION as described herein.

#### **CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$11,700.00** are available for the above contract in Account No. **T-14-13-0510-000-001**.

/s/ Agnes Yang  
Acting Chief Financial Officer

#### **RESOLUTION R.580-102014**

#### **RESOLUTION ACCEPTING QUOTE AND AWARDING CONTRACT TO GRABER GROUP FOR HOME IMPROVEMENTS AS PART OF THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM**

**WHEREAS**, The Community Development Block Grant (CDBG) funds are used to facilitate various projects throughout the community as outlined in the Program Year 2013 Consolidated Annual Action Plan; and

**WHEREAS**, part of the funding is for improvements to qualified single family, owner occupied dwellings located in Edison; and

**WHEREAS**, quotes were solicited by the Township of Edison for Case Number 0214; and

**WHEREAS**, GRABER GROUP, 10 Stable Drive, Sewell, NJ 08080, submitted the lowest quote in the amount of \$11,535.00; and

**WHEREAS**, funds in the amount of \$11,535.00 have been certified to be available in the CDBG Housing Rehabilitation Account Number T-14-13-0510-000-001; 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. All quotes have been reviewed, and the quote in the amount of \$11,535.00 by GRABER GROUP, 10 Stable Drive, Sewell, NJ 08080 for home improvements is determined to be lowest quote received.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount of \$11,535.00 and any other necessary documents, with GRABER GROUP as described herein.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$11,535.00** are available for the above contract in Account No. **T-14-13-0510-000-001**.

/s/ Agnes Yang  
Acting Chief Financial Officer

**RESOLUTION R.581-102014**

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO JENSON & MITCHELL, INC. FOR THE FURNISHING OF MAINTENANCE AND REPAIR FOR HEAVY DUTY VEHICLES FOR THE TOWNSHIP OF EDISON**

**WHEREAS**, there is a need for Maintenance and Repair of Heavy Duty Vehicles for the Township of Edison; and

**WHEREAS**, JENSON & MITCHELL, INC., 50 Branford St., Newark, NJ 07114, has been awarded State Contract Number 73495 under T-2108/Maintenance and Repair for Heavy Duty Vehicles; 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 total amount of this contract, not to exceed \$20,000.00, cannot be encumbered at this time; and

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

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

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

**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 \$20,000.00 and any other necessary documents, with JENSON & MITCHELL, INC., 50 Branford St., Newark, NJ 07114, 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. 73495 under T-2108.

**RESOLUTION R.582-102014**

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO REHRIG PACIFIC COMPANY FOR THE PURCHASE OF 65 AND 95 GALLON REFUSE/RECYCLING CONTAINERS**

**WHEREAS**, bids were received by the Township of Edison on September 26, 2014 for Contract No. 14-04-25-Automated/Semi Automated Refuse/Recycling Containers; and

**WHEREAS**, REHRIG PACIFIC COMPANY, 1738 West 20<sup>th</sup> St., Erie, Pa 16502, submitted the lowest legally responsible, responsive bid; and

**WHEREAS**, the maximum amount of the purchase shall not exceed \$843,789.00; and

**WHEREAS**, funds in the amount of \$843,789.00 have been certified to be available in the Sanitation Capital Outlay Account, Number 4-09-55-0880-000-600; and

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

**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 REHRIG PACIFIC COMPANY, 1738 West 20<sup>th</sup> St., Erie, Pa 16502, for Automated/Semi Automated Refuse/Recycling Containers, 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 \$843,789.00, and any other necessary documents, with REHRIG PACIFIC COMPANY 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 **\$843,789.00** are available for the above contract in Account No. **4-09-55-0880-000-600**.

/s/ Agnes Yang  
Acting Chief Financial Officer

**RESOLUTION R.583-102014**

**RESOLUTION AUTHORIZING ADDITIONAL FUNDS FOR THE FURNISHING OF AUTOMOTIVE PARTS AND ACCESSORIES WITH LINDEN ASSOCIATED AUTO PARTS INCORPORATED IN AN AMOUNT NOT TO EXCEED \$17,000.00**

**WHEREAS**, LINDEN ASSOCIATED AUTO PARTS INCORPORATED, was awarded Contract No. 13-03-10 Automotive Parts and Accessories through Resolutions R. 595-102013 and R.107-032014 for the period November 14, 2013 to November 13, 2014 in the total amount of \$37,500.00 and that amount has been depleted; and

**WHEREAS**, the Township recommends we add additional funds in the amount not to exceed \$17,000.00 to replenish and complete the one year term of the contract with LINDEN ASSOCIATED AUTO PARTS INCORPORATED, with all prices as well as all terms and conditions to remain the same until such a time as the contract expires or we award a new auto parts contract; and

**WHEREAS**, the total amount of this contract, not to exceed \$17,000.00, cannot be encumbered at this time; and

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

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

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

**NOW, THEREFORE, IT IS RESOLVED** by the Township Council of the Township of Edison the Mayor, or his designee, is hereby authorized to amend and execute a contract in the amount not to exceed \$17,000.00, and any other necessary documents, with LINDEN ASSOCIATED AUTO PARTS INCORPORATED described herein.

**RESOLUTION R.584-102014**

**RESOLUTION AUTHORIZING ADDITIONAL FUNDS FOR THE FURNISHING OF AUTOMOTIVE PARTS AND ACCESSORIES WITH GENUINE PARTS CO. IN AN AMOUNT NOT TO EXCEED \$20,000.00**

**WHEREAS**, GENUINE PARTS CO. was awarded Contract No. 13-03-10R Automotive Parts and Accessories through Resolution R. 785-122013 for the period February 7, 2014 to February 6, 2015 in the amount of \$30,000.00 and that amount has been depleted; and

**WHEREAS**, the Township recommends we add additional funds in the amount not to exceed \$20,000.00 to replenish and complete the one year term of the contract with GENUINE PARTS CO., with all prices as well as all terms and conditions to remain the same until such as time the contract expires or we award a new auto parts contract; and

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

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

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

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

**NOW, THEREFORE, IT IS RESOLVED** by the Township Council of the Township of Edison the Mayor, or his designee, is hereby authorized to amend and execute a contract in the amount not to exceed \$20,000.00, and any other necessary documents, with GENUINE PARTS CO. described herein.

#### **RESOLUTION R.586-102014**

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

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

**WHEREAS**, the Edison Township Board of Education, herein referred to as the "Lead Agency", has offered voluntary participation in an Interlocal Service Agreement for the purchase of snacks for the AM & PM Latch Key Program for the 2014/2015 school year; and

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

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

**WHEREAS**, the price for these snacks shall be \$.70 per snack payable to EDISON BOE CAFETERIA ACCOUNT C/O COMPASS GROUP-CHARTWELLS for the remainder of the calendar year 2014; and

**WHEREAS**, the price for these snacks shall increase to \$.80 per snack payable commencing January 1, 2015 through the remainder of the school year 2015; and

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

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

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

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

**NOW, THEREFORE, IT IS RESOLVED**, by the Township Council of the Township of Edison, that the Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$150,822.00 and any other necessary documents, with EDISON BOE CAFETERIA ACCOUNT C/O COMPASS GROUP-CHARTWELLS.

#### **RESOLUTION R.587-102014**

#### **RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO CDW-GOVERNMENT FOR THE FURNISHING OF FOUR PANASONIC TABLETS FOR THE DIVISION OF FIRE**

**WHEREAS**, there is a need to purchase (4) Panasonic Tablets for Fire Inspectors in the amount of \$14,960.00 (\$3,740.00 each includes 5 year pro plus warranty and mount); and

**WHEREAS**, CDW-GOVERNMENT, 230 North Milwaukee Ave., Vernon Hills, IL 60061, has been awarded State Contract Number 75583 under M-0483/WSCA Computer Contract; and

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

**WHEREAS**, funds in the amount of \$14,960.00 have been certified to be available in the Fire Fighting Computer Hardware & Software Account, Number 4-01-25-0265-001-059; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$14,960.00 and any other necessary documents, with CDW-GOVERNMENT, 230 North Milwaukee Ave., Vernon Hills, IL 60061, as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract, No. 75583 under M-0483.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$14,960.00** have been certified to be available Account Number **4-01-25-0265-001-059**.

/s/ Agnes Yang  
Acting Chief Financial Officer

**RESOLUTION R.590-102014**

**Explanation:** The Body Armor Replacement Fund is funded through a \$1 surcharge to each fine, penalty or forfeiture imposed and collected by a judge under authority of any law for any violation of the provisions of Title 39 of the Revised Statutes. Moneys collected and deposited in the Fund are used in making grants to local and state law enforcement agencies for the purchase of body vests. The Edison Police Department has been awarded \$13,911.86 for FY 2014.

**RESOLUTION APPROVING ACCEPTANCE OF 2014 NJ STATE BODY ARMOR REPLACEMENT GRANT FUNDING IN THE AMOUNT OF \$13,911.86**

**WHEREAS**, the New Jersey Division of Criminal Justice, State Body Armor Replacement Fund initiative is designed to provide valuable lifesaving equipment to local law enforcement officers; and

**WHEREAS**, this grant funding enables local law enforcement agencies to cover up to fifty (50) percent of the cost of each vest purchased or replaced for sworn officers of the Edison Police Department; and

**WHEREAS**, this vest replacement grant program demonstrates the Edison Police Department's commitment to helping ensure that law enforcement officers have protective equipment they can rely on to keep our community safe;

**THEREFORE, BE IT RESOLVED** that the Township of Edison wishes to accept from the New Jersey Division of Criminal Justice, State Body Armor Replacement Fund grant funding program for FY 2014, the amount of \$13,911.86.

**BE IT FURTHER RESOLVED** that the Business Administrator or designee is hereby authorized to sign the aforesaid grant approval for and on behalf of the Township of Edison.

**RESOLUTION R.591-102014**

Grant Description: The Highway Safety Fund 2014 is used for better traffic enforcement activities in the Safe Corridor section along U.S. Highway #1. The grant provides finances for the purchase of fully equipped police vehicles for increased police presence and enforcement. The grant as proposed is for \$95,995.23 which is a reimbursement grant from NJDOT upon proof of expenditures fitting these criteria.

**RESOLUTION:** Approval to submit a grant application and execute a grant contract with the New Jersey Department of Transportation for the Highway Safety Fund 2014 project.

**NOW, THEREFORE, BE IT RESOLVED** that Council of the Township of Edison formally approves the grant application for the above stated project.

**BE IT FURTHER RESOLVED**, that the Mayor, Thomas Lankey or Business Administrator and Clerk are hereby authorized to submit an electronic grant application identified as HSF-FY 2014-Edison Township to the New Jersey Department of Transportation on behalf of the Township of Edison.

**BE IT FURTHER RESOLVED**, that the Mayor, Thomas Lankey or the Business Administrator and Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Edison and that their signature

constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

#### **RESOLUTION R.592-102014**

#### **RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO CDW-GOVERNMENT FOR THE FURNISHING OF TEN PANASONIC TOUGHBOOKS FOR THE NEW VEHICLES FOR THE DIVISION OF POLICE**

**WHEREAS**, there is a need to furnish the ten (10) new police vehicles with Panasonic Tough Book laptop computers in the amount of \$35,600.00 (\$3,560.00 each includes 5 year pro plus warranty and car adapter); and

**WHEREAS**, CDW-GOVERNMENT, 230 North Milwaukee Ave., Vernon Hills, IL 60061, has been awarded State Contract Number 75583 under M-0483/WSCA Computer Contract; and

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

**WHEREAS**, funds in the amount of \$35,600.00 have been certified to be available in the Police Department – Purchase of Vehicles Account, Number 4-01-25-0240-000-051; 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 in the amount not to exceed \$35,600.00 and any other necessary documents, with CDW-GOVERNMENT, 230 North Milwaukee Ave., Vernon Hills, IL 60061, as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract, No. 75583 under M-0483.

#### **CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$35,600.00** have been certified to be available Account Number **4-01-25-0240-000-051**.

/s/ Agnes Yang  
Acting Chief Financial Officer

#### **RESOLUTION R.594-102014**

**Explanation:** A Resolution authorizing the sale of one (1) Plenary Retail Distribution Liquor License and further authorizing the Township Clerk to advertise for bid proposals for same pursuant to *N.J.S.A. 33:1-19.1*

**WHEREAS**, there are presently six (6) plenary retail distribution licenses in the Township of Edison (“Township”) held by licensees; and

**WHEREAS**, pursuant to *N.J.S.A. 33:1-12.14*, new plenary retail distribution licenses may be issued in a municipality so long as the number of such licenses existing in the municipality is not greater than one for each 7,500 of its population according to the most recent estimates issued by the U.S. Bureau of the Census; and

**WHEREAS**, the Township has a population of nearly 100,000 people and may issue several new plenary retail distribution licenses; and

**WHEREAS**, the Municipal Council of the Township (“Municipal Council”) has determined it is reasonable and desirable to issue one (1) new plenary retail distribution license and to sell same at public sale, pursuant to the authority granted under State law and Chapter VI, Section 6-3.5 of the Township Code of Ordinances (“Code”); and

**WHEREAS**, the Municipal Council has determined to offer the opportunity to purchase said license to all qualified parties, in accordance with State law.

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

1. The Township of Edison hereby determines that it will sell at public sale one (1) new plenary retail distribution license for the sale of alcoholic beverages, in accordance with the procedures set forth at *N.J.S.A. 33:1-19 et seq.*
2. The Township Clerk shall publish a notice of the proposed issuance of the new alcoholic beverage license (“Notice”), indicating that applications therefore will be accepted by the Township at the time, date and place specified in the Notice. The Notice shall state that no applications shall be accepted later than



Wednesday, December 10, 2014 at 1:00 p.m. All other conditions for the submission and acceptance of bids required hereunder shall be stated in the Notice.

3. The Notice shall be published in a newspaper circulating generally in the municipality at least two times, at least one week apart; the second of which shall be at least 30 days prior to the date after which no further applications will be accepted *i.e.* 30 days prior to Wednesday, December 10, 2014 at 1:00 p.m.

4. Bids must be made utilizing the Proposal Form available in the Office of the Township Clerk. The name and address of the bidder shall appear on the outside of the sealed envelope. All bidders must be qualified to have an interest in a retail alcoholic license under the standards set forth in the Alcoholic Beverage Control Act, *N.J.S.A. 33:1-1 et seq.* (“ABC Act”), the regulations promulgated thereunder at *N.J.A.C. 13:2-1.1 et seq.* (“ABC Regulations”), and all applicable Township ordinances and this Resolution.

5. All submitted bids must contain a deposit in the form of a certified check for 20% of the bid price. Once a bid is submitted to the Township Clerk, it cannot be withdrawn by the bidder. The highest bidder shall pay the balance of the bid to the Township Clerk in the form of cash or certified check within 30 days of the adoption of a resolution accepting the highest qualified bid. In the event of a default or breach of promise by the successful bidder, all deposit monies shall be forfeited to the Township.

6. The minimum bid price for the new retail distribution license shall be \$350,000.00.

7. All bids must contain a full and complete New Jersey Division of Alcoholic Beverage Control Application for Retail Alcoholic Beverage License long form application, a Certification of Proof of Compliance (available from the Township Clerk) stating that the applicant meets any and all conditions and requirements and knows of no reason why he or she would be disqualified from having an interest in a retail distribution license in New Jersey, and, a separately sealed envelope with the applicant's bid on the Township Proposal Form and the bid deposit (20% of the bid price). The Township Clerk will publicly announce and publish those applicants who presumptively meet the qualifications for bidding, as fixed by law, rules, regulations and resolution, on Wednesday, December 10, 2014 shortly after 1:00 p.m., being the time after which no applications will be accepted (and being five days prior to the opening of bids, which opening shall occur on Tuesday, December 16, 2014 at 1:00 p.m.) No bids will be opened from or on behalf of a bidder who has not been identified as presumptively meeting the pre-qualifications for bidding.

8. The Township reserves the right to reject any and all bids if the highest bid is not accepted.

9. The successful bidder shall tender payment of all required State and local application fees and license fees prior to licensure.

10. The issuance of the license to the successful bidder shall be contingent upon the satisfactory outcome of a municipal background check to investigate the source of funds used to purchase the license, the receipt of a favorable State and/or federal criminal background check; and the compliance with the publication, hearing, and resolution requirement under the ABC Regulations for the issuance of new licenses.

11. The municipality shall only award the license to the person who is the highest qualified bidder. The operation of a restaurant, public accommodation or other facility shall be a condition of licensure.

12. The successful applicant must comply with all ordinances of the Township, State laws and regulations in locating the license.

13. The sale may be postponed or canceled at any time prior to the opening of the bids on Tuesday, December 16, 2014 at 1:00 p.m.

#### **RESOLUTION R.595-102014**

**Explanation:** A Resolution authorizing the sale of one (1) Plenary Retail Consumption Liquor License and further authorizing the Township Clerk to advertise for bid proposals for same pursuant to *N.J.S.A. 33:1-19.1*

**WHEREAS**, there are presently thirty-two (32) plenary retail consumption licenses in the Township of Edison (“Township”) held by licensees; and

**WHEREAS**, pursuant to *N.J.S.A. 33:1-12.14*, new plenary retail consumption licenses may be issued in a municipality so long as the number of such licenses existing in the municipality is not greater than one for each 3,000 of its population according to the most recent estimates issued by the U.S. Bureau of the Census; and

**WHEREAS**, the Township has a population of nearly 100,000 people and may issue a new plenary retail consumption license; and

**WHEREAS**, the Municipal Council of the Township (“Municipal Council”) has determined it is reasonable and desirable to issue one (1) new plenary retail consumption license and to sell same at public sale, pursuant to the authority granted under State law and Chapter VI, Section 6-3.4 of the Township Code of Ordinances (“Code”); and

**WHEREAS**, the Municipal Council has determined to offer the opportunity to purchase said license to all qualified parties, in accordance with State law.

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

1. The Township of Edison hereby determines that it will sell at public sale one (1) new plenary retail consumption license for the sale of alcoholic beverages, in accordance with the procedures set forth at *N.J.S.A. 33:1-19 et seq.*
2. The Township Clerk shall publish a notice of the proposed issuance of the new alcoholic beverage license ("Notice"), indicating that applications therefore will be accepted by the Township at the time, date and place specified in the Notice. The Notice shall state that no applications shall be accepted later than Wednesday, December 10, 2014 at 1:00 p.m. All other conditions for the submission and acceptance of bids required hereunder shall be stated in the Notice.
3. The Notice shall be published in a newspaper circulating generally in the municipality at least two times, at least one week apart; the second of which shall be at least 30 days prior to the date after which no further applications will be accepted *i.e.* 30 days prior to Wednesday, December 10, 2014 at 1:00 p.m.
4. Bids must be made utilizing the Proposal Form available in the Office of the Township Clerk. The name and address of the bidder shall appear on the outside of the sealed envelope. All bidders must be qualified to have an interest in a retail alcoholic license under the standards set forth in the Alcoholic Beverage Control Act, *N.J.S.A. 33:1-1 et seq.* ("ABC Act"), the regulations promulgated thereunder at *N.J.A.C. 13:2-1.1 et seq.* ("ABC Regulations"), and all applicable Township ordinances and this Resolution.
5. All submitted bids must contain a deposit in the form of a certified check for 20% of the bid price. Once a bid is submitted to the Township Clerk, it cannot be withdrawn by the bidder. The highest bidder shall pay the balance of the bid to the Township Clerk in the form of cash or certified check within 30 days of the adoption of a resolution accepting the highest qualified bid. In the event of a default or breach of promise by the successful bidder, all deposit monies shall be forfeited to the Township.
6. The minimum bid price for the new retail consumption license shall be \$600,000.00.
7. All bids must contain a full and complete New Jersey Division of Alcoholic Beverage Control Application for Retail Alcoholic Beverage License long form application, a Certification of Proof of Compliance (available from the Township Clerk) stating that the applicant meets any and all conditions and requirements and knows of no reason why he or she would be disqualified from having an interest in a retail consumption license in New Jersey, and, a separately sealed envelope with the applicant's bid on the Township Proposal Form and the bid deposit (20% of the bid price). The Township Clerk will publicly announce and publish those applicants who presumptively meet the qualifications for bidding, as fixed by law, rules, regulations and resolution, on Wednesday, December 10, 2014 shortly after 1:00 p.m., being the time after which no applications will be accepted (and being five days prior to the opening of bids, which opening shall occur on Tuesday, December 16, 2014 at 1:00 p.m.) No bids will be opened from or on behalf of a bidder who has not been identified as presumptively meeting the pre-qualifications for bidding.
8. The Township reserves the right to reject any and all bids if the highest bid is not accepted.
9. The successful bidder shall tender payment of all required State and local application fees and license fees prior to licensure.
10. The issuance of the license to the successful bidder shall be contingent upon the satisfactory outcome of a municipal background check to investigate the source of funds used to purchase the license, the receipt of a favorable State and/or federal criminal background check; and the compliance with the publication, hearing, and resolution requirement under the ABC Regulations for the issuance of new licenses.
11. The municipality shall only award the license to the person who is the highest qualified bidder. The operation of a restaurant, public accommodation or other facility shall be a condition of licensure.
12. The successful applicant must comply with all ordinances of the Township, State laws and regulations in locating the license.
13. The sale may be postponed or canceled at any time prior to the opening of the bids on Tuesday, December 16, 2014 at 1:00 p.m.

The following Resolutions will be voted upon separately:

**RESOLUTION R.585-102014**

**EXPLANATION:** A Resolution announcing the intention to name the Township's planned environmental center the 'Jane Tousman Environmental Education Center.'

**WHEREAS**, Jane Tousman admirably served a term on the Municipal Council of the Township of Edison and was a familiar presence and environmental advocate at council meetings even after her service; and

**WHEREAS**, for the greater part of her life Jane Tousman worked as an environmental activist with numerous environmental organizations and public bodies in support of a variety of environmental causes; and

**WHEREAS**, along with her many accomplishments, Jane Tousman is perhaps best known for helping preserve wetlands in central New Jersey, most notably the Dismal Swamp, an environmentally sensitive area located in parts of Edison, South Plainfield and Metuchen; and

**WHEREAS**, Jane Tousman earned universal praise for her integrity and tireless efforts in promoting environmental causes in benefit of the general public and served as an inspiration for like-minded advocates; and

**WHEREAS**, Jane Tousman died in March of this year at the age of 77; and

**WHEREAS**, in the near future the Township desires to construct and/or dedicate an environmental center, which shall function as a public resource and education facility; and

**WHEREAS**, the Municipal Council desires to remember and show appreciation for the life of Jane Tousman, and the leadership she demonstrated in furthering local environmental causes, by announcing its intention to name the Township's planned environmental center the 'Jane Tousman Environmental Education Center,' to both honor her passionate efforts and inspire the next generation to follow her lead.

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

1. 1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council hereby announces its intention to name the Township's planned environmental center the 'Jane Tousman Environmental Education Center,' in memory of the life and work of Jane Tousman.
3. This Resolution shall take effect immediately.

Councilmember Diehl said they wanted to honor Jane in some way and there were dozens of ideas presented. They wanted to come up with something that everyone felt good about and everyone liked this idea. He said this area is a diamond in the rough. Instead of the Board of Education using Camp Bernie, we can charge other school districts to use our own facility. We had to give up on the Environmental Center when the economy tanked but he felt there will come a time when this will be built and it will be named after Jane.

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

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

NAYS - None

#### **RESOLUTION R.593-102014**

**EXPLANATION:** A Resolution supporting the establishment of long term, dedicated state funding for open space preservation programs.

**WHEREAS**, the State of New Jersey has a long and successful history of preserving open space, parks, farmland, and historic sites; and

**WHEREAS**, the State Green Acres Program has helped to preserve over 650,000 acres of land and supported more than 1,100 park development projects over the past 50 years; the State Agricultural Development Committee has preserved 200,000 acres of farmland over the past 30 years; and the New Jersey Historic Trust has preserved 477 historic sites over the past 45 years; and

**WHEREAS**, all remaining funds allocated for these programs and entities under the 'Green Acres, Water Supply and Floodplain Protection, and Farmland and Historic Preservation Bond Act of 2009' were allocated by the end of 2012; and

**WHEREAS**, Township of Edison has been a direct beneficiary of, and partner to, these critical state preservation programs; and

**WHEREAS**, substantial unmet needs remain for additional land and water protection, park development, and farmland and historic preservation, for the health and welfare of our communities and residents; and

**WHEREAS**, it is imperative that a long-term, dedicated source of funding be established in order to:

- Sustain open space, farmland, and historic preservation programs beyond the 2009 Bond Act;
- Improve and ensure proper stewardship of parks, preserved lands, and historic sites;

- Provide equitable access to quality parks and recreation in urban, suburban, and rural areas;
- Match and leverage local, county, and private funds for these purposes;
- Protect drinking water supplies, water quality and alleviate costly flood damages;
- Preserve fish and wildlife habitat and provide public access for hunting and fishing;
- Revitalize cities and towns; and
- Protect our quality of life and economic prosperity.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council supports establishment of a long-term, dedicated source of State funding for the above-stated purposes.
3. The Municipal Clerk of the Township shall forward a certified copy of this resolution to Governor Christopher Christie, State Senator Peter J. Barnes, Assemblyman Patrick J. Deignan, Jr., Assemblywoman Nancy J. Pinkin, the Board of Chosen Freeholders of the County of Middlesex, NJ Keep It Green and the Edison Township Open Space Advisory Committee.
4. This Resolution shall take effect immediately.

Councilmember Diehl said there is an important rally on Sunday regarding this issue. He said of all the causes people can get involved in this one is extremely easy and very important.

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

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

NAYS - None

The following were motioned to Table by Councilmember Gomez.

**RESOLUTION R.588-102014**

**RESOLUTION ACCEPTING BID AND AWARING CONTRACT TO CRIMSON FIRE INCORPORATED, D/B/A SPARTAN ERV FOR THE PURCHASE OF A FIRE PUMPER FOR THE DIVISION OF FIRE**

**WHEREAS**, bids were received by the Township of Edison on September 4, 2014 for Public Bid No. 14-08-07-Fire Pumper for the Division of Fire; and

**WHEREAS**, CRIMSON FIRE INCORPORATED, D/B/A SPARTAN ERV 907 7<sup>TH</sup> Ave., North, Brandon, SD 57005, submitted the lowest legally responsible, responsive bid; and

**WHEREAS**, the maximum amount of the purchase shall not exceed \$282,577.00; and

**WHEREAS**, funds in the amount of \$282,577.00 have been certified to be available in the Purchase of Trucks for the Fire Department Account, Number C-04-12-1817-370-004; 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 CRIMSON FIRE INCORPORATED, D/B/A SPARTAN ERV, 907 7<sup>TH</sup> Ave., North, Brandon, SD 57005 for the purchase of a Fire Pumper for the Division of Fire, 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 \$282,577.00, and any other necessary documents, with CRIMSON FIRE INCORPORATED, D/B/A SPARTAN ERV 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 **\$282,577.00** are available for the above contract in Account No. **C-04-12-1817-370-004**.

/s/ Agnes Yang  
Acting Chief Financial Officer

A motion was made by Councilmember Gomez, seconded by Councilmember Lombardi, to table Resolution R.588-102014.

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

NAYS - None

#### **RESOLUTION R.589-102014**

#### **RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO CHAS S WINNER, INC. DBA WINNER FORD FOR THE PURCHASE OF THREE (3) 2015 FORD UTILITY INTERCEPTORS FOR THE DIVISION OF FIRE**

**WHEREAS**, there is a need to purchase three (3) 2015 Ford Utility Interceptors for the Division of Fire at a price of \$27,930.00 each (including options) for a total of \$83,790.00; and

**WHEREAS, CHAS S WINNER, INC. DBA WINNER FORD**, 250 Berlin Rd., Cherry Hill, NJ 08034 has been awarded State Contract Number 82925 under T-2776; Police Vehicles: Sedans and Sport Utility Vehicles; 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 \$55,860.00 have been certified to be available in the Fire Fighting Purchase of Vehicles Account, Number 4-01-25-0265-001-051 and funds in the amount of \$27,930.00 have been certified to be available in the Fire Prevention New Vehicles Account, Number 4-01-25-0265-002-024; 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 \$83,790.00 and any other necessary documents, with **CHAS S WINNER, INC. DBA WINNER FORD**, 250 Berlin Rd., 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. 82925 under T-2776.

#### **CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds for the above in the amount of **\$55,860.00** are available for the above in account number **4-01-25-0265-001-051** and funds in the amount of **\$27,930.00** have been certified to be available in account number **4-01-25-0265-002-024**.

/s/ Agnes Yang  
Acting Chief Financial Officer

A motion was made by Councilmember Gomez, seconded by Councilmember Lombardi, to table Resolution R.589-102104.

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

NAYS - None

#### **COMMUNICATIONS**

- a. Electronic Mail received from Rabbi Weintraub regarding the waiving of permit fees

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

#### **ORAL PETITIONS AND REMARKS**

Council President Karabinchak opened the meeting for public comment.

Bruce Diamond, Calvert Avenue, commented that Edison lost a great asset in Jane Tousman and said it is sad that we might not see another Jane.

Walter Stochel, 2118 Oak Tree Road, said he is glad to see the speed limit being set on Oak Tree Road and hopefully we will get signs installed. He said Cablevision provides free internet connection to our schools and library so he asked why the senior center and community centers cannot be included. He asked if the Township keeps an inventory of leases.

Council President Karabinchak said he will find out.

Rabbi Rosenberg, 5 Fairhill Road, thanked the Mayor and Council for all their efforts on remembering Jane Tousman. He thanked Chief Bryan for protecting the Jewish community during the high holy days.

Matthew Smith, Organizer with Food and Water Watch, explained there is a proposed pipeline being built that cuts through Edison. He is concerned about the impact this will have on our drinking water also the risk of spills, leaks, explosions and fires. This will cut through the Dismal Swamp. A resolution opposing this has already been passed by four other New Jersey municipalities which include Watchung, Parsippany, Montville and Oakland.

Councilmember Lombardi said he is looking into this issue and will keep the Council apprised.

Olga Sgambettera, 46 Annette Drive, said she did not realize that this pipeline was coming through Edison and feels it is a wise move to adopt an opposing resolution. She asked if tank cars are passing through Edison are we permitted to check and see what materials they contain. She has also heard that many municipalities are receiving surplus military equipment and she asked if Edison has.

Chief Bryan said we have not yet looked into it.

Susan Bitterman, Calvert Avenue, read an article regarding the proposed pipeline. She felt this is not safe and oil spills would be catastrophic.

Jennifer, Organizer with Food and Water Watch, said Edison residents are extremely concerned about the pipeline. They remember all too well the Durham Woods explosion. This will impact property owners and our children's future. She felt the consensus of Edison residents is that they do not want this and she asked the Council to please consider an opposing Resolution.

Rich Sweeney, Suttons Lane, said he is here regarding safety issues on Suttons Lane, specifically the crosswalk to the John Marshall School. He said he witnesses so many close calls there and something needs to be done.

Bill Brunner, 215 Loring Avenue, asked if there was any truth to a rumor he heard regarding Shoprite and Outback Steak House relocating to the Hartz site.

Council President Karabinchak said he has heard the same rumors but has heard nothing official.

Esther Nemitz, 162B Fay Street thanked everyone for the tribute to Jane Tousman and said it is fortunate her son could be in attendance.

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

Having no further business to discuss, on a motion made by Councilmember Gomez, seconded by Councilmember Lombardi, the meeting was adjourned at 8:43 p.m.

---

Robert Karabinchak  
Council President

---

Cheryl Russomanno  
Acting Municipal Clerk