

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

**October 23, 2013**

A Regular Meeting of the Municipal Council was held in the Council Chambers of the Municipal Building on Wednesday, October 23, 2013. The meeting was called to order at 7:06 p.m. by Council President Diehl, followed by the Pledge of Allegiance.

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

Also present were Acting Township Clerk Russomanno, Deputy Township Clerk Kenny, Township Attorney Kemm, Business Administrator Ruane, Management Specialist Stephens, Public Works Director Roderman, Health Township Engineer Medina, Health Director Elliot, Recreation Director Halliwell, 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 27, 2012, and posted in the Main Lobby of the Municipal Complex on the same date.

**APPROVAL OF MINUTES:**

On a motion made by Councilmember Lankey, seconded by Councilmember Lombardi and duly carried, the Minutes of the Regular Meeting of July 24, 2013 Worksession Session Meeting of August 26, 2013, and Regular Meeting of August 28, 2013 were accepted as submitted.

Councilmember Karabinchak was absent.

**COUNCIL PRESIDENT'S REMARKS**

Council President Diehl welcomed everyone. He said for the past two years we have had unusual October weather that has either cancelled or postponed Halloween. He said hopefully this year that will not be the case.

Councilmember Lombardi gave his Planning Board report. He said there was one application heard to approve a portion of the new Pet Smart store for use as a veterinary clinic and the application was approved.

**UNFINISHED BUSINESS**

**ORDINANCES FOR FURTHER CONSIDERATION AND PUBLIC HEARING**

The following Ordinance, which was introduced by Title on October 9, 2014, passed on first reading, published according to law for further consideration at this meeting, was read by the Township Clerk:

**O.1847-2013                      ORDINANCE AUTHORIZING A SPECIAL EMERGENCY  
APPROPRIATION FOR CONTRACTUALLY REQUIRED  
SEVERANCE LIABILITIES RESULTING FROM LAYOFF OR  
RETIREMENT OF EMPLOOYEES OF THE TOWNSHIP OF EDISON**

(The above Ordinance O.1847-2013 can be found in its entirety in Ordinance Book # 27.)

Council President Diehl declared the Public Hearing opened for O.1847-2013

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

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

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

NAYS - None

Councilmember Karabinchak was absent.

**PUBLIC COMMENTS AS TO PROPOSED RESOLUTIONS**

Council President Diehl opened the meeting to the public for comments on Proposed Resolutions R.610-102013 through R.647-102013

Jane Tousman, 14 Butler Road, questioned Resolution R.615-102013. She asked how many employees this includes.

Ms. Ruane said this is for forty employees and she will share the list with Ms. Tousman.

Ms. Tousman inquired about the term of the contract for Ms. Bishop on Resolution R.626-102013.

Mr. Kemm replied it is for one year.

Ms. Tousman also asked about the contract in Resolution R.627-102013.

Mr. Kemm said this is also for one year.

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

Councilmember Lankey requested that Resolution R.610-102013 be pulled for separate vote.

The following Resolutions R.611-102013 through R.647-102013 were adopted under the Consent Agenda on a motion made by Councilmember Lankey and seconded by Councilmember Mascola.

**RESOLUTION R.611-102013**

**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 \$ **43,348.40**.

**RESOLUTION R.612 -102013**

**WHEREAS**, on various properties located within the Township of Edison, overpayments of sewer use fees have been made due to erroneous or duplicate payments; and

**WHEREAS**, applications have been made to the Tax Collector for refund of said overpayments, totaling \$143.74 and

**WHEREAS**, the attached listing is a detail of the requested refunds.

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

**RESOLUTION R.613 -102013**

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

**WHEREAS**, This office has received successful tax appeals judgment from the Tax Court of New Jersey for the case below:

TAXPAYER	<b>JSM AT NEW DOVER,LLC C/O TD BANK</b>
PROPERTY LOCATION	<b>2064 OAK TREE ROAD</b>
BLOCK / LOT / QUALIFIER	<b>545.R/39.01</b>
DOCKET NUMBER:	<b>017590-2010</b>
TAX YEAR	<b>2011</b>
FREEZE ACT YEAR(S)	<b>FREEZE ACT</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, and the provisions of N.J.S.A. 54:51A-8 (Freeze Act) shall be applicable to the assessment on the property referred to herein for the above Freeze Act Year(s).

**WHEREAS**, the reduction in assessed value, for the Freeze Act Year(s) listed, has caused a real estate tax overpayment in the amount of \$4,401.87; 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 \$4,401.87.

**RESOLUTION R.614 -102013**

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

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

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

**NOW THEREFORE, IT IS RESOLVED THAT THE COUNCIL OF THE TOWNSHIP OF EDISON IN THE COUNTY OF MIDDLESEX, NEW JERSEY** hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of **\$1,392,880.00**, which will be available from **GENERAL REVENUES 3. Miscellaneous Revenues-Section F. Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services-Public and FEMA Fire Grant** in the amount of **\$1,392,880.00**

**IT IS FURTHER RESOLVED** that the like sum of **\$1,392,880.00** is hereby appropriated under the caption **8. GENERAL APPROPRIATIONS (A) Excluded from "CAPS";** of **\$1,392,880.00;** and **FEMA Fire Grant**

**IT IS FURTHER RESOLVED** that the above is the result of a grant and funds to be received from the State of New Jersey, **FEMA Fire Grant** in the amount of **\$1,392,880.00**

**RESOLUTION R.615-102013**

**TOWNSHIP OF EDISON**  
**MIDDLESEX COUNTY, NEW JERSEY**

**RESOLUTION AUTHORIZING THE ISSUANCE OF SPECIAL EMERGENCY NOTES PURSUANT TO N.J.S.A. 40A:4-55 TO FINANCE A "SPECIAL EMERGENCY" PURSUANT TO AUTHORIZED PURSUANT TO N.J.S.A. 40A:4-53**

**WHEREAS**, The Township has adopted an ordinance creating a Special Emergency Appropriation to meet certain contractual obligations in accordance with N.J.S.A. 40A:4-53; and

**WHEREAS**, N.J.S.A 40A:4-55 provides for the authorization of "special emergency notes" to finance the same and provides for succeeding annual budgets to contain an appropriation of at least one-fifth of the amount authorized pursuant to this act.

**NOW, THEREFORE, IT IS RESOLVED**, that in accordance with the provisions of N.J.S.A. 40A4-55:

1. Special Emergency Notes in the amount of \$906,000.00.00 said amount being equal to the Special Emergency Appropriation previously authorized by Ordinance of the Township of Edison, are hereby authorized.
2. That the Emergency Notes, when issued, shall be executed by, Janice Saponaro, Chief Financial Officer and by Cheryl Russomanno, Acting Municipal Clerk.
3. That such notes shall be dated as of the date issued, and may be renewed from time to time, except that at least one-fifth (1/5) of all such notes authorized, and the renewals thereof, shall

- mature and be paid in each year, so that all notes and renewals shall have been paid not later than the last day of the fifth year following the date of the special emergency appropriation.
4. That two (2) certified copies of this resolution will be filed with the Director of the Division of Local Government Services; however, no approval is required from the Division.

**RESOLUTION R.616-102013**

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO CDW GOVERNMENT INCORPORATED THROUGH THE MIDDLESEX REGIONAL EDUCATIONAL SERVICES COMMISSION COOPERATIVE PRICING SYSTEM FOR THE PURCHASE OF TWO (2) BARRACUDA SPAM & VIRUS PROTECTION FILTERS**

**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 RFB 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 two (2) Barracuda Spam & Virus Protection Filters for all Township computers in an amount not to exceed \$7,400.00; and

**WHEREAS**, funds in the amount of \$3,700.00 have been certified to be available in the Data Processing Computer Hardware & Software Account, Number 3-01-20-0140-000-059 and funds in the amount of \$3,700.00 have been certified to be available in the Dispatch 911 Maintenance of Other Equipment Account, Number 3-01-25-0250-000-026; and

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

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

1. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order and any other necessary documents, in the amount of \$7,400.00 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.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$3,700.00** have been certified to be available in Account, Number **3-01-20-0140-000-059** and funds in the amount of **\$3,700.00** have been certified to be available in Account No. **3-01-25-0250-000-026**.

/s/ Janice Saponaro  
Chief Financial Officer

**RESOLUTION R.617-102013**

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO HEWLETT PACKARD COMPANY FOR THE PURCHASE OF COMPUTERS FOR THE DEPARTMENT OF HEALTH**

**WHEREAS**, there is a need to purchase ten computers for the Department of Health; and

**WHEREAS**, HEWLETT PACKARD COMPANY, 10810 Farnam Drive, Omaha, NE 68154 has been awarded State Contract Number 70262 under M-0483/WSCA Computer Contract; and

**WHEREAS**, funds in the amount of \$8,000.00 for these purchases are as follows:

- \$2,400.00 in the Health-Senior Center Upgrades Account, Number C-04-08-1616-330-412
- \$3,200.00 in the Health-Health Center Upgrades/Storage Account, Number C-04-08-1616-330-411
- \$1,600.00 in the Dog Expenditures Account, Number T-12-00-0100-000-002

- \$800.00 in the Reserve Municipal Alliance Prog. Account, Number T-01-55-0279-000-000

**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 her designee, is hereby authorized to execute a contract/purchase order and any other necessary documents, in the amount of \$8,000.00 with HEWLETT PACKARD COMPANY, 10810 Farnam Drive, Omaha, NE 68154, as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract, No. 70262 under M-0483.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$8,000.00** are available as follows:

- \$2,400.00 in Account Number-C-04-08-1616-330-412
- \$3,200.00 in Account Number-C-04-08-1616-330-411
- \$1,600.00 in Account Number-T-12-00-0100-000-002
- \$ 800.00 in Account Number-T-01-55-0279-000-000

/s/Janice Saponaro  
Chief Financial Officer

**RESOLUTION R.618-102013**

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT/PURCHASE ORDER TO W.F. FISHER & SON, INC. FOR THE PURCHASE OF CAT LITTER FOR THE HEALTH DEPARTMENT**

**WHEREAS**, the Township of Edison Department of Health (Animal Shelter) has a need to purchase paperchip soft texture cat litter, a cat litter made out of paper for the animal shelter; and

**WHEREAS**, W.F. FISHER AND SON, INC., 220 Evans Way, Somerville, NJ 08876 is a sole source vendor so quotes could not be obtained; and

**WHEREAS**, the total amount of this contract/purchase order, not to exceed \$16,000.00, 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 her designee, is hereby authorized to execute a contract/purchase order with W.F. FISHER AND SON, INC., 220 Evans Way, Somerville, NJ 08876 in an amount not to exceed \$16,000.00.

**RESOLUTION R.619-102013**

**RESOLUTION AWARING CONTRACT/PURCHASE ORDER TO RICOH AMERICAS CORPORATION FOR THE FURNISHING OF A RICOH MPC5503 MULTIFUNCTIONAL COPIER SYSTEM FOR THE DEPARTMENT OF HEALTH**

**WHEREAS**, there is a need to purchase a multifunctional copier system for the Department of Health; and

**WHEREAS**, RICOH AMERICAS CORPORATION, 5 Dedrick Place, West Caldwell, NJ 07006, has been awarded State Contract Number 51465 under T-2075-GSA/FSS Reprographics Schedule Use 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 \$11,947.89 have been certified to be available in the Health-Senior Center Upgrades Capital Account, Number C-04-08-1616-330-412; and

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

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

1. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$11,947.89 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. 51465 under T-2075.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$11,947.89** are available for the above contract in Account No. **C-04-08-1616-330-412**.

/s/ Janice A. Saponaro  
Chief Financial Officer

**RESOLUTION R.620-102013**

**EXPLANATION:** This Resolution authorizes the Mayor and Township Clerk to execute the attached Developer's Agreement with Penske Automotive Group in connection with the property identified as Block 265-BB, Lot 115, commonly referred to as Wasko Road, as shown on the Edison Township tax map (the "Property").

**WHEREAS**, the Property was the subject of an application before the Planning Board of the Township of Edison (hereinafter the "Board"), for approval of a preliminary and final major site plan approval to permit the construction of a one-story 5,176 square foot building on the north portion of the site which will contain a new showroom for Bentley vehicles and a separate one-story 25 feet deep by 270 feet wide building on the northwest side which will be a storage/garage building with 26 individual vehicle storage bays, each with an overhead door facing Wasko Road, parking lot realignment, landscaping modifications and lighting modifications on its property on Wasko Road, Block 265BB Lot 115 on the Township Tax Map (the "Project"); and

**WHEREAS**, the Board granted the requested preliminary and final major site plan and memorialized the same by Resolution on September 16, 2013; 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 in connection with the project; and

**WHEREAS**, the Developer's Agreement attached hereto 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 and Township Clerk are hereby authorized to execute the Developer's Agreement with the Developer in the form annexed hereto.
2. The Township Clerk is hereby authorized to forward the original and certified copies of the Developer's Agreement to the Township Attorney for recording with the Clerk of the County of Middlesex.

3. The Township Clerk is also directed to forward a copy of this Resolution, once adopted, to the Township Attorney and Township Engineer for their records.

**RESOLUTION R.621-102013**

**EXPLANATION:** This resolution provides for refund of the Zoning Variance fee.

**WHEREAS**, on September 18, a zoning variance was filed, check #1260, Variance application # Z40-2013, was posted in the total amount of \$125.00 by the homeowner, Alexandra Ginda, residing at 179 Jackson Avenue N.J. 08837; and

**WHEREAS**, the application was submitted for a variance to extend the deck, and during the processing of the variance the Planning and Zoning Division discovered the deck was a covered porch and did not need a variance to be extended; and

**WHEREAS**, the Township Engineer recommends the refund of the variance application fee, on Zoning application Z40-2013 in the amount of \$125.00 for the referenced application;

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the Township of Edison that the sum not to exceed \$125.00 on construction permit fees posted by Alexandra Ginda be refunded to the resident;

**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the said amount of \$125.00 from the Refund of Revenue Fund to the owner, Alexandra Ginda, 179 Jackson Avenue , Edison , NJ 08837.

**RESOLUTION R.622-102013**

**EXPLANATION:** This resolution provides for applicant refund of monies spent for an unneeded Zoning Variance notification fee.

**WHEREAS**, on September 18, a zoning variance was filed, check #1260, under Variance application # Z40-2013, and monies were spent for noticing in the total amount of \$125.00 by the homeowner, which now notices are not required and such monies are in the process of being refunded to Alexandra Ginda, residing at 179 Jackson Avenue N.J. 08837; and

**WHEREAS**, the application was submitted for a variance to extend the deck, but during the processing of the variance the Division of Planning and Zoning discovered the deck was a covered porch, not a deck, and as such the application did not need a variance; and

**WHEREAS**, the Township Engineer recommends the refund of the variance application fee, on Zoning application Z40-2013 in the amount of \$125.00 for the referenced application, and also recommends a refund of out of pocket funds for the noticing in the newspaper and the certified mailing which amounted to \$154.47;

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the Township of Edison that the sum not to exceed \$154.47 on out of pocket fees for Alexandra Ginda be refunded to the resident;

**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the said amount of \$154.47 from the Refund of Revenue Fund to the owner, Alexandra Ginda, 179 Jackson Avenue , Edison , NJ 08837.

**RESOLUTION R.623-102013**

**EXPLANATION:** RESOLUTION OF CONTRACT AWARD ON PUBLIC BID NO. 13-30-01 FOR DRAINAGE IMPROVEMENTS AND RESURFACING, PHASE I, BETWEEN FEATHERBED LANE AND WOOD AVENUE.

**WHEREAS**, sealed bids, seven (7) in total, were received for Public Bid No. 13-30-01, Drainage Improvements and Resurfacing, Phase I, Between Featherbed Lane and Wood Avenue, Township of Edison, Middlesex County, NJ, on Tuesday, October 1, 2013, at 11:00 am; and

**WHEREAS**, Fischer Contracting Inc., 10 Short Hills Lane, Scotch Plains, NJ 07076 (phone # 908-757-2215) is the low bidder, with a total bid of \$1,412,515.50, consisting of the additive combination and summation of the base bid in the amount of \$1,070,498.00 plus the Alternate Item A bid in the amount of \$342,017.50; and

**WHEREAS**, the Edison Township Engineer has reviewed the bids received and has recommended award of a contract to the low bidder, Fischer Contracting Inc., 10 Short Hills Lane, Scotch Plains, NJ 07076, at the total bid amount not to exceed \$1,412,515.50;

**NOW, THEREFORE BE IT RESOLVED** by the Municipal Council of the Township of Edison, Middlesex County, New Jersey that a construction contract be awarded to Fischer Contracting Inc., 10 Short Hills Lane, Scotch Plains, NJ 07076, at the total bid amount, consisting of the base bid amount plus Alternate Item A bid amount, not to exceed \$1,412,515.50 for Public Bid No. 13-30-01, Drainage Improvements and Resurfacing, Phase I, Between Featherbed Lane and Wood Avenue, Township of Edison, Middlesex County, NJ.

**CFO CERTIFICATION OF FUNDS:**

I hereby certify that funding in the total amount of \$1,412,515.50 for the above construction contract is available in account number C-04-12-1817-370-005.

/s/ Janice Saponaro  
Chief Financial Officer

**RESOLUTION R.624-102013**

**EXPLANATION:** This resolution provides for Township Acceptance of the constructed improvements under Public Bid No. 12-25-04: Edison Municipal Complex ADA and Site Improvements, and this resolution also authorizes FINAL CONTRACT PAYMENT in an amount not to exceed \$9,568.88 to A Team Concrete, for a total construction contract as-built cost of \$191,377.50 (\$216,555.00 original bid).

**WHEREAS,** A Team Concrete, 104 George Street, South River, NJ 08882 (phone # 732-558-9156) was awarded a construction contract through resolution R.083-022013 on February 13, 2013 (purchase order no. 13-00752) in an amount not to exceed \$216,555.00 for Public Bid No. 12-25-04: Edison Municipal Complex ADA and Site Improvements, in the Township of Edison, Middlesex County, New Jersey; and

**WHEREAS,** the Township Engineer has reviewed the project with the CDBG Coordinator and the Township Engineer certifies that the project has been completed, and that a two-year (2-year) maintenance bond, effective from July 15, 2013, in an amount equivalent to 100% of the final as-built construction costs of \$191,377.50 for the project has been received by the Township of Edison, and the Township Engineer recommends project acceptance, release of the performance bond, and that final payment, including retainage, be made to A Team Concrete, in an amount not to exceed \$9,568.88, for a total construction contract as-built cost of \$191,377.50;

**NOW, THEREFORE BE IT RESOLVED** by the Municipal Council of the Township of Edison, Middlesex County, New Jersey, that the construction project, Public Bid No. 12-25-04: Edison Municipal Complex ADA and Site Improvements, in the Township of Edison, Middlesex County, New Jersey, is deemed accepted by the Township of Edison, subject to the provisions of the maintenance bond, and that the performance bond may be released and that final payment, including retainage, shall be made to A Team Concrete, in an amount not to exceed \$9,568.88 for a total construction contract as-built cost of \$191,377.50, and that the remaining unexpended contract balance of \$25,177.50 shall be unencumbered after final payment is made and said amount restored to the appropriate account(s).

**RESOLUTION R.625-102013**

**EXPLANATION:** Resolution releasing the Performance Guarantee (cash performance bond & paper performance bond) on completed site plan improvements for Westbrook Estates, with business address of 635 Wood Glen Road, Glen Gardner, NJ 08826, under Application no. P5115. And this resolution accepts the roadway identified as Lily Road as a Township cul-de-sac roadway.

**WHEREAS,** the Township Engineer advises that an inspection has been made of Westbrook Estates, Application #P5115, with property located in Block 425, Lot 71.03, and said inspection indicates all improvements are complete and in accordance with Site Plan approval and Municipal Standards of the Township of Edison; and

**WHEREAS,** on July 16, 2010 a Cash Performance check #035505 of Columbia Bank in the amount of \$32,704.14 was posted. A Bond reduction was posted on February 11, 2011 Resolution #116-022011 reducing the Cash Performance Bond to \$13,053.77; and

**WHEREAS,** the Township Engineer, recommends the release of the Performance Bond #1909984 of The Hanover Insurance Company in the amount of \$294,337.26 with the Township of Edison, principal being Westbrook Estates, and acceptance of the subject improvements; and was later reduce to \$176,602.36 on February 11, 2011 Resolution #116-022011, and acceptance of the subject improvements; and

**WHEREAS,** the Township Engineer, recommends the release of the Cash Performance Bond Check #035505 in the amount of \$13,053.77, on deposit in account #7761416937 with the Township of Edison, principal being Westbrook Estates having offices at 635 Wood Glen Road, Glen Gardner, NJ 08826 and acceptance of the subject improvements; and

**WHEREAS,** the Township Engineer recommends Township acceptance of the roadway identified as Lily Road as a Township cul-de-sac roadway;



**NOW THEREFORE, BE IT RESOLVED** BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the aforementioned improvements are hereby complete and satisfactory and the Township Clerk be and is hereby authorized to return the aforesaid Performance Bond #1909984 in the amount of \$176,602.36 to the applicant; and

**BE IT FURTHER RESOLVED** that the Township Clerk and the Director of Finance be and is hereby authorized to return the aforesaid Cash Performance Bond in the amount of \$13,053.77 plus accrued interest, if applicable, on deposit in account #7761416937 to the applicant;

**BE IT FURTHER RESOLVED** that the cul-de-sac roadway identified as Lily Road is now accepted as a Township roadway, within the Township of Edison, Middlesex County, NJ.

**RESOLUTION R.626-102013**

**RESOLUTION AWARDDING CONTRACT TO SHIRLEY BISHOP, P.P., LLC FOR AFFORDABLE HOUSING PLANNING AND CONSULTING SERVICES**

**WHEREAS**, the Township of Edison advertised on the Township website for Request for Proposals on September 9, 2013, for RFP 13-09, AFFORDABLE HOUSING PLANNING AND CONSULTING SERVICES for a bid opening date of September 24, 2013 and one (1) proposal was received; and

**WHEREAS**, after review of said proposal, it has been recommended by the Township that the contract be awarded to SHIRLEY BISHOP, P.P., LLC, 100 Overlook Dr., Floor 2, Princeton, NJ 08540; and

**WHEREAS**, funds in the amount of \$25,000.00 have been certified to be available in the Affordable Housing Account, No. T-13-00-0000-000-006; 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 SHIRLEY BISHOP, P.P., LLC, 100 Overlook Dr., Floor 2, Princeton, NJ 08540 is determined to be the lowest, responsible, responsive proposal for Affordable Housing Planning and Consulting Services.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$25,000.00, and any other necessary documents, with SHIRLEY BISHOP, P.P., LLC. in accordance with her proposal.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$25,000.00** are available for the above contract in Account No. T-13-00-0000-000-006.

/s/ Janice Saponaro  
Chief Financial Officer

**RESOLUTION R.627-102013**

**RESOLUTION AWARDDING CONTRACT TO TRIAD ASSOCIATES, INC. FOR AFFORDABLE HOUSING ADMINISTRATIVE AGENT SERVICES – MARKET TO AFFORDABLE PROGRAM**

**WHEREAS**, the Township of Edison advertised on the Township website for Request for Proposals on September 13, 2013, for RFP 13-10, AFFORDABLE HOUSING ADMINISTRATIVE AGENT SERVICES – MARKET TO AFFORDABLE PROGRAM for a bid opening date of September 27, 2013 and one (1) proposal was received; and

**WHEREAS**, after review of said proposal, it has been recommended by the Township that the contract be awarded to TRIAD ASSOCIATES, INC., 1301 W. FOREST GROVE ROAD, VINELAND, NJ 08360; and

**WHEREAS**, funds in the amount of \$25,000.00 have been certified to be available in the Affordable Housing Account, No. T-13-00-0000-000-006; 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 sole proposal as submitted by TRIAD ASSOCIATES, INC., 1301 W. FOREST GROVE ROAD, VINELAND, NJ 08360 is determined to be the lowest, responsible, responsive proposal for Affordable Housing Administrative Agent Services – Market to Affordable Program.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$25,000.00, and any other necessary documents, with TRIAD ASSOCIATES, INC. in accordance with their proposal.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$25,000.00** are available for the above contract in Account No. **T-13-00-0000-000-006**.

/s/ Janice Saponaro  
Chief Financial Officer

**RESOLUTION R.628-102013**

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO HFI TRUCK CENTER FOR THE REPAIR OF S-17 FOR THE DEPARTMENT OF PUBLIC WORKS**

**WHEREAS**, quotes were solicited by The Township of Edison for the repair of S-17 for the Department of Public Works; and

**WHEREAS**, HFI TRUCK CENTER, 1463 Route 22, Mountainside, NJ 07092, submitted the lowest quote in the amount not to exceed \$6,404.41;

**WHEREAS**, funds in the amount of \$6,404.41 have been certified to be available in the Sewer Motor Vehicle Parts & Accessories Account, No. 3-07-55-0501-000-034; and

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

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

1. All quotes have been reviewed, and the quote submitted by HFI TRUCK CENTER., 1463 Route 22, Mountainside, NJ 07092 for the repair of S-17 for the Department of Public Works is determined to be the lowest quote.
2. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order and any other necessary documents with HFI TRUCK CENTER, in the amount not to exceed \$6,404.41.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$6,404.41** are available for the above in Account No. **3-07-55-0501-000-034**.

/s/ Janice A. Saponaro  
Chief Financial Officer

**RESOLUTION R.629-102013**

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO BUCKS COUNTY INTERNATIONAL FOR THE PURCHASE OF TWO (2) 2014 INTERNATIONAL DUMP TRUCKS FOR THE DEPARTMENT OF PUBLIC WORKS**

**WHEREAS**, there is a need to purchase two (2) 2014 International Dump Trucks for the Department of Public Works; and

**WHEREAS**, BUCKS COUNTY INTERNATIONAL, 134 Old Oxford Valley Rd., Langhorne, PA 19047 has been awarded State Contract Number 79123 under T-2787 Dump Truck, 39,000 lb. GVWR C&C, 5/7 cu. Yd. 10' Aluminum Body; 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 \$232,982.00; and

**WHEREAS**, funds in the amount of \$232,982.00 have been certified to be available in the Purchase of Automated Truck Account, Number C-04-12-1817-370-001; 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 her designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$232,982.00 and any other necessary documents, with BUCKS COUNTY INTERNATIONAL, 134 Old Oxford Valley Rd., Langhorne, PA 19047, for the purchase of two 2014 International Dump Trucks 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. 79123 under T-2787.
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 **\$232,982.00** are available for the above in Account No. **C-04-12-1817-370-001**.

/s/ Janice Saponaro  
Chief Financial Officer

**RESOLUTION R.630-102013**

**RESOLUTION ACCEPTING BID AND AWARDED CONTRACT TO  
MALL CHEVROLET FOR THE PURCHASE FOUR (4) 2014 CHEVROLET SILVERADO  
2500HD REGULAR CAB WORK TRUCKS**

**WHEREAS**, bids were received by the Township of Edison on October 2, 2013 for Contract No. 13-08-26-2014 Chevrolet Silverado 2500HD Regular Cab Work Trucks for the Department of Public Works; and

**WHEREAS**, MALL CHEVROLET, 75 Haddonfield Rd., Cherry Hill, NJ 08002 submitted the lowest legally responsible, responsive bid; and

**WHEREAS**, the maximum amount of the purchase shall not exceed \$104,000.00; and

**WHEREAS**, funds in the amount of \$104,000.00 have been certified to be available in the Purchase of an Automated Truck Account, Number C-04-12-1817-370-001; and

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

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

1. All bids have been reviewed, and the bid submitted by MALL CHEVROLET, 75 Haddonfield Rd., Cherry Hill, NJ 08002 for the purchase of four (4) 2014 Chevrolet Silverado 2500HD Regular Cab Work Trucks for the Department of Public Works, is determined to be the lowest legally responsible, responsive bid.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$104,000.00, and any other necessary documents, with MALL CHEVROLET 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**

I hereby certify that funds in the amount of **\$104,000.00** are available for the above contract in Account No. **C-04-12-1817-370-001**.

/s/ Janice Saponaro  
Chief Financial Officer

**RESOLUTION R.631-102013**

**RESOLUTION ACCEPTING BID AND AWARDED CONTRACT TO  
JESCO, INC. FOR THE PURCHASE OF A BACKHOE LOADER FOR THE DEPARTMENT OF  
PUBLIC WORKS**

**WHEREAS**, bids were received by the Township of Edison on October 2, 2013 for Public Bid No. 13-08-28-Backhoe Loader for the Department of Public Works; and

**WHEREAS**, JESCO, INC., 118 St. Nicholas Ave., South Plainfield, NJ 07080 submitted the lowest legally responsible, responsive bid; and

**WHEREAS**, the maximum amount of the purchase shall not exceed \$110,401.00; and

**WHEREAS**, funds in the amount of \$110,401.00 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 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 JESCO, INC., 118 St. Nicholas Ave., South Plainfield, NJ 07080 for the purchase of a Backhoe Loader for the Department of Public Works, is determined to be the lowest legally responsible, responsive bid.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$110,401.00, and any other necessary documents, with JESCO, INC. 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 **\$110,401.00** are available for the above contract in Account No. **T-13-00-0013-000-000**.

/s/ Janice Saponaro  
Chief Financial Officer

**RESOLUTION R.632-102013**

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO FOLEY, INC. FOR GENERATOR RENTALS**

**WHEREAS**, bids were received by the Township of Edison on October 4, 2013 for Public Bid No.13-04-10R-Generator Rentals, for the Department of Public Works; and

**WHEREAS**, FOLEY, INC., 855 Centennial Ave., Piscataway, NJ 08855, submitted the lowest legally responsible, responsive bid; 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 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 FOLEY, INC., 855 Centennial Ave., Piscataway, NJ 08855 for Generator Rentals for the Department of Public Works, is determined to be the lowest legally responsible, responsive bid.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$40,000.00 and any other necessary documents, with FOLEY, INC., 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.

**RESOLUTION R.633-102013**

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO JING ZHANG FOR THE ABC PROGRAM**

**WHEREAS** Jing Zhang made payment in the amount of \$300.00 for her children, Jason & Lawrence Wang’s participation in the morning ABC Program at Menlo Park Elementary School; and

**WHEREAS** numerous payments were made in advance but the children were removed from the program before starting the ABC program.

**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 \$300.00 to Jing Zhang, 16 Jersey Ave., NJ 08820, which amount represents the overpayments for the ABC program.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of \$300.00 are available in Account #3-01-55-0291-000-000.

/s/ Janice Saponaro  
Chief Financial Officer

**RESOLUTION R.634-102013**

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO BSN SPORTS FOR RECREATION GAMES AND EQUIPMENT**

**WHEREAS**, bids were received by the Township of Edison on August 21, 2013 for Public Bid No. 13-04-24-Recreation Games and Equipment; and

**WHEREAS**, BSN SPORTS, P.O. Box 49, Jenkintown, PA 19046, submitted the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet; and

**WHEREAS**, the total amount of this contract, not to exceed \$7,000.00, cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid by BSN SPORTS, P.O. Box 49, Jenkintown, PA 19046 for Recreation Games and Equipment is determined to be the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$7,000.00 and any other necessary documents, with BSN SPORTS.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

**RESOLUTION R.635-102013**

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO GEE WHIZ GAMES, LLC FOR RECREATION GAMES AND EQUIPMENT**

**WHEREAS**, bids were received by the Township of Edison on August 21, 2013 for Public Bid No. 13-04-24-Recreation Games and Equipment; and

**WHEREAS**, GEE WHIZ GAMES, LLC., P.O. Box 150, Richboro, PA 18954, submitted the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet; and

**WHEREAS**, the total amount of this contract, not to exceed \$1,300.00, cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid by GEE WHIZ GAMES, LLC., P.O. Box 150, Richboro, PA 18954 for Recreation Games and Equipment is determined to be the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$1,300.00 and any other necessary documents, with GEE WHIZ GAMES, LLC.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

**RESOLUTION R.636-102013**

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO METUCHEN CENTER, INC. FOR RECREATION GAMES AND EQUIPMENT**

**WHEREAS**, bids were received by the Township of Edison on August 21, 2013 for Public Bid No. 13-04-24-Recreation Games and Equipment; and

**WHEREAS**, METUCHEN CENTER, INC., 10-12 Embroidery St., Sayreville, NJ 08872, submitted the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet; and

**WHEREAS**, the total amount of this contract, not to exceed \$4,500.00, cannot be encumbered at this time; and

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

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

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

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

3. All bids have been reviewed, and the bid by METUCHEN CENTER, INC., 10-12 Embroidery St., Sayreville, NJ 08872 for Recreation Games and Equipment is determined to be the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet.
4. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$4,500.00 and any other necessary documents, with METUCHEN CENTER, INC.
5. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

**RESOLUTION R.637-102013**

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO S&S WORLDWIDE FOR RECREATION GAMES AND EQUIPMENT**

**WHEREAS**, bids were received by the Township of Edison on August 21, 2013 for Public Bid No. 13-04-24-Recreation Games and Equipment; and

**WHEREAS**, S&S WORLDWIDE, 75 Mill St., Colchester, CT 06415, submitted the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet; and

**WHEREAS**, the total amount of this contract, not to exceed \$6,500.00, cannot be encumbered at this time; and

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

**WHEREAS**, no amount shall be chargeable or certified until such time as goods or services are ordered or otherwise called for. Prior to incurring the liability by placing the order, the certification of available funds shall be made by the Chief Financial Officer or Certifying Financial Officer. It shall be the

responsibility of the official responsible for issuing the purchase order to notify and seek the certification of availability of funds of the Chief Financial Officer or Certifying Finance Officer, as appropriate (N.J.A.C. 5:30-5.5(b)); and

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

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

1. All bids have been reviewed, and the bid by S&S WORLDWIDE, 75 Mill St., Colchester, CT 06415 for Recreation Games and Equipment is determined to be the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$6,500.00 and any other necessary documents, with S&S WORLDWIDE.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

**RESOLUTION R.638-102013**

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO SCHOOL SPECIALTY, INC. FOR RECREATION GAMES AND EQUIPMENT**

**WHEREAS**, bids were received by the Township of Edison on August 21, 2013 for Public Bid No. 13-04-24-Recreation Games and Equipment; and

**WHEREAS**, SCHOOL SPECIALTY, INC. 140 Marble Dr., Lancaster, PA 17602, submitted the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet; and

**WHEREAS**, the total amount of this contract, not to exceed \$4,000.00, cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid by SCHOOL SPECIALTY, INC. 140 Marble Dr., Lancaster, PA 17602 for Recreation Games and Equipment is determined to be the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$4,000.00 and any other necessary documents, with SCHOOL SPECIALTY, INC. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

**RESOLUTION R.639-102013**

**EXPLANATION:** This Resolution authorizes the Township Council to grant permission to the Edison Division of Fire to accept a donation of 50 Tempur-Pedic twin size mattresses from North Brunswick Township Volunteer Fire Company # 3 to be disbursed throughout all Edison Fire Houses.

**WHEREAS**, North Brunswick Volunteer Fire Company # 3 has made an agreement with Tempur-Pedic North America Inc. to accept approximately 100 mattresses as a charitable donation; and

**WHEREAS**, North Brunswick Volunteer Fire Company # 3 has agreed to accept this charitable donation and sponsor other Township Fire Departments in need of mattresses.

**WHEREAS**, Edison Division of Fire has agreed to accept these mattresses for the sole purpose of these mattresses to be distributed to all Fire Houses and replace old mattresses in all sleeping quarters.

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

1. The Township Council does hereby grant permission for the Edison Division of Fire to accept these mattresses from North Brunswick Volunteer Fire Company # 3 as a charitable donation.
2. The Division of Fire with the assistance from the Department of Public Works agrees to pick these mattresses up from a warehouse located in Woodbridge once the order has arrived.

**RESOLUTION R.640-102013**

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO MOTOROLA SOLUTIONS, INC. FOR THE PURCHASE OF TEN (10) PAGERS FOR THE DIVISION OF FIRE**

**WHEREAS**, there is a need to purchase ten pagers for the new hires for the Division of Fire; and

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

**WHEREAS**, funds in the amount of \$5,720.00 have been certified to be available in the Fire Fighting Elect., Lighting, Comm. Equip. Account, Number 3-01-25-0265-001-054; 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 her designee, is hereby authorized to execute a contract/purchase order in the amount of \$5,720.00, and any other necessary documents, with MOTOROLA SOLUTIONS, INC., 5 Paragon Drive, Suite 200, Montvale, NJ 07645, for the purchase of ten pagers for the new hires for the Division of Fire 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. A83909/T-0109.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$5,720.00** are available for the above in Account No. **3-01-25-0265-001-054**.

/s/ Janice Saponaro  
Chief Financial Officer

**RESOLUTION R.641-102013**

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO MOTOROLA SOLUTIONS, INC. FOR THE PURCHASE OF RADIO EQUIPMENT AND ACCESSORIES FOR THE DIVISION OF POLICE**

**WHEREAS**, there is a need to purchase twelve portable radios and accessories, eleven mobile radios, a multi radio charger, as well as install and program this radio equipment for the Division of Police; and

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

**WHEREAS**, funds in the amount of \$86,389.40 have been certified to be available in the Dispatch 911 Materials and Supplies Account, Number 3-01-25-0250-000-030; 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**, 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 her designee, is hereby authorized to execute a contract/purchase order in the amount of \$86,389.40, and any other necessary documents, with MOTOROLA SOLUTIONS, INC., 5 Paragon Drive, Suite 200, Montvale, NJ 07645, for the purchase and installation of radio equipment and accessories for the Division of Police 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. A83909/T-0109.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$86,389.40** are available for the above in Account No. **3-01-25-0250-000-030**.

/s/ Janice Saponaro  
Chief Financial Officer

**RESOLUTION R.642-102013**

**RESOLUTION AUTHORIZING ADDITIONAL FUNDS FOR UNIFORMS AND EQUIPMENT-POLICE, CROSSING GUARDS AND TRANSPORTATION DRIVERS CONTRACT WITH ATLANTIC TACTICAL IN AN AMOUNT NOT TO EXCEED \$7,000.00**

**WHEREAS**, ATLANTIC TACTICAL was awarded Contract No. 12-04-04R-Uniforms and Equipment-Police, Crossing Guards and Transportation Drivers on September 12, 2012 through Resolution R.553-092012 for a one year period effective October 16, 2012 in the amount of \$12,000.00 and that amount has been depleted; and

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

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

**WHEREAS**, the Township recommends that this contract in the amount not to exceed \$7,000.00 be extended with the price as well as all terms and conditions to remain the same until the new contract becomes effective; and

**WHEREAS**, the total amount of this contract, not to exceed \$7,000.00, cannot be encumbered at this time; and

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

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

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

**NOW, THEREFORE, IT IS RESOLVED** by the Township Council of the Township of Edison the Mayor, or her designee, is hereby authorized to extend the contract in the amount of \$7,000.00 with ATLANTIC TACTICAL as described herein.

**RESOLUTION R.643-102013**

**RESOLUTION AUTHORIZING ADDITIONAL FUNDS FOR UNIFORMS AND EQUIPMENT-POLICE, CROSSING GUARDS AND TRANSPORTATION DRIVERS CONTRACT WITH LANIGAN ASSOCIATES INC. IN AN AMOUNT NOT TO EXCEED \$7,000.00**

**WHEREAS**, LANIGAN ASSOCIATES INC. was awarded Contract No. 12-04-04R-Uniforms and Equipment-Police, Crossing Guards and Transportation Drivers on September 12, 2012 through Resolution R.554-092012 for a one year period effective October 16, 2012 in the amount of \$6,000.00 and that amount has been depleted; and

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

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

**WHEREAS**, the Township recommends that this contract in the amount not to exceed \$7,000.00 be extended with the price as well as all terms and conditions to remain the same until the new contract becomes effective; and

**WHEREAS**, the total amount of this contract, not to exceed \$7,000.00, cannot be encumbered at this time; and

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

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

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

**NOW, THEREFORE, IT IS RESOLVED** by the Township Council of the Township of Edison the Mayor, or her designee, is hereby authorized to extend the contract in the amount of \$7,000.00 with LANIGAN ASSOCIATES INC. as described herein.

**RESOLUTION R.644-102013**

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO EAST COAST EMERGENCY LIGHTING TO OUTFIT THE THREE NEW POLICE VEHICLES**

**WHEREAS**, there is a need to outfit the three new marked police vehicles with emergency lighting, consoles and partitions; and

**WHEREAS, EAST COAST EMERGENCY LIGHTING, INC.**, 1945 4<sup>th</sup> Street, North Brunswick, NJ 08902, has been awarded State Contract T-0106/POLICE AND HOMELAND SECURITY EQUIPMENT AND SUPPLIES and under this contract the police vehicles shall be outfitted under the state contracts as listed below; and

**WHEREAS, EAST COAST EMERGENCY LIGHTING, INC.**, has been awarded State Contract 81335 under T-0106/POLICE AND HOMELAND SECURITY EQUIPMENT AND SUPPLIES for the consoles in the amount of \$1,209.60; and

**WHEREAS, EAST COAST EMERGENCY LIGHTING, INC.**, has been awarded State Contract 81336 under T-0106/POLICE AND HOMELAND SECURITY EQUIPMENT AND SUPPLIES for the emergency lighting in the amount of \$9,901.77; and

**WHEREAS, EAST COAST EMERGENCY LIGHTING, INC.**, has been awarded State Contract 81327 under T-0106/POLICE AND HOMELAND SECURITY EQUIPMENT AND SUPPLIES for the partitions in the amount of \$5,265.75; and

**WHEREAS, EAST COAST EMERGENCY LIGHTING, INC.**, has been awarded State Contract 81338 under T-0106/POLICE AND HOMELAND SECURITY EQUIPMENT AND SUPPLIES for installation for all of the above in the amount of \$4,500.00; 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 \$20,877.12 have been certified to be available in the Police Department, Grant Account Highway Traffic Safety Fund 2013, Number G-02-13-0240-790-000; and

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

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

1. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed **\$20,877.12** and any other necessary documents, with **EAST COAST EMERGENCY LIGHTING, INC.**, 1945 4<sup>th</sup> Street, North Brunswick, NJ 08902, 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. 81335, 81336, 81327, 81338 under T-0106.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$20,877.12** for the above have been certified to be available in Account Number **G-02-13-0240-790-000**.

/s/ Janice A. Saponaro  
Chief Financial Officer

**RESOLUTION R.645-102013**

**RESOLUTION ACCEPTING QUOTE AND AWARDING CONTRACT/PURCHASE ORDER TO EAST COAST EMERGENCY LIGHTING, INC. FOR MOUNTS AND DOCKING STATIONS FOR THREE (3) NEW POLICE VEHICLES**

**WHEREAS**, quotes were solicited by the Township of Edison to provide mounts and docking stations for the three (3) new police vehicles; and

**WHEREAS, EAST COAST EMERGENCY LIGHTING, INC.**, 200 Meco Drive, Millstone Township, NJ 08535 submitted the lowest quote in the amount of \$2,724.00; and

**WHEREAS**, funds in the amount of \$1,251.60 have been certified to be available in the Highway Safety Fund Grant Account, Number G-02-13-0240-790-000 and funds in the amount of \$1,472.40 have been certified to be available in the Police Vehicles Maintenance of Other Equipment Account, Number 3-01-26-0315-002-026; 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 as submitted by **EAST COAST EMERGENCY LIGHTING, INC.**, 200 Meco Drive, Millstone Township, NJ 08535, to provide mounts and docking stations for the three (3) new police vehicles, is determined to be the lowest quote.
2. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order in the amount of \$2,724.00 and any other necessary documents, with **EAST COAST EMERGENCY LIGHTING, INC.**, as described herein.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$1,251.60** are available for the above in Account No. **G-02-13-0240-790-000** and funds in the amount of **\$1,472.40** are certified to be available in Account No. **3-01-26-0315-002-026**.

/s/ Janice Saponaro  
Chief Financial Officer

**RESOLUTION R.646-102013**

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO COMPUTER SYSTEMS AND METHODS FOR THE FURNISHING OF THREE LAPTOP COMPUTERS FOR THE DIVISION OF POLICE**

**WHEREAS**, there is a need to furnish the three (3) new police vehicles with Panasonic Tough Book laptop computers in the amount of \$10,117.29 (\$3,372.43 each); and

**WHEREAS, COMPUTER SYSTEMS & METHODS**, 15 Maple Street, Somerville, NJ, 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 \$4,842.04 have been certified to be available in the Police Department-Computer Hard & Software Account, Number 3-01-25-0240-000-059 and funds in the amount of \$5,275.25 have been certified to be available in the Police Department - Purchase of Vehicles Account, Number 3-01-25-0240-000-051; and

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

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

1. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$10,117.29 and any other necessary documents, with Computer Systems & Methods, 15 Maple Street, Somerville, NJ, 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 \$4,842.04 have been certified to be available Account Number 3-01-25-0240-000-059 and funds in the amount of \$5,275.25 are certified to be available in Account Number 3-01-25-0240-000-051.

/s/ Janice A. Saponaro  
Chief Financial Officer

**RESOLUTION R.647-102013**

**RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO PURCHASE POLICE VEHICLES FROM WINNER FORD THROUGH THE CRANFORD POLICE 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 Cranford Police Cooperative Pricing System; and

**WHEREAS**, WINNER FORD, 250 Haddonfield-Berlin Rd., Cherry Hill, NJ 08034 has been awarded Contract 13-01 - Police and Administrative Vehicles (2014 Model Year), through this Cooperative Pricing System; and

**WHEREAS**, the Township of Edison intends to enter into a contract/purchase order with WINNER FORD for the purchase of two (2) 2014 Ford Utility Police Interceptor (Ford Explorer) at a price of \$24,392.00 each for a total of \$48,784.00 under the Cranford Police Cooperative Pricing System; and

**WHEREAS**, the Township of Edison intends to enter into a contract/purchase order with WINNER FORD for one (1) 2014 Black and White Ford Interceptor (Taurus) at a price of \$24,335.00 under the Cranford Police Cooperative Pricing System; and

**WHEREAS**, funds for these purchases, in the amount of \$73,119.00 are available in the Highway Safety Fund Grant Account, Number G-02-13-0240-790-000; and

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

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

1. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order and any other necessary documents, in the amount of \$73,119.00 with WINNER FORD, 250 Haddonfield-Berlin Rd., Cherry Hill, NJ 08034, 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 **\$73,119.00** are available for the above in Account No. **G-02-13-0240-790-000**.

/s/ Janice Saponaro  
Chief Financial Officer

The following Resolutions will be voted upon separately:

**RESOLUTION R.610-102013**

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING OCTOBER 17, 2013

**WHEREAS**, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through October 17, 2013.

FUND	AMOUNT
Current	\$13,075,203.74
Affordable Housing	2,962.50
Capital	99,784.47
Cash Performance	0.00
CDBG	49,154.25
Developers Escrow	7,850.75
Dog (Animal Control)	11,629.22
Federal Forfeited	645.00
Grant Funds	4,341.35
Law Enforcement	0.00
Open Space	0.00
Payroll Deduction	447,133.07
Sanitation Fund	220,760.30
Sewer Utility	135,998.39
Tax Sale Redemption	299,464.42
Tree Fund	0.00
Tree Planting	0.00
Trust	82,300.82
<b>TOTAL</b>	<b>\$14,437,228.28</b>

/s/ Janice Saponaro  
Chief Financial Officer

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

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

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

NAYS - None  
Councilmember Lankey abstained from voting  
Councilmember Karabinchak was absent.

**COMMUNICATIONS**

- a. Letter received from Heller Industrial Parks, Inc. regarding Generated Materials.

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 Diehl opened the meeting for public comment.

Ms. Roberts, Chief Counsel for Heller Industrial Park, said she is present to speak to a letter that was sent to the Council seeking their help regarding the operation of Generated Materials. She said Generated Materials has been under scrutiny for many years and has a serious impact on the nearby warehouses. She said there have been two fires there in the past two weeks causing employees to have stinging of the eyes and sore throats. She commented that the piles of material at Generated just keep getting higher and higher.

Chief Latham explained that the wood that has not been grinded is burning. He said during times of low humidity the natural decaying process causes the pile to heat up and start a fire. He said the Fire department has been there four times in the last month. The product has been coming in faster that it has been going out and the company has been fined each time by the Fire department.

Council President Diehl asked at what point is the Township able to stop them from taking in any more material.

Mr. Kemm explained that their permits on how much material they can receive are issued by the DEP.

Mr. Elliot said he has reached out to the DEP and the County and a set of conditions have been put down. By the end of the year Generated must remove one third of the materials off the site.

Mr. Kemm explained that the danger is if their permits are revoked they can walk away from the site and it would be left to the Township to clean it up.

Dale Jane, Halls Warehouse, said he has worked there for fourteen years and this is a health, safety and welfare issue for his employees. They are looking forward to a resolution to this problem or unfortunately they may have to move.

Patty Seeger, Facility Manager, concurred with the previous speakers regarding the health conditions created by Generated Materials.

Mr. Elliot said he will be in touch with the DEP and the County tomorrow.

Jane Tousman, 14 Butler Road, said possibly this could be a Federal problem and suggested contacting the EPA.

Walt Shneer, Park Way, said that the area around the boat basin stinks and because of that he is unable to spend time there. He said he has been in contact with PSE&G regarding trimming of trees around wiring but was told it is not their problem as the wires belong to Cablevision. He also asked what time the Township parks close and why there are so many three way stop intersections in the Township.

Mr. Mehta, Resident, said he was present on April 24<sup>th</sup> regarding traffic issues on Shamrock Way and he asked why no action has yet been taken.

Mr. Medina said they are finalizing a traffic study that would include rumble strips and stop signs as traffic calming devices.

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

Having no further business to discuss, on a motion made by Councilmember Lankey, seconded by Councilmember Lombardi, the meeting was adjourned at 8:02 p.m.

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Robert Diehl  
Council President

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Cheryl Russomanno  
Acting Municipal Clerk