

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

December 11, 2013

A Regular Meeting of the Municipal Council was held in the Council Chambers of the Municipal Building on Wednesday, December 11, 2013. The meeting was called to order at 7:04 p.m. by Council President Diehl, followed by the Pledge of Allegiance.

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

Also present were Acting Township Clerk Russomanno, Deputy Township Clerk Kenny, Township Attorney Kemm, Business Administrator Ruane, Management Specialist Stephens, Public Works Director Roderman, Township Engineer Medina, Recreation Director Halliwell, Police Chief Bryan 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 Karabinchak, seconded by Councilmember Lankey, and duly carried, the Minutes of the Regular Meeting of October 9, 2013 were accepted as submitted.

COUNCIL PRESIDENT'S REMARKS

Council President Diehl welcomed everyone on this cold evening. He said a good job was done cleaning up this wet, heavy snow.

APPROVAL OF VOLUNTEER FIREFIGHTERS:

Applications for membership were received by:

Oak Tree Volunteer Fire Company

James Morrison

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

UNFINISHED BUSINESS

ORDINANCES FOR FURTHER CONSIDERATION AND PUBLIC HEARING

The following Ordinances, which were introduced by Title on November 26, 2013 passed on first reading, published according to law for further consideration at this meeting, was read by the Township Clerk:

O.1849-2013 AN ORDINANCE CHANGING THE ZONING OF BLOCK 4-A LOT 23 ON PLAINFIELD AVENUE AND BLOCK 182-A, LOT 9A2 ON ROUTE 1 AS RECOMMENDED IN THE MOST RECENT MASTER PLAN REVIEW.

(The above Ordinance O.1849-2013 can be found in its entirety in Ordinance Book # 27.)

Council President Diehl declared the Public Hearing opened for O.1849-2013

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

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

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

NAYS - None

O.1850-2013 AN ORDINANCE REVISING THE FEES FOR THE TOWNSHIP'S UNIFORM CONSTRUCTION CODE ENFORCING AGENCY.

(The above Ordinance O.1850-2013 can be found in its entirety in Ordinance Book # 27.)

Council President Diehl declared the Public Hearing opened for O.1850-2013

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

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

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

NAYS - Councilmember Prasad

NEW BUSINESS
PROPOSED ORDINANCES (PUBLIC HEARING SET DOWN FOR MONDAY, DECEMBER 23, 2013.

The following Ordinances were introduced by title:

O.1851-2013 AN ORDINANCE CHANGING THE NUMBER OF PERSONS IN THE MAYOR'S STAFF TO THREE.

On a motion made by Councilmember Karabinchak, seconded by Councilmember Mascola, this Ordinance was passed on first reading and ordered published according to law for further consideration and Public Hearing at the next Regular Meeting of the Township Council to be held on December 23, 2013.

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

NAYS - None

Councilmember Lankey abstained from voting.

O.1852-2013 AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF THE DEED FROM THE UNITED STATES OF AMERICA DEPARTMENT OF THE ARMY TRANSERRING TO THE TOWNSHIP OF EDISON KNOWN AS BLOCK 3-E, LOT 3.011 AND LOT 3.013.

On a motion made by Councilmember Mascola, seconded by Councilmember Karabinchak, 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 December 23, 2013.

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

NAYS - None

O.1853-2013 AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF DEED OF EASEMENT IN RARITAN CENTER.

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 December 23, 2013.

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

NAYS - None

PUBLIC COMMENTS AS TO PROPOSED RESOLUTIONS

Council President Diehl opened the meeting to the public for comments on Proposed Resolutions R.669-112013, R.742-122013 through R.799-122013.

Jane Tousman, 14 Butler Road, spoke on Resolution R.768-122013, she asked for a list of the outcomes of Mr. Rainone's cases so we know what we are paying for.

Ms. Ruane said she will work on this.

Councilmember Gomez said he receives an update monthly of all Mr. Kemm's active cases.

Ms. Tousman questioned Resolution R.772-122013. She asked if this is a County takeover of the Health Department.

Ms. Ruane said this is just for the Health Officer.

Ms. Tousman said she still has a problem with Resolution R.768-122013 regarding Roosevelt Hospital. She said the State does not require us to have any additional senior housing. She also remarked that the Deed Restriction on the property requires that it be used for medical purposes. She would also like the financial background on this housing.

Mr. Kemm said all the back-up information is in the Clerk's office.

Esther Nemitz, 162B Fay Street, on Resolutions R.745-2013 through R.765-122013 concerning tax appeals, she asked what the total is and what budget year it is in.

Ms. Ruane said the total is \$1,237,484.73 and we have \$1.2 million in 2013 budget.

Lois Wolke, 10 Peake Road, said her only concern with Resolution R.778-122013 is that it is done properly. She also questioned the twenty-one tax appeals on the agenda.

Ms. Ruane said she will provide a list of how many tax appeals we have won.

Mr. Wolke, 10 Peake Road asked for an explanation of Resolution R.766-122013.

Ms. Ruane said due to JFK taking over the EMS services, this money will drop to surplus.

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

Councilmember Lankey requested that Resolution R.742-122013 and R.778-122013 be pulled for separate vote.

Councilmember Gomez requested that Resolution R.768-122013 to be pulled for separate vote.

The following Resolutions R669-112013 and R.743-122013 through R.767-122013 and R.769-122013 through R.777-122013 and R.779-122013 through R.799-122013 were adopted under the Consent Agenda on a motion made by Councilmember Karabinchak, and seconded by Councilmember Lankey.

RESOLUTION R. 669-112013

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT JOHN L. KRAFT, ESQ., L.L.C. TO REPRESENT THE TOWNSHIP OF EDISON AS BOND COUNSEL.

WHEREAS, the Township is in need of legal services relating to the issuance of bonds, notes and related financing issues for the calendar year 2013; and

WHEREAS, John L. Kraft, Esq., L.L.C., 505 Thornall Street, Suite 206, Edison, NJ 08837 has extensive experience and an excellent reputation in the area of municipal and public entity finance and serving as bond counsel; and

WHEREAS, for these reasons the Township recommends John L. Kraft, Esq. for the position of Township Bond Counsel; and

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

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

WHEREAS; the total amount of this contract shall not exceed \$55,000.00; and

WHEREAS, John L. Kraft, Esq., L.L.C., has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political

or candidate committee in the Township of Edison in the previous one year, and that the contract will prohibit John L. Kraft, Esq. from making any reportable contributions through the term of this contract; and

WHEREAS, compensation for the professional services shall be at a rate of \$400 per hour for partner, \$250 per hour for associate and \$145 per hour for legal assistant; 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 Township is hereby authorized to execute a contract and any other necessary documents, in the amount of \$41,000.00, with John L. Kraft, Esq., L.L.C., 505 Thornall Street, Suite 206, Edison, NJ 08837 as set forth above.
2. This contract is awarded pursuant to N.J.S.A. 19:44A-20.5 et. seq, and without competitive bidding.
3. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$55,000.00 are available for the above contingent upon appropriation of sufficient funds in the 2013 budget.

/s/ Janice Saponaro
Chief Financial Officer

RESOLUTION R.743-122013

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 \$ **158,270.14**.

RESOLUTION R.744-122013

WHEREAS, on various properties located within the Township of Edison, overpayments of real estate taxes have been made due to erroneous or duplicate payments: and

WHEREAS, applications have been made to the Tax Collector for refunds of said overpayments, totaling \$27,518.66 and

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

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

RESOLUTION R.745-122013

**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.675-102012**:

TAXPAYER	111 FIELDCREST ASSOC LP C/O SUMMIT
PROPERTY LOCATION	111 FIELDCREST AVE
BLOCK / LOT / QUALIFIER	390.F /2
DOCKET NUMBER:	005305-2011
TAX YEAR	2011

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): **2012**.

WHEREAS, the reduction in assessed value, for the Freeze Act Year(s) listed, has caused a real estate tax overpayment in the amount of **\$60,455.54** 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 **\$60,455.54**.

RESOLUTION R.746-122013

**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.670-102012**:

TAXPAYER	305 CLEARVIEW LTD % SUMMIT ASSOC
PROPERTY LOCATION	305 CLEARVIEW RD
BLOCK / LOT / QUALIFIER	390.C / 13.B4
DOCKET NUMBER:	005303-2011
TAX YEAR	2011

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): **2012**.

WHEREAS, the reduction in assessed value, for the Freeze Act Year(s) listed, has caused a real estate tax overpayment in the amount of **\$26,643.19** 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 **\$26,643.19**.

RESOLUTION R.747-122013

**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.672-102012**:

TAXPAYER	NIN VIN LTD C/O SUMMIT ASSOC
PROPERTY LOCATION	150 FIELDCREST AVE
BLOCK / LOT / QUALIFIER	390.D / 8.B
DOCKET NUMBER:	019005-2011
TAX YEAR	2011

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): **2012**.

WHEREAS, the reduction in assessed value, for the Freeze Act Year(s) listed, has caused a real estate tax overpayment in the amount of **\$66,693.09** 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 **\$66,693.09**.

RESOLUTION R.748-122013**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.701-102012**:

TAXPAYER	120 FC ASSOC, L P C/O SUMMIT ASSOC
PROPERTY LOCATION	120 FIELDCREST AVE
BLOCK / LOT / QUALIFIER	390.D /16
DOCKET NUMBER:	005296-2011
TAX YEAR	2011

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): **2012**.

WHEREAS, the reduction in assessed value, for the Freeze Act Year(s) listed, has caused a real estate tax overpayment in the amount of **\$22,765.41** 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 **\$22,765.41**.

RESOLUTION R.749-122013**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.683-102012**:

TAXPAYER	305 CLEARVIEW LP C/O SUMMIT ASSOC
PROPERTY LOCATION	75 NEWFIELD AVE
BLOCK / LOT / QUALIFIER	395.A / 17
DOCKET NUMBER:	007860-2011
TAX YEAR	2011

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): **2012**.

WHEREAS, the reduction in assessed value, for the Freeze Act Year(s) listed, has caused a real estate tax overpayment in the amount of **\$69,662.90** 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 **\$69,662.90**.

RESOLUTION R.750-122013**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.685-102012**:

TAXPAYER	305 CLEARVIEW LP C/O SUMMIT ASSOC
PROPERTY LOCATION	95 NEWFIELD AVE
BLOCK / LOT / QUALIFIER	395.A / 19

DOCKET NUMBER: **005432-2011**
TAX YEAR **2011**

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): **2012**.

WHEREAS, the reduction in assessed value, for the Freeze Act Year(s) listed, has caused a real estate tax overpayment in the amount of **\$26,501.32** 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 **\$26,501.32**.

RESOLUTION R.751-122013

**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.687-102012**:

TAXPAYER	NORTHFIELD NEM ASSOC,LP C/O SUMMIT
PROPERTY LOCATION	115 NEWFIELD AVE
BLOCK / LOT / QUALIFIER	395.A / 21
DOCKET NUMBER:	005429-2011
TAX YEAR	2011

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): **2012**.

WHEREAS, the reduction in assessed value, for the Freeze Act Year(s) listed, has caused a real estate tax overpayment in the amount of **\$26,666.83** 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 **\$26,666.83**.

RESOLUTION R.752-122013

**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.702-102012**:

TAXPAYER	350 RCP ASSOC, LP C/O SUMMIT ASSOC
PROPERTY LOCATION	350 RARITAN CTR PKWY
BLOCK / LOT / QUALIFIER	395 /4.C8
DOCKET NUMBER:	005294-2011
TAX YEAR	2011

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): **2012**.

WHEREAS, the reduction in assessed value, for the Freeze Act Year(s) listed, has caused a real estate tax overpayment in the amount of **\$22,642.45** 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 **\$22,642.45**.

RESOLUTION R.753-122013

**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.677-102012**:

TAXPAYER	305 CLEARVIEW LP C/O SUMMIT ASSOC
PROPERTY LOCATION	80 NEWFIELD AVE
BLOCK / LOT / QUALIFIER	395 / 19
DOCKET NUMBER:	005427-2011
TAX YEAR	2011

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): **2012**.

WHEREAS, the reduction in assessed value, for the Freeze Act Year(s) listed, has caused a real estate tax overpayment in the amount of **\$66,385.70** 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 **\$66,385.70**.

RESOLUTION R.754-122013

**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.679-102012**:

TAXPAYER	305 CLEARVIEW LP C/O SUMMIT ASSOC
PROPERTY LOCATION	100 NEWFIELD AVE
BLOCK / LOT / QUALIFIER	395 / 24
DOCKET NUMBER:	005306-2011
TAX YEAR	2011

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): **2012**.

WHEREAS, the reduction in assessed value, for the Freeze Act Year(s) listed, has caused a real estate tax overpayment in the amount of **\$58,341.67** 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 **\$58,341.67**.

RESOLUTION R.755-122013

**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.681-102012**:

TAXPAYER	110 NEWFIELD ASSOC,LP C/O SUMMIT
PROPERTY LOCATION	110 NEWFIELD AVE

BLOCK / LOT / QUALIFIER	395 / 32
DOCKET NUMBER:	005300-2011
TAX YEAR	2011

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): **2012**.

WHEREAS, the reduction in assessed value, for the Freeze Act Year(s) listed, has caused a real estate tax overpayment in the amount of **\$70,159.44** 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 **\$70,159.44**.

RESOLUTION R.756-122013

**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.681-102012**:

TAXPAYER	110 NEWFIELD ASSOC,LP C/O SUMMIT
PROPERTY LOCATION	110 NEWFIELD AVE
BLOCK / LOT / QUALIFIER	395 / 32
DOCKET NUMBER:	005300-2011
TAX YEAR	2011

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): **2012**.

WHEREAS, the reduction in assessed value, for the Freeze Act Year(s) listed, has caused a real estate tax overpayment in the amount of **\$70,159.44** 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 **\$70,159.44**.

RESOLUTION R.757-122013

**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.678-102012**:

TAXPAYER	305 CLEARVIEW LP C/O SUMMIT ASSOC
PROPERTY LOCATION	90 NEWFIELD AVE
BLOCK / LOT / QUALIFIER	395 /20
DOCKET NUMBER:	005295-2011
TAX YEAR	2011

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): **2012**.

WHEREAS, the reduction in assessed value, for the Freeze Act Year(s) listed, has caused a real estate tax overpayment in the amount of **\$19,611.16** 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 **\$19,611.16**.

RESOLUTION R.758-122013

**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.678-102012**:

TAXPAYER	305 CLEARVIEW LP C/O SUMMIT ASSOC
PROPERTY LOCATION	90 NEWFIELD AVE
BLOCK / LOT / QUALIFIER	395 /20
DOCKET NUMBER:	005295-2011
TAX YEAR	2011

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): **2012**.

WHEREAS, the reduction in assessed value, for the Freeze Act Year(s) listed, has caused a real estate tax overpayment in the amount of **\$19,611.16** 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 **\$19,611.16**.

RESOLUTION R.759-122013

**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.703-102012**:

TAXPAYER	305 CLEARVIEW LP C/O SUMMIT ASSOC
PROPERTY LOCATION	104 SUNFIELD AVE
BLOCK / LOT / QUALIFIER	395.A / 22
DOCKET NUMBER:	005297-2011
TAX YEAR	2011

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): **2012**.

WHEREAS, the reduction in assessed value, for the Freeze Act Year(s) listed, has caused a real estate tax overpayment in the amount of **\$30,260.87** 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 **\$30,260.87**.

RESOLUTION R.760-122013

**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.704-102012**:

TAXPAYER	305 CLEARVIEW LP C/O SUMMIT ASSOC
PROPERTY LOCATION	105 NEWFIELD AVE
BLOCK / LOT / QUALIFIER	395.A / 20

DOCKET NUMBER: **005430-2011**
TAX YEAR **2011**

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): **2012**.

WHEREAS, the reduction in assessed value, for the Freeze Act Year(s) listed, has caused a real estate tax overpayment in the amount of **\$26,042.60** 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 **\$26,042.60**.

RESOLUTION R.761-122013

**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.704-102012**:

TAXPAYER	305 CLEARVIEW LP C/O SUMMIT ASSOC
PROPERTY LOCATION	105 NEWFIELD AVE
BLOCK / LOT / QUALIFIER	395.A / 20
DOCKET NUMBER:	005430-2011
TAX YEAR	2011

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): **2012**.

WHEREAS, the reduction in assessed value, for the Freeze Act Year(s) listed, has caused a real estate tax overpayment in the amount of **\$26,042.60** 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 **\$26,042.60**.

RESOLUTION R.762-122013

**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.682-102012**:

TAXPAYER	125 NEWFIELD ASSOC LLC C/O SUMMMIT
PROPERTY LOCATION	FERNWOOD AVE-BLDG 503
BLOCK / LOT / QUALIFIER	395 / 35
DOCKET NUMBER:	005410-2011
TAX YEAR	2011

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): **2012**.

WHEREAS, the reduction in assessed value, for the Freeze Act Year(s) listed, has caused a real estate tax overpayment in the amount of **\$18,731.57** 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 **\$18,731.57**.

RESOLUTION R.763-122013

**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.682-102012**:

TAXPAYER	125 NEWFIELD ASSOC LLC C/O SUMMMIT
PROPERTY LOCATION	FERNWOOD AVE-BLDG 503
BLOCK / LOT / QUALIFIER	395 / 35
DOCKET NUMBER:	005410-2011
TAX YEAR	2011

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): **2012**.

WHEREAS, the reduction in assessed value, for the Freeze Act Year(s) listed, has caused a real estate tax overpayment in the amount of **\$18,731.57** 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 **\$18,731.57**.

RESOLUTION R.764-122013

**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.671-102012**:

TAXPAYER	135 RCP ASSOC, LP C/O SUMMIT ASSOC
PROPERTY LOCATION	135 RARITAN CTR PKWY
BLOCK / LOT / QUALIFIER	390.D / 3.C
DOCKET NUMBER:	005298-2011
TAX YEAR	2011

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): **2012**.

WHEREAS, the reduction in assessed value, for the Freeze Act Year(s) listed, has caused a real estate tax overpayment in the amount of **\$34,412.93** 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 **\$34,412.93**.

RESOLUTION R.765-122013

**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. 669-102012**:

TAXPAYER	EDISON LOCK-UP, LP%SUMMIT ASSOC INC
PROPERTY LOCATION	740 OLD POST RD
BLOCK / LOT / QUALIFIER	266.A / 29

DOCKET NUMBER: **005414-2011**
TAX YEAR **2011**

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): **2012**.

WHEREAS, the reduction in assessed value, for the Freeze Act Year(s) listed, has caused a real estate tax overpayment in the amount of **\$36,767.98** and

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

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison, shall and is hereby authorized to draw checks to the property owner or legal representative in the amounts of **\$36,767.98**.

RESOLUTION R.766-122013

RESOLUTION CANCELLING 2013 CURRENT FUND BUDGET APPROPRIATIONS

WHEREAS, the following 2013 Current Fund budget appropriation balances remain unexpended:

EMT Services S&W	3-01-25-0265-010	\$407,000.00
EMT Services O/E	3-01-25-0265-020	\$ 50,000.00

WHEREAS, it is necessary to formally cancel said balances so that the unexpended balances may be credited to surplus;

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, Middlesex County, New Jersey, does hereby approve and authorize the need to formally cancel the above said balances, at a regularly-scheduled, public meeting on the evening of Wednesday, December 11, 2013.

RESOLUTION R.767-122013

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT TO HODULIK AND MORRISON, P.A. TO REPRESENT THE TOWNSHIP AS TOWNSHIP AUDITOR FOR THE YEAR 2013 AND TO INCREASE PERMISSIBLE EXPENDITURES FOR THE YEAR 2012

WHEREAS, the Township is in need of auditing services for the calendar year 2013 and to increase permissible expenditures for the year 2012; and

WHEREAS, the Township recommends Hodulik and Morrison, P.A., 11102 Raritan Avenue, PO BOX 1450, Highland Park, NJ 08904, for the position of Township Auditor for the year 2013; and

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

WHEREAS; the total amount of this contract shall not exceed \$123,000.00 for the year 2013; and

WHEREAS, by Resolution R.232-042012 adopted on October April 11, 2012 the Township of Edison awarded Hodulik and Morrison and contract for auditing services in the amount not to exceed \$115,000.00 and additional funds in the amount of \$20,000.00 needs to be authorized for 2012 to pay for additional services rendered in 2012; and

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

WHEREAS, compensation for the professional services for both 2012 and 2013 shall be at a rate of \$135 per hour for Principal, \$110 per hour for Senior Accountant and \$85 per hour for Junior Accountant; 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 Township is hereby authorized to execute a contract and any other necessary documents, in the amount of \$123,000.00 for 2013 and additional funds in the amount of \$20,000.00 for 2012, with Hodulik and Morrison, P.A., 1102 Raritan Avenue, PO Box 1450, Highland Park, NJ 08904 as set forth above.
2. This contract is awarded pursuant to N.J.S.A. 19:44A-20.5 et. seq, and without competitive bidding.
3. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$123,000.00** are available for 2013 contingent upon appropriation of sufficient funds in the budget and funds in the amount of **\$20,000.00** are available for 2012 contingent upon appropriation of sufficient funds in the budget.

/s/ Janice Saponaro
Chief Financial Officer

RESOLUTION R.769-122013

Resolution of Support from Local Governing Body Authorizing the Sustainable Jersey™ Grant funded by PSE&G

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

WHEREAS, the Township of Edison strives to save tax dollars, assure clean land, air and water, improve working and living environments; and

WHEREAS, the Township of Edison is an established participant of the Sustainable Jersey Program, as a certified and re-certified Bronze-Level Sustainable Jersey Community; and

WHEREAS, one of the purposes of the Sustainable Jersey Program is to provide resources to municipalities to make progress on sustainability issues, and they have created a grant program called the 2013 Sustainable Jersey Small Grants Program funded by PSE&G; and

WHEREAS, no matching funds are required of qualified applicants to participate in the 2013 Sustainable Jersey Small Grants Program; and

WHEREAS, a maximum amount of \$20,000.00 is available from the 2013 Sustainable Jersey Small Grants Program;

THEREFORE, the Municipal Council of the Township of Edison has determined that the Township should apply for the aforementioned Grant.

THEREFORE, BE IT RESOLVED, that Municipal Council of the Township of Edison, State of New Jersey, authorize the development and submission of the aforementioned 2013 Sustainable Jersey Small Grants Program application, funded by PSE&G, at a regularly-scheduled, Work Session on 12/9/13 and Public meeting on 12/11/13.

RESOLUTION R.770-122013

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO ATLANTIC TACTICAL FOR THE FURNISHING OF UNIFORMS AND EQUIPMENT - POLICE, CROSSING GUARDS, TRANSPORTATION DRIVERS AND ANIMAL CONTROL PERSONNEL

WHEREAS, bids were received by the Township of Edison on October 17, 2013 for Public Bid No. 13-04-04-Uniforms and Equipment-Police, Crossing Guards, Transportation Drivers and Animal Control Personnel; and

WHEREAS, ATLANTIC TACTICAL, 763 Corporate Circle, New Cumberland, PA 17070 submitted the lowest legally responsible bid for various items of the bid as listed on the spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$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 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 ATLANTIC TACTICAL, 763 Corporate Circle, New Cumberland, PA 17070 for Uniforms and Equipment-Police, Crossing Guards, Transportation Drivers and Animal Control Personnel is determined to be the lowest legally responsible 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 \$17,000.00, and any other necessary documents, with ATLANTIC TACTICAL.
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.771-122013

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO LANIGAN ASSOCIATES INCORPORATED FOR THE FURNISHING OF UNIFORMS AND EQUIPMENT-POLICE, CROSSING GUARDS, TRANSPORTATION DRIVERS AND ANIMAL CONTROL PERSONNEL

WHEREAS, bids were received by the Township of Edison on October 17, 2013 for Public Bid No. 13-04-04-Uniforms and Equipment-Police, Crossing Guards, Transportation Drivers and Animal Control Personnel; and

WHEREAS, LANIGAN ASSOCIATES INCORPORATED, 496 Shrewsbury Avenue, Tinton Falls, NJ 07701, submitted the lowest legally responsible bid for various items of the bid as listed on the spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$10,000.00, 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 LANIGAN ASSOCIATES INCORPORATED, 496 Shrewsbury Avenue, Tinton Falls, NJ 07701 for Uniforms and Equipment-Police, Crossing Guards and Transportation Drivers is determined to be the lowest legally responsible 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 \$10,000.00, and any other necessary documents, with LANIGAN ASSOCIATES INCORPORATED.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

RESOLUTION R.772-122013

EXPLANATION: THIS RESOLUTION AWARDS A CONTRACT WITH THE COUNTY OF MIDDLESEX FOR HEALTH OFFICER ADMINISTRATION SERVICES

WHEREAS, the Township of Edison is in need of a Health Officer and related for Health Officer services for the calendar year 2014 and for the calendar year 2015.

WHEREAS, the County of Middlesex has agreed to provide these services to the Township of Edison.

NOW, THEREFORE, IT IS RESOLVED by the Municipal Council of the Township of Edison, County of Middlesex, State of New Jersey that, the Township Council hereby approves the attached contract with the County of Middlesex for Health Officer Administration services and hereby authorizes the Mayor, Township Clerk and other necessary Township staff to execute and deliver said contract and all other necessary documents and undertake all actions reasonably necessary to effectuate the award of this contract and the intent of this Resolution.

CERTIFICATION OF FUNDS

I hereby certify that upon approval of the CY 2014 budget funds in the amount of \$60,000.00 will be available in Account No. 4-01-27-0330-001-028 and upon approval of the CY2015 budget funds in the amount of \$60,000.00 will be available in Account No. 5-01-0330-001-028.

/s/ Janice Saponaro
Chief Financial Officer

RESOLUTION R.773-122013

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

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

WHEREAS, the Wal-Mart Foundation has grant funds available, through its FY13/14 Local Store Giving Program for eligible programs, projects, activities and related costs of qualified organizations in the communities Wal-Mart Companies serve, for which it continues to solicit on-line requests; and

WHEREAS, the Edison Department of Health and Human Services, through EMA, intends to apply for grant funding for a maximum request of \$2,500.00 from the Wal-Mart Foundation, as it will help to further strengthen its mission, focus and vision through effective programs, projects, events and activities; and

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, Middlesex County, New Jersey, does hereby approve and authorize the development and submission of said grant application, at a regularly-scheduled, public meeting on the evening of Wednesday, December 11, 2013.

RESOLUTION R.774-122013

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

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

WHEREAS, the Wal-Mart Foundation has grant funds available, through its FY13/14 Sam's Club Local Store Giving Program for eligible programs, projects, activities and related costs of qualified organizations in the communities Sam's Club serve, for which it continues to solicit on-line requests; and

WHEREAS, the Edison Department of Health and Human Services, through EMA, intends to apply for grant funding for a maximum request of \$2,500.00 from the Wal-Mart Foundation, as it will help to further strengthen its mission, focus and vision through effective programs, projects, events and activities; and

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, Middlesex County, New Jersey, does hereby approve and authorize the development and submission of said grant application, at a regularly-scheduled, public meeting on the evening of Wednesday, December 11, 2013.

RESOLUTION R.775-122013

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

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

WHEREAS, the Wal-Mart Foundation has grant funds available, through its FY13/14 Sam's Club Local Store Giving Program for eligible programs, projects, activities and related costs of qualified organizations in the communities Sam's Club serve, for which it continues to solicit on-line requests; and

WHEREAS, the Edison Department of Health and Human Services, through EMA, intends to apply for grant funding for a maximum request of \$2,500.00 from the Wal-Mart Foundation, as it will help to further strengthen its mission, focus and vision through effective programs, projects, events and activities; and

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, Middlesex County, New Jersey, does hereby approve and authorize the development and submission of said grant application, at a regularly-scheduled, public meeting on the evening of Wednesday, December 11, 2013.

RESOLUTION R.776-122013

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

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

WHEREAS, the PSE&G Foundation has grant funds available, through its FY14 Community Giving Program for eligible programs, projects, activities and related costs of qualified organizations in the communities PSE&G serves, for which it continues to solicit on-line requests; and

WHEREAS, the Edison Department of Health and Human Services, through EMA, intends to apply for grant funding for a maximum request of \$2,500 from the PSE&G Foundation, as it will help to further strengthen its mission, focus and vision through effective programs, projects, events and activities; and

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

WHEREAS, the Edison Department of Health and Human Services, through EMA, will utilize all grant funds awarded to it by the PSE&G Foundation as described in its application for said funds and in

compliance with all applicable Municipal, Middlesex County, New Jersey and United States federal requirements, guidelines, regulations and statutes; and

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, Middlesex County, New Jersey, does hereby approve and authorize the development and submission of said grant application, at a regularly-scheduled, public meeting on the evening of Wednesday, December 11, 2013.

RESOLUTION R.777-122013

EXPLANATION: A Resolution authorizing a Jurisdictional Agreement with the New Jersey Department of Transportation for the Route 1 and Plainfield Avenue jug handle.

WHEREAS, the roadways commonly known as the Route 1 and Plainfield Avenue jug handle consist of: Craig Street, Larson Avenue, Pacific Street and Plainfield Avenue, which are not State roadways; and

WHEREAS, New Jersey Department of Transportation wishes to assume maintenance and control of these roadways, including but not limited to: the upkeep of pavement, curb, drainage, berms, slopes, guide rail, signs, sign structures, delineators, pavement markings, mowing, landscaping, fencing, snow removal and ice control, as further set forth in the attached New Jersey Department of Transportation, Jurisdictional Agreement #4631, Route U.S. 1/U-Turn Movements at Plainfield Avenue, Township of Edison in Middlesex County; and

NOW THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Edison, Middlesex County, State of New Jersey that the attached New Jersey Department of Transportation, Jurisdictional Agreement #4631, Route U.S. 1/U-Turn Movements at Plainfield Avenue, Township of Edison in Middlesex County is hereby approved, and, that the Mayor and other necessary Township staff are hereby authorized to execute and deliver said Agreement and all other necessary documents and undertake all actions reasonably necessary to effectuate the Agreement and the intent of this Resolution.

RESOLUTION R.779-122013

EXPLANATION: A Resolution clarifying the acceptance of, and maintenance of the traffic signal and intersection of Raritan Center Parkway and Mayfield Avenue/Campus Drive.

WHEREAS, the Township of Edison by Resolution R.400-072004 adopted on July 28, 2004 authorized Federal Business Centers to the install the traffic signal at the intersection of Raritan Center Parkway and Mayfield Avenue/Campus Drive, both public roads, which intersection also includes the roadways and the railroad grade crossing, and, Resolution R.466-092006 adopted on September 26, 2006 recognized the completion of the work and value thereof for IRS donation purposes; and

WHEREAS, Resolution R.400-072004 and Resolution R.466-092006 were not clear as to the future maintenance of this intersection and the traffic signal, and the railroad preemption system for the traffic signal; and

WHEREAS, it had been the intention of the parties and the parties now agree that the Township will maintain this intersection and the traffic signal, and that Federal Business Centers will maintain the facilities relating to the railroad preemption system for the traffic signal; and

WHEREAS, as this intersection and traffic signal regulate public roadways including a railroad grade crossing, and as it had been the intention of the parties for the Township to maintain this intersection and the traffic signal, and in the interest of public safety, the Township wishes to clarify that the Township accepts and will maintain this intersection and traffic signal and that Federal Business Centers will maintain the facilities relating to the railroad preemption system for the traffic signal as that is a private rail line.

NOW THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Edison, Middlesex County, State of New Jersey, that the Township of Edison hereby accepts the intersection and the traffic signal, at the intersection of Raritan Center Parkway and Mayfield Avenue/Campus Drive and shall maintain this intersection and the traffic signal, and that Federal Business Centers shall maintain the facilities relating to the railroad preemption system for the traffic signal.

RESOLUTION R.780-122013

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO FREEHOLD FORD INCORPORATED FOR THE FURNISHING OF FORD AND DODGE CAR AND TRUCK PARTS, CHEVROLET AND TOYOTA CAR PARTS

WHEREAS, bids were received by the Township of Edison on October 23, 2013 for Public Bid No. 13-05-19-Ford and Dodge Car and Truck Parts, Chevrolet and Toyota Car Parts; and

WHEREAS, FREEHOLD FORD INCORPORATED, 3572 Route 9, Freehold, NJ 07728 submitted the lowest legally responsible, responsive bid for Ford Car and Truck Parts, items 1 & 2 of the bid as listed on the spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$105,000.00, 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 FREEHOLD FORD INCORPORATED, 3572 Route 9, Freehold, NJ 07728, for Ford and Dodge Car and Truck Parts and Chevrolet Car Parts is determined to be the lowest legally responsible bid for Ford Car and Truck Parts items 1 & 2 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 \$105,000.00 and any other necessary documents, with FREEHOLD FORD INCORPORATED.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

RESOLUTION R.781-122013

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO FRED BEANS PARTS FOR THE FURNISHING OF FORD AND DODGE CAR AND TRUCK PARTS, CHEVROLET AND TOYOTA CAR PARTS

WHEREAS, bids were received by the Township of Edison on October 23, 2013 for Public Bid No. 13-05-19-Ford and Dodge Car and Truck Parts, Chevrolet and Toyota Car Parts; and

WHEREAS, FRED BEANS PARTS, 131 Doyle St., Doylestown, PA, 18901, submitted the lowest legally responsible bid for Dodge Car and Truck Parts, items 3 & 4 of the bid as listed on the spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$50,000.00, 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 FRED BEANS PARTS, 131 Doyle St., Doylestown, PA, 18901, for Ford and Dodge Car and Truck Parts and Chevrolet Car Parts and is determined to be the lowest legally responsible bid for Dodge Car and Truck Parts, items 3 & 4 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 \$50,000.00 and any other necessary documents, with FRED BEANS PARTS.
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.782-122013**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO NATIONAL PARTS SUPPLY CO. FOR THE FURNISHING OF FORD AND DODGE CAR AND TRUCK PARTS, CHEVROLET AND TOYOTA CAR PARTS**

WHEREAS, bids were received by the Township of Edison on October 23, 2013 for Public Bid No. 13-05-19-Ford and Dodge Car and Truck Parts, Chevrolet and Toyota Car Parts; and

WHEREAS, NATIONAL PARTS SUPPLY CO., 535 Milltown Rd., North Brunswick, NJ 08902, submitted the lowest legally responsible bid for Ford Car and Truck Parts, items 1 & 2 of the bid as listed on the spreadsheet and Chevrolet Car Parts, item 5 of the bid as listed on the spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$80,000.00, 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 NATIONAL PARTS SUPPLY CO., 535 Milltown Rd., North Brunswick, NJ 08902, for Ford and Dodge Car and Truck Parts and Chevrolet Car Parts and is determined to be the lowest legally responsible bid for Ford Car and Truck Parts, items 1 & 2 of the bid as listed on the spreadsheet and Chevrolet Car Parts, item 5 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 \$80,000.00 and any other necessary documents, with NATIONAL PARTS SUPPLY CO.
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.783-122013**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO DITSCHMAN FLEMINGTON FORD FOR THE FURNISHING OF FORD AND DODGE CAR AND TRUCK PARTS, CHEVROLET AND TOYOTA CAR PARTS**

WHEREAS, bids were received by the Township of Edison on October 23, 2013 for Public Bid No. 13-05-19-Ford and Dodge Car and Truck Parts, Chevrolet and Toyota Car Parts; and

WHEREAS, DITSCHMAN FLEMINGTON FORD, 215 Route 202/31, Flemington, NJ 08822, submitted the lowest legally responsible bid for Toyota Car Parts, item 6 of the bid as listed on the spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$30,000.00, 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 DITSCHMAN FLEMINGTON FORD, 215 Route 202/31, Flemington, NJ 08822, for Ford and Dodge Car and Truck Parts and Chevrolet Car Parts and is determined to be the lowest legally responsible bid for Toyota Car Parts, item 6 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 \$30,000.00 and any other necessary documents, with DITSCHMAN FLEMINGTON FORD.
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.784-122013

RESOLUTION ACCEPTING QUOTE AND AWARDING CONTRACT/PURCHASE ORDER TO A J IMAGES, INC. FOR 2014 SANITATION/RECYCLING CALENDARS FOR THE TOWNSHIP OF EDISON

WHEREAS, quotes were solicited by The Township of Edison for 2014 Sanitation/Recycling Calendars for the Township of Edison; and

WHEREAS, AJ IMAGES, INC., 259 East First Ave., Roselle, NJ 07203, submitted the lowest quote in the amount of \$11,964.00 for 30,500 calendars; and

WHEREAS, the maximum amount of the purchase shall not exceed \$11,964.00; and

WHEREAS, funds in the amount of \$2,604.00 have been certified to be available in the Operating-Supplies-General Sanitation Account, Number 3-09-55-0800-001-210 and funds in the amount of \$9,360.00 have been certified to be available in the Middlesex County Recycling Enhanc. GT-2010 Account, Number G-02-10-0290-788-000; 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. All quotes have been reviewed, and the quote as submitted by AJ IMAGES, INC., 259 East First Ave., Roselle, NJ 07203 for the 2014 Sanitation/Recycling Calendars for the Township of Edison 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 AJ Images, Inc., in the amount of \$11,964.00 for 30,500 calendars.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$2,604.00** are available for the above in Account No. **3-09-55-0800-001-210** and funds in the amount of **\$9,360.00** are available in Account No. **G-02-10-0290-788-000**.

/s/ Janice A. Saponaro
Chief Financial Officer

RESOLUTION R.785-122013

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO GENUINE PARTS CO. FOR THE FURNISHING OF AUTOMOTIVE PARTS AND ACCESSORIES

WHEREAS, bids were received by the Township of Edison on October 4, 2013 for Public Bid No. 13-03-10R- Automotive Parts and Accessories; and

WHEREAS, GENUINE PARTS CO., 1770 New Durham Rd., South Plainfield, NJ 07080 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 \$30,000.00, 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 GENUINE PARTS CO., 1770 New Durham Rd., South Plainfield, NJ 07080 for Automotive Parts and Accessories 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 \$30,000.00 and any other necessary documents, with GENUINE PARTS CO.
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.786-122013

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO DITSCHMAN FLEMINGTON FORD FOR THE FURNISHING OF AUTOMOTIVE PARTS AND ACCESSORIES

WHEREAS, bids were received by the Township of Edison on October 4, 2013 for Public Bid No. 13-03-10R- Automotive Parts and Accessories; and

WHEREAS, DITSCHMAN FLEMINGTON FORD, 215 Route 202 & 31 South, Flemington, NJ 08822 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 \$30,000.00, 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 DITSCHMAN FLEMINGTON FORD, 215 Route 202 & 31 South, Flemington, NJ 08822 for Automotive Parts and Accessories 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 \$30,000.00, and any other necessary documents, with DITSCHMAN FLEMINGTON FORD.
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.787-122013

EXPLANATION: This resolution provides for refund of a Variance Application

WHEREAS, on September 24th, 2013 a variance application was filled out and check #8989, posted in the total amount of \$250.00 by the owner David and Jody Shaw, residing at 16 Comstock Road N.J. 08817; and

WHEREAS, the application was submitted for a variance application to go to the Zoning Board of Adjustment and the resident decided the next morning that they would not move forward with the variance application, and then contacted the Zoning office to stop the application which is their decision, however,

the check was already put through the normal deposit system and was deposited in the bank the next morning; and

WHEREAS, the Township Engineer recommends the refund of the municipal application fee, on This Variance application # Z37-2013, in the amount of \$250.00 for the referenced application;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum not to exceed \$250.00 on this variance application fees posted by the resident David and Jody Shaw be refunded to the owner;

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$250.00 from the Refund of Revenue Fund to the owner, David and Jody Shaw , 16 Comstock Road , Edison , NJ 08817.

RESOLUTION R.788-122013

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 October 15, 2013, a Construction (Building) Permit fee, check #242584, permit #20134433, was posted in the total amount of \$112.00 by the contractor, Defender Security Company, having offices at 295 US 46 West, Suite 207, Fairfield, NJ 07004; and

WHEREAS, the application was submitted for an alarm at 49 Laura Avenue, by the hired contractor; Defender Security Company, who did not make known to the Construction Code Enforcement Division that the homeowner is a bonafide Edison Senior Resident who is eligible for Senior Citizen waiver of municipal fees on construction permits, per the Edison Municipal Code, chapter 2-128.3; and

WHEREAS, appropriate documents have been submitted to the Township indicating that the work was done for a bonafide senior resident it is therefore appropriate that the municipal permit fee in the amount of \$105.00, derived from the \$112.00 total construction permit fee less the \$7.00 DCA fee, be refunded to the contractor Defender Security Company; and

WHEREAS, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit # 20134433, in the amount of \$105.00 for the referenced application;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum not to exceed \$105.00 on construction permit fees posted by Defender Security Company for 49 Laura Avenue 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 \$105.00 from the Refund of Revenue Fund to the Contractor, Defender Security Company, 295 US 46 West, Suite 207, Fairfield, NJ 07004.

RESOLUTION R.789-122013

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 October 29, 2013, a Construction (Building) Permit fee, check #244663, permit #20134618, was posted in the total amount of \$93.00 by the contractor, Defender Security Company, having offices at 295 US 46 West, Suite 207, Fairfield, NJ 07004; and

WHEREAS, the application was submitted for an alarm at 6408 Hana Road, by the hired contractor; Defender Security Company, who did not make known to the Construction Code Enforcement Division that the homeowner is a bonafide Edison Senior Resident who is eligible for Senior Citizen waiver of municipal fees on construction permits, per the Edison Municipal Code, chapter 2-128.3; and

WHEREAS, appropriate documents have been submitted to the Township indicating that the work was done for a bonafide senior resident it is therefore appropriate that the municipal permit fee in the amount of \$90.00, derived from the \$93.00 total construction permit fee less the \$3.00 DCA fee, be refunded to the contractor Defender Security Company; and

WHEREAS, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit # 20134618, 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 Defender Security Company for 6408 Hana Road 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, Defender Security Company, 295 US 46 West, Suite 207, Fairfield, NJ 07004.

RESOLUTION R.790-122013

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 October 15, 2013, a Construction (Building) Permit fee, check #604681, permit #20134407, was posted in the total amount of \$124.00 by the contractor, Somerville Aluminum, having offices at 20 County Line Road, Branchburg, NJ 08876; and

WHEREAS, the application was submitted to replace siding at 852 Route 1, Unit H5, by the hired contractor; Somerville Aluminum, who did not make known to the Construction Code Enforcement Division that the homeowner is a bonafide Edison Senior Resident who is eligible for Senior Citizen waiver of municipal fees on construction permits, per the Edison Municipal Code, chapter 2-128.3; and

WHEREAS, appropriate documents have been submitted to the Township indicating that the work was done for a bonafide senior resident it is therefore appropriate that the municipal permit fee in the amount of \$112.00, derived from the \$124.00 total construction permit fee less the \$12.00 DCA fee, be refunded to the contractor Somerville Aluminum; and

WHEREAS, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit # 20134407, in the amount of \$112.00 for the referenced application;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum not to exceed \$112.00 on construction permit fees posted by Somerville Aluminum for 852 Route 1, Unit H5 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 \$112.00 from the Refund of Revenue Fund to the Contractor, Somerville Aluminum, 20 County Line Road, Branchburg, NJ 08876.

RESOLUTION R.791-122013

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 20, 2013, a Construction (Building) Permit fee, check #44836, for permits #20134037 & #20134038, was posted in the total amount of \$329.00 by the contractor, Skylands Energy Service, having offices at 2 Thompson Street, Raritan, NJ 08869; and

WHEREAS, the applications were submitted for a tank removal and a tank install at 217 Loring Avenue, by the hired contractor; Skylands Energy Service, who did not make known to the Construction Code Enforcement Division that the homeowner is a bonafide Edison Senior Resident who is eligible for Senior Citizen waiver of municipal fees on construction permits, per the Edison Municipal Code, chapter 2-128.3; and

WHEREAS, appropriate documents have been submitted to the Township indicating that the work was done for a bonafide senior resident, it is therefore appropriate that the municipal permit fee in the amount of \$325.00, derived from the \$329.00 total construction permit fees less the \$4.00 DCA fee, be refunded to the contractor Skylands Energy Service; and

WHEREAS, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permits #20134037 & #20134038, in the amount of \$325.00 for the referenced applications;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum not to exceed \$325.00 on construction permit fees posted by Skylands Energy Service for 217 Loring Avenue 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 \$325.00 from the Refund of Revenue Fund to the Contractor, Skylands Energy Service, 2 Thompson Street, Raritan, NJ 08869.

RESOLUTION R.792-122013

EXPLANATION: This resolution provides for refund of applicant fee posted for Building Permit 20134847.

WHEREAS, On November 18, 2013, Building Permit Fee check #12950 was posted in the amount of \$1,112.00 by the contractor, Tony Balsamo, of 26 Hessian Road, Belle Mead, NJ 08502 for 125 Livingston Avenue; and

WHEREAS, the amount submitted \$1,112.00 was incorrect, the correct amount was \$112.00 .

WHEREAS, it is therefore appropriate that the amount of \$990.00 be refunded to the applicant; and

WHEREAS, the Township Engineer recommends the refund of the Building Permit Fee in the amount of \$990.00 for the above referenced application;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum of \$990.00 posted by Tony Balsamo for Building Permit Fee for 125 Livingston Avenue be refunded to Tony Balsamo.

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$990.00 from the Refund of Revenue Fund to the applicant.

RESOLUTION R.793-122013

RESOLUTION AUTHORIZING A REIMBURSEMENT TO VIPIN DWIVEDI FOR THE TEEN CENTER PROGRAM

WHEREAS Vipin Dwivedi made payment in the amount of \$10.00 for his child Ishan Dwivedi's participation in the Teen Center Program; and

WHEREAS Ishan Dwivedi is too young for the Teen Center 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 \$10.00 to Vipin Dwivedi, 155 Jeremy Ct., Edison, NJ 08817, which amount represents the registration fee for a third class.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$10.00 are available in Account #3-01-55-0291-000-000.

/s/Janice Saponaro
Chief Financial Officer

RESOLUTION R.794-122013

RESOLUTION AUTHORIZING A REIMBURSEMENT TO HENRIETA ANGEL FOR THE ABC PROGRAM

WHEREAS Henrieta Angel made payment in the amount of \$170.00 for her child, Amos Angel's participation in the 4 year old Pre-school Program at the Stelton Community Center; and

WHEREAS due to medical and religious reasons, the child was removed from the 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 \$170.00 to Henrieta Angel, 740 Village Dr., Edison, NJ 08817, which amount represents the registration and monthly fees for the Pre-School Program.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$170.00 are available in Account #3-01-55-0291-000-000.

/s/Janice Saponaro
Chief Financial Officer

RESOLUTION R.795-122013

SCHEDULE OF MEETINGS – 2014

WORKSESSION - 6:00PM
(unless otherwise noted)

REGULAR - 7:00PM
(unless otherwise noted)

January
Wednesday, January 1 Re-Org. 12:00 noon

Monday, January 6
Tuesday, January 21

Wednesday, January 8
Thursday, January 23

February

Monday, February 10
 Monday, February 24

Wednesday, February 12
 Wednesday, February 26

March

Monday, March 10
 Monday, March 24

Wednesday, March 12
 Wednesday, March 26

April

Monday, April 7
 Monday, April 21

Wednesday, April 9
Monday, April 21

(To Be Combined with Worksession Meeting starting at 6:00pm)

May

Monday, May 12
Wednesday, May 28
 (To be combined with Regular Meeting starting at 6:00pm)

Wednesday, May 14
 Wednesday, May 28

June

Monday, June 9
 Monday, June 23

Wednesday, June 11
 Wednesday, June 25

July

Monday, July 21

Wednesday, July 23

August

Monday, August 25

Wednesday, August 27

September

Monday, September 8
 Monday, September 22

Wednesday, September 10
Monday, September 22

(To Be Combined with Worksession Meeting starting at 6:00pm)

October

Monday October 6
 Monday, October 20

Wednesday, October 8
 Wednesday, October 22

November

Monday, November 10
 Monday, November 24
 (To be combined with Regular Meeting starting at 6:00pm)

Wednesday, November 12
Monday, November 24

December

Monday, December 8
Monday, December 22

Wednesday, December 10
Monday, December 22

(to be combined with Worksession Meeting starting at 6:00 pm)

RESOLUTION R.796-122013

WHEREAS, the Fire House Subs Public Safety Foundation has grant funds available, through its Local Store Giving Program for fire-related equipment and associated costs of qualified public-safety organizations in the communities Fire House Subs serve, for which it solicits annual, on-line requests; and

WHEREAS, the Edison Division of Fire intends to apply for grant funding for a maximum request of \$25,000.00 from the Fire House Subs Public Safety Foundation, as it will help to further strengthen its mission, focus and vision through effective programs, projects, events and activities; and

WHEREAS, no matching funds are required in order for the Edison Division of Fire to apply for grant funding from the Fire House Subs Public Safety Foundation; and

WHEREAS, the Edison Division of Fire will utilize all grant funds awarded to it by the Fire House Subs Public Safety Foundation as described in its application for said funds and in compliance with all applicable Municipal, Middlesex County, New Jersey and United States federal requirements, guidelines, regulations and statutes; and

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, Middlesex County, New Jersey, does hereby approve and authorize the development and submission of said grant application, at a regularly-scheduled, public meeting on the evening of Wednesday, December 11, 2013.

RESOLUTION R.797-122013

RESOLUTION AWARDED CONTRACT/PURCHASE ORDER TO ESI EQUIPMENT, INC. FOR THE FURNISHING OF EXTRICATION EQUIPMENT FOR THE DIVISION OF FIRE

WHEREAS, there is a need to purchase extrication equipment – specifically a mini cutter and a round cutter - for the Division of Fire; and

WHEREAS, ESI EQUIPMENT, INC., 119 Keystone Dr., Montgomeryville, PA 18936, has been awarded State Contract Number 80967 under T-0790/Firefighter Protective Clothing and Equipment; 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 \$8,958.00; and

WHEREAS, funds in the amount of \$8,958.00 have been certified to be available in the Reserve Fire Fines Account, Number T-13-00-0000-000-009; 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 \$8,958.00 and any other necessary documents, with ESI EQUIPMENT, INC., 119 Keystone Dr., Montgomeryville, PA 18936, 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. 80967 under T-0790.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$8,958.00** are available for the above in Account No **T-13-00-0000-000-009**.

/s/Janice Saponaro
Chief Financial Officer

RESOLUTION R.798-122013

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 \$19,108.91 for FY 2013.

RESOLUTION APPROVING ACCEPTANCE OF 2013 STATE BODY ARMOR REPLACEMENT GRANT FUNDING IN THE AMOUNT OF \$19,108.91

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 2013, the amount of \$19,108.91.

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.799-122013

EXPLANATION: A Resolution authorizing the mediation settlement in the matter of: Ayers v. Township of Edison.

WHEREAS, the Township of Edison and other Township employees are the subject of a lawsuit being: Michael Ayers v. The Township of Edison, et al. bearing Docket No.: MID-L-6970-12; and

WHEREAS, this matter was submitted to mediation before a retired Judge which resulted in the attached settlement which requires the approval of the governing body; and

NOW THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Edison, Middlesex County, State of New Jersey, that the attached mediation settlement in this matter is hereby approved, and, that the attorney representing the Township and Township staff are hereby authorized to undertake all actions reasonably necessary to effectuate the mediation settlement and the intent of this Resolution.

The following Resolutions will be voted upon separately:

RESOLUTION R.742-122013

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING December 5, 2013

WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through December 5, 2013.

FUND	AMOUNT
Current	\$15,571,923.92
Affordable Housing	0.00
Capital	2,270,219.94
Cash Performance	229,399.96
CDBG	45,219.20
Developers Escrow	5,098.06
Dog (Animal Control)	7,565.64
Federal Forfeited	815.00
Grant Funds	8,068.64
Law Enforcement	0.00
Open Space	0.00
Payroll Deduction	823,769.03
Sanitation Fund	68,665.49
Sewer Utility	86,315.19
Tax Sale Redemption	0.00
Tree Fund	0.00
Tree Planting	28,462.90
Trust	226,559.67
TOTAL	\$19,372,082.64

/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 Karabinchak, seconded by Councilmember Gomez, to adopt this Resolution.

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

NAYS - None
Councilmember Lankey abstained from voting.

RESOLUTION R.768-122013

RESOLUTION AUTHORIZING ADDITIONAL FUNDS FOR PAYMENT TO LOUIS RAINONE OF DECOTIS, FITZPATRICK & COLE, LLP FOR PREVIOUSLY HANDLED LEGAL MATTERS FOR THE YEARS 2010 AND 2011

WHEREAS, there are outstanding legal bills for the years 2010 and 2011 due Louis Rainone, Esq., of DeCotis, FitzPatrick & Cole, LLP, 500 Frank W. Burr Blvd., Teaneck, NJ 07666 who currently and at that time represented the Township of Edison as Labor Counsel and other matters; and

WHEREAS, compensation for these professional services are at a rate of \$140 per hour for all attorneys and \$70 per hour for legal assistants; and

WHEREAS, the outstanding legal bills for the year of 2010 are in the amount of \$4,202.81 and the outstanding legal bills for the year of 2011 are in the amount of \$29,334.59; and

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

NOW, THEREFORE IT IS RESOLVED by the Municipal Council of the Township of Edison, Middlesex County, New Jersey that the proper Township officials shall make payment to Louis Rainone, Esq., of DeCotis, FitzPatrick & Cole, LLP, 500 Frank W. Burr Blvd, Teaneck, NJ 07666 as stated herein.

CERTIFICATION

I hereby certify that additional funds in the amount of **\$33,537.40** are available.

/s/ Janice Saponaro
Chief Financial Officer

A motion was made by Councilmember Gomez, seconded by Councilmember Lankey, to table this Resolution.

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

NAYS - None

RESOLUTION R.778-122013

Explanation: A Resolution authorizing a tax abatement agreement with Pennrose Properties LLC regarding certain property at Roosevelt Care Center.

WHEREAS, Pennrose Properties, LLC (hereinafter referred to as the “**Sponsor**”) proposes to construct a housing project known as Roosevelt Care Center that will provide 85 units of affordable independent living senior rental housing (hereinafter referred to as the “**Project**”) pursuant to the provisions of the New Jersey Housing and Mortgage Finance Agency Law of 1983, as amended (N.J.S.A. 55:14K-1 *et seq.*), the rules promulgated thereunder at N.J.A.C. 5:80-1.1 *et seq.* and all applicable guidelines promulgated thereunder (the foregoing hereinafter collectively referred to as the “**HMFA Requirements**”) within the Township of Edison (hereinafter referred to as the “**Municipality**”) on a site described as Block 609, Lots 1 and 2-B, as shown on the Official Assessment Map of the Township of Edison, Middlesex County; and

WHEREAS, the Project will be subject to the HMFA Requirements and the mortgage and other loan documents executed between the Sponsor and the New Jersey Housing and Mortgage Finance Agency (hereinafter referred to as the “**Agency**”); and

WHEREAS, pursuant to the HMFA Requirements, the Mayor and Council of the Township of Edison hereby determines that there is a need for this rental housing project in the Township of Edison; and

WHEREAS, the Sponsor has presented to the Mayor and Council, a revenue projection of the Project which sets forth the anticipated revenue to be received by the Sponsor from the operation of the Project as estimated by the Sponsor and the Agency, a copy of which is attached to the Agreement for Payment in Lieu of Taxes as Exhibit A thereto.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Edison (the “**Council**”) that:

1. The Council finds and determines that the proposed rental project will meet or meets as existing housing need;
2. The Council does hereby adopt the within Resolution and makes the determination and finding herein contained by virtue of, pursuant to, and in conformity with the provisions of the HMFA Requirements with the intent and purpose that the Agency shall rely thereon in making a mortgage loan to the Sponsor, which shall construct, own and operate the Project; and
3. The Council does hereby adopt the within Resolution with the further intent and purpose that from the date of execution of the Agency mortgage, the proposed Project, including both the land and improvements thereon, will be exempt from real property taxation as provided in the HMFA Requirements, provided that payments in lieu of taxes for municipal services supplied to the Project are made to the municipality in such amounts and manner set forth in the Agreement for Payments in Lieu of Taxes attached hereto; and
4. The Council hereby authorizes and directs the Mayor of the Township of Edison to execute, on behalf of the Municipality, the Agreement for Payments in Lieu of Taxes in substantially the form annexed hereto; and

5. The Council understands and agrees that the revenue projections set forth in Exhibit "A" are estimates and that the actual payments in lieu of taxes to be paid by the Sponsor to the Municipality shall be determined pursuant to the Agreement for Payments in Lieu of Taxes executed between the Sponsor and Municipality.

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

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

NAYS - None

Councilmember Lankey abstained from voting.

COMMUNICATIONS

- a. Letter received from Centre Place Condominium Associates, Inc. regarding handicap parking space.

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.

Walt Shneer, Park Way, said the post office has been delivering mail until 9:30 p.m. and he felt this is very late.

Council President Diehl said his mail is sometimes delivered after dark.

Mr. Shneer said the caution light on Woodbridge Avenue by Benjamin Franklin School is bent and facing the wrong way.

Council President Diehl said we will take care of this.

Fred Wolke, 10 Peake Road, congratulated Mayor-Elect Lankey on his transition team, but he felt a member of the Police Department should have been included.

Esther Nemitz, 162B Fay Street, asked for our third round COAH status.

Mr. Kemm said the court struck down the third round growth share and they have until February to promulgate new rules.

Ms. Nemitz said this weekend is the last chance for the Farmer's Market in Clara Barton.

Maryann Hennessey, 20 Carmello Drive, asked about COAH requirements and if we receive credit for the Kilmer and Roosevelt projects.

Mr. Kemm said we may be maxed out on senior housing at Roosevelt but we will receive credit for Kilmer.

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

Having no further business to discuss, on a motion made by Councilmember Mascola, seconded by Councilmember Gomez the meeting was adjourned at 7:39 p.m.

Robert Diehl
Council President

Cheryl Russomanno
Acting Municipal Clerk