

**MINUTES OF  
MUNICIPAL COUNCIL  
WORKSESSION AND REGULAR MEETING  
December 23, 2013**

A Combined Meeting of the Municipal Council of the Township of Edison was held in the Council Chambers of the Municipal Complex. The meeting was called to order at 6.06 p.m. by Council President Diehl, followed by the Pledge of Allegiance.

Present were Councilmembers Diehl, Karabinchak, Lankey, Lombardi and Mascola.  
Councilmember Gomez entered at 6:11 pm.  
Councilmember Prasad was absent.

Also present were Acting Township Clerk Russomanno, Deputy Township Clerk Kenny, Township Attorney Kemm, Business Administrator Ruane, Management Specialist Stephens, Finance Director Saponaro, Public Works Director Roderman, Township Engineer Medina, Health Director Elliot, Recreation Director Halliwell, Police Sergeant Cimmino, Fire Chief Latham and Cameraman Bologna.

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 January 3, 2013, and posted in the Main Lobby of the Municipal Complex on the same date.

- 4. ADMINISTRATIVE AGENDA;  
FROM MAYOR ANTONIA RICIGLIANO:**  
a. and b. No comments were made.

- 5. REPORTS FROM ALL COUNCIL COMMITTEES:**  
None

- 6. POINTS OF LIGHT:**  
Council President Diehl wished everyone a Merry Christmas and a Happy New Year.

- 7. FROM THE BUSINESS ADMINISTRATOR:**  
a. through c. No comments were made.  
  
d. Resolution R.827-122013 Award of Contract for ADP was added at the meeting.

- 8. FROM THE DEPARTMENT OF FINANCE:**  
a. through d. No comments were made.  
  
e. Councilmember Karabinchak requested that this be amended to 26.25%.

- 9. FROM THE DEPARTMENT OF HEALTH:**  
a. and b. No comments were made.

- 10. FROM THE DEPARTMENT OF LAW:**  
a. through d. No comments were made.

- 11. FROM THE DEPARTMENT OF PLANNING AND ENGINEERING:**  
a. No comment was made.

- 12. FROM THE PUBLIC WORKS:**  
a. through d. No comments were made.  
  
e. and f. Councilmember Diehl asked for an explanation

Mr. Roderman explained the different box shredders.

- 13. FROM THE DEPARTMENT OF RECREATION**  
a. This item was pulled from the agenda.

- 14. FROM THE CHIEF OF FIRE:**  
a. No comment was made.

- 15. FROM THE CHIEF OF POLICE:**  
a. No comment was made.

**16. FROM THE COUNCIL MEMBER OF THE PLANNING BOARD:**

Councilmember Lombardi reported that the meeting was held on December 16<sup>th</sup> and one application was heard to change 56 Vineyard Road to a house of worship. The application was approved with the condition of right turn in and out only.

**17. UNFINISHED BUSINESS:**

**ORDINANCES FOR FURTHER CONSIDERATION AND PUBLIC HEARING:**

O.1851-2013 No comment was made.

O.1852-2013 No comment was made.

O.1853-2013 No comment was made.

**18. DISCUSSION ITEMS:**

**Council President Diehl:**

None

**Councilmember Gomez:**

None

**Councilmember Karabinchak:**

a. He said these candidates will be an asset to the Zoning Board

b. He asked if there was any information on why the trains at the Inman Avenue crossing were blowing their whistles.

Mr. Medina said he will get that information.

**Councilmember Lankey:**

None

**Councilmember Lombardi:**

None

**Councilmember Mascola:**

a. This will be presented during the Regular portion of the meeting.

**Councilmember Prasad:**

Absent

**19. COUNCIL PRESIDENT'S REMARKS**

Council President Diehl said this is the last meeting of the year and he thanked all for coming. He said he wanted to take this opportunity to thank both the Clerk and Deputy Clerk for all their assistance and also Council Vice President Lombardi for his support. He thanked all the residents for their input. He felt it was a good year and we are moving in the right direction. He wished Mayor Lankey the best of luck and complimented him for having such a diverse transition team which includes residents from all segments of our population.

**20. APPROVAL OF VOLUNTEER FIREFIGHTERS:**

Applications for membership were received by:

**Edison Volunteer Fire Co. #1**

Emilio Delarosa

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

**21. RESOLUTION OF RECOGNITION:**

The following Resolution of Recognition was read in its entirety:

**WHEREAS**, a desire to serve the public and improve the lives of Edison Township residents has been the trademark of Liza Hom who over the past twenty six years has been the owner of the Jade Dynasty restaurant on

Amboy Avenue in the Township of Edison and has opened her parking lot up to the Edison Farmers' Market for the past four years; and

**WHEREAS**, Liza was born in Hong Kong, moved to Brooklyn, New York at the age of 15, married her husband Nelson, relocated to Florida where she opened two successful Chinese restaurants in Tamarac and Hollywood, and finally made her way to New Jersey after the unfortunate and untimely passing of her husband at the age of 39; and

**WHEREAS**, Liza and her family opened the Jade Dynasty restaurant in Edison in 1987 and has been the owner for the past twenty six years; and

**WHEREAS**, Liza is the proud mother of her daughter, Lily and son, Tony and has three grandchildren; and

**WHEREAS**, in 2006, Liza was honored by the Edison Chamber of Commerce as the Entrepreneur of the Year; and

**WHEREAS**, four years ago the Edison Farmers' Market needed a new home with increased visibility and without hesitation, Liza made her entire restaurant parking lot available each Sunday from June through October to operate the market; and

**WHEREAS**, Liza also unselfishly makes her restaurant facilities available to vendors and market goers who need water, electric and/or restrooms; and

**WHEREAS**, in 2011, Liza permitted the installation of a permanent sign in her parking lot to promote the market; and

**NOW THEREFORE, BE IT RESOLVED**, by the Township Council, Township of Edison, Middlesex County, New Jersey, that it is fitting and proper for this Council to honor and commend Liza Hom for selflessly and honorably serving Edison Township.

Council President Diehl opened the meeting for public comment on Resolution of Recognition R.708-122013

Esther Nemitz, 162B Fay Street, said she is grateful to Ms. Hom for providing a home for the Farmer's Market. She said Ms. Hom is always pleasant and is a wonderful addition to the Clara Barton Farmer's Market and is most deserving of the recognition.

Lois Wolke, 10 Peake Road, said she has known Ms. Hom for a number of years and she has a zest for life and her community.

Fred Wolke, 10 Peake Road, said there is not much more to add except that Ms. Hom is unselfish and a great person.

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

A motion was made by Councilmember Mascola, seconded by Councilmember Gomez, to adopt Resolution of Recognition R.708-122013.

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

NAYS - None

Councilmember Prasad was absent.

This Resolution was presented by Councilmember Mascola. He said Ms. Hom does a fine job and goes out of her way to help her community. He commented that we should have more like her and he wanted her to know that her efforts do not go unnoticed

Council President Diehl thanked her and said not all businesses are as generous to their communities as she is.

Liza Hom said it is her great pleasure to be in Edison. She said this recognition was a surprise and she will frame it and show it off.

**22. ADMINISTRATIVE AGENDA:  
FROM MAYOR ANTONIA RICIGLIANO:**

December 10, 2013  
Ms. Cheryl Russomanno  
Action Municipal Blvd.  
Township of Edison  
100 Municipal Blvd.  
Edison, NJ 08817

Dear Municipal Clerk:

Please be advised that I reappointed Kristyn Morrison of 118 George Avenue, Edison, New Jersey, to serve on the Environmental Commission for a term of two years. Ms. Morrison’s term will expire on December 31, 2016.

Thank you.

Sincerely,  
/s/ Antonia Ricigliano  
Mayor

Cc: Kristyn Morrison

December 10, 2013

Ms. Cheryl Russomanno  
Action Municipal Blvd.  
Township of Edison  
100 Municipal Blvd.  
Edison, NJ 08817

Dear Municipal Clerk:

Please be advised that I reappointed William Stephens of 13 Poll Place, Edison, New Jersey, to serve on the Environmental Commission for a term of two years. Mr. Stephens’ term will expire on December 31, 2016.

Thank you.

Sincerely,  
/s/ Antonia Ricigliano  
Mayor

Cc: William Stephens

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

The following Ordinances, which were introduced by Title on December 11, 2013, passed on first reading, published according to law for further consideration at this meeting, were read by the Township Clerk:

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

(The above Ordinance O.1851-2013 can be found in its entirety in Ordinance Book #27.)

Council President Diehl declared the Public Hearing opened for O.1851-2013

Jane Tousman, 14 Butler Road, asked what the third position will be.

Councilmember Lankey said it has not been decided yet.

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

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

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

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

**O.1852-2013** AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF THE DEED FROM THE UNITED STATES OF AMERICA DEPARTMENT OF THE ARMY TRANSFERRING

TO THE TOWNSHIP OF EDISON A PORTION OF CAMP KILMER TO BE KNOWN AS BLOCK 3-E, LOT 3.011 AND LOT 3.013.

(The above Ordinance O.1852-2013 can be found in its entirety in Ordinance Book # 27.)

Council President Diehl declared the Public Hearing opened for O.1852-2013

Fred Wolke, 10 Peake Road said it took a long time to receive the deed and he is glad we finally have it.

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

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

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

NAYS - None

Councilmember Prasad was absent.

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

(The above Ordinance O.1853-2013 can be found in its entirety in Ordinance Book#27 .)

Council President Diehl declared the Public Hearing opened for O.1853-2013

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

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

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

NAYS - None

Councilmember Prasad was absent.

**PUBLIC COMMENTS AS TO PROPOSED RESOLUTIONS**

Council President Diehl opened the meeting to the public for comments on Proposed Resolutions R.800-122013 through R.827-122013

Esther Nemitz, 162B Fay Street, asked for an explanation of Resolution R.827-122013 regarding ADP.

Ms. Ruane said this is a two year contract to upgrade Human Resources and have everyone on one payroll system.

Ms. Nemitz asked the amount of the contract.

Ms. Ruane quoted the contract prices.

Ms. Nemitz asked what ADP entity received the contract.

Ms. Ruane named the principles and said they are located in Monroe, NJ.

Jane Tousman, 14 Butler Road, asked if ADP will also be used by Police and Fire.

Ms. Ruane said it will include all departments.

Ms. Tousman spoke on Resolution R.814-12201. She asked what the increase is for.

Mr. Kemm said there was a general increase in the volume of work.

Ms. Tousman questioned Resolution R.805-122013 regarding the Green Team.

Mr. Elliot said this is required by the State.

Lois Wolke, 10 Peake Road, regarding Resolution R.827-122013, she asked if all departments will use this to input their salaries and overtime.

Ms. Ruane said “yes”.

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

The following Resolutions R.800-122013 through R.810-122013 and R.812-122013 through R.827-122013 were adopted under the Consent Agenda on a motion made by Councilmember Gomez and seconded by Councilmember Lombardi.

**RESOLUTION R.800-122013**

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

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

FUND	AMOUNT
Current	\$19,927,817.40
Affordable Housing	7,625.00
Capital	208,122.50
Cash Performance	0.00
CDBG	163,673.21
Developers Escrow	12,367.95
Dog (Animal Control)	2,202.57
Federal Forfeited	0.00
Grant Funds	28,407.52
Law Enforcement	0.00
Open Space	0.00
Payroll Deduction	28,132.63
Sanitation Fund	375,990.16
Sewer Utility	100,303.35
Tax Sale Redemption	23,324.89
Tree Fund	0.00
Tree Planting	0.00
Trust	880,922.45
<b>TOTAL</b>	<b>\$21,758,889.63</b>

/s/ Janice Saponaro  
Chief Financial Officer

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

**RESOLUTION R.801-122013**

**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 \$ **78,657.55**.

**RESOLUTION R.802-122013**

**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 \$903.79 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.803-122013**

**Authorizing a tax exemption/refund for a disabled veteran for 54 Ferris Rd.**

**WHEREAS**, pursuant to N.J.S.A. 54:4-3.30, the dwelling of a disabled veteran shall be exempt from real property taxes; and

**WHEREAS, Robert G. Pasterkiewicz** is a veteran who has been determined to have suffered a 100% service-related disability; and

**WHEREAS**, the determination of said disability is retroactive to September 26, 2013; and

**WHEREAS**, real estate taxes on this property known as Block **165.A** Lot **6, 54 Ferris Rd.**, have been billed for **2013**; and

**WHEREAS**, pursuant to N.J.S.A. 54:4-3.32, the governing body of a municipality may by resolution cancel taxes due on a property which would have been exempt had the claim been made at the time they were due.

**WHEREAS**, as permitted by N.J.S.A. 54:4-3.32, Township Code Section 5-7(d) also authorizes the return of property taxes for the current year and prior year but not greater than for a twenty-four (24) month period in the aggregate, or, should the Veteran's Administration determine that a veteran's disability date is greater than twenty-four (24) months from the date the applicant submits his/her application with the Tax Assessor's office, the Township will only be obligated to return taxes for a period of no greater than twenty-four (24) months from receipt of a completed application to the Tax Assessor.

**WHEREAS**, pursuant to Township Code Section 5-7(d) the applicant is also due a refund of property taxes paid in prior year(s) from **September 26, 2013 to December 31, 2013**; and

**NOW, THEREFOR, BE IT RESOLVED** by the Township Council of the Township of Edison that property taxes due on **165.A** Lot **6**, assessed to **Robert G. Pasterkiewicz**, be cancelled for the **3<sup>rd</sup> and 4<sup>th</sup>** quarters of **2013** and also refunded for the municipal property taxes already paid for the time period of **September 26, 2013 to December 31, 2013** in the amount of **\$1,909.67 and**

**BE IT FURTHER RESOLVED** that the Chief Financial Officer of the Township of Edison draw a check to the order of **Robert G. Pasterkiewicz** for taxes already paid during the applicable exemption periods set forth above in the total amount of **\$1,909.67**.

**CERTIFICATION OF FUNDS**

I hereby certify that funds in the amount of **\$1,909.67** are available in an Account No.3-01-55-0205-000-001.

/s/ Janice Saponaro  
Chief Financial Officer

**RESOLUTION R.804-122013**

**EXPLANATION:** A Resolution authorizing the Mayor and Township Clerk to execute the attached Developer's Agreement with 2900 Woodbridge Avenue, LLC in connection with the property identified as Block 390, Lot 49-A, commonly referred to as 2900 Woodbridge Avenue, as shown on the Edison Township tax map (the "Property").

**WHEREAS**, the Property was the subject of an application before the Planning Board of the Township of Edison (hereinafter the "Board"), for approval of a preliminary and final major site plan approval to permit the use of the existing 191,247 square foot one- story building that consists of two warehouses and an attached office space and also install other site improvements on its property on 2900 Woodbridge Avenue, Block 390 Lot 49-A on the Township Tax Map (the "Project"); and

**WHEREAS**, the Board granted the requested preliminary and final major site plan and memorialized the same by Resolution on March 18, 2013; and

**WHEREAS**, the Resolution and the Code of the Township of Edison require the developer to enter into a Developer's Agreement with the Township of Edison in connection with the project; and

**WHEREAS**, the Developer's Agreement attached hereto has been prepared by the Township Attorney and has been reviewed and approved by the Township Engineer and by the attorney for the developer;

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

1. The Mayor and Township Clerk are hereby authorized to execute

the Developer’s Agreement with the Developer in the form annexed hereto.

2. The Township Clerk is hereby authorized to forward the original and certified copies of the Developer’s Agreement to the Township Attorney for recording with the Clerk of the County of Middlesex.

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

**RESOLUTION R.805-122013**

**Explanation: A Municipal Resolution Supporting the Official Continuation of the Township of Edison Sustainable Jersey Green Team**

**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 as steps to building a sustainable community that will thrive well into the new century; and

**WHEREAS**, the Township hereby acknowledges that the residents of Edison desire a stable, sustainable future for themselves and future generations; and

**WHEREAS**, the Township wished to support a model of government which benefits our residents now and far into the future by exploring and adopting sustainable, economically-sound, local government practices; and

**WHEREAS**, by endorsing a sustainable path the Township is pledged to educate itself and community members as to green/sustainable activities and to develop initiatives supporting sustainable local government practices; and

**WHEREAS**, to focus attention and effort within Edison on matters of sustainability, the Township wished to pursue local initiatives and actions that will led to Sustainable Jersey Municipal Certification, as well as to the subsequent and continuing investigation, development and implementation of green and sustainable initiatives, activities, projects and achievements, for the environmental and economic benefit of the community; and

**WHEREAS**, the Edison Sustainable Jersey Green Team has played a dynamic role in such green/sustainable activities as the development of the 2014 ECTE/ESJGT/ECCP Earth Day Celebration At Papaiani Park and 2014 Edison Energy Forum, as well as other green/sustainable efforts, initiatives and partnerships; and

**WHEREAS**, in an attempt to develop and maintain a dynamic focus upon local Green and Sustainable issues, the Township of Edison established a Sustainable Jersey Green Team Advisory Committee, as required for by Sustainable Jersey regulations for the Township of Edison to apply for and achieve Sustainable Jersey Silver Level certification; and

**NOW, THEREFORE, BE IT RESOLVED**, the Municipal Council of the Township of Edison had previously established the Township of Edison Sustainable Jersey Green Team Advisory Committee of twelve (12) members, consisting of residents and employees of the Township of Edison, appointed annually, with a term ending December 31, 2014:

- Jay Elliot, Coordinator, Edison Clean Communities Program**
- Lester Jones, Health Officer, Department of Health & Human Services (New Appointment)**
- Karen Halo, Business Owner, Absolute Green**
- John Medina, Township Engineer/Director, Department of Planning & Engineering**
- Chris Mazauskas, Resource Development Officer, Department of Administration**
- Kristyn Morrison, Chairperson, Environmental Council of the Township of Edison**
- Jeffrey Roderman, Director, Department of Public Works**
- Walter Stochel, Chairperson, Township of Edison Open Space Advisory Committee**
- Robert Takash, President, Edison Greenways Group, Inc.**
- Dhwani Trivedi, Biological Research Scientist (New Appointment)**
- Mike Kruimer, Chairman, NJ State Committee for the East Coast Greenway**
- Inder Soni, Entrepreneur, Edison East Indian Community Advocate**

**BE IT FURTHER RESOLVED**, by the Municipal Council of the Township of Edison, at a regularly-scheduled, combined Work Session/Public Meeting on December 23, 2013, that we do hereby authorize the official continuation of the Township of Edison Sustainable Jersey Green Team, composed of the twelve (12) above-cited members, whose appointed terms will end December 31, 2014, subject to re-appointment.

**RESOLUTION R.806-122013**

**WHEREAS**, the New Jersey Board of Public Utilities (NJBPU), Office of Clean Energy (OCE) administers the Local Government Energy Audit Program (Program), an incentive program to assist local government agencies to conduct energy audits and to encourage implementation of energy conservation measures; and,

**WHEREAS**, the Governing Body of the Township of Edison has decided to apply to participate in the Local Government Energy Audit Program (LGEAP); and,

**WHEREAS**, the facilities to be audited are in New Jersey, are owned by the Township of Edison, are served by a New Jersey regulated public utility, and that the Township of Edison has not already reserved \$100,000 in the Program this year as of this application; and,

**WHEREAS**, it is acknowledged that acceptance into the Program is dependent on the Scope of Work and cost proposal, and that Program rules will have to be met in order to receive incentive funds; and,

**WHEREAS**, upon acceptance into the Program, the Township of Edison will prepare Facility Data Forms and Scopes of Work for each facility to be audited, solicit quotations from the authorized contractors and submit the NJBPU OCE LGEAP Firm Selection Form; and,

**WHEREAS**, the Township of Edison understands that energy audit work cannot proceed until a NJBPU OCE LGEAP Application Approval Notice is received from the Program; and,

**WHEREAS**, the Township of Edison has passed a resolution joining the following state or national organization(s) supporting energy-efficiency, greenhouse gas reduction, sustainable/green design or high-performance buildings: Sustainable Jersey; and,

**WHEREAS**, no matching funds are required in order for the Township of Edison, to apply for grant funding of an amount not to exceed \$100,000 from NJBPU OCE LGEAP.

**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 NJBPU OCE LGEAP application, at a regularly-scheduled, combined Work Session/Public Meeting on the evening of Wednesday, December 23, 2013.

**CERTIFICATION**

I, Cheryl Russomanno, Acting Town Clerk of the Township of Edison in the County of Middlesex, and the State of New Jersey, do hereby Certify that the foregoing Municipal Resolution is a true copy of the Original Municipal Resolution duly passed and adopted by a majority of the full membership of the Municipal Council of the Township of Edison, at its regularly-scheduled, combined Work Session/Public Meeting on December 23, 2013.

**RESOLUTION R.807-122013**

**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 Investors Bank Foundation has grant funds available, through its FY14 Community Grants Program for eligible programs, projects, activities and related costs of qualified organizations in the communities Investors Bank 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 \$5,000.00 from the Investors Bank 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 Investors Bank Foundation; and

**WHEREAS**, the Edison Department of Health and Human Services, through EMA, will utilize all grant funds awarded to it by the Investors Bank 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, combined Work Session/Public Meeting on the evening of Wednesday, December 23, 2013.

**RESOLUTION R.808-122013**

**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 TD Bank Foundation has grant funds available, through its FY14 Community Sponsorship Program for eligible programs, projects, activities and related costs of qualified organizations in the communities TD Bank 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 \$3,000.00 from the TD Bank 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 TD Bank Foundation; and

**WHEREAS**, the Edison Department of Health and Human Services, through EMA, will utilize all grant funds awarded to it by the TD Bank 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, combined Work Session/Public Meeting on the evening of Wednesday, December 23, 2013.

**RESOLUTION R.809-122013**

**EXPLANATION:** Resolution Releasing Performance Guarantee on completed site plan improvements for Plainfield Country Club – Phase II, Snack Bar, under application # P25-09/10.

**WHEREAS**, the Township Engineer advises that an inspection has been made of Plainfield Country Club, Phase 2, Snack Bar, under Application #P25-09/10, with site located at 1591 Woodland Avenue, Block 415, Lot (s) 1, 2, 3, 7A, 9C, 9H-1, 9E-4, and said inspection indicates all improvements are complete and in accordance with Site Plan approval and Municipal Standards of the Township of Edison; and

**WHEREAS**, the Township Engineer recommends the release of the Performance Bond No. 1010594 of Hanover Insurance Company posted on August 7, 2012 in the amount of \$201,195.36 with the Township of Edison, principal being Plainfield Country Club and recommends the acceptance of the subject improvements; and

**WHEREAS**, the Township Engineer, recommends the release of the Cash Performance Check #034610 posted on September 24, 2010 in the amount of \$22,355.04, plus accrued interest, if applicable, on deposit in account #7762495062 with the Township of Edison, principal being Plainfield Country Club having offices at 1591 Woodland Ave Edison, N.J. 08820, and recommends the acceptance of the subject improvements;

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON** that the aforementioned improvements are hereby complete and satisfactory and the Township Clerk be and is hereby authorized to return the aforesaid Performance Bond in the amount \$201,195.36 to the applicant; and

**BE IT FURTHER RESOLVED** that the Township Clerk and the Director of Finance be and is hereby authorized to return the aforesaid Cash Performance Bond in the amount of \$22,355.04 plus accrued interest, if applicable, on deposit in account #7762495062 to the applicant.

**RESOLUTION R.810-122013**

**EXPLANATION:** Resolution Releasing performance Guarantee on completed site plan improvements for Knock on Wood, under application #5012, for 49 & 50 Alexander Street.

**WHEREAS**, the Township Engineer advises that an inspection has been made of Knock On Wood, LLC, Application # P5012, with site located at 49 & 50 Alexander Street in Block 590-M, 590-N, Lots 14-B, 15-18, & 17-21, and said inspection indicates all improvements are complete and in accordance with Site Plan approval and Municipal Standards of the Township of Edison; and

**WHEREAS**, the Certificate of Occupancy was issued on May 13, 2013 and September 26, 2012, also, the required two year Maintenance Bond was posted on June 18, 2013; and

**WHEREAS**, the Township Engineer, recommends the release of the Performance Bond No. HOIFSU0465889 of International Fidelity Insurance Company posted on March 7, 2008 in the amount of

\$130,060.08 with the Township of Edison, principal being Knock on Wood, LLC and acceptance of the subject improvements; and

**WHEREAS**, the Township Engineer, recommends the release of the Cash Performance Bond Check #1557933 posted on April 23, 2009 in the amount of \$14,451.12, plus accrued interest, if applicable, on deposit in account #7760013376 with the Township of Edison, principal being Knock On Wood, LLC having offices at 111 West Indiana Avenue, Iselin, N.J. 08830, and acceptance of the subject improvements;

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON** that the aforementioned improvements are hereby complete and satisfactory and the Township Clerk be and is hereby authorized to return the aforesaid Performance Bond in the amount \$130,060.08 to the applicant; and

**BE IT FURTHER RESOLVED** that the Township Clerk and the Director of Finance be and is hereby authorized to return the aforesaid Cash Performance Bond in the amount of \$14,451.12, plus accrued interest, if applicable, on deposit in account #7760013376 to the applicant.

**RESOLUTION R.812-122013**

**EXPLANATION:** A Resolution regarding audit controls required for the issuance of statutory bonds by the Municipal Excess Liability Joint Insurance Fund.

**WHEREAS**, the Municipal Excess Liability Joint Insurance Fund (MEL) issues statutory bonds conditional upon members adopting effective controls to minimize losses; and

**WHEREAS**, the Township Council has reviewed the attached report from its auditor that concludes that the controls in place concerning the handling of finances and financial transactions are satisfactory.

**NOW THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of Edison, Middlesex County, State of New Jersey that a copy of this Resolution, together with a copy of the attached report from its auditor shall be forwarded to the MEL.

**RESOLUTION R.813-122013**

**EXPLANATION:** A Resolution clarifying the acceptance of, and maintenance of the traffic signal and intersection of Raritan Center Parkway and Fieldcrest Avenue.

**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 for that intersection and the intersection at Raritan Center Parkway and Fieldcrest Avenue which intersection also includes the roadways and the railroad grade crossing; 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 by Resolution R.779-122013 the Township clarified and recognized the maintenance responsibilities for the intersection and the traffic signal by the Township and the maintenance responsibilities for the facilities relating to the railroad preemption system for the traffic signal by that Federal Business Centers for the intersection of Raritan Center Parkway and Fieldcrest Avenue, and, the Township Council now wishes to do the same for the intersection of Raritan Center Parkway and Fieldcrest Avenue; 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 Fieldcrest Avenue 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.814-122013**

**Explanation:** A Resolution increasing the permissible expenditures for the Professional Services Contract awarded to Karl Kemm, Esq., and Hoagland, Longo, Moran, Dunst & Doukas, LLP, to represent the Township of Edison as Township Attorney.

**WHEREAS**, by Resolution R.016-012013 adopted on March 13, 2013 the Township of Edison awarded a contract to Karl Kemm, Esq., and Hoagland, Longo, Moran, Dunst & Doukas, LLP, to represent the Township of Edison as Township Attorney; and

**WHEREAS**, that Resolution approved expenditures for this Contract not to exceed \$290,000.00; and

**WHEREAS**, due to the nature and volume of work this Contract needs to be increased to approve additional expenditures of \$121,870.00 for work already undertaken and for an amount estimated through the end of the 2013 calendar year; and

**WHEREAS**, the additional amount of \$121,870.00 was included in the legal budget and is available, however it was not authorized by Resolution R.016-012013; and

**WHEREAS**, all other terms and conditions of the prior Resolution shall remain in full force and effect.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Edison, County of Middlesex, and State of New Jersey, that the authorized amount of this Contract is hereby increased by \$121,870.00.

**CERTIFICATION**

I hereby certify that funds in the amount of \$121,870.00 are available in Account No. 2-01-20-0155-001-020.

/s/ Janice Saponaro  
Chief Financial Officer

**RESOLUTION R.815-122013**

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO  
CDW GOVERNMENT INCORPORATED, FOR THE PURCHASE OF VARIOUS COMPUTER  
EQUIPMENT AND SUPPLIES FOR THE TOWNSHIP OF EDISON**

**WHEREAS**, there is a need to purchase various computer equipment for the Township of Edison; and

**WHEREAS**, CDW GOVERNMENT INCORPORATED, 2 Enterprise Dr., Suite 404, Shelton, CT 06484 has been awarded both State Contract Number 70262 under M-0483/WSCA Computer Contract and the MRESC RFB 13/14-04 (technology catalog) through the MIDDLESEX REGIONAL EDUCATIONAL SERVICES COMMISSION PRICING SYSTEM Cooperative Pricing System; and

**WHEREAS**, it is in the best interest of the township to purchase these through both of these contracts to obtain the best pricing; and

**WHEREAS**, the total amount of this contract, not to exceed \$70,000.00 (\$35,000.00 per contract) 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**, in accordance with the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, public bidding is not required when the purchase is under a state contract; and

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

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

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

1. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order and any other necessary documents, in the amount of \$70,000.00 with CDW GOVERNMENT INCORPORATED, 2 Enterprise Dr., Suite 404, Shelton, CT 06484, 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, State Contract, No. 70262 under M-0483 and MRESC RFB 13/14-04 MIDDLESEX REGIONAL EDUCATIONAL SERVICES COMMISSION PRICING SYSTEM.

**RESOLUTION R.816-122013**

**RESOLUTION AUTHORIZING ADDITIONAL FUNDS FOR THE COLLISION REPAIRS CONTRACT WITH ULTIMATE COLLISION REPAIR IN AN AMOUNT NOT TO EXCEED \$30,000.00**

**WHEREAS**, ULTIMATE COLLISION REPAIR, 1115 Route 1, Edison, NJ 08837 was awarded Contract No. 11-10-25, COLLISION REPAIRS through Resolution R. 836-112011 in the amount of \$30,000.00 and that amount has been depleted; and

**WHEREAS**, the new Collision Repairs contract is in the process of being awarded and the Township recommends we extend this contract on a month to month basis expiring no later than February 15, 2014 for additional funds in the amount not to exceed \$30,000.00 with ULTIMATE COLLISION REPAIR with the price as well as all terms and conditions to remain the same until such as time as the new contract is awarded; 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.

**NOW, THEREFORE, IT IS RESOLVED** by the Township Council of the Township of Edison 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 ULTIMATE COLLISION REPAIR as described herein.

**RESOLUTION R.817-122013**

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO TECH TRANSMISSIONS, INC. FOR AUTOMOBILE/LIGHT TRUCK TRANSMISSION REPAIR**

**WHEREAS**, bids were received by the Township of Edison on October 11, 2013 for Public Bid No. 13-07-25, Automobile/Light Truck Transmission Repair; and

**WHEREAS**, TECH TRANSMISSIONS, INC., 280 US Highway 1, Edison, NJ 08817, submitted the lowest legally responsible, responsive bid; and

**WHEREAS**, the total amount of this contract, not to exceed \$25,000.00, 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 TECH TRANSMISSIONS, INC., 280 US Highway 1, Edison, NJ 08817 for Automobile Transmission Repair, is determined to be the lowest legally responsible, responsive bid.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$25,000.00 and any other necessary documents, with TECH TRANSMISSIONS, INC. as described herein.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and/or bonds of the unsuccessful bidders.

**RESOLUTION R.818-122013**

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO PETRO CHOICE D/B/A CRAFT OIL CORP. FOR LUBRICANTS, FLUIDS AND ANTIFREEZE**

**WHEREAS**, the Township of Edison awarded the fuel portion of Public Bid No. 13-12-06-Fuel and Lubricants under Resolutions R.597-102013 and R.598-102013 and there were no bids for the Lubricants section; and

**WHEREAS**, the Township of Edison rebid the Lubricants, Fluids and Antifreeze; and

**WHEREAS**, bids were received by the Township of Edison on September 25, 2013 for Public Bid No. 13-12-06R, Lubricants, Fluids and Antifreeze; and

**WHEREAS**, PETRO CHOICE D/B/A CRAFT OIL CORP., 837 Cherry St., Avoca, PA 18641, 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 PETRO CHOICE D/B/A CRAFT OIL CORP., 837 Cherry St., Avoca, PA 18641 for Lubricants, Fluids and Antifreeze, 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 PETRO CHOICE D/B/A CRAFT OIL CORP. as described herein.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and/or bonds of the unsuccessful bidders.

**RESOLUTION R.819-122013**

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO DAVID WEBER OIL CO. FOR LUBRICANTS, FLUIDS AND ANTIFREEZE**

**WHEREAS**, the Township of Edison awarded the fuel portion of Public Bid No. 13-12-06-Fuel and Lubricants under Resolutions R.597-102013 and R.598-102013 and there were no bids for the Lubricants section; and

**WHEREAS**, the Township of Edison rebid the Lubricants, Fluids and Antifreeze; and

**WHEREAS**, bids were received by the Township of Edison on September 25, 2013 for Public Bid No. 13-12-06R, Lubricants, Fluids and Antifreeze; and

**WHEREAS**, DAVID WEBER OIL CO., 601 Industrial Rd., Carlstadt, NJ 07072 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 \$45,000.00 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 DAVID WEBER OIL CO., 601 Industrial Rd., Carlstadt, NJ 07072 for Lubricants, Fluids and Antifreeze, 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 \$45,000.00, and any other necessary documents, with DAVID WEBER OIL CO. as described herein.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and/or bonds of the unsuccessful bidders.

**RESOLUTION R.820-122013**

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO FREEHOLD FORD FOR COLLISION REPAIRS**

**WHEREAS**, the Township of Edison awarded Public Bid No. 13-10-25 - Collision Repairs under Resolution R.692-112013 for Item Numbers 5-8 for vehicles greater than 14,000 lbs GVWR and there were no bids for Items 1-4 for vehicle weights less than 14,000 lbs. GVWR; and

**WHEREAS**, the Township of Edison rebid Items 1-4 for vehicle weights less than 14,000 lbs. GVWR; and

**WHEREAS**, bids were received by the Township of Edison on November 26, 2013 for Public Bid No. 13-10-25R-Collision Repairs; and

**WHEREAS**, FREEHOLD FORD, 3572 Route 9, North, Freehold, NJ 07728, submitted the lowest legally responsible bid; and

**WHEREAS**, the total amount of this contract, not to exceed \$120,000.00, 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, 3572 Route 9, North, Freehold, NJ 07728 for Collision Repairs is determined to be the lowest legally responsible bid.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$120,000.00 and any other necessary documents, with FREEHOLD 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.821-122013**

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO TRIUS, INC. FOR THE PURCHASE OF TWO (2) V-BOX SPREADERS FOR THE DEPARTMENT OF PUBLIC WORKS**

**WHEREAS**, bids were received by the Township of Edison on December 3, 2013 for Public Bid No. 13-09-23-V-Box Spreader for the Department of Public Works; and

**WHEREAS**, TRIUS, INC., 458 Johnson Ave., Bohemia, NY 11716 submitted the lowest legally responsible, responsive bid for items 1 & 2 of the bid as listed on the spreadsheet; and

**WHEREAS**, the maximum amount of the purchase shall not exceed \$41,566.00 (\$20,783.00 each); and

**WHEREAS**, funds in the amount of \$41,566.00 have been certified to be available in the Purchase of Automated Truck Account, Number C-04-12-1817-370-001; and

**WHEREAS**, the Township Council accepts Edison Township's recommendations as described herein 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 TRIUS, INC., 458 Johnson Ave., Bohemia, NY 11716 for the purchase of two (2) V-Box Spreaders for the Department of Public Works, is determined to be the lowest legally responsible, responsive bid for 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 \$41,566.00, and any other necessary documents, with TRIUS, INC. as described herein.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and/or bonds of the unsuccessful bidders.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$41,566.00** are available for the above contract in Account No. **C-04-12-1817-370-001**.

/s/ Janice Saponaro  
Chief Financial Officer

**RESOLUTION R.822-122013**

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO  
TRIUS, INC. FOR THE PURCHASE OF TWO (2) V-BOX SPREADERS WITH ELECTRIC SPRAY  
SYSTEMS FOR THE DEPARTMENT OF PUBLIC WORKS**

**WHEREAS**, bids were received by the Township of Edison on December 3, 2013 for Public Bid No. 13-09-06-V-Box Spreader with Electric Spray System for the Department of Public Works; and

**WHEREAS**, TRIUS, INC., 458 Johnson Ave., Bohemia, NY 11716 submitted the lowest legally responsible, responsive bid for items 1 & 2 of the bid as listed on the spreadsheet; and

**WHEREAS**, the maximum amount of the purchase shall not exceed \$43,460.00 (\$21,730.00 each); and

**WHEREAS**, funds in the amount of \$43,460.00 have been certified to be available in the Purchase of Automated Truck Account, Number C-04-12-1817-370-001; and

**WHEREAS**, the Township Council accepts Edison Township’s recommendations as described herein 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 TRIUS, INC., 458 Johnson Ave., Bohemia, NY 11716 for the purchase of two (2) V-Box Spreaders with Electric Spray Systems for the Department of Public Works, is determined to be the lowest legally responsible, responsive bid for 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 \$43,460.00, and any other necessary documents, with TRIUS, INC. as described herein.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and/or bonds of the unsuccessful bidders.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$43,460.00** are available for the above contract in Account No. **C-04-12-1817-370-001**.

/s/ Janice Saponaro  
Chief Financial Officer

**RESOLUTION R.823-122013**

**WHEREAS**, it is the duty of the Municipal Council to appoint a member to the Zoning Board of Adjustment; and

**WHEREAS**, the Municipal Council has selected Devendra Dave to be reappointed to said Board.

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the Township of Edison, Middlesex County, New Jersey, that Devendra Dave, 807 Merrywood Drive, Edison, New Jersey 08817 be and he is hereby reappointed as a Member of the Zoning Board of Adjustment, said term to expire December 31, 2017.

**RESOLUTION R.824-122013**

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO MAJOR POLICE SUPPLY FOR  
THE TRANSFER OF AUTOMATED LICENSE PLATE READER FOR THE DIVISION OF POLICE**

**WHEREAS**, there is a need to transfer Automated License Plate Readers from old police vehicles to new vehicles for the Division of Police; and

**WHEREAS**, MAJOR POLICE SUPPLY, 47 N. Dell Ave., Kenil, NJ 07847, has been awarded State Contract Number 80311 under G-2001/Automatic License Plate Reader; 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 \$3,050.00; and

**WHEREAS**, funds in the amount of \$3,050.00 have been certified to be available in the Police Department Maintenance of other Equipment Account, Number 3-01-25-0240-000-026; and

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

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

1. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$3,050.00 and any other necessary documents, with MAJOR POLICE SUPPLY, 47 N. Dell Ave., Kenil, NJ 07847, 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. 80311 under G-2001.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$3,050.00** are available for the above in Account No **3-01-25-0240-000-026**.

/s/ Janice Saponaro  
Chief Financial Officer

**RESOLUTION R.825-122013**

**AUTHORIZING EMERGENCY TEMPORARY APPROPRIATIONS FOR 2014**

**WHEREAS**, the Local Budget Law (N.J.S.A. 40A:4-20), directs that the Governing Body of a municipality may adopt an Emergency Temporary Resolution after the adoption of Temporary Appropriations but before the adoption of the annual budget to authorize additional appropriations; and

**WHEREAS**, the temporary appropriations on the annexed spread sheet are calculated the rate of 1/12<sup>th</sup> the corresponding 2013.

**NOW, THEREFORE, IT IS RESOLVED** by the **COUNCIL OF THE TOWNSHIP OF EDISON**, in the County of Middlesex, New Jersey that the foregoing emergency temporary appropriations above are hereby approved and the proper Township Officials are authorized to process these accordingly.

**RESOLUTION R.826-122013**

**WHEREAS**, it is the duty of the Municipal Council to appoint a member to the Zoning Board of Adjustment; and

**WHEREAS**, the Municipal Council has selected Bhavini Tara Shah to be reappointed to said Board.

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the Township of Edison, Middlesex County, New Jersey, that Bhavini Tara Shah, 1193 Inman Avenue, Edison, New Jersey 08820 be and he is hereby reappointed as a Member of the Zoning Board of Adjustment, said term to expire December 31, 2017.

**RESOLUTION R.827-122013**

**RESOLUTION ACCEPTING BID AND AWARDED CONTRACT TO AUTOMATIC DATA PROCESSING, INC., FOR HUMAN RESOURCES AND PAYROLL INFORMATION SYSTEM**

**WHEREAS**, Resolution R.388-72010 authorized the use of competitive contracting for a Human Resource and Payroll Information Database System; and

**WHEREAS**, bids were received by the Township of Edison on December 20, 2013 for Public Bid No. 13-10-20R, Human Resources and Payroll Information Database; and

**WHEREAS**, AUTOMATIC DATA PROCESSING, INC., 259 Prospect Plains Road, Building H, Suite 150, Monroe Township, NJ 08831, submitted the lowest legally responsible, responsive bid through the competitive contracting process for a two (2) year contract; and

**WHEREAS**, the total amount of the first year shall not exceed \$305,000.00 - which amount includes \$36,300.00 for non-recurring installation fees for Item No. 1, \$17,820.00 for monthly fees for Item No. 2 and \$203.45 per time clock per month; and

**WHEREAS**, the total amount of the second year shall not exceed \$268,700.00 – which amount includes \$17,820.00 for monthly fees for Item No. 2 and \$203.45 per time clock per month; and

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

**WHEREAS**, continuation of this contract beyond the first year is contingent on availability of funds in the following year's budget; 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)).

**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 AUTOMATIC DATA PROCESSING, INC., 259 Prospect Plains Road, Building H, Suite 150, Monroe Township, NJ 08831 for the Human Resources and Payroll Information System, is determined to be the lowest legally responsible, responsive bid through the competitive contracting process.
2. The Mayor, or her designee, is hereby authorized to execute a contract in the amount not to exceed \$305,000.00 for the first year of the contract and \$268,700.00 for the second year of the contract, and any other necessary documents, with ADP, Inc. as described herein.
3. Notice of the award shall be published in the official newspaper, as required by law, and shall be on file and available for public inspection in the office of the Edison Township Municipal Clerk, Edison Township Municipal Building, 100 Municipal Boulevard, Edison, New Jersey 08817.

The following Resolution was pulled off the agenda at the work session portion of the meeting.

**RESOLUTION R.811-122013**

**EXPLANATION:** Resolution Releasing performance Guarantee on completed site plan improvements for Knock on Wood, under application #5012, for 49 & 50 Alexander Street.

**WHEREAS**, the Township Engineer advises that an inspection has been made of Knock On Wood, LLC, Application # P5012, with site located at 49 & 50 Alexander Street in Block 590-M, 590-N, Lots 14-B, 15-18, & 17-21, and said inspection indicates all improvements are complete and in accordance with Site Plan approval and Municipal Standards of the Township of Edison; and

**WHEREAS**, the Certificate of Occupancy was issued on May 13, 2013 and September 26, 2012, also, the required two year Maintenance Bond was posted on June 18, 2013; and

**WHEREAS**, the Township Engineer, recommends the release of the Performance Bond No. HOIFSU0465889 of International Fidelity Insurance Company posted on March 7, 2008 in the amount of \$130,060.08 with the Township of Edison, principal being Knock on Wood, LLC and acceptance of the subject improvements; and

**WHEREAS**, the Township Engineer, recommends the release of the Cash Performance Bond Check #1557933 posted on April 23, 2009 in the amount of \$14,451.12, plus accrued interest, if applicable, on deposit in account #7760013376 with the Township of Edison, principal being Knock On Wood, LLC having offices at 111 West Indiana Avenue, Iselin, N.J. 08830, and acceptance of the subject improvements;

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON** that the aforementioned improvements are hereby complete and satisfactory and the Township Clerk be and is hereby authorized to return the aforesaid Performance Bond in the amount \$130,060.08 to the applicant; and

**BE IT FURTHER RESOLVED** that the Township Clerk and the Director of Finance be and is hereby authorized to return the aforesaid Cash Performance Bond in the amount of \$14,451.12, plus accrued interest, if applicable, on deposit in account #7760013376 to the applicant.

**ORAL PETITIONS AND REMARKS**

Council President Diehl opened the meeting for public comment.

Jane Tousman, 14 Butler Road, said there was an article in the Star Ledger about Roof Diagnostics being under indictment and investigated by the FBI. She felt they should not be allowed to do business in Edison again as we had problems with them in the past.

Councilmember Karabinchak said Roof Diagnostics was the company working on the roof of the Municipal Building when it fell in and caused major problems. He said we cannot stop them from bidding on jobs in Edison unless fraud is found.

Esther Nemitz, 162B Fay Street, asked for information on our third round COAH obligation.

Mr. Kemm apologized that he did not have that information. He said he will obtain it and send Ms. Nemitz an email.

Walt Shneer, Park Way, asked if Edison owns the First Aid Squads.

Mr. Stephens said "yes" except for Clara Barton and the other two squads have a one hundred year lease.

Carl Zimmerman, 247 Grandview Avenue, asked when the vents in the building will be cleaned.

Ms. Ruane said this is being addressed but will not be done until next year.

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

Having no further business to discuss, on a motion made by Councilmember Lombardi seconded by Councilmember Karabinchak, the meeting was adjourned at 7:03 p.m.

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Robert Diehl  
Council President

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Cheryl Russomanno  
Acting Municipal Clerk