AGENDA
MUNICIPAL COUNCIL
REORGANIZATION AND WORKSESSION MEETING
Monday, January 6, 2020
6:00 p.m.

OATHS OF OFFICE TO BE ADMINISTERED:

COUNCILMEMBERS – ELECT

Richard Brescher by Jaclyn Healey, ESQ
Joseph Coyle by Honorable Judge Jorgensen
Joyce Ship-Freeman by Suzette Price, ESQ
Ajay Patil by Congressman Frank Pallone

RE-ORGANIZATION MEETING

1. Call to Order and Pledge of Allegiance.

2. Roll Call.

3. 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, Sentinel and News India Times on December 13, 2019 and posted in the Main Lobby of the Municipal Complex on the same date.

NOMINATIONS - Position of President for Council for 2020

OATH OF OFFICE TO BE ADMINISTERED - President of Council

STATEMENT - President of Council

NOMINATIONS - Position of Vice President of Council for 2020

OATH OF OFFICE TO BE ADMINISTERED - Vice President of Council

STATEMENT - Vice President of Council

4. PROPOSED RESOLUTIONS:
Copies of these Resolutions are available for review only and are posted in the Council Chambers. Anyone desiring a copy may contact the Township Clerk after the meeting.
Consent Agenda:
R.001-012020 Cash Management Plan for 2020
R.002-012020 Official Newspapers for Publication of Legal Notices.
R.003-012020 Resolution Fixing Rate of Interest, Grace Period and Year End Penalty for Tax and Sewer.
R.004-012020 Resolution Awards a Professional Services Contract to McManimon, Scotland & Baumann, LLC and appoints William W. Northgrave, ESQ. of the firm to represent the Township of Edison as Township Attorney (not to exceed $310,000.00)
R.005-012020 Resolution awards a Professional Services Contract to Ruderman & Roth LLC and designates the firm to represent Township of Edison as Township Labor Counsel (not to exceed $200,000.00)
R.006-012020 Resolution awards a Professional Services Contract to Apruzzese, McDermott, Mastro & Murphy, P.C. and designates the firm to represent the Township of Edison as Special Labor Counsel (not to exceed $30,000.00)
R.007-012020 This Resolution awards a Professional Services Contract to Maser Consulting P.A. to provide general engineering services for the period from January 1 to December 31, 2020, to the Township of Edison. (not to exceed $180,000)
R.008-012020 Resolution names and authorizes the Township Engineer to execute treatment works approval (TWA) applications and temporary discharge approval (TDA) applications on behalf of the Township of Edison for the purpose of approval of sanitary sewer extensions and/or temporary discharge approvals to Edison’s sanitary sewer system.
R.009-012020 Resolution awards a Professional Services Contract to James P. Nolan & Associates and designates the firm to represent the Township of Edison as Tax Appeal Counsel and if the need should arise, Special Counsel. (not to exceed $190,000.00)
R.010-012020 Resolution Authorizing a Professional Services Contract to Hodulik And Morrison, P.A. Division of PKF O’Connor Davis For Independent Auditor Services To The Township For The Audit Of Fiscal Year 2019 and additional services as needed in 2020. (Not to exceed $164,800.00)
R.011-012020 Resolution awards a Professional Services Contract to Cleary, Giacobbe, Alfiere, Jacobs, LLC and designates the firm to represent the Township of Edison as Special Labor Counsel. (not to exceed $75,000.00)
R.012-012020 Resolution awards a Professional Services Contract McCusker, Anselmi, Rosen & Carvelli, P.C. and designates the firm to represent the Township of Edison as Counsel to the Municipal Council. (not to exceed $100,000.00)

5. ORAL PETITIONS AND REMARKS

6. REPORTS FROM ALL COUNCIL COMMITTEES:

7. ADMINISTRATIVE AGENDA:
FROM MAYOR THOMAS LANKEY:

a. Re-Appointments of Members to the Planning Board.
b. Appointment of 2nd Alternate to the Planning Board.
c. Resolutions appointing Members to the Library Board.

8. FROM THE BUSINESS ADMINISTRATOR:

a. Resolution appointing the Township of Edison Public Agency Compliance Officer.
b. Resolution to affirm the Township of Edison’s Civil Rights Policy with respect to all Officials, Appointees, Employees, Prospective employees, Volunteers, Independent Contractors and Members of the Public that come into contact with Municipal Employees, Officials and Volunteers.
c. Resolution Authorizing the Award of A Non-Fair And Open Contract To Trinitas Regional Medical Center C.A.R.E./E.A.P For A Comprehensive Assistance And Referral For Employees And Employee Assistance Program. (not to exceed $19,000.00).
d. Resolution authorizing the award of a Non-Fair and Open contract to Sun Life Assurance company of Canada for Administration Services for Short Term Disability Plan. (not to exceed $21,000.00)
e. Resolution authorizing the Award of a Non-Fair and Open Contract to Acrisure, LLC, dba Financial Insurance Consultants for the Professional Risk management Consulting Services for the year 2020(not to exceed $242,000.00)

9. FROM THE DEPARTMENT OF FINANCE:

b. Resolution Canceling Small Balances.
c. Resolution establishing Tax Sale date and Charges.
d. Resolution authorizing refund in the amount of $573,131.72 for redemption of tax sale certificates.
e. Resolution authorizing refund for Sewer Charge overpayment totaling, $295.22.

10. FROM THE DEPARTMENT OF HEALTH:

a. Resolution approves and authorizing the development and submission of Wal-Mart Foundation Grant funds through FY20 Local Community Grants Program.
b. Resolution authorizing a Professional Services Contract to SayreBrook Veterinary Hospital for Veterinary Services (not to exceed $120,000.00)

11. FROM THE DEPARTMENT OF LAW:

a. Resolution referring the Patrick Avenue Redevelopment Plan – Block 203, Lot 17, Qualifier C0003 and Block 206, Lots 1A and 2 through 15 (in the area of the north side of Patrick Avenue and Route 287) in the Township, to the Township Planning Board for review and comment pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, et seq.
b. An Ordinance Authorizing the Acquisition of Easements for the Brotherhood Street Improvement Project on Properties Identified on the Tax Maps of the
Township of Edison as Block 20-A, Lot 4; Block 20-A, Lot 5; Block 20-A, Lot 6; Block 20-A, Lot 57; Block 20-B, Lot 1-A; Block 20-B, Lot 2-A; and on the Tax Maps of the Piscataway Township as Block 8802, Lot 3.02 by Exercise of the Power of Eminent Domain.

12. FROM THE DEPARTMENT OF PUBLIC WORKS:
   a. Resolution Awarding of Contract/Purchase Order to Bayshore for the Recycling of the Township Recyclables ($605,000.00)

13. FROM THE DEPARTMENT OF WATER & SEWER:
   a. Resolution accepting Quotes and Awarding an Emergency Contract/Purchase Order to Core & Main for Seven (7) Hydrant Meter Backflows ($29,750.00)
   b. Resolution authorizing Mott Macdonald to Provide Professional Engineering Services in connection with the Edison Township’s Water and Sewer Systems for the year 2020 (not to exceed $250,000.00)

14. FROM THE CHIEF OF FIRE:

15. FROM THE CHIEF OF POLICE:
   a. Resolution authorizing the sale of abandoned vehicles.

16. DISCUSSION ITEMS:

   Councilmember Brescher
   a. None

   Councilmember Coyle
   a. None

   Councilmember Diehl
   a. None

   Councilmember Gomez
   a. None

   Councilmember Joshi
   a. None

   Councilmember Patil
   a. None

   Councilmember Ship-Freeman
   a. None
17. ADJOURNMENT
RESOLUTION R.001-012020

AUTHORIZING THE ADOPTION OF A CASH MANAGEMENT PLAN FOR THE TOWNSHIP OF EDISON

WHEREAS, Chapter 148 of the Public Laws of 1997 requires the Governing Body to adopt an annual Cash Management Plan; and

WHEREAS, the following banks are authorized depositories for Municipal Funds consistent with the Governmental Unit Depository Protection Act and may be used by the Chief Financial Officer for the deposit of Township funds:

- TD Bank – North Edison, NJ
- Bank of New York/Chase, National Community Division, Edison, NJ
- Capital One Bank/North Fork Bank, Edison, NJ
- Provident Bank, Edison, NJ
- PNC Bank, Edison, NJ
- Bank of America, Edison, NJ
- Columbia Savings Bank, Edison, NJ
- Metuchen Savings Bank, Metuchen, NJ
- Ocean First Bank, Monroe, NJ
- Valley National Bank, So. Plainfield, NJ
- Investor’s Savings Bank, Edison, NJ
- State of New Jersey, Cash Management Fund
- U.S. Bank, Morristown, NJ
- Fulton Bank of NJ, Edison, NJ
- Unity Bank, Edison, NJ
- Indus American Bank, Iselin, NJ
- J.P. Morgan Chase Bank

, and

WHEREAS, the Chief Financial Officer is directed to use this cash management plan as a guide in depositing and investing the funds of the Township of Edison, and

WHEREAS, the following investments are permitted for use by the Chief Financial Officer:

1. Interest bearing bank accounts and certificates of deposit in authorized banks for deposit of local unit funds.
3. Any federal agency or instrumentality obligation authorized by Congress that matures within 397 days from the date of purchase, and has a fixed rate of interest not dependent on any index or external factors.
4. Bonds or other obligations of the local unit or school district of which the local unit is a part.
5. Any other obligations with maturities not exceeding 397 days, as permitted by the Division of Investments of the Department of the Treasury for investment by local units.
6. Local government investment pools which comply with N.J.S.A. 40A:5-15.1 (e) and conditions set by the Division of Local Government Services.
7. New Jersey State Cash Management Fund.

WHEREAS, the priority of investment policies shall be, in order of descending importance: security, liquidity, and yield with funds managed to meet the Township of Edison’s cash flow needs.

NOW, THEREFORE, IT IS RESOLVED by the Council of the Township of Edison, Middlesex County, New Jersey that the foregoing shall serve as the cash management plan of the Township of Edison for the year 2020.
RESOLUTION R.002-012020

BE IT RESOLVED, by the Municipal Council of the Township of Edison that the following are hereby designated as the official newspapers of Edison Township for the purpose of publication of all legal notices, to the extent permitted by law, and to the extent each publication complies with the legal requirements for official newspapers for municipalities:

The Home News Tribune, Neptune, New Jersey
The Star Ledger, Newark, New Jersey
The Sentinel, Freehold, New Jersey
Gujarat Samachar, Edison, New Jersey
Desi Talk, Jersey City, New Jersey
News India Times, Jersey City, New Jersey
RESOLUTION R.003-012020

Fixing Rate of Interest, Grace Period, and Year End Penalty for Tax and Sewer

WHEREAS, pursuant to N.J.S.A. 54:4-66.1, taxes in municipalities operating under a calendar based fiscal year shall be payable for the first quarterly installment of the year on February 1, for the second quarterly installment on May 1, for the third quarterly installment on August 1, and for the fourth quarterly installment on November 1; and

WHEREAS, N.J.S.A. 54:4-67 provides that the governing body may fix the rate of interest to be charged for the non-payment of taxes, assessments &/or other municipal liens or charges; and

WHEREAS, N.J.S.A. 54:4-67(a), further provides that taxes shall not be subject to interest charges if payment of any installment is made within the tenth calendar day following the date upon which the same became payable; and

WHEREAS, N.J.S.A. 54:4-67 (c), provides that within the current fiscal year if any delinquency is in excess to $10,000.00, a penalty not to exceed 6% may be charged; and

NOW, THEREFORE BE IT RESOLVED, by the Municipal Council of the Township of Edison, that in accordance with N.J.S.A. 54:4-66 et seq, the rate of interest to be charged on delinquent taxes and all other municipal liens or charges for the first, second, third and fourth quarterly installments of year 2020 shall be eight percent (8%) per annum on the first $1,500.00 of delinquency and eighteen percent (18%) per annum on any amount in excess of $1,500.00 to be calculated from the date the tax was payable until the date of actual payment to the collector is received provided that no interest shall be charged if payment of any installment is made on or before the tenth calendar day following the date upon which same became payable; and

BE IT FURTHER RESOLVED, that the rate of interest on unpaid sewer utility for 2020 bills shall be eighteen percent (18%) per annum on any delinquency to be calculated from the date the bill was payable until the date of actual payment, provided that no interest shall be charged if payment of any bill is made within thirty (25) calendar days following the billing date or before the tenth calendar day following the date upon which same became payable, whichever is later; and

BE IT FURTHER RESOLVED, that the rate of interest on unpaid water utility for 2020 bills shall be eighteen percent (18%) per annum on any delinquency to be calculated from the date the bill was payable until the date of actual payment, provided that no interest shall be charged if payment of any bill is made within thirty (25) calendar days following the billing date or before the tenth calendar day following the date upon which same became payable, whichever is later; and

BE IT FURTHER RESOLVED, that a penalty of six percent (6%) be charged on all delinquent municipal charges in excess of $10,000.00 that are not paid prior to the end of 2020 calendar year.

January 8, 2020
EXPLANATION:  This Resolution awards a Professional Services Contract to McManimon, Scotland & Baumann, LLC and appoints William W. Northgrave, Esq. of the firm to represent the Township of Edison as Township Attorney.

WHEREAS, the Municipal Council (“Municipal Council”) of the Township of Edison (“Township”) has determined that it is in its best interests and those of Township residents to engage qualified legal counsel, and the Township is authorized pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. (“Local Contracts Law”) to contract for “professional services” as it may require; and

WHEREAS, McManimon, Scotland & Baumann, LLC (“Counsel”) has an excellent reputation in the area of municipal government, including, but not limited to, the areas of public finance, redevelopment, environmental law, and more particularly local unit general counsel services, and has extensive legal staff and resources and the multi-disciplinary practice necessary to handle any matter in the municipal arena and any other unanticipated legal issue which may arise from time to time in the Township; and

WHEREAS, William W. Northgrave, Esq., a partner at Counsel, has an excellent reputation in the area of municipal government, has practiced law for many years, has knowledge of the Township and has available supporting attorney staff at and through Counsel; and

WHEREAS, for these reasons the Mayor and the Municipal Council recommend William W. Northgrave, Esq. for the position of Township Attorney and seek to enter a contract for legal services with Counsel for 2020 (“Services Contract,” as attached hereto as Exhibit A) to provide for same; and

WHEREAS, the Local Contracts Law, more specifically N.J.S.A. 40A:11-5, allows for the awarding of a contract for “professional services” without public advertising for bids; and

WHEREAS, prior to the execution of the Services Contract, William W. Northgrave, Esq. will have completed and submitted a Business Entity Disclosure Certification, which certifies that no individual with a ten percent (10.0%) interest or larger in Counsel has made any reportable contributions to a political or candidate committee in the Municipal Council in the previous year, and that the Services Contract will prohibit an individual with a ten percent (10.0%) interest or larger in Counsel from making any reportable contributions through the term of the Services Contract, pursuant to N.J.S.A. 19:44A-20.4, et seq.; and

WHEREAS, the Services Contract is not awarded through a “fair and open process” pursuant to N.J.S.A. 19:44A-20.4, et seq.; and

WHEREAS, compensation for local unit general counsel services included under the Services Contract shall be rendered at the flat rate of $310,000.00, payable in twelve (12) monthly installments at the first Municipal Council meeting of each month, and shall include advising the Municipal Council; preparing routine resolutions and ordinances; rendering opinions; attending Municipal Council meetings and other matters as defined and delineated by Sections 2-71.2 thru 2.71.7 of the Township Code and the Services Contract; and

WHEREAS, compensation for the professional services outside of the scope of local unit general services, including, but not limited to, matters relating to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.; litigation; and bond and note financing, shall be billed at the blended hourly rate of $190.00 for attorneys, or other rates as provided in the Services Contract; and

WHEREAS, the Local Contracts Law requires that contracts awarded without competitive bid be authorized by resolution of the municipal governing body and that notice of the award of such contract be publicly advertised.
NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison, County of Middlesex, State of New Jersey, as follows:

1. The Mayor and Township Clerk are hereby authorized and directed to execute the Services Contract with Counsel, whereby William W. Northgrave, Esq. shall represent the Township as Township Attorney.

2. The Services Contract is awarded without competitive bidding as a “professional service” under the provisions of the Local Contracts Law, more specifically N.J.S.A. 40A:11-5, because the services in question are of a specialized, technical and professional nature.

3. A certificate showing the availability of funds for the Services Contract authorized hereby has been provided by the Chief Financial Officer of the Township and is made a part hereof indicating that the appropriation for the within expenditure is charged to the applicable accounts and is contingent upon the adoption of a temporary and/or permanent budget for the 2020 calendar year.

4. No payments in excess of the “not-to-exceed” amount of $310,000.00 will be approved, unless such services/expenditures are negotiated and agreed upon in advance of service delivery.

5. Any modification to the Services Contract shall be in writing and signed by both parties, and upon obtaining said signatures shall immediately become a part of the contract.

6. The Mayor of the Township may, upon ten (10) days written notice, and without cause, terminate the Services Contract.

7. The Services Contract shall, for all purposes, be deemed a New Jersey contract and any provisions of the Services Contract shall be governed and interpreted according to the laws of the State of New Jersey.

8. This Resolution shall take effect immediately.
RESOLUTION R.005-012020

Explanation: This Resolution awards a Professional Services Contract to Ruderman & Roth LLC and designates the firm to represent the Township of Edison as Township Labor Counsel.

WHEREAS, the Municipal Council ("Municipal Council") of the Township of Edison ("Township") has determined that it is in its best interests and those of Township residents to engage qualified legal counsel, and the Township is authorized pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. ("Local Contracts Law") to contract for "professional services" as it may require; and

WHEREAS, Ruderman & Roth LLC ("Counsel") has an excellent reputation in the area of employment law and has sufficient legal staff to handle employment law matters which may arise from time to time in the Township; and

WHEREAS, Allan C. Roth, Esq., managing member of Counsel, has an excellent reputation in the area of employment law, has practiced law for many years, has knowledge of the Township and has available supporting attorney staff at and through Counsel; and

WHEREAS, for these reasons the Mayor and the Municipal Council recommend Counsel for the position of Township Labor Counsel and seek to enter a contract for legal services with Counsel for 2020 ("Services Contract," as attached hereto as Exhibit A) to provide for same; and

WHEREAS, the Local Contracts Law, more specifically N.J.S.A. 40A:11-5, allows for the awarding of a contract for "professional services" without public advertising for bids; and

WHEREAS, prior to the execution of the Services Contract, Allan C. Roth, Esq. will have completed and submitted a Business Entity Disclosure Certification, which certifies that no individual with a ten percent (10.0%) interest or larger in Counsel has made any reportable contributions to a political or candidate committee in the Municipal Council in the previous year, and that the Services Contract will prohibit an individual with a ten percent (10.0%) interest or larger in Counsel from making any reportable contributions through the term of the Services Contract, pursuant to N.J.S.A. 19:44A-20.4, et seq.; and

WHEREAS, the Services Contract is not awarded through a "fair and open process" pursuant to N.J.S.A. 19:44A-20.4, et seq.; and

WHEREAS, the legal services under the Services Contract may include, but are not limited to, representation as to general personnel advice, employment disputes, labor negotiations, litigation defense, layoffs and privatization efforts, subject to the discretion and direction of the Township Attorney; and

WHEREAS, compensation for employment law services included under the Services Contract shall be rendered at the hourly rate of $150.00 per hour, payable monthly, as set forth in the Services Contract; and

WHEREAS, the Local Contracts Law requires that contracts awarded without competitive bid be authorized by resolution of the municipal governing body and that notice of the award of such contract be publicly advertised.

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

1. The Mayor and Township Clerk are hereby authorized and directed to execute the Services Contract with Counsel for its representation of the Township as Township Labor Counsel.
2. The Services Contract is awarded without competitive bidding as a “professional service” under the provisions of the Local Contracts Law, more specifically N.J.S.A. 40A:11-5, because the services in question are of a specialized, technical and professional nature.

3. A certificate showing the availability of funds for the Services Contract authorized hereby has been provided by the Chief Financial Officer of the Township and is made a part hereof indicating that the appropriation for the within expenditure is charged to the applicable accounts and is contingent upon the adoption of a temporary and/or permanent budget for the 2020 calendar year.

4. No payments in excess of the “not-to-exceed” amount of $200,000.00 will be approved, unless such services/expenditures are negotiated and agreed upon in advance of service delivery.

5. Any modification to the Services Contract shall be in writing and signed by both parties, and upon obtaining said signatures shall immediately become a part of the contract.

6. The Mayor of the Township may, upon ten (10) days written notice, and without cause, terminate the Services Contract.

7. The Services Contract shall, for all purposes, be deemed a New Jersey contract and the provisions of the Services Contract shall be governed and interpreted according to the laws of the State of New Jersey.

8. Counsel shall report directly to the Township Attorney, who will be the chief contact at the Township.

9. Counsel shall notify the Township Attorney when eighty percent (80%) of the “not-to-exceed” amount is attained.

10. This Resolution shall take effect immediately.
RESOLUTION R.006-012020

EXPLANATION: This Resolution awards a Professional Services Contract to Apruzzese, McDermott, Mastro & Murphy, P.C. and designates the firm to represent the Township of Edison as Special Labor Counsel.

WHEREAS, the Municipal Council (“Municipal Council”) of the Township of Edison (“Township”) has determined that it is in its best interests and those of Township residents to engage qualified legal counsel, and the Township is authorized pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. (“Local Contracts Law”) to contract for “professional services” as it may require; and

WHEREAS, Apruzzese, McDermott, Mastro & Murphy, P.C. (“Counsel”) has an excellent reputation in the area of labor law and has sufficient legal staff to handle such matters which may arise from time to time in the Township; and

WHEREAS, Arthur R. Thibault, Jr., Esq., of the firm has an excellent reputation in the area of labor law, has practiced law for many years, has knowledge of the Township and has available supporting attorney staff at and through Counsel; and

WHEREAS, for these reasons the Mayor and the Municipal Council recommend Counsel for the position of Special Labor Counsel and seek to enter a contract for legal services with Counsel for 2020 (“Services Contract”), substantially in the form attached hereto as Exhibit A, to provide for the representation of the Township with respect to collective bargaining negotiations; and

WHEREAS, the Local Contracts Law, more specifically N.J.S.A. 40A:11-5, allows for the awarding of a contract for “professional services” without public advertising for bids; and

WHEREAS, prior to the execution of the Services Contract, Arthur R. Thibault, Esq. will have completed and submitted a Business Entity Disclosure Certification, which certifies that no individual with a ten percent (10.0%) interest or larger in Counsel has made any reportable contributions to a political or candidate committee of the Municipal Council in the previous year, and that the Services Contract will prohibit an individual with a ten percent (10.0%) interest or larger in Counsel from making any reportable contributions through the term of the Services Contract, pursuant to N.J.S.A. 19:44A-20.5, et seq.; and

WHEREAS, the Services Contract is not awarded through a “fair and open process” pursuant to N.J.S.A. 19:44A-20.5, et seq.; and

WHEREAS, the legal services under the Services Contract may include, but are not limited to, representation as to collective bargaining negotiations, subject to the discretion and direction of the Township Attorney; and

WHEREAS, compensation for special labor counsel services included under the Services Contract shall be rendered at the hourly rate of $205.00 per hour for attorneys, payable monthly, and as further set forth in the Services Contract; and

WHEREAS, the Local Contracts Law requires that contracts awarded without competitive bid be authorized by resolution of the municipal governing body and that notice of the award of such contract be publicly advertised.

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

9. The aforementioned recitals are incorporated herein as though fully set forth at length.
10. The Mayor and Township Clerk are hereby authorized and directed to execute the Services Contract with Counsel for its representation of the Township as Special Labor Counsel.

11. The Services Contract is awarded without competitive bidding as a “professional service” under the provisions of the Local Contracts Law, more specifically N.J.S.A. 40A:11-5, because the services in question are of a specialized, technical and professional nature.

12. A certificate showing the availability of funds for the Services Contract authorized hereby has been provided by the Chief Financial Officer of the Township and is made a part hereof indicating that the appropriation for the within expenditure is charged to the applicable accounts and is contingent upon the adoption of a temporary and/or permanent budget for the 2020 calendar year.

13. No payments in excess of the “not-to-exceed” amount of $30,000.00 will be approved, unless such services/expenditures are negotiated and agreed upon in advance of service delivery.

14. Any modification to the Services Contract shall be in writing and signed by both parties, and upon obtaining said signatures shall immediately become a part of the contract.

15. The Mayor of the Township may, upon ten (10) days written notice, and without cause, terminate the Services Contract.

16. In accordance with N.J.S.A. 40A:11-5 of the Local Contracts Law, the Municipal Council hereby directs the Township Clerk to publish once in the official newspaper of the Township, a brief notice, stating the nature, duration, service and amount of the Services Contract authorized for execution herein, which notice shall state that a copy of this Resolution and the Services Contract are on file and available for public inspection in the office of the Township Clerk.

17. The Services Contract shall, for all purposes, be deemed a New Jersey contract and the provisions of the Services Contract shall be governed and interpreted according to the laws of the State of New Jersey.

18. Counsel shall report directly to the Township Attorney, who will be the chief contact at the Township.

19. Counsel shall notify the Township Attorney when eighty percent (80%) of the “not-to-exceed” amount is attained.

20. This Resolution shall take effect immediately.
RESOLUTION R.007-012020

RESOLUTION AWARDING A PROFESSIONAL SERVICES CONTRACT TO MASER CONSULTING P.A. TO PROVIDE GENERAL ENGINEERING SERVICES FOR THE PERIOD FROM JANUARY 1, 2020 TO DECEMBER 31, 2020, TO THE TOWNSHIP OF EDISON

WHEREAS, there exists a need for engineering services in the Township of Edison (the “Township”); and

WHEREAS, Maser Consulting P.A. (”Company”) is skilled at and experienced in performing municipal engineering services, and

WHEREAS, the Township is authorized pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. (“Local Contracts Law”) to contract for “professional services” as it may require; and

WHEREAS, the municipal council of the Township (“Municipal Council”) seeks to authorize the Company to provide municipal engineering services to the Township from January 1, 2020 until December 31, 2020, and any other services as may be reasonably required to effectuate same, pursuant to their proposal; and

WHEREAS, the Local Contracts Law, more specifically N.J.S.A. 40A:11-5, allows for the awarding of a contract for “professional services” without public advertising for bids; and

WHEREAS, prior to the execution of the Services Contract, the Company will have completed and submitted a Business Entity Disclosure Certification to the Township, which certifies that no individual with a ten percent (10%) interest or larger in the Company has made any reportable contributions to a political or candidate committee in the Municipal Council in the previous year, and that the Services Contract will prohibit an individual with a ten percent (10%) interest or larger in the Company from making any reportable contributions through the term of the Services Contract, pursuant to N.J.S.A. 19:44A-20.4, et seq.; and

WHEREAS, the Services Contract shall not be awarded through a “fair and open process” pursuant to N.J.S.A. 19:44A-20.4, et seq.; and

WHEREAS, compensation to the Company for engineering and related services shall be paid pursuant to the Services Contract, and not to exceed One Hundred Eighty Thousand Dollars ($180,000.00); and

WHEREAS, the Local Contracts Law requires that contracts awarded without competitive bid be authorized by resolution of the municipal governing body and that notice of the award of such contract be publicly advertised.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length herein.

2. The Municipal Council hereby authorizes the Company to perform municipal engineering services to the Township from January 2020 until December 2020, and any other services as may be reasonably required to effectuate same pursuant to the Services Contract.

3. The contract for services described in the Services Proposal is awarded without competitive bidding as a “professional service” under the provisions of the Local Contracts Law, more specifically N.J.S.A. 40A:11-5, because the services in question are of a specialized, technical and professional nature.

4. In accordance with N.J.S.A. 40A:11-5 of the Local Contracts Law, the Municipal Council hereby directs the Township Clerk to publish once in the official newspaper of the Township, a brief notice, stating the nature, duration, service and amount of the contract for services authorized for execution herein, which notice shall state that a copy of this Resolution and the contract for services is on file and available for public inspection in the office of the Township Clerk.
5. The contract for services has been awarded as a non-fair and open contract pursuant to *N.J.S.A.* 19:44A-20.5 without competitive bidding. Total compensation to be paid under the contract for services will exceed $17,500.

6. A copy of this Resolution, the contract for services and the Company’s completed Business Entity Disclosure Certification shall be available for inspection in the office of the Township Clerk.

7. This Resolution shall take effect immediately
RESOLUTION R.008-012020

EXPLANATION: This Resolution names and authorizes the Township Engineer to execute treatment works approval (TWA) applications and temporary discharge approval (TDA) applications on behalf of the Township of Edison for the purpose of approval of sanitary sewer extensions and/or temporary discharge approvals to Edison’s sanitary sewer system.

WHEREAS, under certain parameters promulgated by the New Jersey Department of Environmental Protection (“NJDEP”), it is necessary that an application be submitted with an Edison Township endorsement to the aforesaid agency for treatment works approvals and/or extensions to the Edison Township sanitary sewer system; and

WHEREAS, pursuant to State Law, it is a requirement that the applicants gain approval of the aforementioned Edison Township sanitary sewer system extension from the Middlesex County Utilities Authority (“MCUA”) and the New Jersey Department of Environmental Protection (“NJDEP”); and

WHEREAS, the required approval for the Edison Township sanitary sewer extensions, and/or temporary discharges to the Edison Township sanitary sewer system, will not be approved unless the applications bear the signature of the Edison Township Engineer, Carl P. O’Brien, P.E., to indicate his approval.

NOW, THEREFORE, BE IT RESOLVED, by Municipal Council of the Township of Edison that the Edison Township Engineer, Carl P. O’Brien, P.E., be and is hereby authorized to sign the required applications for treatment works approval (“TWA”) for extensions to the Edison Township sanitary sewer system, and for applications for temporary discharge approval (“TDA”), as the case may be, for submission to the MCUA and/or the NJDEP.
RESOLUTION R.009-012020

EXPLANATION: This Resolution awards a Professional Services Contract to James P. Nolan & Associates and designates the firm to represent the Township of Edison as Tax Appeal Counsel, and, if the need should arise, Special Counsel.

WHEREAS, the Municipal Council (“Municipal Council”) of the Township of Edison (“Township”) has determined that it is in its best interests and those of Township residents to engage qualified legal counsel, and the Township is authorized pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. (“Local Contracts Law”) to contract for “professional services” as it may require; and

WHEREAS, James P. Nolan & Associates (“Counsel”) has an excellent reputation in the area of tax appeal law and has sufficient legal staff to handle tax appeal matters which may arise from time to time in the Township; and

WHEREAS, James P. Nolan, Jr., Esq., managing member of Counsel, has an excellent reputation in the area of tax appeals, has practiced law for many years, has knowledge of the Township and has available supporting attorney staff at and through Counsel; and

WHEREAS, for these reasons the Mayor and the Municipal Council recommend Counsel for the position of Township Tax Appeal Counsel, and, if the need should arise, Township Special Counsel for matters where a conflict arises or other matters as they may arise, and seek to enter a contract for legal services with Counsel for 2020 (“Services Contract,” as attached hereto as Exhibit A) to provide for same; and

WHEREAS, the Local Contracts Law, more specifically N.J.S.A. 40A:11-5, allows for the awarding of a contract for “professional services” without public advertising for bids; and

WHEREAS, prior to the execution of the Services Contract, James P. Nolan, Jr., Esq. will have completed and submitted a Business Entity Disclosure Certification, which certifies that no individual with a ten percent (10.0%) interest or larger in Counsel has made any reportable contributions to a political or candidate committee in the Municipal Council in the previous year, and that the Services Contract will prohibit an individual with a ten percent (10.0%) interest or larger in Counsel from making any reportable contributions through the term of the Services Contract, pursuant to N.J.S.A. 19:44A-20.4, et seq.; and

WHEREAS, the Services Contract is not awarded through a “fair and open process” pursuant to N.J.S.A. 19:44A-20.4, et seq.; and

WHEREAS, the legal services under the Services Contract may include, but are not limited to, representation as to tax appeals and special litigation matters, subject to the discretion and direction of the Township Attorney; and

WHEREAS, compensation for employment law services included under the Services Contract shall be rendered at the hourly rate of $140.00 per hour, payable monthly, as set forth in the Services Contract; and

WHEREAS, the Local Contracts Law requires that contracts awarded without competitive bid be authorized by resolution of the municipal governing body and that notice of the award of such contract be publicly advertised.

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

1. The Mayor and Township Clerk are hereby authorized and directed to execute the Services Contract with Counsel for its representation of the Township as Township Tax Appeal Counsel, and, if the need should arise, Township Special Counsel.
2. The Services Contract is awarded without competitive bidding as a "professional service" under the provisions of the Local Contracts Law, more specifically N.J.S.A. 40A:11-5, because the services in question are of a specialized, technical and professional nature.

3. A certificate showing the availability of funds for the Services Contract authorized hereby has been provided by the Acting Chief Financial Officer of the Township and is made a part hereof indicating that the appropriation for the within expenditure is charged to the applicable accounts and is contingent upon the adoption of a temporary and/or permanent budget for the 2020 calendar year.

4. No payments in excess of the “not-to-exceed” amount of $190,000.00 will be approved, unless such services/expenditures are negotiated and agreed upon in advance of service delivery.

5. Any modification to the Services Contract shall be in writing and signed by both parties, and upon obtaining said signatures shall immediately become a part of the contract.

6. The Mayor of the Township may, upon ten (10) days written notice, and without cause, terminate the Services Contract.

7. The Services Contract shall, for all purposes, be deemed a New Jersey contract and the provisions of the Services Contract shall be governed and interpreted according to the laws of the State of New Jersey.

8. Counsel shall report directly to the Township Attorney, who will be the chief contact at the Township.

9. Counsel shall notify the Township Attorney when eighty percent (80%) of the “not-to-exceed” amount is attained.

10. This Resolution shall take effect immediately.
RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT TO HODULIK AND MORRISON, P.A., A DIVISION OF PKF O’CONNOR DAVIES FOR INDEPENDENT AUDITOR SERVICES TO THE TOWNSHIP FOR THE AUDIT OF FISCAL YEAR 2019 AND ADDITIONAL SERVICES AS NEEDED IN 2020

WHEREAS, the Township is in need of auditing services as well as additional accounting/finance services; and

WHEREAS, the Township recommends Hodulik and Morrison, P.A., a Division of PKF O’Connor Davies, 20 Commerce Drive, Cranford, NJ 07016 for the position of Township Auditor; and

WHEREAS; Hodulik and Morrison, P.A, a Division of PKF O’Connor Davies, has submitted a proposal to provide such services at the amount of $114,800.00 for the fiscal 2019 audit, as well as an amount not to exceed $50,000.00 for additional services needed in 2020; and

WHEREAS, Hodulik and Morrison, P.A a Division of PKF O’Connor Davies, hourly rates are $150.00 per hour for Partner, $145.00 per hour for Manager, $120.00 per hour for Senior Associate and $110.00 per hour for Associate; and

WHEREAS, such services are professional services which, pursuant to N.J.S.A. 40A:11-5, may be awarded without competitive bidding; and

WHEREAS, this Contract is not awarded through a “fair and open process” pursuant to N.J.S.A. 19:44A-20.5, et seq.; and

WHEREAS, before entering into a contract, Hodulik and Morrison, P.A., a Division of PKF O’Connor Davies will have 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., a Division of PKF O’Connor Davies from making any reportable contributions through the term of this one year contract; and

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

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

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

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

1. The Township is hereby authorized to execute contracts and any other necessary documents, with Hodulik and Morrison, P.A., a Division of PKF O’Connor Davies, 20 Commerce Drive, Cranford, NJ 07016, in the total amount not to exceed $164,800.00 ($114,800.00 for the fiscal year 2019 audit, and not to exceed $50,000.00 for additional services as needed in 2020), as set forth above.

2. This contract is awarded pursuant to N.J.S.A. 40A:11-5 and 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.

4. The Township Clerk shall advertise notice of this action in a legal newspaper pursuant to N.J.S.A. 40A:11-1, et seq. and in compliance with the Local Public Contracts Law guidelines.
EXPLANATION: This Resolution awards a Professional Services Contract to Cleary, Giacobbe, Alfieri, Jacobs LLC and designates the firm to represent the Township of Edison as Special Labor Counsel.

WHEREAS, the Municipal Council (“Municipal Council”) of the Township of Edison (“Township”) has determined that it is in its best interests and those of Township residents to engage qualified legal counsel, and the Township is authorized pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. (“Local Contracts Law”) to contract for “professional services” as it may require; and

WHEREAS, Cleary, Giacobbe, Alfieri, Jacobs LLC (“Counsel”) has an excellent reputation in the area of labor law and has sufficient legal staff to handle such matters which may arise from time to time in the Township; and

WHEREAS, Matthew J. Giacobbe, Esq., of the firm has an excellent reputation in the area of labor law, has practiced law for many years, has knowledge of the Township and has available supporting attorney staff at and through Counsel; and

WHEREAS, for these reasons the Mayor and the Municipal Council recommend Counsel for the position of Special Labor Counsel and seek to enter a contract for legal services with Counsel for 2020 (“Services Contract,” a copy of which is attached hereto as Exhibit A) to provide for the representation of the Township with respect to collective bargaining negotiations; and

WHEREAS, the Local Contracts Law, more specifically N.J.S.A. 40A:11-5, allows for the awarding of a contract for “professional services” without public advertising for bids; and

WHEREAS, prior to the execution of the Services Contract, Matthew J. Giacobbe, Esq. will have completed and submitted a Business Entity Disclosure Certification, which certifies that no individual with a ten percent (10.0%) interest or larger in Counsel has made any reportable contributions to a political or candidate committee of the Municipal Council in the previous year, and that the Services Contract will prohibit an individual with a ten percent (10.0%) interest or larger in Counsel from making any reportable contributions through the term of the Services Contract, pursuant to N.J.S.A. 19:44A-20.5, et seq.; and

WHEREAS, the Services Contract is not awarded through a “fair and open process” pursuant to N.J.S.A. 19:44A-20.5, et seq.; and

WHEREAS, the legal services under the Services Contract may include, but are not limited to, representation as to collective bargaining negotiations, subject to the discretion and direction of the Township Attorney; and

WHEREAS, compensation for special labor counsel services included under the Services Contract shall be rendered at the hourly rate of $165.00 per hour for attorneys, payable monthly, and as further set forth in the Services Contract; and

WHEREAS, the Local Contracts Law requires that contracts awarded without competitive bid be authorized by resolution of the municipal governing body and that notice of the award of such contract be publicly advertised.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.

2. The Mayor and Township Clerk are hereby authorized and directed to execute the Services Contract with Counsel for its representation of the Township as Special Labor Counsel.
3. The Services Contract is awarded without competitive bidding as a “professional service” under the provisions of the Local Contracts Law, more specifically N.J.S.A. 40A:11-5, because the services in question are of a specialized, technical and professional nature.

4. A certificate showing the availability of funds for the Services Contract authorized hereby has been provided by the Chief Financial Officer of the Township and is made a part hereof indicating that the appropriation for the within expenditure is charged to the applicable accounts and is contingent upon the adoption of a temporary and/or permanent budget for the 2020 calendar year.

5. No payments in excess of the “not-to-exceed” amount of $75,000.00 will be approved, unless such services/expenditures are negotiated and agreed upon in advance of service delivery.

6. Any modification to the Services Contract shall be in writing and signed by both parties, and upon obtaining said signatures shall immediately become a part of the contract.

7. The Mayor of the Township may, upon ten (10) days written notice, and without cause, terminate the Services Contract.

8. In accordance with N.J.S.A. 40A:11-5 of the Local Contracts Law, the Municipal Council hereby directs the Township Clerk to publish once in the official newspaper of the Township a brief notice, stating the nature, duration, service and amount of the Services Contract authorized for execution herein, which notice shall state that a copy of this Resolution and the Services Contract are on file and available for public inspection in the office of the Township Clerk.

9. The Services Contract shall, for all purposes, be deemed a New Jersey contract and the provisions of the Services Contract shall be governed and interpreted according to the laws of the State of New Jersey.

10. Counsel shall report directly to the Township Attorney, who will be the chief contact at the Township.

11. Counsel shall notify the Township Attorney when eighty percent (80%) of the “not-to-exceed” amount is attained.

12. This Resolution shall take effect immediately.
RESOLUTION R.012-012020

EXPLANATION: This Resolution awards a Professional Services Contract to McCusker, Anselmi, Rosen & Carvelli, P.C. and designates the firm to represent the Township of Edison as counsel to the Municipal Council.

WHEREAS, the Municipal Council (“Municipal Council”) of the Township of Edison (“Township”) has determined that it is in its best interests and those of Township residents to engage qualified legal counsel, and the Township is authorized pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. (“Local Contracts Law”) to contract for “professional services” as it may require; and

WHEREAS, McCusker, Anselmi, Rosen & Carvelli, P.C. (“Counsel”) has an excellent reputation in the area of municipal government and has sufficient legal staff to handle such matters which may arise from time to time in the Township; and

WHEREAS, John L. Shahdanian II, Esq., of the firm has an excellent reputation in the area of municipal government, has practiced law for many years, has knowledge of the Township and has available supporting attorney staff at and through Counsel; and

WHEREAS, for these reasons the Mayor and the Municipal Council recommend Counsel for the position of Counsel to the Municipal Council and seek to enter a contract for legal services with Counsel for 2020 (“Services Contract,” a copy of which is attached hereto as Exhibit A) to provide for the representation of the Township with respect to collective bargaining negotiations; and

WHEREAS, the Local Contracts Law, more specifically N.J.S.A. 40A:11-5, allows for the awarding of a contract for “professional services” without public advertising for bids; and

WHEREAS, prior to the execution of the Services Contract, John L. Shahdanian, Esq. will have completed and submitted a Business Entity Disclosure Certification, which certifies that no individual with a ten percent (10.0%) interest or larger in Counsel has made any reportable contributions to a political or candidate committee of the Municipal Council in the previous year, and that the Services Contract will prohibit an individual with a ten percent (10.0%) interest or larger in Counsel from making any reportable contributions through the term of the Services Contract, pursuant to N.J.S.A. 19:44A-20.5, et seq.; and

WHEREAS, the Services Contract is not awarded through a “fair and open process” pursuant to N.J.S.A. 19:44A-20.5, et seq.; and

WHEREAS, the legal services under the Services Contract may include, but are not limited to, attendance at all Municipal Council meetings and any additional legal services as directed by the Municipal Council or the Township Attorney; and

WHEREAS, compensation for services included under the Services Contract shall be flat fee of Forty Five Thousand Dollars ($45,000.00) for attendance at all Council meetings, and such additional legal services as requested to not exceed a combined One Hundred Thousand Dollars ($100,000.00), rendered at the blended hourly rate of $185.00 per hour for attorneys, payable monthly, and as further set forth in the Services Contract; and

WHEREAS, the Local Contracts Law requires that contracts awarded without competitive bid be authorized by resolution of the municipal governing body and that notice of the award of such contract be publicly advertised.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Mayor and Township Clerk are hereby authorized and directed to execute the Services Contract with Counsel for its representation of the Township as Counsel to the Municipal Council.

3. The Services Contract is awarded without competitive bidding as a “professional service” under the provisions of the Local Contracts Law, more specifically N.J.S.A. 40A:11-5, because the services in question are of a specialized, technical and professional nature.

4. A certificate showing the availability of funds for the Services Contract authorized hereby has been provided by the Chief Financial Officer of the Township and is made a part hereof indicating that the appropriation for the within expenditure is charged to the applicable accounts and is contingent upon the adoption of a temporary and/or permanent budget for the 2020 calendar year.

5. No payments in excess of the “not-to-exceed” amount of One Hundred Thousand Dollars ($100,000.00) will be approved, unless such services/expenditures are negotiated and agreed upon in advance of service delivery.

6. Any modification to the Services Contract shall be in writing and signed by both parties, and upon obtaining said signatures shall immediately become a part of the contract.

7. The Mayor of the Township may, upon ten (10) days written notice, and without cause, terminate the Services Contract.

8. In accordance with N.J.S.A. 40A:11-5 of the Local Contracts Law, the Municipal Council hereby directs the Township Clerk to publish once in the official newspaper of the Township a brief notice, stating the nature, duration, service and amount of the Services Contract authorized for execution herein, which notice shall state that a copy of this Resolution and the Services Contract are on file and available for public inspection in the office of the Township Clerk.

9. The Services Contract shall, for all purposes, be deemed a New Jersey contract and the provisions of the Services Contract shall be governed and interpreted according to the laws of the State of New Jersey.

10. Counsel shall report directly to the Township Attorney, who will be the chief contact at the Township.

11. Counsel shall notify the Township Attorney when eighty percent (80%) of the “not-to-exceed” amount is attained.

12. This Resolution shall take effect immediately.
EXPLANATION: This Resolution is for the Municipal Council to provide its consent to the Mayor’s appointment of Suzanne Cason O’Neill, Township resident, to serve a five (5) year term on the Township of Edison Library Board of Trustees.

EDISON TOWNSHIP

RESOLUTION________________

WHEREAS, the Township of Edison (“Township”) has established a free public library operated by a board of trustees (the “Board of Trustees”); and

WHEREAS, the Board of Trustees shall be comprised of nine (9) members, consisting of seven (7) citizens of the Township to be appointed by the Mayor pursuant to the Code of the Township of Edison (“Township Code”) at Section 2-97.1; and

WHEREAS, the Municipal Council shall provide its consent to any appointment made by the Mayor to the Board of Trustees pursuant to N.J.S.A. 40:54-9 and the Code of the Township of Edison (“Township Code”) at Section 2-97.1;

WHEREAS, Township resident Suzanne Cason O’Neill has applied to serve as a member of the Board of Trustees and the Mayor desires to appoint Township resident Suzanne Cason O’Neill for a five (5) year term; and

WHEREAS, the Municipal Council desires to provide its consent for Township resident Suzanne Cason O’Neill to serve on the Board of Trustees for a five (5) year term.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.

2. The Township Council hereby provides its consent to the Mayor’s appointment of Suzanne Cason O’Neill, Township resident, to the Board of Trustees for a five (5) year term pursuant to N.J.S.A. 40:54-9 and Township Code Section 2-97.1.

3. This Resolution shall take effect immediately.
EXPLANATION: This Resolution is for the Municipal Council to provide its consent to the Mayor’s appointment of Lisa Krauze, Township resident, to serve a five (5) year term on the Township of Edison Library Board of Trustees.

EDISON TOWNSHIP

RESOLUTION__________________

WHEREAS, the Township of Edison (“Township”) has established a free public library operated by a board of trustees (the “Board of Trustees”); and

WHEREAS, the Board of Trustees shall be comprised of nine (9) members, consisting of seven (7) citizens of the Township to be appointed by the Mayor pursuant to the Code of the Township of Edison (“Township Code”) at Section 2-97.1; and

WHEREAS, the Municipal Council shall provide its consent to any appointment made by the Mayor to the Board of Trustees pursuant to N.J.S.A. 40:54-9 and the Code of the Township of Edison (“Township Code”) at Section 2-97.1;

WHEREAS, Township resident Lisa Krauze has applied to serve as a member of the Board of Trustees and the Mayor desires to appoint Township resident Lisa Krauze for a five (5) year term; and

WHEREAS, the Municipal Council desires to provide its consent for Township resident Lisa Krauze to serve on the Board of Trustees for a five (5) year term.

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

4. The aforementioned recitals are incorporated herein as though fully set forth at length.

5. The Township Council hereby provides its consent to the Mayor’s appointment of Lisa Krauze, Township resident, to the Board of Trustees for a five (5) year term pursuant to N.J.S.A. 40:54-9 and Township Code Section 2-97.1.

6. This Resolution shall take effect immediately.
EXPLANATION: This Resolution is for the Municipal Council to provide its consent to the Mayor’s appointment of Maureen Ruane, Township Business Administrator, to serve a one (1) year term as the Mayor’s representative on the Township of Edison Library Board of Trustees.

EDISON TOWNSHIP

RESOLUTION________________________

WHEREAS, the Township of Edison ("Township") has established a free public library operated by a board of trustees (the "Board of Trustees"); and

WHEREAS, the Board of Trustees shall be comprised of nine (9) members, one (1) of whom shall be the Mayor or other chief executive of the municipality, pursuant to N.J.S.A. 40:54-9; and

WHEREAS, the Municipal Council shall provide its consent to any appointment made by the Mayor to the Board of Trustees pursuant to N.J.S.A. 40:54-9 and the Code of the Township of Edison ("Township Code") at Section 2-97.1;

WHEREAS, the Mayor desires to appoint, for a one (1) year term, Maureen Ruane, Township Business Administrator, as the Mayor’s representative on the Board of Trustees; and

WHEREAS, the Municipal Council desires to provide its consent for Maureen Ruane, Township Business Administrator, to serve as the Mayor’s representative on the Board of Trustees for a one (1) year term.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.

2. The Township Council hereby provides its consent to the Mayor’s appointment of Maureen Ruane, Township Business Administrator, as the Mayor’s representative on the Board of Trustees for a one (1) year term pursuant to N.J.S.A. 40:54-9 and Township Code Section 2-97.1.

3. This Resolution shall take effect immediately.
EXPLANATION: This Resolution is for the Municipal Council to provide its consent to the Mayor’s appointment of Patricia Massey, Township resident, to serve a five (5) year term on the Township of Edison Library Board of Trustees.

EDISON TOWNSHIP

RESOLUTION________________

WHEREAS, the Township of Edison ("Township") has established a free public library operated by a board of trustees (the “Board of Trustees”); and

WHEREAS, the Board of Trustees shall be comprised of nine (9) members, consisting of seven (7) citizens of the Township to be appointed by the Mayor pursuant to the Code of the Township of Edison ("Township Code") at Section 2-97.1; and

WHEREAS, the Municipal Council shall provide its consent to any appointment made by the Mayor to the Board of Trustees pursuant to N.J.S.A. 40:54-9 and the Code of the Township of Edison (“Township Code”) at Section 2-97.1;

WHEREAS, Township resident Patricia Massey has applied to serve as a member of the Board of Trustees and the Mayor desires to appoint Township resident Patricia Massey for a five (5) year term; and

WHEREAS, the Municipal Council desires to provide its consent for Township resident Patricia Massey to serve on the Board of Trustees for a five (5) year term.

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

7. The aforementioned recitals are incorporated herein as though fully set forth at length.

8. The Township Council hereby provides its consent to the Mayor’s appointment of Patricia Massey, Township resident, to the Board of Trustees for a five (5) year term pursuant to N.J.S.A. 40:54-9 and Township Code Section 2-97.1.

9. This Resolution shall take effect immediately.
EXPLANATION: This Resolution is for the Municipal Council to provide its consent to the Mayor’s appointment of Fiona D. Meade, Township resident, to serve the remainder of an unexpired five (5) year term on the Township of Edison Library Board of Trustees.

EDISON TOWNSHIP

RESOLUTION________________

WHEREAS, the Township of Edison (“Township”) has established a free public library operated by a board of trustees (the “Board of Trustees”); and

WHEREAS, the Board of Trustees shall be comprised of nine (9) members, consisting of seven (7) citizens of the Township to be appointed by the Mayor pursuant to the Code of the Township of Edison (“Township Code”) at Section 2-97.1; and

WHEREAS, the Municipal Council shall provide its consent to any appointment made by the Mayor to the Board of Trustees pursuant to N.J.S.A. 40:54-9 and the Code of the Township of Edison (“Township Code”) at Section 2-97.1;

WHEREAS, the Mayor desires to appoint Township resident Fiona D. Meade to serve the remainder of an unexpired five (5) year term, until December 31, 2020; and

WHEREAS, the Municipal Council desires to provide its consent for Township resident Fiona D. Meade to serve on the Board of Trustees for the remainder of the five (5) year term to expire December 31, 2020.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.

2. The Township Council hereby provides its consent to the Mayor’s appointment of Fiona D. Meade, Township resident, to the Board of Trustees for the remainder of an unexpired five (5) year term, until December 31, 2020, pursuant to N.J.S.A. 40:54-9 and Township Code Section 2-97.1.

3. This Resolution shall take effect immediately.
RESOLUTION

EXPLANATION: A Resolution appointing the Township of Edison Public Agency Compliance Officer.

WHEREAS, pursuant to the Equal Employment Opportunity and Affirmative Action Rules, N.J.A.C. 17:27, et seq. and the Equal Employment Opportunity Monitoring Program (collectively, the “EEO Monitoring Program”) as implemented and monitored by the State of New Jersey, Department of Treasury, Division of Purchase and Property, Contract Compliance and Audit Unit, the Township of Edison (“Township”) is required by law to designate a Public Agency Compliance Officer (“P.A.C.O”); and

WHEREAS, the P.A.C.O. will be the point of contact for all matters concerning implementation and administration of the legal requirements of the EEO Monitoring Program; and

WHEREAS, the P.A.C.O. is also responsible for administering contracting procedures pertaining to equal employment regarding both the Township and its service providers; and

WHEREAS, in order to fully comply with EEO Monitoring Program, the municipal council of the Township (the “Municipal Council”) hereby desires to appoint Maureen Ruane, Township Business Administrator as the Township P.A.C.O. through the 2019 year.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.

2. The Municipal Council hereby appoints Maureen Ruane, Township Administrator, as the Township P.A.C.O. through the 2019 year.

3. This Resolution shall take effect immediately.
RESOLUTION

A RESOLUTION TO AFFIRM THE TOWNSHIP OF EDISON’S CIVIL RIGHTS POLICY WITH RESPECT TO ALL OFFICIALS, APPOINTEES, EMPLOYEES, PROSPECTIVE EMPLOYEES, VOLUNTEERS, INDEPENDENT CONTRACTORS, AND MEMBERS OF THE PUBLIC THAT COME INTO CONTACT WITH MUNICIPAL EMPLOYEES, OFFICIALS AND VOLUNTEERS

WHEREAS, it is the policy of the Township of Edison to treat the public, employees, prospective employees, appointees, volunteers and contractors in a manner consistent with all applicable civil rights laws and regulations including, but not limited to the Federal Civil Rights Act of 1964 as subsequently amended, the New Jersey Law against Discrimination, the Americans with Disabilities Act and the Conscientious Employee Protection Act, and

WHEREAS, the governing body of the Township of Edison has determined that certain procedures need to be established to accomplish this policy

NOW, THEREFORE BE IT ADOPTED by the Municipal Council of the Township of Edison that:

Section 1: No official, employee, appointee or volunteer of the Township of Edison by whatever title known, or any entity that is in any way a part of the Township of Edison shall engage, either directly or indirectly in any act including the failure to act that constitutes discrimination, harassment or a violation of any person’s constitutional rights while such official, employee, appointee volunteer, or entity is engaged in or acting on behalf of the Township of Edison’s business or using the facilities or property of the Township of Edison.

Section 2: The prohibitions and requirements of this resolution shall extend to any person or entity, including but not limited to any volunteer organization or inter-local organization, whether structured as a governmental entity or a private entity, that receives authorization or support in any way from the Township of Edison to provide services that otherwise could be performed by the Township.

Section 3: Discrimination, harassment and civil rights shall be defined for purposes of this resolution using the latest definitions contained in the applicable Federal and State laws concerning discrimination, harassment and civil rights.

Section 4: The Business Administrator shall establish written procedures for any person to report alleged discrimination, harassment and violations of civil rights prohibited by this resolution. Such procedures shall include alternate ways to report a complaint so that the person making the complaint need not communicate with the alleged violator in the event the alleged violator would be the normal contact for such complaints.

Section 5: No person shall retaliate against any person who reports any alleged discrimination, harassment or violation of civil rights, provided however, that any person who reports alleged violations in bad faith shall be subject to appropriate discipline.

Section 6: The Business Administrator shall establish written procedures that require all officials, employees, appointees and volunteers of the Township as well as all other entities subject to this resolution to periodically complete training concerning their duties, responsibilities and rights pursuant to this resolution.

Section 7: The Business Administrator shall establish a system to monitor compliance and shall report at least annually to the governing body the results of the monitoring.
Section 8: At least annually, the Business Administrator shall cause a summary of this resolution and the procedures established pursuant to this resolution to be communicated within the Township. This communication shall include a statement from the governing body expressing its unequivocal commitment to enforce this resolution. This summary shall also be posted on the Township’s web site.

Section 9: This resolution shall take effect immediately.

Section 10: A copy of this resolution shall be published in the official newspaper of the Township in order for the public to be made aware of this policy and the Township’s commitment to the implementation and enforcement of this policy.
RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT TO TRINITAS REGIONAL MEDICAL CENTER C.A.R.E./E.A.P FOR A COMPREHENSIVE ASSISTANCE AND REFERRAL FOR EMPLOYEES AND EMPLOYEE ASSISTANCE PROGRAM

WHEREAS, the Township of Edison has a need for professional services for a Comprehensive Assistance and Referral Employee Assistance Program for employees of the Township for the period of January 1, 2020 thru December 31, 2020; and

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

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

WHEREAS, Trinitas Regional Medical Center C.A.R.E./E.A.P, 300 North Ave. East, Cranford, NJ 07016 has submitted a proposal to provide such services for an amount not to exceed $19,000.00; 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, prior to the execution of the contract, Trinitas Regional Medical Center C.A.R.E./E.A.P will have completed and submitted a Business Entity Disclosure Certification, which certifies that no individual with a ten percent (10.0%) interest or larger in Trinitas Regional Medical Center C.A.R.E./E.A.P has made any reportable contributions to a political or candidate committee of the Municipal Council in the previous year, and that the Services Contract will prohibit an individual with a ten percent (10.0%) interest or larger in Trinitas Regional Medical Center C.A.R.E./E.A.P from making any reportable contributions through the term of the Services Contract, pursuant to N.J.S.A. 19:44A-20.5, et seq.; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract and any other necessary documents with Trinitas Regional Medical Center C.A.R.E./E.A.P, 300 North Ave. East, Cranford, NJ 07016 in the amount not to exceed $19,000.00 for a Comprehensive Assistance and Referral Employee Assistance Program as described herein.

2. This contract is awarded pursuant to N.J.S.A. 19:44A-20.5 et. seq.

3. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.

4. The Township Clerk shall advertise notice of this action in a legal newspaper pursuant to N.J.S.A. 40A:11-1, et seq. and in compliance with the Local Public Contracts Law guidelines.
RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT TO SUN LIFE ASSURANCE COMPANY OF CANADA FOR ADMINISTRATION SERVICES FOR SHORT TERM DISABILITY PLAN FOR THE YEAR 2020

WHEREAS, the Township of Edison has a need for administration services for management of its non workmen’s compensation disability claims on a month to month basis for the year 2020; and

WHEREAS, SUN LIFE ASSURANCE COMPANY OF CANADA, One Sun Life Executive Park, Wellesley Hills, MA, 02481 has submitted a proposal to provide such services for the fee of $3.12 per participating employee per month for an amount not to exceed $21,000.00; and

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

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

WHEREAS, prior to entering into a contract, SUN LIFE ASSURANCE COMPANY OF CANADA will have 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 SUN LIFE ASSURANCE COMPANY OF CANADA from making any reportable contributions through the term of the contract; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed $21,000.00 and any other necessary documents with SUN LIFE ASSURANCE COMPANY OF CANADA, One Sun Life Executive Park, Wellesley Hills, MA, 02481 for administration services for management of its non workmen’s compensation disability claims as described herein.

2. This contract is awarded pursuant to N.J.S.A. 19:44A-20.5 et. seq.

3. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.

4. The Township Clerk shall advertise notice of this action in a legal newspaper pursuant to N.J.S.A. 40A:11-1, et seq. and in compliance with the Local Public Contracts Law guidelines.
RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT TO ACRISURE, LLC, DBA FINANCIAL INSURANCE CONSULTANTS FOR PROFESSIONAL RISK MANAGEMENT CONSULTING SERVICES FOR THE YEAR 2020

WHEREAS, the Township of Edison has a need to renew the professional risk management consulting services as required in the bylaws of the Central Jersey Joint Insurance Fund for January 1, 2020 –December 31, 2020, and pursuant to N.J.S.A. 40A:10-36; and

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

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

WHEREAS, ACRISURE, LLC, DBA FINANCIAL INSURANCE CONSULTANTS 1460 US Route 9 North, Woodbridge, NJ 07095, has submitted a proposal to provide such services for an amount not to exceed six percent (6.00%) of Edison Township’s annual assessment as promulgated by the Fund not to exceed $242,000.00; and

WHEREAS, prior to entering into a contract, ACRISURE, LLC, DBA FINANCIAL INSURANCE CONSULTANTS, will have 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 ACRISURE, LLC, DBA FINANCIAL INSURANCE CONSULTANTS from making any reportable contributions through the term of the contract; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed $242,000.00 and any other necessary documents with ACRISURE, LLC, DBA FINANCIAL INSURANCE CONSULTANTS, 1460 US Route 9 North, Woodbridge, NJ 07095 for professional risk management consulting services as described herein.

2. This contract is awarded pursuant to N.J.S.A. 19:44A-20.5 et. seq.

3. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.

4. The Township Clerk shall advertise notice of this action in a legal newspaper pursuant to N.J.S.A. 40A:11-1, et seq. and in compliance with the Local Public Contracts Law guidelines.
RESOLUTION

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING DECEMBER 31, 2019

WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through, December 31, 2018

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<th>FUND</th>
<th>AMOUNT</th>
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<td>Grant Funds</td>
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<tr>
<td>Park Improvements</td>
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<tr>
<td>Water Operating Fund</td>
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TOTAL $13,651,756.28

/s/ Nicholas C. Fargo
Chief Financial Officer

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

Authorizing Processing or Cancelation of Small Balances for 2020

WHEREAS, the Municipal Tax Collector informs that from time to time there are credits or delinquencies in property tax, sewer or other municipal charges on certain property located within the Township of Edison, and

WHEREAS, N.J.S.A. 40A:5-17.1 authorizes a municipal governing body to adopt a resolution designating a municipal employee to, on its behalf, process or cancel property tax refunds under ten dollars and cancel any property tax delinquencies under ten dollars, and

WHEREAS, The enactment of P.L. 2013, c.54 has expanded the scope of statute N.J.S.A. 40A:5-17.1 to encompass any delinquent charges or fees imposed by the municipality, so long as the delinquency is less than $10.00, and

WHEREAS, that the Municipal Tax Collector is qualified, and recommends, to process said cancellation in his continuing effort to maintain the highest level of fiscal responsibility and

NOW, THEREFORE BE IT RESOLVED, by the Municipal Council of the Township of Edison, that the Municipal Tax Collector is hereby authorized to, on its behalf, process or cancel refunds of property tax, sewer charges, water charges and other municipal charges under ten dollars ($10.00) and cancel delinquencies of property tax, sewer charges, water charges and other municipal charges under ten dollars ($10.00) during the calendar year of 2020 in accordance with N.J.S.A. 40A:5-17.1 as amended by P.L. 2013, c.54.

January 8, 2020
RESOLUTION
Authorizing Accelerated Tax Sale and Fees for 2020

WHEREAS, it is projected that as of November 11, 2020, over 25% of properties located within the Township of Edison will have unpaid municipal charges (i.e. real estate taxes, sewer utility charges, water utility charges and/or any other charges legally imposed by municipality); and

WHEREAS, N.J.S.A. 54:5-19 requires that any unpaid taxes and/or other municipal charges that remain in arrears on the eleventh day of the eleventh month be sold at a tax sale; and

WHEREAS, Chapter 99, Public Laws allows accelerated tax lien sale as of the eleventh day of the eleventh month of the fiscal year upon passage of a resolution of the governing body; and

WHEREAS, the annual accelerated tax sale for the Township of Edison is scheduled to be held on or about December 14th, 2020; and

WHEREAS, the tax sale process is lengthy and costly and places a large financial burden on the general tax base; and

WHEREAS, it is the desire of the Township of Edison to hold taxpayers who cause the tax sale procedure to be held accountable for the fees associated with said sale; and

WHEREAS, N.J.S.A. 54:5-26 provides for direct mailing of the tax sale notices in-lieu of up to two (2) legal advertisements, the costs of which shall be added to the cost of the sale, not to exceed $25.00 for each set of notices; and

WHEREAS, it is the recommendation of the Municipal Tax Collector that an appropriate direct mail cost for the 2020 tax sale would be Twenty-Five ($25.00); and

WHEREAS, N.J.S.A. 54:5-38 provides for fees in connection with holding a tax sale, of two (2%) percent of the total of municipal charges, including all interest and penalties, to the date of sale. The two (2%) percent shall not be less than Fifteen ($15.00) dollars nor more than One Hundred ($100.00) dollars for each parcel sold; and

WHEREAS, N.J.S.A. 54:5-29 provides for payment prior to the tax sale to include all interest, costs and penalties;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Edison in the County of Middlesex the Tax Collector is hereby authorized to conduct an accelerated tax lien sale for Calendar Year 2020 delinquencies.

BE IT FURTHER RESOLVED, by the Municipal Council of the Township of Edison, that in accordance with N.J.S.A. 54:5-26, the Tax Collector’s office is hereby authorized to send two (2) direct mailings, in lieu of 2 advertisements, and collect a mailing fee of Twenty Five dollars ($25.00) for each notice mailed; and

BE IT FURTHER RESOLVED, that costs of preparation, administration and advertisement, prior to the sale are hereby determined to be two (2%) percent of the total municipal charges, including all penalties and interest, but not less than Fifteen ($15.00) dollars and not more than One Hundred ($100.00) for each parcel.

January 8, 2020
RESOLUTION

Authorizing refund for redemption of tax sale certificates

WHEREAS, the Tax Collector of the Township of Edison, Lina Vallejo, reports and advises that 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 Tax Collector further reports that the said tax sale certificates have been redeemed thereof, and further advises that 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 aforementioned recitals are incorporated herein as though fully set forth at length.

BE IT FURTHER RESOLVED, by the Municipal Council of the Township of Edison, that the appropriate official of the Township is hereby authorized to draw checks to the noted parties in the amounts specified on the attached listing, totaling $573,131.72.
RESOLUTION

Authorizing refund for Sewer overpayments

WHEREAS, the Tax Collector of the Township of Edison, Lina Vallejo, reports and advises that on various properties located within the Township of Edison, overpayments of sewer that have been made due to erroneous or duplicate payments, and

WHEREAS, applications have been made to the Tax Collector for refunds of the said overpayments, and the Tax Collector advises that the requesters are entitled to refunds as provided the attached listing; and

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, that the aforementioned recitals are incorporated herein as though fully set forth at length.

BE IT FURTHER RESOLVED, by the Municipal Council of the Township of Edison that the appropriate official of the Township is hereby authorized to draw checks to the noted parties in the amounts specified on the attached listing totaling $295.22.

January 8, 2020
TOWNSHIP OF EDISON
MUNICIPAL RESOLUTION

WHEREAS, The Edison Department of Health and Human Services (EDHHS) 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 five 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 FY20 Local 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 $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 or receive 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 Investors Bank Foundation, Municipal, Middlesex County, New Jersey and United States 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, January 8 2020.
RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT TO SAYREBROOK VETERINARY HOSPITAL FOR VETERINARY SERVICES

WHEREAS, the Township of Edison (the Township) has the need for veterinary services, and the Township is authorized pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. (“Local Contracts Law”) to contract for “professional services” as it may require; and

WHEREAS, SAYREBROOK VETERINARY, 1400 Main St., Sayreville, NJ 08872 has submitted a proposal to provide such services; and

WHEREAS, the Local Contracts Law, more specifically N.J.S.A. 40A:11-5, allows for the awarding of a contract for "professional services" without public advertising for bids; and

WHEREAS, this Contract is not awarded through a “fair and open process” pursuant to 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 be in the amount not to exceed $120,000.00; and

WHEREAS, SAYREBROOK VETERINARY 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 SAYREBROOK VETERINARY from making any reportable contributions through the term of this one year contract; and

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

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

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

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

1. The Township is hereby authorized to execute a contract and any other necessary documents, with SAYREBROOK VETERINARY, 1400 Main St., Sayreville, NJ 08872, in an amount not to exceed $120,000.00 as set forth above.

2. This contract is awarded pursuant to N.J.S.A. 40A:11-5 and 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.

4. The Township Clerk shall advertise notice of this action in a legal newspaper pursuant to N.J.S.A. 40A:11-1, et seq. and in compliance with the Local Public Contracts Law guidelines.
EXPLANATION: A Resolution referring the Patrick Avenue Redevelopment Plan – Block 203, Lot 17, Qualifier C0003 and Block 206, Lots 1A and 2 through 15 (in the area of the north side of Patrick Avenue and Route 287) in the Township, to the Township Planning Board for review and comment pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, et seq.

EDISON TOWNSHIP

RESOLUTION ________________

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq., as amended and supplemented (the “Redevelopment Law”), authorizes a municipality to determine whether certain property within the municipality constitutes an area in need of redevelopment; and

WHEREAS, to make such a determination under the Redevelopment Law, the municipal council (the “Municipal Council”) of the Township of Edison (the “Township”), by way of Resolution R.408-0820196, authorized and directed the planning board of the Township (the “Planning Board”) to conduct a preliminary investigation of the property identified on the tax maps of the Township as Block 203, Lot 17, Qualifier C0003 and Block 206, Lots 1A and 2 through 15 (in the area of the north side of Patrick Avenue and Route 287) (the “Study Area”), and to determine whether the Study Area meets the criteria as an area in need of rehabilitation, pursuant to Section 14 of the Redevelopment Law, N.J.S.A. 40A:12A-14a; and

WHEREAS, on October 15, 2019, the Planning Board, after providing due notice, conducted a public hearing in accordance with the Redevelopment Law, at which hearing it determined that the Study Area qualified as an area in need of rehabilitation and recommended that the Municipal Council designate the Study Area as an area in need of rehabilitation pursuant to the criteria and requirements of the Redevelopment Law; and

WHEREAS, on October 23, 2019, the Municipal Council accepted the recommendation of the Planning Board and adopted a resolution which designated Block 203, Lot 17, Qualifier C0003 and Block 206, Lots 1A and 2 through 15 (in the area of the north side of Patrick Avenue and Route 287) as an “area in need of rehabilitation” (“Rehabilitation Area”) in accordance with the Redevelopment Law;

WHEREAS, by commission of the Municipal Council, Bignell Planning Consultants, Inc. has prepared a redevelopment plan for the Rehabilitation Area entitled the “Patrick Avenue Redevelopment Plan – Block 203, Lot 17, Qualifier C0003 and Block 206, Lots 1A and 2 through 15” (“Redevelopment Plan,” attached hereto as Exhibit A); and

WHEREAS, the Municipal Council desires to refer the Redevelopment Plan to the Planning Board for its review and comment, pursuant to N.J.S.A. 40A:12A-7 of the Redevelopment Law.
NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison as follows:

Section 1. The aforementioned recitals are incorporated herein as though fully set forth at length.

Section 2. Pursuant to N.J.S.A. 40A:12A-7(e), the Municipal Council hereby refers the Redevelopment Plan to the Planning Board for review and recommendation. The Planning Board shall prepare a report regarding its recommendations as to the Redevelopment Plan and submit same to the Municipal Council within 45 days after referral, as required by the Redevelopment Law.

Section 3. The Clerk of the Township shall forward a copy of this Resolution and the Redevelopment Plan to the Planning Board for review.

Section 4. This Resolution shall take effect immediately.
EDISON TOWNSHIP

ORDINANCE ________________

WHEREAS, the Township of Edison (the “Township”) is a municipal corporation of the State of New Jersey authorized under the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq. (“Shared Services Act”) to enter into an agreement with other local units to provide jointly (or through the agency of one of them on behalf of the other) any service which such entity may legally perform for itself; and

WHEREAS, pursuant to Resolution No. 698-122019, the Township entered into a Shared Services Agreement with Piscataway Township (“Piscataway”) for the shared costs associated with certain necessary street reconstruction, curb construction and drainage improvements on or affecting properties that are situated on or adjacent to Brotherhood Street in the Township and Piscataway; and

WHEREAS, pursuant to N.J.S.A. 40A:12-5(a)(1) the Township is authorized to acquire any real property, capital improvement, or personal property by purchase, gift, devise, lease, exchange, condemnation, or installment purchase agreement; and

WHEREAS, in order to facilitate and carryout the street reconstruction, curb construction and drainage improvements for Brotherhood Street, the Township must acquire permanent and temporary construction easements on and/or along certain properties located in the Township which are identified on the tax maps of the Township or the tax maps of Piscataway as Block 20-A, Lot 4; Block 20-A, Lot 5; Block 20-A, Lot 6; Block 20-A, Lot 57; Block 20-B, Lot 1-A; Block 20-B, Lot 2-A; and Block 8802, Lot 3.02 (collectively, the “Properties”); and

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the Township of Edison as follows:

Section 1. The aforementioned recitals are incorporated herein as though fully set forth at length.

Section 2. The Township is hereby authorized to exercise its power of eminent domain pursuant to N.J.S.A. 40A:12-5(a)(1) to acquire the Properties, as listed on Exhibit A (attached hereto), in accordance with the provisions of the Eminent Domain Act of 1971, N.J.S.A. 20:3-1 et seq.
Section 3. The Mayor, Business Administrator and Township Attorney are hereby authorized and directed to take, or cause to be taken, any and all actions that are necessary to acquire easements on or along the Properties by negotiated purchases or condemnation proceedings, including but not limited to obtaining any studies, surveys, tests, soundings, borings, appraisals and title searches, as necessary to determine the value, boundary, ownership and other property interests or environmental condition of the Properties, and to take any action required to obtain fee simple title or a lesser interest of the Properties, as deemed necessary.

Section 4. Any and all prior actions taken by the Township, its officials, employees and agents in furtherance of the acquisition of the Properties are hereby ratified.

Section 5. If any part(s) of this ordinance shall be deemed invalid, such part(s) shall be severed and the invalidity thereof shall not affect the remaining parts of this ordinance.

Section 6. This ordinance shall take effect in accordance with applicable law.
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<th>STREET ADDRESS</th>
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<td>4.</td>
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<td>236 Brotherhood St.</td>
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RESOLUTION AUTHORIZING THE AWARD OF CONTRACT/PURCHASE ORDER TO BAYSHORE FOR THE RECYCLING OF THE TOWNSHIP’S RECYCLABLES

WHEREAS, the Township of Edison has a need to recycle Edison’s recyclable materials for the year 2020; and

WHEREAS, such services are exempt from public bidding pursuant to Local Public Contracts Law N.J.S.A. 40:11-5(s), and it has been decided that it is in the best interest to utilize BAYSHORE, 75 Crows Mill Road, PO BOX 290, Keasbey, NJ 08832; and

WHEREAS, the single stream tip fee will not exceed $75.00 per ton, for a total yearly not to exceed price of $575,000.00; and

WHEREAS, the Township of Edison will also dispose of asphalt and/or concrete with Bayshore in the total yearly amount not to exceed $30,000.00; and

WHEREAS, prior to contract/Purchase order, BAYSHORE, will have 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 BAYSHORE, from making any reportable contributions through the term of the contract; and

WHEREAS, the total amount of the contract with BAYSHORE, 75 Crows Mill Road, PO BOX 290, Keasbey, NJ 08832 shall not exceed $605,000.00 and cannot be encumbered at this time; and

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

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

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order for $605,000.00 with BAYSHORE, 75 Crows Mill Road, PO BOX 290, Keasbey, NJ 08832 for the recycling of Edison’s recyclables as described herein.

2. This contract is awarded pursuant to N.J.S.A. 40:11-5(s).
RESOLUTION ACCEPTING QUOTES AND AWARDING AN EMERGENCY CONTRACT/PURCHASE ORDER TO CORE & MAIN FOR SEVEN (7) HYDRANT METER BACKFLOWS

WHEREAS, the Township of Edison is taking over operation of its water distribution system effective January 1, 2020; and

WHEREAS, an emergency condition exists in which the Township needs to expedite the purchase of seven (7) hydrant meter backflows for the operation of the water distribution system; and

WHEREAS, quotes were solicited and CORE & MAIN, 61 Gross Ave, Edison, NJ 08837, submitted the lowest responsible, responsive quote in the amount of $29,750.00 ($4,250.00 each); and

WHEREAS, pursuant to Local Public Contract Law N.J.S.A. 40A:11-6 et seq, a contract may be awarded and immediate delivery of goods or the performance of services may be provided when an emergency affects the public health, safety or welfare; and

WHEREAS, funds in the amount not to exceed $29,750.00 have been certified to be available in the Construction of Water Utility Facility Account, No. C-06-19-2055-003-000; and

WHEREAS, prior to contract/Purchase order, CORE & MAIN, will have 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 CORE & MAIN, from making any reportable contributions through the term of the contract; and

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

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

1. All quotes have been reviewed, and the quote as submitted by CORE & MAIN, 61 Gross Ave, Edison, NJ 08837, for seven (7) hydrant meter backflows is determined to be the lowest, responsive, responsible quote.

2. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount of $29,750.00 and any other necessary documents, with CORE & MAIN.

3. This contract is awarded pursuant to N.J.S.A. 40A:11-6 et seq.

4. 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 $29,750.00 are available for the above in Account No. C-06-19-2055-003-000.

__________________________________________
Nicholas C. Fargo
Chief Financial Officer

__________________________________________
Date
RESOLUTION AUTHORIZING MOTT MACDONALD TO PROVIDE PROFESSIONAL ENGINEERING SERVICES IN CONNECTION WITH EDISON TOWNSHIP'S WATER AND SEWER SYSTEMS FOR THE YEAR 2020

WHEREAS, the Township of Edison ("Township") is a public body corporate and politic of the State of New Jersey; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., (the "LPCL") authorizes the award of contracts for "Professional Services" without competitive bids; and

WHEREAS, Mott MacDonald, 111 Wood Avenue, South, Iselin, NJ 08830 is skilled at and has been providing Engineering Services for Township’s Sewer System and the acquisition of the Water Distribution System; and

WHEREAS, Mott MacDonald has submitted a proposal to provide general Engineering consulting services for the Water Utility for an amount not to exceed $150,000.00 for the year 2020; and

WHEREAS, Mott MacDonald has submitted a proposal to provide general Engineering consulting services for the Sewer Utility in an amount not to exceed $100,000.00 for the year 2020; and

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

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

WHEREAS, prior to the execution of the Services Contract, the Company will have completed and submitted a Business Entity Disclosure Certification to the Township, which certifies that no individual with a ten percent (10%) interest or larger in the Company has made any reportable contributions to a political or candidate committee in the Municipal Council in the previous year, and that the Services Contract will prohibit an individual with a ten percent (10%) interest or larger in the Company from making any reportable contributions through the term of the Services Contract, pursuant to N.J.S.A. 19:44A-20.4, et seq.; 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, BE IT RESOLVED by the Township Council of the Township of Edison as follows:

Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. The Township desires to authorize the Engineering Services in the amount not to exceed $250,000.00.
Section 3. The Mayor or his designee are hereby authorized and directed to execute a contract with Mott MacDonald, 111 Wood Avenue, South, Iselin, NJ 08830 for its Engineering Services in the amount of $250,000.00.

Section 4. Notice of this Resolution shall be published in the designated official newspaper as required by law within ten (10) days of passage.

Section 5. This Resolution shall take effect immediately.
RESOLUTION AWARDING AN EMERGENCY CONTRACT/PURCHASE ORDER TO RAPID RECOVERY FOR HAZARDOUS CLEANING AT FIRE STATIONS 3, 5 & 6

WHEREAS, an emergency condition existed at the Fire Houses 3, 5 & 6; requiring hazardous clean up and furniture/bedding removal; and

WHEREAS, RAPID RECOVERY, 357 North Street, Montvale, NJ 07645, provided services in the amount of $31,327.30; and

WHEREAS, pursuant to Local Public Contract Law N.J.S.A. 40A:11-6 et seq, a contract may be awarded and immediate delivery of goods or the performance of services may be provided when an emergency affects the public health, safety or welfare; and

WHEREAS, funds in the amount of $31,327.30 have been certified to be available in the Fire Fighting Janitorial, Laundry House Account, Number 9-01-25-0265-001-035; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/PO in the amount not to exceed $31,327.30 and any other necessary documents, with RAPID RECOVERY, 357 North Street, Montvale, NJ 07645.

2. This contract is awarded pursuant to N.J.S.A. 40A:11-6 et seq.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of $31,327.30 are available for the above in Account No. 9-01-25-0265-001-035.

__________________________________________
Nicholas C. Fargo
Chief Financial Officer

Date
NOTICE OF SALE OF ABANDONED VEHICLES AS PROVIDED IN TITLE R.S. 39:10-A-1

PROVIDED IS HEREBY GIVEN that on Wednesday 01/29/2020 at 11:00 A.M. the TOWNSHIP OF EDISON will hold for auction (28) vehicles. The vehicles listed below came into possession of the TOWNSHIP OF EDISON through abandonment or failure of owners to claim and have been duly processed.

For sale are the following vehicles with a Re-Sale application (NO LIEN)

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Vehicles may be inspected at the Edison Township Municipal Impound Yard in Edison at 745 New Durham Road the day of the sale from 8:30AM-10:00AM. (Directions can be requested – please email RSZUCS@EDISONPD.ORG). Vehicles must be removed within three (3) business days after sale. Payment is due at the time of the sale. Auction will be held at the Edison Township Municipal Complex at 100 Municipal Blvd., Edison NJ, at 11:00AM in the Edison Room, 3rd floor. Vehicles may be removed from the impound lot with a tow truck or flat bed ONLY.