

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

January 9, 2019

A Regular Meeting of the Municipal Council was held in the Council Chambers of the Municipal Building on Wednesday, January 9, 2019. The meeting was called to order at 7:06 p.m. by Council President Gomez followed by the Pledge of Allegiance.

Present were Councilmembers Coyle, Diehl, Gomez, Joshi, Lombardi, Patil, and Sendelsky.

Also present were Township Clerk Russomanno, Deputy Township Clerk McCray, Township Attorney Northgrave, Business Administrator Ruane, Township Engineer O’Krepky, Health Inspector Spearnock, Public Works Director Russomanno, Police Deputy Chief Mieczkowski, Fire Chief Latham and Cameraman Cologne.

The Township Clerk advised that adequate notice of this meeting, as required by the Open Public Meetings Act of 1975, has been provided by an Annual Notice sent to The Home News Tribune, The Star Ledger, and the Sentinel on December 1, 2018 and posted in the Main Lobby of the Municipal Complex on the same date.

COUNCIL PRESIDENT’S REMARKS:

Council President Gomez, welcomed everyone to the New Year. He made the following announcements, Saturday, January 19th Rabies Clinic from 10:00am – 12:00 here, also at 1:00pm Our annual Dr. Martin Luther King Celebration at Minnie B. Veal community Center. The 90th Anniversary Celebration of the Library will be on Saturday, January 26th from 11:00am – 2:00pm at Edison Main Library. Our next council meeting will be on January 23rd at 6:00pm combined meeting.

Council Vice President Patil announced today is National

Councilmember Coyle announced the Edison Chamber of Commerce will be hosting an Economic Forum on Tuesday, January 22, 2019, from 11:00am to 2:00pm at the Pines Manor.

Councilmember Sendelsky added there is an Art Gallery upstairs tonight.

PUBLIC COMMENTS AS TO PROPOSED RESOLUTIONS

Council President Gomez opened the meeting to the public for comments on Proposed Resolutions R.019-012019 through R.041-012019.

NONE
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There were no other comments from the public regarding Proposed Resolutions. On a motion made by Councilmember Diehl seconded by Councilmember Lombardi and duly carried, the public hearing was closed.

The following Resolutions R.019-012019 through R.036-012019 and R.038-012019, R.040-012019 and R.041-012019 were adopted under the Consent Agenda on a motion made by Councilmember Diehl and seconded by Councilmember Sendelsky.

RESOLUTION R.019-012019

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING JANUARY 3, 2019.

WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through January 3, 2019

FUND	AMOUNT
Current	\$14,016,261.89
Affordable Housing	0.00
Capital	81,273.93
Cash Performance	0.00

CDBG	0.00
Developers Escrow	0.00
Dog (Animal Control)	63,164.54
Federal Forfeited	0.00
Grant Funds	0.00
Law Enforcement	0.00
Open Space	0.00
Park Improvements	0.00
Payroll Deduction	77,241.19
Sanitation Fund	77,925.20
Self Insurance	0.00
Sewer Utility	139,414.82
Tax Sale Redemption	0.00
Tree Fund	0.00
Tree Planting	0.00
Trust	342,789.89
Water Utility	1,191.09
TOTAL	\$14,799,262.55

/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 R.020-012019

Authorizing Processing or Cancelation of Small Balances for 2019

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 and other municipal charges under ten dollars (\$10.00) and cancel delinquencies of property tax, sewer charges and other municipal charges under ten dollars (\$10.00) during the calendar year of **2019** in accordance with N.J.S.A. 40A:5-17.1 as amended by P.L. 2013, c.54.

RESOLUTION 021-012019

Authorizing Accelerated Tax Sale and Fees for 2019

WHEREAS, it is projected that as of November 11, **2019**, over 25% of properties located within the Township of Edison will have unpaid municipal charges (i.e. real estate taxes, sewer service 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 16th, 2018**; 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 **2019** 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 **2019** 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.

RESOLUTION R.023-012019

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 **\$340,530.53**.

RESOLUTION R.022-012019

Authorizing refund for tax 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 real estate taxes have been made due to erroneous or duplicate payments, and

WHEREAS, applications have been made to the Tax Collector for refunds of 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 **\$1,260.55**.

RESOLUTION R.024-0120129

Authorizing the refund of sewer charge overpayments

WHEREAS, the Tax Collector of the Township of Edison, Lina Vallejo, reports and advises that on various property discharging disposable water into Township of Edison sewer lines, we have received overpayment for sewer use charges due to erroneous or duplicate payments totaling amounts greater than that value billed to their sewer accounts for the indicated year and period; and

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

WHEREAS, the Municipal Council of the Township of Edison desires to authorize the refund of these sewer charge overpayments.

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 in satisfaction of sewer charge overpayments totaling **\$159.91**, and that this Resolution shall take effect immediately.

RESOLUTION R.025-012019

Authorizing Overpayment Refund caused by Successful Tax Court Appeal

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

TAXPAYER	RUSSELL V & N
PROPERTY LOCATION	9 OLSEN AVE
BLOCK / LOT / QUALIFIER	590 / 13

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

DOCKET NUMBER	TAX YEAR	OLD ASSESS	NEW ASSESS	ASSESS CHANGE
012061-2012	2012	500,000	463,000	(37,000)
014856-2013	2013	500,000	463,000	(37,000)
013909-2014	2014	744,200	463,000	(281,200)

WHEREAS, the reduction in assessed value has caused a real estate tax overpayment in the amount of **\$17,368.76** for the years as follows:

TAX YEAR	TAX AMOUNT
2012	\$1,749.73
2013	\$1,767.12
2014	\$13,851.91

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

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison, shall and is hereby authorized to draw checks to the property owner or legal representative in the amounts of **\$17,368.76**.

RESOLUTION R.026-012019

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 R.027-012019

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 R.028-012019

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 assistance in the design, implementation and maintenance of a Comprehensive Assistance and Referral for Employees and Employee Assistance Program for employees of the Township for the period of January 1, 2019 thru December 31, 2019; 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 services related to the design,

implementation and maintenance of a Comprehensive Assistance and Referral for Employees and 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 R.029-012019

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 2019

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 2019; 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 \$25,000.00; 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 \$25,000.00 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 R.030-012019

RESOLUTION AUTHORIZING AN EXTRAORDINARY UNSPECIFIABLE SERVICES CONTRACT FOR PUBLIC RELATIONS INFORMATION SERVICES TO JAFFE COMMUNICATIONS INC.

WHEREAS, it is necessary for the Township of Edison to better communicate with its residents; and to raise public awareness about municipal services, programs and initiatives; and

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 a qualified communications firm, 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 “extraordinary unspecifiable services” as it may require; and

WHEREAS, Jaffe Communications Inc. (“Jaffe”) has an excellent reputation in the area of public relations and public affairs and has sufficient staff to handle communications issues which may arise from time to time in the Township; and

WHEREAS, for these reasons the Mayor and the Municipal Council recommend Jaffe as its public relations consultant and seek to enter a contract for services with Jaffe for 2019, on a month-to-month basis (“Services Contract”) to provide for same; and

WHEREAS, the Local Contracts Law, more specifically *N.J.S.A. 40A:11-5(1)(a)(ii)*, allows for the awarding of a contract for "extraordinary unspecifiable services" without public advertising for bids, which is applicable here considering the nature of the public awareness and image consulting services and the difficulty in drafting specifications for the fulfillment of same; and

WHEREAS, prior to the execution of the contract, Jaffe Communications 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 Jaffe 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 Jaffe Communications 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 services under the Services Contract may include, but are not limited to, public relations consulting; and

WHEREAS, compensation for the services included under the Services Contract shall be rendered at the rate of \$3,700.00 per month and an amount not to exceed \$2,000.00 for out of pocket expenses for the year in the total amount not to exceed \$46,400.00 for 2019, 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, IT IS 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 or his designee is hereby authorized and directed to execute the Services Contract with Jaffe Communications for public relations consulting services.
3. The Services Contract is awarded without competitive bidding as an "extraordinary unspecifiable service" under the provisions of the Local Contracts Law, more specifically *N.J.S.A. 40A:11-5*, because of the nature of the work to be done and the difficulty in drafting specifications for same.
4. No payments in excess of the “not-to-exceed” amount of \$46,400.00 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. 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.
8. 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.
9. The designated administrative official of the Township shall file a certificate as required by *N.J.A.C. 5:34-2.3* which describes why the Services Contract meets the requires

requirements of *N.J.S.A.* 40A:11-5(1)(a)(ii), which shall be kept on file in the office of the Township Clerk.

CERTIFICATION

I hereby certify that funds in the amount of **\$46,400.00** are available for the above contract in Account No. **9-01-20-0100-006-029**, subject to and contingent upon appropriation of sufficient funds in the 2019 temporary and/or permanent budget.

/s/ Nicholas Fargo
Chief Financial Officer

RESOLUTION R.031-012019

EXPLANATION: A Resolution authorizing the execution of the Interlocal Health Service Contract between the Township and the County of Middlesex, for the County of Middlesex to provide a properly licensed Health Officer to the Township.

WHEREAS, the Township of Edison (the “**Township**”) is a municipal corporation of the State of New Jersey, and is 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, the Middlesex County Office of Health Services (the “**County Office of Health Services**”) provides an array of public health services; and

WHEREAS, the Township is desirous of entering into a contract with the County Office of Health Services pursuant to the Shared Services Act, for health services of a technical and professional nature (the “**Contract**”), as more fully described and set forth in the Contract attached hereto as **Exhibit A**; and

WHEREAS, the County Office of Health Services shall provide properly licensed personnel within the territorial jurisdiction of the Township, specifically, the Director of the County Office of Health Services shall serve as the Township Health Officer, and will carry-out the enforcement of the local health ordinances and law, rules and regulations of the New Jersey Department of Health, for a period of two (2) years, or upon written notice by either party desiring to terminate the Contract, such notice being given no later than thirty (30) days prior to termination of the contract; and

WHEREAS, the Municipal Council of the Township (“**Municipal Council**”) seeks to hereby authorize the Township’s entering and execution of the Contract.

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

Section 1. The foregoing recitals are hereby incorporated by reference as if fully repeated herein.

Section 2. The form of the Contract is hereby approved, and the Municipal Council hereby authorizes and directs the Mayor subject to such additions, deletions, modifications or amendments deemed necessary by the Mayor in his discretion in consultation with counsel, which additions, deletions, modifications or amendments do not alter the substantive rights and obligations of the parties thereto, and to take all other necessary and appropriate action to effectuate the Contract on behalf of the Township. A copy of this Resolution and the executed Agreement shall be maintained on file with the Township Clerk.

Section 3. The Township Clerk is hereby instructed to forward a copy of the signed Agreement to the Middlesex County Director-Health Officer, so that the Middlesex County Director-Health Officer may request a formal resolution from the Middlesex County Board of Chosen Freeholders in order to memorialize the Contract.

Section 4. This Resolution shall take effect immediately.

RESOLUTION R.032-012019

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 2019

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, 2019 –December 31, 2019, 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 \$269,000.00; 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 of \$269,000.00 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 R.033-012019

EXPLANATION: Resolution approving the submission of a 2019 New Jersey Department of Transportation – Local Freight Impact Fund grant application and the execution of a grant agreement for the Raritan Center Road Reconstruction Project.

WHEREAS, that the Council of the Township of Edison formally approves the grant application for the 2019 New Jersey Department of Transportation – Local Freight Impact Fund grant application for the completion of the Raritan Center Road Reconstruction Project.

NOW THEREFORE BE IT RESOLVED, that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as [LFIF-2019-Raritan Center Road Reconstruction-00040](#) to the New Jersey Department of Transportation on behalf of the Township of Edison.

BE IT FURTHER RESOLVED, that upon the receipt of a grant award the Mayor and Township Clerk are hereby authorized to sign the grant agreement and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by the Council on this 9th day of January, 2019

Clerk

My signature and the Clerk’s seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL _____
(Clerk) (Mayor)

RESOLUTION R.034-012019

EXPLATION: Resolution approving the submission of a 2019 New Jersey Department of Transportation – Local Freight Impact Fund grant application and the execution of a grant agreement for the Heller Park Road Reconstruction Project.

WHEREAS, that the Council of the Township of Edison formally approves the grant application for the 2019 New Jersey Department of Transportation – Local Freight Impact Fund grant application for the completion of the Heller Park Road Reconstruction Project

NOW THEREFORE BE IT RESOLVED, that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as [LFIF-2019-Heller Park Road Reconstruction -00004](#) to the New Jersey Department of Transportation on behalf of the Township of Edison.

BE IT FURTHER RESOLVED, that upon the receipt of a grant award the Mayor and Township Clerk are hereby authorized to sign the grant agreement and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by the Council on this 9th day of January, 2019

Clerk

My signature and the Clerk’s seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL _____
(Clerk) (Mayor)

RESOLUTION R.035-012019

EXPLANATION: This Resolution authorizes the Director of the Department of Public Works to issue a sidewalk repair notice to the owner of a property within the Township.

WHEREAS, Chapter 19-4(b) of the Code of Ordinances (the “Code”) of the Township of Edison (the “Township”) permits the Department of Public Works (the “DPW”), upon receipt of authorization from the Municipal Council, to cause a notice, in writing, to be served upon the owner or occupants of lands requiring necessary, specified work to sidewalk, curb, gutter or drywell found to be in disrepair to be done by the owner or occupant within a period of not less than thirty (30) days from the date of service of such notice; and

WHEREAS, pursuant to Code Chapter 19-4(b), the Township DPW Director has determined that the sidewalk abutting Block 1206, Lot 9.A on the tax maps of the Township, more commonly known as 1 Larchmont Rd (the “Property”), has fallen into disrepair and requires reconstruction or repair work; and

WHEREAS, the Property is owned by CHEROKEE EQUITIES LLC, which has an address of 133 Maple Ave, Red Bank, NJ - 07701; and

WHEREAS, the Township requires the aforementioned repair work to be completed in order to preserve the health and safety of Township residents.

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

1. The Township DPW Director is authorized to serve written notice on CHEROKEE EQUITIES LLC requiring necessary, specified work to the sidewalk abutting the Property within a period of not less than thirty (30) days from the date of service of such notice, pursuant to the requirements of Chapter 19-4(b) of the Code.

This Resolution shall take effect immediately

RESOLUTION R.036-012019

Township of Edison

**NOTICE OF SALE OF ABANDONED VEHICLES AS PROVIDED IN TITLE R.S. 39:10-A-1
NOTICE IS HEREBY GIVEN that on Wednesday 01/23/2019 at 11:00 A.M. the TOWNSHIP OF
EDISON will hold for auction (31) 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)

Number	Make	Model	Year	VIN
17053498	Nis	Sen	2001	3N1CB51D61L442178
17070342	Suz	Gra	2000	JS3TD62V1Y4112647
18008457	Nis	Alt	2008	1N4AL21E58C155760
18022759	Hon	Civ	2003	2HGES26773H580123
18023471	Hon	CR-V	2001	JHLRD18431S026139
18024704	Nis	Alt	2000	1N4DL01D3YC222073
18031656	Toy	Cor	2002	2T1BR12EX2C534872
18034605	Gmc	Sdn	2001	1GKDT63W012197130
18036597	Chev	150	1994	1GCEC19KXRE270554
18037075	Hon	U Ex	1999	1HGCG6672XA082626
18040184	Ford	F150	1980	F17ENGA7518
18040538	Toy	Sie	2001	4T3ZF13C81U368926
18042738	Che	Mal	2006	1G1ZS51F16F293424
18043471	Gmc	Envoy	2002	1GKDT13S622112762
18044151	Sub	Outback	2001	4S3BH806X17673536
18045253	Lin	Nav	2002	5LMEU27R12LJ06204
18046850	Nis	Alt	2008	1N4AL21E88N456138
18049280	Sub	In	2005	JF1GD296X5H513521
18051255	Hon	Ody	2000	2HKRL1866YH568281
18051453	Sub	4S	1997	4S3BD3354V9216426
18053647	Maz	Pro	2003	JM1BJ245231161844
18054020A	Ford	Tau	2004	1FAFP53UX4A114059
18054020B	Ford	F150	2005	1FTRX14W65NA75397
18056084	Dodge	Carvan	2005	2D4GP44L05R420122
18059761	Ford	Eco	1997	1FDEE1425VHB27677
18060322	Ford	E350	2002	1FBSS31L82HB06105
18060364	Nissan	Titan	2008	1N6AA06C38N309640
18060527	Inf	I30	2001	JNKCA31A61T009402
18062122	Ford	Ran	2004	1FTYR45EX4PB24374
18063434	Dod	Ram	1998	1B7HC13Y7WJ109074

For sale are the following vehicles with a JUNK TITLE (NO LIEN)

Number	Make	Model	Year	VIN
18052058	Che	C15	2002	1GNFK16Z82J123680

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. (Direction 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.

RESOLUTION R.038-012019

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

WHEREAS, the Municipal Council has selected Peter J. Skibar to be re- appointed to said Board.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison, Middlesex County, New Jersey, that Peter J. Skibar, 33A Aldrich Drive, Edison, NJ 08837 be and he is hereby re-appointed as a Member of the Zoning Board of Adjustment, said term to expire December 31, 2022.

RESOLUTION R.040-012019

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

WHEREAS, the Municipal Council has selected Michael Comba to be appointed to said Board.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison, Middlesex County, New Jersey, that Michael Comba, 4 Remington Drive, Edison, NJ 08820 be and he is hereby appointed as a Member of the Zoning Board of Adjustment, said term to expire December 31, 2022.

RESOLUTION R.041-012019

WHEREAS, it is the duty of the Municipal Council to appoint 2nd Alternate Member to the Zoning Board of Adjustment; and

WHEREAS, the Municipal Council has selected Ashwani Bedi to be re- appointed to said Board.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison, Middlesex County, New Jersey, that Ashwani Bedi, 13 Melbloum Lane, Edison, NJ 08837 be and he is hereby appointed as 2nd Alternate Member of the Zoning Board of Adjustment, said term to expire December 31, 2019.

AYES - Councilmembers, Coyle, Diehl, Joshi, Lombardi, Patil, Sendelsky and Council President Gomez

NAYS – None

Councilmember Diehl pulled Resolution R.039-012019 for separate vote.

Council Vice President pulled Resolution R.037-012019 for separate vote.

The following Resolutions will be voted upon separately:

RESOLUTION R.037-012019

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

WHEREAS, the Municipal Council has selected Rosemary Feterik to be re-appointed to said Board.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison, Middlesex County, New Jersey, that Rosemary Feterik, 232 Wellington Place, Edison, NJ 08820 be and she is hereby re-appointed as a Member of the Zoning Board of Adjustment, said term to expire December 31, 2022.

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

AYES - Councilmembers, Coyle, Diehl, Joshi, Lombardi, Sendelsky and Council President Gomez

NAYS - Councilmember Patil.

RESOLUTION R.039-012019

WHEREAS, it is the duty of the Municipal Council to appoint members to the Open Space Advisory Committee; and

WHEREAS, the Municipal Council has selected the following persons to serve on said Committee:

- Walter Stochel, 2118 Oak Tree Road, Edison, NJ 08820
- Robert Takash, 27 Park Way, Edison, NJ 08817
- Frank Greco, 12 Maida Road, Edison, NJ 08820
- Esther Nemitz, 162B Fay Street, Edison, NJ 08817
- Bruce Diamond, 74 Calvert Avenue West, Edison, NJ 08820
- Francis J. Burke, 48 Stony Road, Edison, NJ 08817
- Walter Shneer, 108 Park Way, Edison, NJ 08817

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison, Middlesex County, New Jersey, that the abovementioned persons be and they are hereby appointed as Members of the Open Space Advisory Committee for a one year term, said terms to expire December 31, 2019.

Councilmember Diehl, no one understands our town and about Open Space than this group.

Councilmember Sendelsky added not only do they care they do the clean ups. We are thankful for these people for their service.

Councilmember Lombardi, Mr. Burke is a new member of this group he is a long time Sierrro Club member.

Councilmember Coyle echoed the sentiments of his colleagues. They do a terrific job.

Councilmember Patil agree with all colleagues for their hard work, this team is everywhere to education the residents of this town.

Council President Gomez, the years and wealth of knowledge they have, we couldn't be more proud of this committee.

A motion was made by Councilmember Lombardi seconded by Councilmember Diehl adopt this Resolution.

AYES - Councilmembers, Coyle, Diehl, Joshi, Lombardi, Patil, Sendelsky and Council President Gomez

NAYS - None

Council President Gomez, we are looking into possibly moving the Board of Education Election back to April.

Councilmember Diehl added we have received calls from residents to discuss the subject to moving the Election.

Mr. Northgrave explained this body can pass a resolution to move the election, but the statue is not clear on the notification. We would have to notify 85 days before the election, which would be January 21, 2019. We would need a special meeting.

Councilmember Lombardi, as about the terms.

Mr. Northgrave believes it would be shortened.

Councilmember Diehl, a subject to discuss before making a decision.

ORAL PETITIONS AND REMARKS

Council President Gomez opened the meeting for public comment.

Don Tarr, 52 Rieder Road, asked if we received an answer from the letter sent to FBI on raciest flyer. You voted last meeting to have a letter sent to FBI, unanimously. You are the voice of this township. I will be here every month until you do what you voted to do please.

Mr. Northgrave, what action we will be taking here shortly we will be discussing.

Danielle Cadet, 10 6th Street, ASEZ volunteers that work on clean -up projects, thank you for allowing us to do community service. They are college students their Forum is on January 23rd - January 24th.

Councilmember Sendelsky, he was there when they did a clean -up at Edison Tower.

Councilmember Gomez, echo, we would like to extend a hand to help you in any way we can. Thank you for doing work in our community. Please leave your contact information with our Clerk.

Lois Wolke, 10 Peake Road, if the election move do the tax payers have the ability to vote on budget. She is 110 % in favor. The Board of Education is out of control with spending put back in the hands of people. So much waste and padding I saw it for years.

Mr. Northgrave, if adopted it would be this year.

Lois Tarr, 52 Rieder Road, the voter turn out is lower in April.

Walt Shneer, 108 Park Way, why are we paying \$10,000 dollar a month for storage. Didn't insurance company pay for the building that burn down? The street behind the white church need to be paved.

Councilmember Lombardi, explained we lease a building in Metuchen, we are still looking into rebuilding.

Ms. Ruane, we are working on that this year.

Mr. Northgrave, it wasn't replacement coverage.

Mr. Russomanno, it's not our street, we cannot pave it.

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

Council President Gomez, wished Councilmember Coyle Happy 50th Birthday.

Having no further business to discuss, on a motion made by Councilmember Diehl, seconded by Councilmember Sendelsky, the meeting was adjourned at 7:46p.m.

Alvaro Gomez
Council President

Cheryl Russomanno, RMC
Municipal Clerk