

**MINUTES OF  
MUNICIPAL COUNCIL  
WORKSESSION AND REGULAR MEETING  
February 8, 2017**

A Combined Meeting of the Municipal Council of the Township of Edison was held in the Council Chambers of the Municipal Complex. The meeting was called to order at 6:05 p.m. by Council President Lombardi followed by the Pledge of Allegiance.

Present were Councilmembers Coyle, Diehl, Lombardi, Sendelsky and Shah.

Councilmember Patil entered at 6:09pm

Councilmember Gomez entered at 6:19pm.

Also present were Township Clerk Russomanno, Deputy Township Clerk McCray, Township Attorney London, Business Administrator Ruane, Health Director Elliott, Township Engineer Kataryniak, Assistant Public Works Director Russomanno, Police Captain Shannon, Police Chief Bryan, Fire Captain Wadiak and Cameraman Cologna.

The Township Clerk advised that adequate notice of this meeting, as required by the Open Public Meetings Act of 1975, has been provided by an Annual Notice sent to The Home News Tribune, The Star Ledger and the Sentinel on December 30, 2016 and posted in the Main Lobby of the Municipal Complex on the same date.

**4. REVIEW OF MINUTES:**

a. through c. No comments were made.

**5. REPORTS FROM ALL COUNCIL COMMITTEES:**

Councilmember Diehl reported Open Space committee met with Land Conservancy of NJ to start to identify some elements for long range plans. Councilmember Coyle also attended and had some ideas for beautification. We were able to map out long range ideas to push forward for Edison open space.

**6. POINTS OF LIGHT:**

Council President Lombardi, reminded everyone on Monday, February 13<sup>th</sup> is President Lincoln Birthday and Monday, February 20<sup>th</sup> is Presidents day. The State of the Township address is on Thursday, February 23, 2017 at 7:00pm, Pines Manor

Councilmember Sendelsky, our new recycle coach is working well it told us recycling and garbage is canceled for tomorrow due to our pending storm. On a positive note our Police Department on January 25<sup>th</sup> arrested a suspect in the robbery on Simpson Avenue, great job.

Councilmember Diehl added Local History Day is on Sunday, February 26, 2017 at Metuchen Public Library from 1:00 to 4:00pm.

Councilmember Coyle, Congratulation to all the new members of Environmental Commission, John Poyner, Chris Troiano and Sally Yabra, they have been taken an aggressive role.

**7. FROM THE BUSINESS ADMINISTRATOR:**

a. through c. No comments were made.

**8. FROM THE DEPARTMENT OF FINANCE:**

a. through d. No comments were made.

**9. FROM THE DEPARTMENT OF HEALTH:**

a. through d. No comments were made.

**10. FROM THE DEPARTMENT OF LAW:**

a. through d. No comments were made.

e. Pulled off Agenda R.086-022017

**11. FROM THE DEPARTMENT OF PLANNING AND ENGINEERING:**

a. through f. No comments were made.

**12. FROM THE PUBLIC WORKS:**

a. No comment was made.

**13. FROM THE DEPARTMENT OF RECREATION:**

a. No comment was made.

**14. FROM THE CHIEF OF FIRE:**

a. through c. No comments were made.

**15. FROM THE CHIEF OF POLICE:**

a. through d. No comments were made.

**16. FROM THE TOWNSHIP CLERK:**

a. and b. No comment was made.

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

Councilmember Sendelsky report:

### **Minutes of Edison Township Special Planning Board Meeting of Tuesday 2/7/2017**

Since there was some question about the newspaper adequate public notice, the board re-nominated and swore in Sherri Ruggieri as chair, Dennis Pippala as vice chair, Lillian Triola as secretary, Michelle Tullio as attorney, Hank Bignell as Planner, and Charley Carley as Engineer. The first item on the agenda was a resolution for Shree Umiya Parivar, Inc, Oak Tree Road (Citone School) was unanimously approved for preliminary and final.

Next Tina Early of Elizabethtown Gas did a brief presentation for the low pressure service mains being replaced in Clara Barton Area on Amboy Avenue and other streets which are listed on the notification letter. She explained that the old pipe was being replaced with the 4 inch yellow plastic main from Fords to the NJ Turnpike. The upgrade was due to safety and reliability and some lines going up to the homes will be replaced also. She said that they have a community outreach program- a letter to customers regarding need for access was sent out on 12/21/16, their community outreach team then went out to businesses and civic groups on 1/5/17 and additional notification letters went out on 2/1/17. The duration of the project will begin now and conclude sometime in August. The trench will need to settle for 90 days before paving commences. The project hotline number is 866-767-5558 and their e mail address is etgprojects@southernco.com.

The next case was #P5173 Fox & Foxx Development 35 and 39 Dorothy Avenue- Block 793 Lots 21, 22,23.C. The applicant wants to remove condition 3(d) to modify the resolution because the existing block wall that was supposed to maintain by the owner of the new lot is not on the property. The revision was unanimously approved to remove that condition of the approval.

The next case was #P5176 Gulberg Builders, LLC 51 McKinley Street Block 497 Lot 1.C & 1.E was a proposal to demolish 3 homes and construct 3 new single family homes. The variance for lot width on all 3 homes which has a requirement of 85 feet with 73.03 proposed. The applicant stated that the proposed price for the houses would be \$600,000. The project meets all setbacks and floor area ratios except for the lot width. The parcel has 219 feet of frontage and 172 feet in depth. Paul Fletcher was sworn in as the engineer for the applicant. The property is in an RBB zone which has a 10,000 sf lot requirement and the applicant is proposing 12,560 sf for all three lots, which exceeds the requirement. He stated that he surveyed the surrounding neighborhood within 500 feet, 53% of the existing properties are non-conforming within a 200 foot radius, 60% of the properties are non-conforming within a 300 foot radius, 55% are non-conforming within a 400 foot radius and 50% are non conforming within a 500 foot radius. The applicant will comply with Mr. Carley our engineer's report as well as Mr. Bignell's report. As a condition of the approval the applicant was to move the garages to the front of the house. Also trees that were removed will be replaced in addition to the trees required by ordinance and they will be noted on the plan. The application was unanimously approved.

The next case was #P12-2016 Shore to Shore Route One & Stony Road, Block 161.N Lots 42T, 142 T2, 42M, 65 and 42V. This was a proposal to demolish some residential dwellings of which one fronts on Route one and construct a Wawa food market and fuel station. Variances were requested for maximum building height, off street parking, free standing sign canopy signs and directional signs. This proposal meets all nine conditions for a conditional use. The property also is only one half of the allowed floor area ratio. Mark Whittaker the design Engineer from was sworn in and gave his testimony. The property is located on the north bound side of Route One. It has 3 residential dwelling units on it now that will be demolished. The convenience store building will be 4,736 square feet in size. They will have six multi product dispensers. They will have 3 grades of gasoline and 1 diesel pump. No high volume pumps and no truck gas. They stated that they have spill prevention monitoring, overfill protection and double walled tanks that are also monitored. It will be a 24 hour seven days per week operation. They will keep their deliveries between 7 AM and 10 PM so as not to disturb the neighbors. Dynamic Engineering's traffic engineer gave his testimony and then the applicant

suspended their testimony until the next meeting because there was an objector attorney who could not be present at the meeting. They will then give the rest of their testimony and give the public a chance to speak to all of the testimony.

The last case was #P5180 Brenda Cooper & Dawn Maglione 9 Cutter Avenue West of Grove Avenue. Block 604 Lot 4.01. The proposal was to demolish an existing dwelling and subdivide lot and construct two new single family homes. Variances requested for lot width on both homes the required width is 85 feet and the applicant proposes 67.5 feet. The property is in an RBB zone. The applicant proposes to two 12,195 sf building lots and wishes to put two three- thousand square foot homes on them. The applicant will comply with both the planner and engineer's report. Ten neighbors came out in opposition to the project. The applicant did not attempt to purchase the property on either side of the lots. The board allowed the applicant an opportunity to attempt to provide two conforming lots with the purchase of additional land. The case will be carried over to March 13, 2017 with no further notice.

The next planning board meeting will be on Wednesday February 15, 2017

**Respectfully submitted Councilmember Sendelsky**

**18. UNFINISHED BUSINESS:  
ORDINANCES FOR FURTHER CONSIDERATION AND PUBLIC HEARING:**

- O.1958-2017 No comment was made
- O.1959-2017 No comment was made
- O.1960-2017 No comment was made
- O.1961.-2017 No comment was made.

**19. COMMUNICATIONS:**

- a. Received as submitted.

Council President Lombardi, the complaints didn't fall on deaf ears. Our department of Health met with Top Golf on Monday, they are working to find ways to minimize the noise.

**20. DISCUSSION ITEMS:**

**Council President Lombardi:**

- a. He asked police how can we alert residents about phone scams.

Police Captain Shannon, through our Social Media page.

**Councilmember Coyle:**

- a. He thanked Mr. Russomanno for taking his numerous calls regarding snow plowing.
- b. Congrats on body cams interested to see how they work.

**Councilmember Diehl:**

- a. He received a call that someone is going door to door selling some service. Do we need to make our current ordinance more strict?

Police Captain Shannon explained people should have our valid Solicitor License on them. Lots of times they have fake ID and a red flag is they don't have a vehicle. We advise everyone don't let anyone in your home, verify with Police Department, we need to know where it is occurring.

- b. He thanked Councilmember Sendelsky for Walter's Resolution of Recognition.
- c. He wished Mr. Russomanno good luck on getting ready for snow storm.

**Councilmember Gomez:**

- a. He also had a resident call him about a Utility Company going door to door. If there is utility work to be done they will let the residents know.

**Councilmember Patil:**

- a. None

**Councilmember Sendelsky:**

- a. Resolution of Recognition for Walter Stochel he presented.
- b. He thanked Jay Elliot, Anthony Russomanno and Mike Lombardi for attending the Dog Park Committee meeting. We will be adding trees to the park.

**Councilmember Shah:**

- a. She read the nice article on body cams for our Police Department and asked for update on when are we going to start using them.

Captain Shannon, we are not equipped yet. We should be receiving 125 Body Carmeras the first week of March. There will be a policy in place and training for the Officers. Chief Bryan is very thankful to Public Safety Committee moving forward for public safety.

- b. She asked Mr. Elliot for an update on the home with six people.

Mr. Elliot, it is still an open case. They were initially fined \$1,500.00. The house is now vacant.

- c. She asked how many women on Fire Department.

Captain Wadiak reported we have five (5) women volunteers now. It is a two year program, than they can take test.

**21. CLOSED SESSION:**

Closed Session was canceled.

**22. APPROVAL OF MINUTES:**

On a motion made by Councilmember Diehl, seconded by Councilmember Sendelsky and duly carried, the Minutes of the Combined Meeting of December 28, 2016, Worksession of January 9, 2017 and Regular Meeting of January 11, 2017 were accepted as submitted.

**23. COUNCIL PRESIDENT’S REMARKS:**

Council President Lombardi, no additional remarks all said in Points of Light.

**24. RESOLUTION OF RECOGNITION:**

The following Resolution of Recognition was read in its entirety:

**RESOLUTION R.054-022017**

**WHEREAS**, Walter Stochel has contributed significant time, expertise, and care to the Township of Edison (the “**Township**”) and its residents throughout his tenure in various roles in the Township; and

**WHEREAS**, Walter is a staunch advocate for the preservation of open space in the Township as evidenced through his service as Chairman of the Edison Open Space Committee; and

**WHEREAS**, Walter leads educational efforts to inform the general public of the importance of environmental preservation through his service through the Edison Greenways Group; and

**WHEREAS**, Walter’s advocacy and educational efforts, in conjunction with the Metuchen-Edison Historical Society, culminated in the Short Hills Battlefield Historic District being placed on the National Register of Historic Places in 2014; and

**WHEREAS**, Walter continues his educational and advocacy efforts to promote greater understanding of the environment and our responsibility to it, through his past and continued involvement in Township organizations such as the Edison Wetlands Association; and

**WHEREAS**, Walter’s service and dedication to the Township has positively fostered volunteerism and an appreciation of the Township and the role we should all strive to achieve to maintain the environmental vitality of the Township and its impact on our global society; and

**WHEREAS**, the municipal council of the Township (the “**Municipal Council**”) hereby recognizes Walter for his commitment and dedication to the Township.

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, NEW JERSEY AS FOLLOWS:** The Municipal Council hereby recognizes Walter Stochel for his significant contributions to the Township’s preservation of the environment as it pertains to the Township and the Township’s impact on our global society.

Council President Lombardi Opened the meeting for public comment on Resolution of Recognition R.054-022017.

Assemblyman Karabinchak, he has known Walter for over Fifteen (15) years. He has taught people about open space and how important it is for society. Words cannot describe all the work he has done for our community. Thank you for all you have done for the good of our residents and township. This Recognition is well overdue.

Bruce Diamond, 74 Calvert Avenue, has known Walter close to fifteen (15) years on the Open Space Committee. He has given himself unselfishly to the community. Good job and thanks to the town for this recognition.

Steven Zederbaum, 7 Oliver Avenue, he has known and worked with Walter for about eight 8 years. He has never met someone so dedicated congratulations.

Scott Zederbaum, 7 Oliver Avenue, He is a hero. He inspires so many people we owe him a lot, thanks.

Lois Wolke, 10 Peake Road, she has been on a lot of hiking and clean ups with him. He always makes it fun. Walt is like a walking encyclopedia. Thank you for your dedication, friendship and all you have done for Edison in making it a better place.

Hugh Gordon, 6 Dale Drive, I can go on for hours what he has done for me, my family and this town. All the Eagle Scout projects he has worked on, we are lucky to have you.

Esther Nemitz, 162b Fay Street, she feels very fortunate to be part of Open Space Committee with him. His knowledge of our area is impeccable. He always has a focus and gets the job done. He has tireless energy, thanks Walter.

Frank Greco, 12 Maida Road, with everything that has been said, Walt is a person that makes Edison what it is today. He is a gentleman and scholar that's why I stay in Edison.

Karol Morrison, 118 George Avenue, she met Walter about 20 or so years ago at Menlo Park school for Arbor Day. He has been a mentor to my daughter, thank you.

Maryann Hennessey, 20 Carmello Dr., he is gentlemen and a wealth of information this town is lucky to have him.

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

Councilmember Sendelsky, Walt has touched so many civic groups. He is always eager to work and doesn't like to take credit. He was instrumental in many projects such as Oak Tree Pond and The Bridge to Nowhere. Judge Barnes is sorry he couldn't be here but he is phoning in.

Judge Barnes via telephone, there is no one more deserving of a Resolution of Recognition than Walter. He has done so many great things for this Township.

Councilmember Shah, I'm sure you still have goals in this town to make it better. You have a wealth of historical knowledge, Congratulations.

Councilmember Diehl, there has been a lot said from all of us on our experiences with Walter. He is on Open Space, Dismal Swamp, the list goes on and on. However, the 900 plus acres of Open Space wouldn't have been possible without Walter. He has helped so many scouts unselfishly a real professional volunteer and has knowledge of every square mile.

Councilmember Gomez, said I can only echo a fraction of what your contributions parallel to everything I have seen. You fight hard and get it done. It's an honor and pleasure and I look forward to continuing to work with you.

Councilmember Coyle, you are a man with a wealth of information. You are an inspiration.

Councilmember Patil, you have a lot of love and affection for our Township. We truly appreciate your efforts and keep up the good work.

Council President Lombardi, everyone has had a story with you. Your contribution is beyond recognition, thank you from the bottom of our hearts.

Walter Stochel, Councilmember Sendelsky, this was really a surprise. Thank you all for speaking so well of me. It is all interesting to me. A lot of good things were not just me alone. Thank you to my family and mother who never complained when I would run out to another meeting.

On a motion made by Councilmember Sendelsky, seconded by Councilmember Patil, to adopt Resolution of Recognition R.054-022017.

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

NAYS - None

This resolution was presented by Councilmember Sendelsky.

**25. APPROVAL OF VOLUNTEER FIREFIGHTERS:**

Edison Volunteer Fire Company #1  
Jarrett T. Jeffries

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

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

The following Ordinances, which were introduced by Title on January 25, 2017 passed on first reading, published according to law for further consideration at this meeting, were read by the Township Clerk:

**O.1958-2017                      BOND ORDINANCE PROVIDING FOR THE ANALYSIS OF THE WATER AND SEWER SYSTEM APPROPRIATING \$300,000 THEREFORE ISSUANCE OF \$285,000. BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF.**

(The above Ordinance O.1958-2017 can be found in its entirety in Ordinance Book #27.)

Council President Lombardi declared the Public Hearing opened for O.1958-2017

None

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

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

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

NAYS - None

**O.1959-2017                      BOND ORDINANCE FOR VARIOUS CAPITAL IMPROVEMENTS APPROPRIATING \$15,000,000 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$14,250,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.**

(The above Ordinance O.1959-2017 can be found in its entirety in Ordinance Book #27.)

Council President Lombardi declared the Public Hearing opened for O.1959-2017.

Bruce Diamond, 74 Calvert Avenue, asked what locations is the \$500,000 for lighting.

Ms. Ruane, it is for Elder Park and Kilmer

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

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

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

NAYS - None

**O.1960-2017                    ORDINANCE AUTHORIZING THE SURVEY, WETLANDS AND ENVIRONMENTAL INVESTIGATIONS (INCLUDING A PHASE II ENVIRONMENTAL SITE ASSESSMENT STUDY) A BUILDING HAZARD ANALYSIS AND GEOTECHNICAL SOIL BORINGS AT THE PROPERTY IDENTIFIED AS BLOCK 50, LOTS 12 AND 13 (AKA NATIONAL ROAD PUMP STATION).**

(The above Ordinance O.1960-2017 can be found in its entirety in Ordinance Book #27.)

Council President Lombardi declared the Public Hearing opened for O.1960-2017

None

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

On a motion made by Councilmember Diehl, seconded by Councilmember Sendelsky, the Ordinance was adopted.

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

NAYS - None

**O.1961-2017                    ORDINANCE APPROPRIATING \$50,000. FROM THE CAPITAL IMPROVEMENT FUND FOR A FEASIBILITY STUDY IN CONNECTION WITH THE CONSTRUCTION OF A PARKING DECK ON AMBOY AVENUE IN AND BY THE TOWNSHIP OF EDISON IN THE COUNTY OF MIDDLESEX, NEW JERSEY.**

(The above Ordinance O.1961-2017 can be found in its entirety in Ordinance Book #27.)

Council President Lombardi declared the Public Hearing opened for O.1961-2017.

Tony Eggert, 141 Pheasant Avenue, can someone expand on the area of where this will be.

Council President Lombardi explained this is just for a feasibility study. When the redevelopment plan for Amboy Avenue was being done the residents had parking concerns.

Esther Nemitz, 162B Fay Street, asked who is going to be doing the study.

Mr. Kataryniak, we haven't made a determination.

Ms. Ruane, first we have to do an RFP process for proposal, decide which contractor to present to the council by resolution to approve.

Mr. Kataryniak, nature of scope is more specific we need parking a number of firms specialize in parking garages/area what type is feasible.

Karen Hal, 55 First Street, expressed her concerns where it will be. She feels a parking garage doesn't make sense in a mixed use area. There are only ten (10) businesses on Amboy Avenue.

Council President Lombardi, reiterated there was a public hearing on Amboy Avenue Redevelopment and residents had parking concerns. This is only a study for feasibility.

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

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

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

NAYS – None

**NEW BUSINESS**

**PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR WEDNESDAY FEBRUARY 22, 2017.**

**O.1962-2017 AN ORDINANCE AMENDING THE TOWNSHIP CODE CHAPTER 37-62 TO REGARDING REQUIREMENTS FOR TEMPORARY "OPEN HOUSE" REAL ESTATE DIRECTIONAL SIGNS.**

On a motion made by Councilmember Sendelsky seconded by Councilmember Gomez this Ordinance was passed on first reading and ordered published according to law for further consideration and Public Hearing at the next Regular Meeting of the Township Council to be held on February 22, 2017.

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

NAYS – None

**PUBLIC COMMENTS AS TO PROPOSED RESOLUTIONS**

Council President Lombardi opened the meeting to the public for comments on Proposed Resolutions R.055-022017 through R.096-022017.

Bruce Diamond, 74 Calvert Avenue, asked for explanation on Resolution R.065-022017.

Mr. Kataryniak, this is the beginning of a design for Route 1 signals to be coordinated. The Department of Transportation, we are the utility company to them. This is so we can be reimbursed for the project.

Mr. Diamond, asked for explanation on Resolution R. 085-022017.

Attorney London, explained Unspecifiable is for a particular service in Local Public Contract Law.

Maryann Hennessey, 20 Carmello Drive, Resolution R.085-022017 what exactly will this company be doing. She also thanked Mr. Russomanno and Mr. Kataryniak for repairing the pot holes.

Council President Lombardi, news articles.

Ms. Ruane, Public Relations for the Township.

Maryann Hennessey, 20 Carmello Drive, Resolution R.073-022017, what vehicles

Fire Captain Wadiak explained the type of vehicles for fire department.



Ms. Hennessey, regarding Resolution R.079-022017, is this for a building?

Mr. Kataryniak, it is for the slab for the building to be built on.

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

Councilmember Shah requested that Resolution R.085-0220147 be pulled for separate vote.

The following Resolutions R.055-022017 through R.084-022017 and R.087-022017 through R.096-022017 were adopted under the Consent Agenda on a motion made by Councilmember Diehl and seconded by Councilmember Sendelsky.

**RESOLUTION R.055-022017**

**APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING FEBRUARY 2, 2017**

**WHEREAS**, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through February 2, 2017.

FUND	AMOUNT
Current	\$18,273,651.00
Affordable Housing	30,361.45
Capital	241,707.29
Cash Performance	0.00
CDBG	35,016.54
Developers Escrow	0.00
Dog (Animal Control)	17,161.00
Federal Forfeited	639.00
Grant Funds	3,088.11
Law Enforcement	0.00
Open Space	0.00
Park Improvements	0.00
Payroll Deduction	1,056,139.19
Sanitation Fund	80,987.41
Sewer Utility	143,641.59
Tax Sale Redemption	0.00
Tree Fund	0.00
Tree Planting	0.00
Trust	502,328.35
Water Operating Fund	
<b>TOTAL</b>	<b>\$20,384,720.93</b>

/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.056-022017**

**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 **\$316,946.77**.

**RESOLUTION R.057-022017**

**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 **\$9,270.19**.

**RESOLUTION R.058-022017**

**Temporary Emergency Appropriation**

**WHEREAS**, the Local Budget Law, specifically N.J.S.A. 40A:4-20, requires that the governing body of a municipality shall by Resolution make appropriations if any contract, commitments or payments are to be made between the beginning of the Calendar year and the adoption of budget; and

**WHEREAS**, the Local budget Law and the Optional Municipal Charter Act of 1950 provide for the adoption of municipal budget by March 20, 2017 unless said budget calendar is extended according to law; and

**WHEREAS**, the date of this Resolution is prior to the adoption of the 2017 Calendar Year Budget,

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the Township of Edison, County of Middlesex, New Jersey that the following Temporary Emergency Appropriations be made and that a certified copy of this Resolution be transmitted to the Director of Finance for her record.

<u>CURRENT FUND</u>	<u>AMOUNT</u>
Data Processing-Other Expenses	48,495.00
Building & Ground-Other Expenses	3,000.00
Future Taxation Unfunded-Tax Appeals Note Principal 2012	1,900,000.00
Special Emergency Note Principal 2013	182,400.00
Future Taxation Unfunded-Tax Appeals Note Principal 2015	2,030,833.00
<b>TOTAL CURRENT FUND</b>	<u><u>4,164,728.00</u></u>

**TOWNSHIP OF EDISON**

**COUNTY OF MIDDLESEX ,STATE OF NEW JERSEY**

**RESOLUTION R.059-022017**

**RESOLUTION ACCEPTING AND ADOPTING THE CENTRAL JERSEY MUNICIPAL JOINT INSURANCE FUND'S 2017 SAFETY INCENTIVE PROGRAM**

**WHEREAS**, Edison Township is a member of the Central Jersey Municipal Joint Insurance Fund (CENTRAL JIF); and

**WHEREAS**, it is the policy of the CENTRAL JIF to achieve the best and most practical degree of freedom from accidents an/or injuries; and

**WHEREAS**, the CENTRAL JIF endeavors to ensure that all of their members' employees, volunteers and public are provided with a safe and healthy environment, free from any recognized hazards; and

**WHEREAS**, the CENTRAL JIF endeavors to ensure that all of their members are in compliance with applicable safety and health requirements; and

**WHEREAS**, the CENTRAL JIF's Safety Committee is made up of representatives of the Fund's Municipalities, along with the professionals employed by the Fund; and

**WHEREAS**, the new Program will assist all the Central JIF members in becoming or maintaining compliance with all Public Employees Occupational Safety and Health (PEOSH) Requirements; and

**WHEREAS**, the CENTRAL JIF has adopted the 2017 SAFETY INCENTIVE PROGRAM which should succeed in providing a safe, healthful and pleasant environment; and

**NOW; THEREFORE, BE IT RESOLVED**, by the Township Council of Edison County of Middlesex, State of New Jersey that the Central Jersey Municipal Joint Insurance Fund SAFETY INCENTIVE PROGRAM be adopted by the Township of Edison.

**RESOLUTION R.060-022017**

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO THE OFFICE PAL FOR THE FURNISHING OF SUPPLIES FOR OFFICE EQUIPMENT**

**WHEREAS**, bids were received by the Township of Edison on November 10, 2016 for Public Bid No. 16-02-03-Supplies for Office Equipment; and

**WHEREAS**, THE OFFICE PAL, P.O. Box 2, Lakewood, NJ 08701, submitted the lowest legally responsible bid for various items of the bid as listed on the spreadsheet; and

**WHEREAS**, the total amount of this contract, not to exceed \$24,000.00, cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid submitted by THE OFFICE PAL, P.O. Box 2, Lakewood, NJ 08701 for Supplies for Office Equipment is determined to be the lowest legally responsible bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$24,000.00, and any other necessary documents, with THE OFFICE PAL.

**RESOLUTION R.061-022017**

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO OFFICE NEEDS FOR THE FURNISHING OF SUPPLIES FOR OFFICE EQUIPMENT**

**WHEREAS**, bids were received by the Township of Edison on November 10, 2016, for Public Bid No. 16-02-03-Supplies for Office Equipment; and

**WHEREAS**, OFFICE NEEDS, 1120 Raritan Rd., Clark, NJ 07066 submitted the lowest legally responsible bid for various items of the bid as listed on the spreadsheet; and

**WHEREAS**, the total amount of this contract, not to exceed \$10,000.00 cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid submitted by OFFICE NEEDS, 1120 Raritan Rd., Clark, NJ 07066 for Supplies for Office Equipment is determined to be the lowest legally responsible bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$10,000.00 and any other necessary documents, with OFFICE NEEDS.

**RESOLUTION R.062-022017**

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO THE TREE HOUSE, INC. FOR THE FURNISHING OF SUPPLIES FOR OFFICE EQUIPMENT**

**WHEREAS**, bids were received by the Township of Edison on November 10, 2016, for Public Bid No. 16-02-03-Supplies for Office Equipment; and

**WHEREAS**, THE TREE HOUSE, INC., P.O. Box 413, Norwood, MA 02062 submitted the lowest legally responsible bid for various items of the bid as listed on the spreadsheet; and

**WHEREAS**, the total amount of this contract, not to exceed \$10,000.00 cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid submitted by THE TREE HOUSE, INC., P.O. Box 413, Norwood, MA 02062 for Supplies for Office Equipment is determined to be the lowest legally responsible bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$10,000.00 and any other necessary documents, with THE TREE HOUSE, INC.

**RESOLUTION R.063-022017**

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO W. B. MASON CO., INC. FOR THE FURNISHING OF SUPPLIES FOR OFFICE EQUIPMENT**

**WHEREAS**, bids were received by the Township of Edison on November 10, 2016, for Public Bid No. 16-02-03-Supplies for Office Equipment; and

**WHEREAS**, W. B. MASON CO. INC., 21 Commerce St., Cranbury, NJ 08512 submitted the lowest legally responsible bid for various items of the bid as listed on the spreadsheet; and

**WHEREAS**, the total amount of this contract, not to exceed \$36,000.00 cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid submitted by W. B. MASON CO., INC., 21 Commerce St., Cranbury, NJ 08512 for Supplies for Office Equipment is determined to be the lowest legally responsible bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$36,000.00 and any other necessary documents, with W. B. MASON CO., INC.

**RESOLUTION R.064-022017**

**EXPLANATION:** This Resolution authorizes the Mayor to execute the attached Developer's Agreement with Edison Enterprises, LLC, with respect to Block 56.20, Lot 20 (aka 860 New Durham Road) as shown on the Edison Township tax map.

**WHEREAS**, the property identified as Block 56.20, Lot 20 as shown on the Edison Township tax map (the "**Property**," commonly referred to as 860 New Durham Road) was the subject of an application before the Planning Board of the Township of Edison (hereinafter the "**Board**") made by the Edison Enterprises, LLC ("**Developer**") for the approval of a preliminary and final major site plan, with associated design waivers and variances, to construct a four (4) story hotel on the Property (the "**Project**"); and

**WHEREAS**, the Board granted final site plan approval for the Project by adoption of a resolution on June 16, 2015 (the "**Resolution**"); and

**WHEREAS**, the Resolution and the Code of the Township of Edison require the developer to enter into a developer's agreement with the Township of Edison (the "**Township**") in connection with the Project; and

**WHEREAS**, the developer's agreement attached hereto between the Township and Developer (the "**Agreement**") has been prepared by the Township Attorney and has been reviewed and approved by the Township Engineer and by the attorney for the Developer.

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

1. The Mayor is hereby authorized to execute the Agreement substantially in the form as attached hereto as Exhibit A, 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 Agreement.
2. The Township Clerk is hereby authorized to forward the original and certified copies of the Agreement to the Township Attorney for recording with the Clerk of the County of Middlesex.
3. This Resolution shall take effect immediately.

**RESOLUTION R.065-022017**

**EXPLANATION:**A resolution authorizing the Mayor to execute the Utility Engineering and Construction Agreement, UECA-08-AdaptiveDesign1-176060, and associated documentation, by and between the State of New Jersey Department of Transportation and the Township for verification, design, protection, and/or relocation of certain utilities in the Township.

**WHEREAS**, the municipal council of the Township of Edison (the “**Municipal Council**”) of the Township of Edison (the “**Township**”) finds it in the best interest to enter into an agreement with the State of New Jersey Department of Transportation (the “**State**”) for verification, design, protection and/or relocation of certain utilities in the Township (the “**Agreement**”) (attached hereto as **Exhibit A**); and

**WHEREAS**, the relocation of certain utilities in the Township by the State is a result of the State’s undertaking with regard to implementation of adaptive traffic signals in the Township; and

**WHEREAS**, pursuant to *N.J.S.A. 27:7-44.9*, the State is to bear the cost of relocating public utility and cable television facilities, to accommodate highway construction and improvement projects; and

**WHEREAS**, the Township’s legal right to occupy public right-of-way, subject to the conditions imposed by the State, is in no way mitigated by the Agreement; and

**WHEREAS**, the Township professional have reviewed the Agreement as to form and substance and recommends to the Municipal Council that the Mayor enter into the Agreement on behalf of the Township; and

**WHEREAS**, the Municipal Council hereby authorizes the Mayor to execute the Agreement and associated documents attached hereto.

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

4. The Mayor is hereby authorized to execute the Agreement substantially in the form as attached hereto as **Exhibit A**, 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 Agreement.

5. The Township Clerk is hereby authorized to forward the Agreement and associated documents to the State.

6. This Resolution shall take effect immediately.

**RESOLUTION R.066-022017**

**EXPLANATION:** A Resolution retaining Mott MacDonald LLC for the purpose of providing engineering services in connection with the Township’s solicitation of proposal for a concession agreement for the Townships water and sewer systems.

**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**, pursuant to the LPCL, the Township issued a Request for Proposals for Engineering Services, RFP 16-09, seeking proposals from qualified individuals and firms to provide engineering services in connection with the Township solicitation of proposals for a concession agreement, the negotiation of such concession agreement and the securing of all applicable approvals required for the implementation of same under law (the “**Engineering Services**”); and

**WHEREAS**, the Township evaluated the responses submitted by various firms for Engineering Services and determined that Mott MacDonald LLC, 111 Wood Avenue South, Iselin, New Jersey 08830 (“**Mott**”) shall provide the Engineering Services at a cost not to exceed \$286,800.00.

**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 retain Mott at a cost of not to exceed \$286,800.00 for Engineering Services.

Section 3. The Mayor and Township Clerk are hereby authorized and directed to execute a contract with Mott for its Engineering Services not to exceed \$286,800.00.

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. A certified copy of this resolution, together with a copy of the contract between the parties, shall be provided by the Township Clerk to the Business Administrator and to Mott.

Section 6. This Resolution shall take effect immediately.

**RESOLUTION R.067-022017**

**EXPLANATION:** This resolution provides refund of the construction permit fee, less the DCA fee, posted for a residential construction permit. The work was never performed.

**WHEREAS**, on January 10,2017, a Construction Permit fee, check #248, permit #2017-0112, was posted in the total amount of \$4,773.00 by the homeowner, Akash Patel ; and

**WHEREAS**, the application was submitted for a first floor renovation and second floor addition at 83 Overbrook Ave Edison, NJ 08817,

**WHEREAS**, appropriate documents have been submitted to the Township indicating that the work is no longer being done, therefore appropriate that the municipal permit fee in the amount of \$3,582.00, derived from the \$4,773.00 total construction permit fee less the \$170.00 DCA fee, less the \$100.00 Certificate fee and less the 20% plan review fee of \$921.00 be refunded to the homeowner, Akash Patel ; and

**WHEREAS**, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2017-0112, in the amount of \$3,582.00 for the referenced application;

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the Township of Edison that the sum not to exceed \$3,582.00 on construction permit fees posted by Akash Patel for 83 Overbrook Ave be refunded to the homeowner;

**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the said amount of \$3,582.00 from the Refund of Revenue Fund to the homeowner, Akash Patel, 83 Overbrook Avenue, Edison, NJ 08817.

**RESOLUTION R.068-022017**

**EXPLANATION:** This resolution provides for Township Acceptance of the constructed improvements under Public Bid No. 16-53-01: Maintenance of At-Grade Quiet Zone Railroad Crossings, Inman Avenue (CR 602) & Tingley Lane, Edison Township; Authorizes a Corrective Change Order No. 1 for Final As-Built Quantities; and Authorizes FINAL CONTRACT PAYMENT for release of retainage and close-out of the construction project.

**WHEREAS**, the Township of Edison advertised for a construction contract for the Maintenance of At-Grade Quiet Zone Railroad Crossings, Inman Avenue (CR 602) & Tingley Lane, Township of Edison, Middlesex County, New Jersey under Public Bid No. 16-53-01; and

**WHEREAS**, Tracks Unlimited, LLC, 1140 Globe Avenue, Mountainside, NJ 07092 was awarded a construction contract through resolution R.809-112016 in a contract amount not to exceed \$143,675.00 for the project; and

**WHEREAS**, upon tabulation and review of as-built construction quantities and necessary field changes during construction, it has been determined by the Township Engineer that there is a net increase of \$2,710.10 in the final construction costs resulting in a revised and final total construction contract amount of \$146,385.10, as detailed in the attached Change Order No. 1; and

**WHEREAS**, the Township Engineer has reviewed the project and certifies the construction work has been completed, and therefore recommends project acceptance, release of the performance bond following receipt of a two-year maintenance bond; and that final payment, including retainage, be made to Tracks Unlimited, LLC, in an amount of \$21,783.10 for a total construction contract as-built cost of \$146,385.10.

**NOW, THEREFORE BE IT RESOLVED** by the Municipal Council of the Township of Edison, Middlesex County, New Jersey that the project under Public Bid No. 16-53-01: Maintenance of At-Grade Quiet Zone Railroad Crossings, Inman Avenue (CR 602) & Tingley Lane, is deemed accepted by the Township of Edison, and that the performance bond shall be released upon receipt of a fully executed Maintenance Bond, and that final payment, including retainage, shall be made to Tracks Unlimited, LLC., in an amount of \$21,783.10 for a total construction contract as-built cost of \$146,385.10.

**RESOLUTION R.069-022017**

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

**WHEREAS**, bids were received by the Township of Edison on November 10, 2016 for Public Bid No. 16-12-06-Lubricants, Fluids and Antifreeze; and

**WHEREAS**, CRAFT OIL CORP., D/B/A PETRO CHOICE., 950 King George Road, Fords, NJ 08863, submitted the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet; and

**WHEREAS**, the total amount of this contract, not to exceed \$10,000.00 cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid submitted by CRAFT OIL CORP., D/B/A PETRO CHOICE, 950 King George Road, Fords, NJ 08863 for Lubricants, Fluids and Antifreeze, is determined to be the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$10,000.00, and any other necessary documents, with CRAFT OIL CORP., D/B/A PETRO CHOICE as described herein.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and/or bonds of the unsuccessful bidders.

**RESOLUTION R.070-022017**

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO LUBENET, LLC FOR LUBRICANTS, FLUIDS AND ANTIFREEZE**

**WHEREAS**, bids were received by the Township of Edison November 10, 2016 for Public Bid No. 16-12-06-Lubricants, Fluids and Antifreeze; and

**WHEREAS**, LUBENET, LLC, 136 Morgan Avenue, Brooklyn, NY 11237, submitted the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet; and

**WHEREAS**, the total amount of this contract, not to exceed \$75,000.00 cannot be encumbered at this time; and

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

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

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



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

1. All bids have been reviewed, and the bid submitted by LUBENET, LLC, 136 Morgan Avenue, Brooklyn, NY 11237 for Lubricants, Fluids and Antifreeze, is determined to be the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$75,000.00, and any other necessary documents, with LUBENET, LLC as described herein.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and/or bonds of the unsuccessful bidders.

**RESOLUTION R.071-022017**

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

**WHEREAS**, bids were received by the Township of Edison on November 10, 2016 for Public Bid No. 16-12-06-Lubricants, Fluids and Antifreeze; and

**WHEREAS**, DAVID WEBER OIL CO., 601 Industrial Rd., Carlstadt, NJ 07072, submitted the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet; and

**WHEREAS**, the total amount of this contract, not to exceed \$20,000.00 cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid submitted by DAVID WEBER OIL CO., 601 Industrial Rd., Carlstadt, NJ 07072 for Lubricants, Fluids and Antifreeze, is determined to be the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$20,000.00, and any other necessary documents, with DAVID WEBER OIL CO. as described herein.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and/or bonds of the unsuccessful bidders.

**RESOLUTION R.072-022017**

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO BOMA BRIGGS FOR THE AEROBICS & YOGA PROGRAMS**

**WHEREAS** Boma Briggs made payment in the amount of \$480.00 for her participation in the Aerobics Program at the Minnie B. Veal and the Stelton Community Centers and the Yoga Program at the Minnie B. Veal Community Center; and

**WHEREAS** Boma Briggs is a registered Edison Senior Citizen and these programs are free for registered Edison seniors.

**NOW; THEREFORE, IT IS RESOLVED** by the Township Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison shall refund the amount of \$480.00 to Boma Briggs, 120 Michael St., Edison, NJ 08820, which amount represents the fees for Aerobics and Yoga.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of \$480.00 are available in Account #7-01-55-0291-000-000.

**RESOLUTION R.073-022017**

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO**

**FIRST PRIORITY EMERGENCY VEHICLES INC. FOR THE PURCHASE OF TWO (2) SPECIAL OPERATION VEHICLES WITH EXTENDED WARRANTIES FOR THE DIVISION OF FIRE**

**WHEREAS**, bids were received by the Township of Edison on December 23, 2016 for Public Bid No. 16-11-03 FIRE DIVISION SPECIAL OPERATIONS VEHICLE for the Division of Fire; and

**WHEREAS**, FIRST PRIORITY EMERGENCY VEHICLES INC., 2444 Ridgeway Blvd, Manchester, NJ 08759 submitted the lowest, legally responsible, responsive bid; and

**WHEREAS**, the maximum amount of the purchase for two (2) special operation vehicles with extended two year warranties shall not exceed \$359,947.64 (\$177,773.82 per vehicle and a total of \$4,400.00 - \$2,200.00 each - for the extended warranties); and

**WHEREAS**, funds in the amount of \$359,947.64 have been certified to be available in the Acquisition of Fire Pumpers, Vehicles and Radio Account, number C-04-15-1914-265-000; and

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

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

1. All bids have been reviewed, and the bid submitted by FIRST PRIORITY EMERGENCY VEHICLES INC., 2444 Ridgeway Blvd, Manchester, NJ 08759 for the purchase of two (2) special operation vehicles, with extended warranties, for the Division of Fire, is determined to be the lowest, legally responsible, responsive bid.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$359,947.64, and any other necessary documents, with FIRST PRIORITY EMERGENCY VEHICLES INC. as described herein.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and/or bonds of the unsuccessful bidders.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$359,947.64** are available for the above in Account No. **C-04-15-1914-265-000**.

/s/ Nicholas C. Fargo  
Chief Financial Officer

**RESOLUTION R.074-022017**

**RESOLUTION ACCEPTING BID AND AWARING CONTRACT TO SPARTAN MOTORS USA D/B/A SPARTAN ER FOR THE PURCHASE OF THREE (3) FIRE PUMPERS AND EXTENDED WARRANTIES FOR THE DIVISION OF FIRE**

**WHEREAS**, bids were received by the Township of Edison on November 10, 2016 for Public Bid No. 16-07-27 FIRE PUMPER for the Division of Fire; and

**WHEREAS**, SPARTAN MOTORS USA D/B/A SPARTAN ER 907 7<sup>TH</sup> Avenue North, Brandon, SD 57005, submitted the lowest, legally responsible, responsive bid; and

**WHEREAS**, the maximum amount of the purchase for three (3) fire pumpers with extended two year warranties shall not exceed \$1,474,197.00 (\$484,999.00 per fire pumper and a total of \$19,200.00 - \$6,400.00 each - for the extended two year warranty); and

**WHEREAS**, funds in the amount of \$982,798.00 have been certified to be available in the Acquisition of Fire Pumpers, Vehicles and Radio Account, Number C-04-15-1914-265-000 and funds in the amount of \$491,399.00 have been certified to be available in the Acquisition Of Self-Contained Breathing Apparatus and Fire Pumper Account, number C-04-16-1948-100-000; and

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

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

1. All bids have been reviewed, and the bid submitted by SPARTAN MOTORS USA D/B/A SPARTAN ER, 907 7<sup>TH</sup> Avenue North, Brandon, SD 57005 for the purchase of three (3) fire pumpers with extended warranties for the Division of Fire, is determined to be the lowest, legally responsible, responsive bid.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$1,474,197.00, and any other necessary documents, with SPARTAN MOTORS USA D/B/A SPARTAN ER as described herein.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and/or bonds of the unsuccessful bidders.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$982,798.00** are available for the above in Account No. **C-04-15-1914-265-000** and funds in the amount of **\$491,399.00** are available in Account No. **C-04-16-1948-100-000**.

/s/ Nicholas C. Fargo  
Chief Financial Officer

**RESOLUTION R.075-022017**

**2017 DISTRACTED DRIVING STATEWIDE CRACKDOWN  
GRANT APPLICATION AND INITIATIVE**

**WHEREAS**, the Division of Police wishes to apply for grant funding in the amount of \$5500.00 to provide additional manpower hours to crack down on distracted drivers; and

**WHEREAS**, the number of people killed nationwide in distraction-affected crashes were 3,179 in 2014. An estimated 431,000 people were injured in motor vehicle crashes involving a distracted driver; and

**WHEREAS**, an enforcement crackdown is planned to combat violations related to distracted driving; and

**WHEREAS**, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the State to participate in the grant; and

**WHEREAS**; the project will involve increased enforcement from April 1-21, 2017; and

**WHEREAS**; an increase in enforcement will save lives on our roadways;

**THEREFORE**, be it resolved that the Edison Township Council and the Division of Police declares our support for the grant application and participation in the 2017 Distracted Driving Statewide Crackdown Grant between April 1-21, 2017 and pledges to increase awareness of laws pertaining to distracted drivers.

**BE IT FURTHER RESOLVED**, that the Business Administrator be and is hereby authorized to sign the aforesaid grant application for and on behalf of the Township of Edison.

**RESOLUTION R.076-022017**

**FEDERAL HIGHWAY SAFETY FUND 2017  
GRANT APPROVAL**

**WHEREAS**, the Division of Police has been approved for grant funding in the amount of \$19,550.00 to provide additional manpower hours for speed enforcement as well as to combat distracted driving and to purchase speed enforcement equipment; and

**WHEREAS**, an enforcement crackdown is planned to reduce violations related to speeding and distracted driver's to reduce the number of crashes and potential fatalities related to these offenses; and

**WHEREAS**, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the State to participate in the grant; and

**WHEREAS**; the project will involve increased enforcement from October 1, 2016 through September 30, 2017; and

**WHEREAS**; an increase in enforcement will reduces accidents and save lives on our roadways;

**THEREFORE**, be it resolved that the Edison Township Council and the Division of Police declares its acceptance of the grant monies and participation in the Federal Highway Safety Fund Grant Program 2017.

**BE IT FURTHER RESOLVED**, that the Business Administrator be and is hereby authorized to sign the aforesaid grant approval for and on behalf of the Township of Edison.

**RESOLUTION R.077-022017**

**RESOLUTION AWARDING FORTY EIGHT MONTH LEASE FOR A MULTI FUNCTION COPIER TO RICOH AMERICAS CORPORATION FOR THE DIVISION OF POLICE - RECORDS BUREAU**

**WHEREAS**, The Division of Police-Records Bureau is in need of a new multi function machine that copies, prints, scans and faxes; and

**WHEREAS**, RICOH USA CORPORATION, 19 Chapin Rd., P.O. Box 2008, Pine Brook, NJ 07058 has been awarded State Contract Number 40467 under G-2075-Copiers, Maintenance and Supplies; and

**WHEREAS**, the lease shall be forty eight (48) months in the amount of \$181.20 per month, \$2,174.40 per year, not to exceed \$8,697.60 for the term of the lease; and

**WHEREAS**, this Ricoh MP4054SPG includes 36,000 black and white per quarter (black and white overages \$.0069 each) and all maintenance and supplies except paper; and

**WHEREAS**, in accordance with the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, public bidding is not required when the purchase is under a state contract; and

**WHEREAS**, the total amount of this contract, not to exceed \$8,697.60, cannot be encumbered at this time; and

**WHEREAS**, as this is a multi-year Contract, for the additional calendar years it is contingent upon the adoption of temporary and/or permanent budgets for those years; 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 forty eight month lease for \$181.20 per month, \$2,174.40 per year, not to exceed \$8,697.60 for the term of the lease and any other necessary documents, with RICOH USA CORPORATION, 19 Chapin Rd., P.O. Box 2008, Pine Brook, NJ 07058 as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract, No. 40467/G-2075.

**RESOLUTION R.078-022017**

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO LANIGAN ASSOCIATES, INC. FOR THE PURCHASE OF NINE (9) CONCEALABLE BODY ARMOR VESTS FOR THE DIVISION OF POLICE**

**WHEREAS**, there is a need for nine (9) Concealable Body Armor Vests for the Division of Police; and

**WHEREAS**, LANIGAN ASSOCIATES, INC., 496 Shrewsbury Avenue, Tinton Falls, NJ 07701 has been awarded State Contract Number 81348 under T-0106 Police and Homeland Security Equipment and Supplies - Statewide; and

**WHEREAS**, in accordance with the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, public bidding is not required when the purchase is under a state contract; and

**WHEREAS**, the maximum amount of the purchase shall not exceed \$8,595.00 (\$955.00 for each vest); and

**WHEREAS**, funds in the amount of \$8,595.00 have been certified to be available in the Body Armor Fund Grant Account, Number G-02-16-0240-706-000; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$8,595.00, and any other necessary documents, with LANIGAN ASSOCIATES, INC. as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law and State Contract, No. 81348 under T-0106.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$8,595.00** are available for the above in Account No. **G-02-16-0240-706-000**.

/s/ Nicholas C. Fargo  
Chief Financial Officer

**RESOLUTION R.079-022017**

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO ATHLETIC FIELDS OF AMERICA FOR THE CONSTRUCTION OF A CONCRETE FOUNDATION AND FLOOR SLAB AT THE SUTTONS LANE BASEBALL FIELD BUILDING, SUTTONS LANE AND CENTRAL AVENUE, EDISON**

**WHEREAS**, bids were received by the Township of Edison on February 1, 2017 for Public Bid No. 16-19-01 SUTTONS LANE BASEBALL FIELD BUILDING SLAB, SUTTONS LANE AND CENTRAL AVENUE; and

**WHEREAS**, ATHLETIC FIELDS OF AMERICA, 145 River Road, Montville, NJ 07045 submitted the sole, legally responsible, responsive bid; and

**WHEREAS**, the maximum amount of the purchase shall not exceed \$193,500.00; and

**WHEREAS**, funds in the amount of \$193,500.00 have been certified to be available in the Park Renovations and Improvements Account, Number C-04-14-1872-375-000; and

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

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

1. The sole bid, submitted by Athletic Fields of America, 145 River Road, Montville, NJ 07045 for the construction of Suttons Lane baseball field building slab, has been determined to be the sole, legally responsible, responsive bid.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$193,500.00, and any other necessary documents, with Athletic Fields of America as described herein.
3. The Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of \$193,500.00 are available for the above contract in Account No. C-04-14-1872-375-000.

/s/ Nicholas C. Fargo  
Chief Financial Officer

**RESOLUTION R.080-022017**

**WHEREAS**, Catholic Charities, has requested a waiver of any and all permit and/or application fees for Installing additional doorway for increased safety and security, 89 Truman Drive, Edison.

**WHEREAS**, under the building code, Catholic Charities as a non-profit tax exempt organization, is entitled to a waiver of fees due to the Township of Edison, except the DCA fee; and

**WHEREAS**, the Municipal Council of the Township of Edison feels that it would be appropriate to waive any applicable fees;

**NOW, THEREFORE, BE IT RESOLVED**, by the Township of Edison, that it does hereby waive any application fees for Installing additional doorway for increased safety and security, except the DCA fee, due to the Township of Edison as a result of the application being submitted by Catholic Charities.

**RESOLUTION R.081-022017**

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

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

**WHEREAS**, the Investors Bank Foundation has grant funds available, through its FY16 Community Grants Program for eligible programs, projects, activities and related costs of qualified organizations in the communities Investors Bank serves, for which it continues to solicit on-line requests; and

**WHEREAS**, the Edison Department of Health and Human Services, through EMA, intends to apply for grant funding for a maximum request of \$5,000.00 from the Investors Bank Foundation, as it will help to further strengthen its mission, focus and vision through effective programs, projects, events and activities; and

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

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

**NOW, THEREFORE, BE IT RESOLVED**, that the Municipal Council of the Township of Edison, Middlesex County, New Jersey, does hereby approve and authorize the development and submission of said grant application, at a regularly-scheduled combined Work Session and Public Meeting on the evening of Wednesday, February 8, 2017.

**RESOLUTION R.082-022017**

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

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

**WHEREAS**, H-Mart has grant funds available, through its FY17 Community Grants Program for eligible programs, projects, activities and related costs of qualified organizations in the communities *H-Mart* 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 \$10,000.00 from *H-Mart*, as it will help to further strengthen its mission, focus and vision through effective programs, projects, events and activities; and

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

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

**NOW, THEREFORE, BE IT RESOLVED**, that the Municipal Council of the Township of Edison, Middlesex County, New Jersey, does hereby approve and authorize the development and submission of said grant application, at a regularly-scheduled, combined Work Session and Public Meeting on the evening of Wednesday, February 8, 2017.

**RESOLUTION R.083-022017**

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

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

**WHEREAS**, the Wal-Mart Foundation has grant funds available, through its FY17 Community Grants Program for eligible programs, projects, activities and related costs of qualified organizations in the communities *Sam's Club and Wal-Mart* 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 \$2,000.00 from the *Wal-Mart Foundation*, as it will help to further strengthen its mission, focus and vision through effective programs, projects, events and activities; and

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

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

**NOW, THEREFORE, BE IT RESOLVED**, that the Municipal Council of the Township of Edison, Middlesex County, New Jersey, does hereby approve and authorize the development and submission of said grant application, at a regularly-scheduled, combined Work Session and Public Meeting on the evening of Wednesday, February 8, 2017.

**RESOLUTION R.084-022017**

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

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

**WHEREAS**, the *Santander Bank Foundation* has grant funds available, through its FY16 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 \$3,000.00 from the *Santander Bank Foundation*, as it will help to further strengthen its mission, focus and vision through effective programs, projects, events and activities; and

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

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

**NOW, THEREFORE, BE IT RESOLVED**, that the Municipal Council of the Township of Edison, Middlesex County, New Jersey, does hereby approve and authorize the development and submission of said grant application, at a regularly-scheduled combined Work Session and Public Meeting on the evening of Wednesday, February 8, 2017.

**RESOLUTION R.087-022017**

**EXPLANATION:** Resolution Refunding Tree Maintenance Bond to Royal Builders RB, LLC, for 10 Skytop Road, Edison, NJ; Block 1015, Lot 6; Tree Permit #13-096; Account #7763396560

**WHEREAS**, on November 16, 2014, Royal Builders RB, LLC posted Tree Maintenance Bond fees in the amount of \$450.00, with Check No. 1081 on deposit with the Township of Edison in account #7763396560 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree

Maintenance Bond Permit #13-096, on the property identified as 10 Skytop Road, Block 1015, Lot 6, Edison, NJ, 08820;

**WHEREAS**, an inspection by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the trees planted have remained alive for the required two year maintenance period; and

**WHEREAS**, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$450.00 be refunded to the applicant; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON**, that the Tree Maintenance Bond in the amount of \$450.00 hereinabove mentioned be refunded to the applicant; and

**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the sum of \$450.00, plus any accrued interest as applicable, on deposit in Account #7763396560 to Royal Builders RB, LLC, 10 Skytop Road, Edison, NJ 08820, for the referenced property at 10 Skytop Road, Edison, NJ, 08820, Block 1015, Lot 6.

**RESOLUTION R.088-022017**

**EXPLANATION:** Resolution Refunding Tree Maintenance Bond to Mei Zhen Chen, for 27 Maida Road, Edison, NJ; Block 1023, Lot 5; Tree Permit #10-131; Account #7761963516

**WHEREAS**, on October 25, 2011, Mei Xhen Chen posted Tree Maintenance Bond fees in the amount of \$675.00, with Check No. 417 on deposit with the Township of Edison in account #7761963516 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit #10-131, on the property identified as 27 Maida Road, Block 1023, Lot 5, Edison, NJ, 08820;

**WHEREAS**, an inspection by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the trees planted have remained alive for the required two year maintenance period; and

**WHEREAS**, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$675.00 be refunded to the applicant; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON**, that the Tree Maintenance Bond in the amount of \$675.00 hereinabove mentioned be refunded to the applicant; and

**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the sum of \$675.00, plus any accrued interest as applicable, on deposit in Account #7761963516 to Mei Zhen Chen, 1008 Arlington Avenue, Fl 1, Plainfield, NJ 07060, for the referenced property at 27 Maida Road, Edison, NJ, 08820, Block 1023, Lot 5.

**RESOLUTION R.089-022017**

**EXPLANATION:** Resolution Refunding Tree Maintenance Bond to Dominick Guido, for 8 Addalia Drive, Edison, NJ; Block 411, Lot 5.S; Tree Permit #07-077; Account #7760237714

**WHEREAS**, on May 23, 2007, Dominick Guido – Candyland Academy posted Tree Maintenance Bond fees in the amount of \$1,215.00, with Check No. 520 on deposit with the Township of Edison in account #7760237714 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit #07-077, on the property identified as 8 Addalia Drive, Block 411, Lot 5.S, Edison, NJ, 08820;

**WHEREAS**, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

**WHEREAS**, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$1,215.00 be refunded to the applicant; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON**, that the Tree Maintenance Bond in the amount of \$1,215.00 hereinabove mentioned be refunded to the applicant; and



**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the sum of \$1,215.00, plus any accrued interest as applicable, on deposit in Account #7760237714 to Dominick Guido – Candyland Academy, 80 Tingley Lane, Edison, NJ 08820, for the referenced property at 8 Addalia Drive, Edison, NJ, 08820, Block 411, Lot 5.S.

**RESOLUTION R.090-022017**

**EXPLANATION:** Resolution Refunding Tree Maintenance Bond to Smital and Rita Patel, for 7 Boxwood Circle, Edison, NJ; Block 1228, Lot 17; Tree Permit #14-015; Account #7763396487

**WHEREAS**, on November 3, 2014, Smital & Rite Patel posted Tree Maintenance Bond fees in the amount of \$1,050.00, with two separate money orders on deposit with the Township of Edison in account #7763396487 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit #14-015, on the property identified as 7 Boxwood Circle, Block 1228, Lot 17, Edison, NJ, 08820;

**WHEREAS**, an inspection by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the trees planted have remained alive for the required two year maintenance period; and

**WHEREAS**, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$1,050.00 be refunded to the applicant; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON**, that the Tree Maintenance Bond in the amount of \$1,050.00 hereinabove mentioned be refunded to the applicant; and

**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the sum of \$1,050.00, plus any accrued interest as applicable, on deposit in Account #7763396487 to Smital and Rita Patel, 7 Boxwood Circle, Edison, NJ 08820, for the referenced property at 7 Boxwood Circle, Edison, NJ, 08820, Block 1228, Lot 17.

**RESOLUTION R.091-022017**

**EXPLANATION:** Resolution Refunding Tree Maintenance Bond to Pushpa & Rasik Patel, for 24 Revere Blvd., Edison, NJ; Block 497, Lot 10; Tree Permit #10-049; Account #7761963490

**WHEREAS**, on October 11, 2011, Pushpa & Rasik Patel posted Tree Maintenance Bond fees in the amount of \$525.00, with Check No. 830 on deposit with the Township of Edison in account #7761963490 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit #10-049, on the property identified as 24 Revere Blvd., Block 497, Lot 10, Edison, NJ, 08820;

**WHEREAS**, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

**WHEREAS**, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$525.00 be refunded to the applicant; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON**, that the Tree Maintenance Bond in the amount of \$525.00 hereinabove mentioned be refunded to the applicant; and

**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the sum of \$525.00, plus any accrued interest as applicable, on deposit in Account #7761963490 to Pushpa & Rasik Patel, 24 Revere Blvd., Edison, NJ 08820, for the referenced property at 24 Revere Blvd., Edison, NJ, 08820, Block 497, Lot 10.

**RESOLUTION 092-022017**

**EXPLANATION:** Resolution Refunding Tree Maintenance Bond to Anton Nader, Edison Raritan Investors, LLC, for 1704 Woodbridge Avenue, Edison, NJ; Block 287, Lots 1, 2.A, 4.A, & 17.F; Tree Permit #08-133; Account #7760275085

**WHEREAS**, on October 17, 2008, Anton Nader of Edison Raritan Investors, LLC posted Tree Maintenance Bond fees in the amount of \$1,845.00, with Check No. 1757 on deposit with the Township of Edison in account #7760275085 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit #08-133, on the property identified as 1704 Woodbridge Avenue., Block 287, Lots 1, 2.A, 4.A, & 17.F, Edison, NJ, 08817;

**WHEREAS**, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

**WHEREAS**, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$1,845.00 be refunded to the applicant; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON**, that the Tree Maintenance Bond in the amount of \$1,845.00 hereinabove mentioned be refunded to the applicant; and

**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the sum of \$1,845.00, plus any accrued interest as applicable, on deposit in Account #7760275085 to Anton Nader of Edison Raritan Investors, LLC, 8 Winchester Drive, Scotch Plains, NJ 07076, for the referenced property at 1704 Woodbridge Avenue, Edison, NJ, 08817, Block 287, Lots 1, 2.A, 4.A, & 17.F.

**RESOLUTION R.093-022017**

**EXPLANATION:** Resolution Refunding Tree Maintenance Bond to Masjid Al-Wali, for 10 Olsen Avenue, Edison, NJ; Block 590, Lot 16; Tree Permit #07-71-A; Account #7761963839

**WHEREAS**, on November 8, 2012, Masjid Al-Wali posted Tree Maintenance Bond fees in the amount of \$9,900.00, with Check No. 22-010378 on deposit with the Township of Edison in account #7761963839 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit #07-71-A, on the property identified as 10 Olsen Avenue., Block 590, Lot 16, Edison, NJ, 08820;

**WHEREAS**, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

**WHEREAS**, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$9,900.00 be refunded to the applicant; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON**, that the Tree Maintenance Bond in the amount of \$9,900.00 hereinabove mentioned be refunded to the applicant; and

**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the sum of \$9,900.00, plus any accrued interest as applicable, on deposit in Account #7761963839 to Masjid Al-Wali, 3 Cedarwood Drive, Edison, NJ 08820, for the referenced property at 10 Olsen Avenue, Edison, NJ, 08820, Block 590, Lot 16.

**RESOLUTION R.094-012017**

**EXPLANATION:** Resolution Releasing Maintenance Surety Bond SU1114130 under application No. P29-05/06 to Middlesex Logistics Owner, LLC, c/o Jay V. Minchilli, Executive Director, J.P. Morgan Asset Management, Global Real Assets, 270 Park Avenue, 7<sup>th</sup> Floor, NY1-K149, New York, NY 10012-2014 for 549 Mill Road, Block 398, Lot 18, Edison, NJ

**WHEREAS**, the Township Engineer advises that an inspection has been made of 59 Mill Road, Block 398, Lot 18, Application #P29-05/06, and said inspection indicates all improvements are complete and in accordance with the Municipal Standards of the Township of Edison; and

**WHEREAS**, on October 31, 2014, Middlesex Logistics Owner, LLC posted a Maintenance Surety Bond # SU1114130 in the amount of \$597,903.60 with the Township of Edison, to guarantee the integrity of the site improvements with the Township of Edison. The maintenance period has elapsed with no defects developing; and

**WHEREAS**, the Township Engineer, recommends the release of the Maintenance Bond # SU1114130 in the amount of \$597,903.60. The principal being Middlesex Logistics Owner, LLC having offices at 270 Park Avenue, 7<sup>th</sup> Floor, NY1-K149, New York, NY 10012-2014, and acceptance of the subject improvements; and

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON** that the aforementioned improvements are hereby complete and satisfactory and the Township Clerk be and is hereby authorized to return the aforesaid Maintenance Bond # SU1114130 in the amount of \$597,903.60.

**RESOLUTION R.095-022017**

Top Golf Development; Top Golf USA Edison, LLC  
Block 198.L, Lot 37.04

**Performance Bond Reduction & Cash Bond Reduction**

**WHEREAS**, Top Golf USA Edison, LLC posted a Performance Surety Bond # PB01733100017 on November 19, 2015 of the Philadelphia Indemnity Insurance Company, Inc., in the amount of \$1,137,951.88, posted by Top Golf USA Edison, LLC, having offices at 8750 N. Central, Expressway #1200, Dallas, TX 75231 to guarantee the installation of improvements for the project known as Top Golf located in Block 198.L and Lot 37.04 and designated Application #P42-07/8; and

**WHEREAS**, a Cash Performance Bond was posted on December 15, 2015, by Check #60800 of Bank of America, in the amount of \$126,439.10, on deposit in account 7763342597; and

**WHEREAS**, an inspection by the Division of Engineering, under the supervision of the Township Engineer, has revealed that, based upon the improvements completed to date, a bond reduction is in order; and

**WHEREAS**, it is the recommendation of the Township Engineer that the Performance Bond be reduced by 70%, as authorized by Section 39-12.19(d)1 of the Township Ordinance, from \$1,137,951.88 to \$341,385.56; and

**WHEREAS**, it is further the recommendation of the Township Engineer that the Cash Performance Bond, posted by Top Golf USA Edison, LLC, be reduced by 70%, from \$126,439.10 to \$37,931.73, therefore refunding the amount of \$88,507.37; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON**, that the Performance Bond hereinabove mentioned be reduced to \$341,385.56, by virtue of a substitute bond or endorsement to the Performance Bond presently in place, until such time as Final Acceptance is granted.

**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the sum of \$88,507.37, plus accrued interest as applicable, on deposit in Account #7763342597 to Top Golf USA Edison, LLC having offices at 8750 N. Central, Expressway #1200, Dallas, TX 75231 with the sum of \$37,931.73 remaining on deposit until such time as Final Acceptance is granted

**RESOLUTION R.096-022017**

**EXPLANATION:** A Resolution authorizing and approving the Person-to-Person transfer of the Plenary Retail Consumption License (Hotel/Motel Exception) held by Ashford TRS Sapphire V LLC d/b/a/ Courtyard Marriott to CP Edison, LL, LLC d/b/a Courtyard by Marriott with respect to business premises to be located at 3105 Woodbridge Avenue, Edison, NJ 08837

**WHEREAS**, an application has been filed with the Township of Edison (“Township”) for a Person-to-Person transfer of the Plenary Retail Consumption Liquor License (Hotel/Motel Exception) No. 1205-36-066-001 (“License”), issued to Ashford TRS Sapphire V, LLC. (“Seller”) to CP Edison, LL, LLC (“Applicant”) to be used at Applicant’s business location at 3105 Woodbridge Avenue.

**WHEREAS**, the Applicant’s submitted application form is complete in all respects, the transfer fees have been paid and the License has been properly renewed for the current license term; and

**WHEREAS**, the applicant is qualified to be licensed according to all standards established by Title 13 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

**WHEREAS**, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the License and the licensed business and all additional financing obtained in connection with the licensed business; and

**WHEREAS**, public notice of this transfer has been published in the Home News Tribune, a New Jersey publication, in accordance with law; and

**WHEREAS**, no legally valid objections have been received nor made as to why this transfer should not be granted to the Applicant.

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, NEW JERSEY AS FOLLOWS:**

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council hereby approves the Person-to-Person transfer of the License to the Applicant as to business premises now to be located at 3105 Woodbridge Avenue, effective February 8, 2017.
3. The Township Clerk is hereby directed to endorse the Applicant’s current license certificate as follows: “This license, subject to all of its terms and conditions, is hereby transferred to CP Edison LL,LLC at business premise to be located at 3105 Woodbridge Avenue.
4. This Resolution shall take effect immediately.

(New License No. 1205-36-066-002)

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

NAYS - None

The following Resolutions will be voted upon separately:

**RESOLUTION R.085-022017**

**RESOLUTION AUTHORIZING AN EXTRAORDINARY UNSPECIFIABLE SERVICES CONTRACT FOR PUBLIC 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 2017, 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, payable monthly in the amount not to exceed \$44,400.00, 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 \$44,400.00 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 **\$44,400.00** are available for the above contract in Account No. **7-01-20-0100-006-029**, subject to and contingent upon appropriation of sufficient funds in the 2017 temporary and/or permanent budget.

/s/Nicholas Fargo  
Chief Financial Officer

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

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

ABSTAIN: Councilmember Shah

NAYS - None

#### **COMMUNICATIONS**

On a motion made by Councilmember Diehl, seconded by Councilmember Sendelsky and duly carried, the above Communications were received.

**ORAL PETITIONS AND REMARKS**

Council President Lombardi opened the meeting for public comment.

Bruce Diamond, 74 Calvert Avenue, on the Body Cams will everything be recorded.

Police Captain Shannon, explained there will be a policy and procedure in place, the Officers will all be trained.

Matt Ferrante, 1665 Woodland Avenue, he has property he would like to sell to the Township for Open Space.

Councilmember Diehl will get together with him the parcel is by Plainfield Country Club almost connects to the Stephens preserve.

Councilmember Coyle said he did visit the site with Mr. Stochel.

Esther Nemitz, 162B Fay Street, she is postponing the Neighborhood Preservation Meeting it will be on February 16, 2017.

Cathy Lynch, she thanked Mr. Elliot for having the meeting with the Operations Director of Top Golf on Monday. However this is a quality of life matter. The lights are very bright and the noise it a pounding sound, it's like a night club. We are looking for some type of resolution for this problem.

Council President Lombardi, talked with Mr. Elliot and asked if they can come to a Council Meeting.

Dennis Bonk, 22 South Heathcote Avenue, he has been there for over 40 years. He would like for the Council to come down to South Heathcote to see and hear for themselves. He feels this is hurting our property value.

Carol Caida, 46 South Heathcote Avenue, did anyone take into consideration of the impact to residents.

Council President Lombardi, the Planning Board had Public hearings, you can watch the video of the meeting.

Frank Paterson, 25 So. Locust Avenue, he read the minutes planning board was asking about noise level. The noise ordinance is 10:00 pm. we hope you can do something.

Mr. Elliot, the DJ is an issue. In his meeting he made suggestions on the direction of the speakers and timing on the lights. He will be communicating with the Residents.

Mr. Botti, 39 South Heathcote Avenue, years ago he had not objections to Top Golf, but the music is out of control you should come and hear the noise.

Resident of 27 So Locust Ave., asked when planned and approved what kind of reassurances.

Council President Lombardi, he doesn't know what is in that approved Resolution.

Councilmember Diehl, it seems to be the sound and light are the big problems. We have a responsibility to the residents to address the situation.

Council President Lombardi, we will form a sub –committee to address this.

Councilmember Diehl will be the Chairman of the Committee along with Councilmembers Gomez and Patil. First they will go to visit the site and report back.

Frank Greco, 12 Maida Road, his understanding that OSHA has rules why don't we call them.

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

Having no further business to discuss, on a motion made by Councilmember Diehl, seconded by Councilmember Shah the meeting was adjourned at 9:11 p.m.

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Michael R. Lombardi  
Council President

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Cheryl Russomanno,RMC  
Municipal Clerk