

**MINUTES OF A REGULAR MEETING
OF THE MUNICIPAL COUNCIL - TOWNSHIP OF EDISON
March 22, 2017**

A Regular Meeting of the Municipal Council was held in the Council Chambers of the Municipal Building on Wednesday, March 22, 2017. The meeting was called to order at 7:05 p.m. by Council President Lombardi, followed by the Pledge of Allegiance.

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

Councilmember Shah was absent.

Also present were Township Clerk Russomanno, Deputy Township Clerk McCray, Township Attorney Northgrave, Business Administrator Ruane, Health Director Elliott, Township Engineer Kataryniak, Police Deputy Chief Mieczkowski, Fire Chief Latham 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.

COUNCIL PRESIDENT’S REMARKS

Council President Lombardi asked for a Moment of Silence for the victims of the London attacks today. He went over the announcements as follows: Monday, March 27th, Edison Chamber of Commerce sponsors the Taste of Middlesex at the Pines Manor, Thursday, March 30th Open Space Committee meeting at 6:00pm in Council Chambers, as per Councilmember Diehl regarding our E-Recycling Program on Saturday, April 1st at Lake Papaiani Park from 8:00am to 2:00pm anything with a cord. On April 15th it is Opening Day for North Edison Baseball, Sunday, April 30th, CARE Walk at Edison High School. Finally Councilmember Sendelsky tomorrow at 7:00pm here in Council Chambers will be the Annual Edison Tower Meeting.

APPROVAL OF VOLUNTEER FIREFIGHTERS:

Applications for membership were received by:

Raritan Engine Company #1
Ryan T. Naiduk
Micah S. White

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

UNFINISHED BUSINESS
ORDINANCES FOR FURTHER CONSIDERATION AND PUBLIC HEARING

The following Ordinance, which was introduced by Title on March 8, 2017 passed on first reading, published according to law for further consideration at this meeting, was read by the Township Clerk:

O.1965-2017 ORDINANCE AMENDING CHAPTER 32 OF THE TOWNSHIP OF EDISON CODE OF GENERAL ORDINANCES TO AUTHORIZE THE TOWNSHIP ENGINEER TO REVIEW AND APPROVE PERMIT FOR THE REMOVAL OF ANY TOPSOIL OR SUBSOIL IN THE TOWNSHIP.

(The above Ordinance O.1965-2017 can be found in its entirety in Ordinance Book #27.)

Council President Lombardi declared the Public Hearing opened for O.1965-2017

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 Sendelsky, the Ordinance was adopted.

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

ABSENT – Councilmember Shah

NAYS - None

The following Ordinance, which was introduced by Title on March 8, 2017 passed on first reading, published according to law for further consideration at this meeting, was read by the Township Clerk:

O.1966-2017 ORDINANCE AMENDS THE EDISON TOWNSHIP CODE TO REVISE AND UPDATE THE PER GALLON WATER RATES THE TOWNSHIP CHARGES RESIDENTIAL AND NON-RESIDENTIAL USERS FOR THE DISCHARGE OF NORMAL DOMESTIC SEWAGE AND THE RATES CHARGED SIGNIFICANT INDUSTRIAL USERS OF THE TOWNSHIP’S SEWER SYSTEM.

(The above Ordinance O.1966-2017 can be found in its entirety in Ordinance Book #27.)

Council President Lombardi declared the Public Hearing opened for O.1966-2017

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 Sendelsky, seconded by Councilmember Gomez, the Ordinance was adopted.

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

ABSENT – Councilmember Shah

NAYS - None

**NEW BUSINESS:
PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR WEDNESDAY, APRIL 12, 2017.**

The following Ordinances were introduced by title:

O.1967-2017 ORDINANCE APPROVING THE APPLICATION FOR LONG TERM TAX EXEMPTION AND AUTHORIZING THE EXECUTION OF A FINANCIAL AGREEMENT WITH METUCHEN CATHOLIC CHARITIES SENIOR DEVELOPMENT URBAN RENEWAL, LLC CONCERNING THE PROPERTY KNOWN AS BLOCK 748, LOT 36 (AKA 635

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 April 12, 2017.

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

ABSENT- Councilmember Shah

NAYS - None

O.1968-2017 ORDINANCE APPROVING THE APPLICATION FOR THEA FINANCIAL AGREEMENTS PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12-A-1 ET SEQ REQUESTED BY CAMP KILMER A URBAN RENEWAL ASSOCIATES, LLC AND CAMP KILMER B URBAN RENEWAL ASSOCIATES, LLC CONCERNING THE PROPERTY KNOWN AS BLOCK 3-E, LOT 3.013 (ROAD 2 AKA 111 TRUMAN DRIVE).

On a motion made by Councilmember Coyle seconded by Councilmember Sendelsky 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 April 12, 2017.

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

ABSENT: Councilmember Shah

NAYS - None

O.1969-2017 ORDINANCE AMENDING CHAPTER 37 TO REQUIRE A ZONING PERMIT WITH REGARD TO MOBILE, TEMPORARY STORAGE UNITS ON PRIVATE PROPERTY FOR A PERIOD OF TIME GREATER THAN THIRTY (30) DAYS BUT IN NO CASE GREATER THAT NINETY (90) DAYS PER THREE HUNDRED SIXTY (360) DAY PERIOD.

On a motion made by Councilmember Coyle seconded by Councilmember Diehl 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 April 12, 2017.

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

ABSENT: Councilmember Shah

NAYS - None

O.1970-2017 ORDINANCE ADOPTING THE “BEAUTY REST MOTEL REDEVELOPMENT PLAN” FOR THE PROPERTY IDENTIFIED ON THE TOWNSHIP TAX MAPS AS BLOCK 252, LOT 24.A AND BLOCK 254, LOT 19 (520 U.S. ROUTE 1) PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW N.J.S.A. 40A:12A-1 ET SEQ.

On a motion made by Councilmember Sendelsky seconded by Councilmember Patil 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 April 12, 2017.

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

ABSENT- Councilmember Shah

NAYS - None

PUBLIC COMMENTS AS TO PROPOSED RESOLUTIONS

Council President Lombardi opened the meeting to the public for comments on Proposed Resolutions R.171-032017 through R.200-032017.

Esther Nemitz, 162B Fay Street, Resolutions R.185-032017 and R.186-032017, she is happy and supports these resolution.

Maryann Hennessey, 20 Carmello Drive, Resolution R.178-032017 through R.181-032017 she asked what department and use are these bus services for.

Ms. Ruane, replied the Recreation Department for their trips.

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

The following Resolutions R.171-032017 through R.198-032017 and R.200-032017 were adopted under the Consent Agenda on a motion made by Councilmember Diehl and seconded by Councilmember Sendelsky.

RESOLUTION R.171-032017

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING MARCH 17, 2017.

WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through March 17, 2017.

FUND	AMOUNT
Current	\$25,132,463.99
Affordable Housing	5,232.97
Capital	346,377.02
Cash Performance	42,370.41
CDBG	9,946.39
Developers Escrow	58,304.77
Dog (Animal Control)	5,592.39
Federal Forfeited	0.00
Grant Funds	541.85
Law Enforcement	0.00
Open Space	0.00
Park Improvements	0.00
Payroll Deduction	559,446.51
Sanitation Fund	286,629.35
Self Insurance	0.00
Sewer Utility	121,656.21
Tax Sale Redemption	91,568.18
Tree Fund	0.00
Tree Planting	133,064.35
Trust	236,950.41
Water Operating Fund	
TOTAL	\$27,030,144.80

/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.172-032017

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 **\$250,737.27**.

RESOLUTION R.173-032017

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 **\$52,074.91**.

RESOLUTION R.174-032017

AUTHORIZING THE TRANSFER OF FUNDS IN THE CALENDAR YEAR 2016 CURRENT FUND BUDGET APPROPRIATIONS PURSUANT TO N.J.S.A. 40A:4-59

WHEREAS, N.J.S.A. 40A:4-59 authorizes the transfer of funds during the last two months of a fiscal year and during the first three months of the subsequent fiscal year; and

WHEREAS, certain calendar year 2016 appropriations as budgeted are insufficient to meet the needs for which those appropriations were originally established while certain other appropriations appear to have surplus balances not currently needed to pay claims for which they were budgeted; and

WHEREAS, the following details explain the accounts to which funds need to be transferred and the accounts from which funds will be transferred from to insure that adequate appropriation balances exist where needed to pay approved claims against the Township;

FROM:

Municipal Clerk Salary & Wages
 6-01-20-0120-001-010 \$ 21,432.00

Finance Other Expenses
 6-01-20-0130-001-020 \$100,697.00

Payroll Other Expenses
 6-01-20-0130-003-020 \$ 87,805.00

Engineering Salary & Wages
 6-01-20-0165-000-010 \$ 28,869.00

Planning & Zoning Salary & Wages
 6-01-21-0186-000-010 \$ 71,997.00

Construction Code Salary & Wages
 6-01-22-0195-000-010 \$ 50,000.00

Police Salary & Wages
 6-01-25-0240-000-010 \$ 94,562.00

Dispatch Salary and Wages
 6-01-25-0250-000-010 \$100,000.00

Fire Department Other Expenses
 6-01-25-0265-001-020 \$ 78,420.00

TO:

Employee Group Health Other Expenses
 6-01-23-0220-000-200 \$600,000.00

Fire Department Salary and Wages
 6-01-25-0265-001-010 \$350,000.00

Public Building & Ground Other Expenses
 6-01-26-0310-000-020 \$50,000.00

Fire Prevention Salary & Wages
6-01-25-0265-002-010 \$ 35,520.00

Fire Prevention Other Expenses
6-01-25-0265-002-020 \$ 21,053.00

Streets Salary and Wages
6-01-26-0290-000-010 \$100,000.00

Building and Grounds Salary & Wages
6-01-26-0310-000-010 \$ 70,000.00

Municipal Garage Salary & Wages
6-01-26-0315-001-010 \$ 50,000.00

Health Salary & Wages
6-01-27-0330-001-010 \$ 38,208.00

Recreation Salary & Wages
6-01-28-0370-000-010 \$ 51,437.00

TOTAL \$1,000,000.00

TOTAL \$1,000,000.00

NOW, THEREFORE, IT IS RESOLVED BY THE COUNCIL OF THE TOWNSHIP OF EDISON IN THE COUNTY OF MIDDLESEX, NEW JERSEY, THAT the proper Township Officials are hereby authorized to transfer funds as indicated on the annexed spread sheet from those designated appropriations having apparent surplus balances to those designated appropriations having apparent insufficient balances to insure that adequate appropriation balances exist where needed.

RESOLUTION R.175-032017

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 his record.

<u>CURRENT FUND</u>	<u>AMOUNT</u>
BUSINESS ADMINISTRATOR Salary	32,000.00
PURCHASING Salary	15,000.00
COMMUNICATIONS/EDISON TV Salary	7,000.00
COMMUNICATIONS/EDISON TV Other Expenses	6,000.00
PERSONNEL/HR Salary	7,000.00

MAYOR Salary	2,500.00
COUNCIL Salary	4,100.00
DISBURSEMENTS Salary	21,000.00
PAYROLL Salary	2,900.00
TAX COLLECTION Salary	21,000.00
TAX ASSESSMENT Salary	13,000.00
LEGAL DEPARTMENT Salary	8,500.00
ENGINEERING SERVICES Salary	60,000.00
CONSTRUCTION ENFORC AGENCY Salary	26,000.00
RENT CONTROL BOARD Salary	1,900.00
POLICE DEPARTMENT Salary	1,610,000.00
POLICE DEPARTMENT Other Expenses	50,000.00
DISPATCH 911 Other Expenses	25,000.00
FIRE FIGHTING Salary	1,360,000.00
FIRE PREVENTION Salary	5,000.00
STREETS & ROADS Salary	20,000.00
BUILDINGS & GROUNDS Salary	50,000.00
MUNICIPAL GARAGE Salary	13,000.00
POLICE VEHICLES Salary	12,000.00
HEALTH Salary	40,000.00
SENIOR CITIZEN Salary	22,000.00
RECREATION Salary	69,000.00
PARKS & TREES Salary	117,000.00
FREE PUBLIC LIBRARY Salary	140,000.00
MUNICIPAL COURT Salary	34,000.00
O.A.S.I. (SOCIAL SECURITY) Expense	170,000.00
TOTAL CURRENT FUND	3,964,900.00

RESOLUTION R.176-032017

RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT TO APRUZZESE, MCDERMOTT, MASTRO & MURPHY, P.C. FOR SPECIAL LABOR COUNSEL SERVICES TO THE TOWNSHIP IN 2017

WHEREAS, the Township is in need of Special Labor Counsel Services; and

WHEREAS, the Township recommends APRUZZESE, MCDERMOTT, MASTRO & MURPHY, P.C., P.O. Box 112, Liberty Corner, NJ 07938 for the position of Special Labor Counsel for 2017 in an amount not to exceed \$7,500.00; and

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

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

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

WHEREAS, funds in the amount of \$7,500.00 have been certified to be available in the Legal Department Legal Services Account Number 7-01-20-0155-001-027; and

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

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

1. The Township is hereby authorized to execute contracts and any other necessary documents, with APRUZZESE, MCDERMOTT, MASTRO & MURPHY, P.C., P.O. Box 112, Liberty Corner, NJ 07938, in the amount not to exceed \$7,500.00.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-5 and 19:44A-20.5 et. seq, and without competitive bidding.
3. The Business Disclosure Entity Certification shall be placed on file with this resolution.
4. The Township Clerk shall advertise notice of this action in a legal newspaper pursuant to N.J.S.A. 40A:11-1, et seq. and in compliance with the Local Public Contracts Law guidelines.
5. The Township may, upon ten (10) days written notice, and without cause, terminate the Contract.
6. Counsel shall notify the Township Attorney when eighty (80%) of the “Not to Exceed” amount is attained.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$7,500.00** have been certified to be available in Account Number **7-01-20-0155-001-027** subject to and contingent upon appropriation of sufficient funds in the 2017 temporary and/or permanent budget.

/s/Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.177-032017

RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT TO CLEARY, GIACOBBE, ALFIERI, JACOBS LLC FOR SPECIAL LABOR COUNSEL SERVICES TO THE TOWNSHIP IN 2017

WHEREAS, the Township is in need of Special Labor Counsel Services; and

WHEREAS, the Township recommends **CLEARY, GIACOBBE, ALFIERI, JACOBS LLC**, 169 Ramapo Valley Road, Oakland, NJ 07436 for the position of Special Labor Counsel for 2017 in an amount not to exceed \$75,000.00; and

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

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

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

WHEREAS, funds in the amount of \$75,000.00 have been certified to be available in the Legal Department Legal Services Account Number 7-01-20-0155-001-027; and

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

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

1. The Township is hereby authorized to execute contracts and any other necessary documents, with **CLEARY, GIACOBBE, ALFIERI, JACOBS LLC**, 169 Ramapo Valley Road, Oakland, NJ 07436, in the amount not to exceed \$75,000.00.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-5 and 19:44A-20.5 *et seq.*, and without competitive bidding.
3. The Business Disclosure Entity Certification shall be placed on file with this resolution.
4. The Township Clerk shall advertise notice of this action in a legal newspaper pursuant to N.J.S.A. 40A:11-1, *et seq.* and in compliance with the Local Public Contracts Law guidelines.
5. The Township may, upon ten (10) days written notice, and without cause, terminate the Contract.
6. Counsel shall notify the Township Attorney when eighty (80%) of the “Not to Exceed” amount is attained.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$75,000.00** are available in Account No. **7-01-20-0155-001-027** subject to and contingent upon appropriation of sufficient funds in the 2017 temporary and/or permanent budget.

/s/Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.178-032017

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO GEORGE DAPPER INCORPORATED FOR THE FURNISHING OF BUS SERVICES

WHEREAS, bids were received by the Township of Edison on January 18, 2017 for Public Bid No. 17-08-01 Bus Services; and

WHEREAS, **GEORGE DAPPER INCORPORATED**, 1020 Green Street, Iselin, NJ 08830 submitted the lowest legally responsible bid for various bus trips as listed on the summary 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 GEORGE DAPPER INCORPORATED, 1020 Green Street, Iselin, NJ 08830 for Bus Services for the Township of Edison is determined to be the lowest legally responsible bid for various bus trips as listed on the summary 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 GEORGE DAPPER INCORPORATED.

RESOLUTION R.179-032017

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO SUBURBAN TRAILS, INC. FOR THE FURNISHING OF BUS SERVICES

WHEREAS, bids were received by the Township of Edison on January 18, 2017 for Public Bid No. 17-08-01 Bus Services; and

WHEREAS, SUBURBAN TRAILS, INC., 750 Somerset St., New Brunswick, NJ 08901 submitted the lowest legally responsible bid for various bus trips as listed on the summary spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$34,500.00 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 SUBURBAN TRAILS, INC., 750 Somerset St., New Brunswick, NJ 08901 for Bus Services for the Township of Edison is determined to be the lowest legally responsible bid for various items of the bid bus trips as listed on the summary spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$34,500.00 and any other necessary documents, with SUBURBAN TRAILS, INC.

RESOLUTION R.180-032017

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO VILLANI BUS CO. FOR THE FURNISHING OF BUS SERVICES

WHEREAS, bids were received by the Township of Edison on January 18, 2017 for Public Bid No. 17-08-01 Bus Services; and

WHEREAS, VILLANI BUS CO., 811 E. Linden Ave., Linden, NJ 07036 submitted the lowest legally responsible bid for various bus trips as listed on the summary spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$3,000.00 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 VILLANI BUS CO., 811 E. Linden Ave., Linden, NJ 07036 for Bus Services for the Township of Edison is determined to be the lowest legally responsible bid for various items of the bid bus trips as listed on the summary spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$3,000.00 and any other necessary documents, with VILLANI BUS CO.

RESOLUTION R.181-032017

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO STOUT’S CHARTER SERVICE, INC. FOR THE FURNISHING OF BUS SERVICES

WHEREAS, bids were received by the Township of Edison on January 18, 2017 for Public Bid No. 17-08-01 Bus Services; and

WHEREAS, STOUT’S CHARTER SERVICE, INC., 20 Irven St., Trenton, NJ 08638 submitted the lowest legally responsible bid for various bus trips as listed on the summary spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$4,000.00 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 STOUT’S CHARTER SERVICE, INC., 20 Irven St., Trenton, NJ 08638 for Bus Services for the Township of Edison is determined to be the lowest legally responsible bid for various items of the bid bus trips as listed on the summary spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$4,000.00 and any other necessary documents, with STOUT’S CHARTER SERVICE, INC.

RESOLUTION R.182-032017

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER(S) TO EAST COAST EMERGENCY LIGHTING TO REPAIR/REPLACE AND UPGRADE EQUIPMENT IN CURRENT FLEET FOR POLICE AND FIRE DIVISIONS

WHEREAS, there is a need to repair/replace and upgrade equipment in current fleet for Police and Fire divisions; and

WHEREAS, EAST COAST EMERGENCY LIGHTING, INC., 200 Mecco Drive, Millstone Twp, NJ 08535, has been awarded various state contracts for emergency products and installation thereof under State Contract T-0106/POLICE AND HOMELAND SECURITY EQUIPMENT AND SUPPLIES and under this state contract the Township shall purchase as follows; and

WHEREAS, EAST COAST EMERGENCY LIGHTING, INC., under State Contract 81327 - ProGard Products - in the amount not to exceed **\$20,000.00**; and

WHEREAS, EAST COAST EMERGENCY LIGHTING, INC., under State Contract 81335 - Troy Products - in the amount not to exceed **\$3,000.00**; and

WHEREAS, EAST COAST EMERGENCY LIGHTING, INC., under State Contract 81336 - Whelen Products - in the amount not to exceed **\$40,000.00**; and

WHEREAS, EAST COAST EMERGENCY LIGHTING, INC., under State Contract 81338 – Installation - in the amount not to exceed **\$22,000.00**; 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 **\$85,000.00**, 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)).

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 **\$85,000.00** and any other necessary documents, with **EAST COAST EMERGENCY LIGHTING, INC.**, 100 Meco Drive, Millstone, NJ 08535, 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 Contracts, No. 81327, 81335, 81336, and 81338 under T-0106.

RESOLUTION R.183-032017

RESOLUTION AWARDED CONTRACT/PURCHASE ORDER TO SHI INTERNATIONAL CORPORATION FOR THE RENEWAL OF THE EMERGENCY NOTIFICATION SYSTEM FOR THE TOWNSHIP OF EDISON

WHEREAS, there is a need for the renewal of the emergency notification system for the Township of Edison for the period of March 31, 2017 – March 30, 2018; and

WHEREAS, SHI INTERNATIONAL CORPORATION, 290 Davidson Avenue, Somerset, NJ 08873 has been awarded State Contract Number 89851 under M-0003 Software License & Related SER; 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 \$28,700.81; and

WHEREAS, funds in the amount of \$28,700.81 have been certified to be available in the Dispatch 911 Maintenance of Other Equipment 7-01-25-0250-000-026, and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$28,700.81, and any other necessary documents, with SHI INTERNATIONAL CORPORATION 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. 89851 under M-0003.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$28,700.81** are available for the above in **Account No. 7-01-25-0250-000-026**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.184-032017

EXPLANATION: A Resolution authorizing the Business Administrator to execute a grant agreement between the Township of Edison and the State of New Jersey by and for the Department of Environmental Protection to purchase and install two (2), Level 2 charging stations.

WHEREAS, the governing body of the Township of Edison desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of approximately \$10,000.00 to fund the following project: purchase and installation of two (2), Level 2 charging stations – Chargepoint CT4011 to be installed at 100 Municipal Boulevard, Edison, NJ 08817 and 777 Grove Avenue, Edison, NJ 08820.

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

1. The foregoing recitals are hereby incorporated by reference as if fully repeated herein.
2. Maureen Ruane or the successor to the office of Business Administrator is authorized (a) to make application for such a grant, (b) if awarded, to execute a grant agreement with the State for a grant in the amount not less than \$0.00 and not more than \$10,000.00, and (c) to execute any amendments thereto which do not increase the Grantee's obligations.
3. The Grantee agrees to comply with all applicable federal, State and municipal laws, rules and regulations in its performance pursuant to the agreement.

RESOLUTION R.185-032017

EXPLANATION: Resolution of the Municipal Council determining a need for a 42-unit senior affordable housing project on the site described as Block 748, Lot 36 (aka 635 Amboy Avenue) on the Official Assessment Map of the Township of Edison.

WHEREAS, Metuchen Catholic Charities Senior Development Urban Renewal, LLC (hereinafter referred to as the "**Sponsor**") proposed to construct St. Paul the Apostle Senior Housing, a 42-unit senior affordable housing project (the "**Project**"), pursuant to the provisions of the New Jersey Housing and Mortgage Finance Agency Law of 1983, as amended (N.J.S.A. 55:14K-1 et seq.), the rules promulgated thereunder at N.J.A.C. 5:80-1.1 et seq., and all applicable guidelines promulgated thereunder (the foregoing hereinafter collectively referred to as the "**HMFA Requirements**") within the Township of Edison, Middlesex County (the "**Township**") on a site described as Block 748, Lot 36 as shown on the Official Assessment Map of the Township and commonly known as 635 Amboy Avenue, Edison, New Jersey; and

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

WHEREAS, pursuant to the HMFA Requirements, the governing body of the Municipality hereby determines that there is a need for this housing project in the Municipality.

NOW THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison, Middlesex County, State of New Jersey (the "**Municipal Council**") that:

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

Section 2. The Municipal Council finds and determines that the Project proposed by the Sponsor meets or will meet an existing housing need.

Section 3. The Municipal Council does hereby adopt the within Resolution and makes the determination and findings herein contained by virtue of, pursuant to, and in conformity with the provisions

of the HMFA Law to enable the Agency to process the Sponsor's application for Agency funding to finance the Project.

Section 4. This Resolution shall take effect immediately.

RESOLUTION R.186-032017

EXPLANATION: A Resolution designating redeveloper and authorizing execution of the Redevelopment Agreement with Metuchen Catholic Charities Senior Development Urban Renewal, LLC regarding the area in need of redevelopment known on the Township tax maps as Block 748, Lot 36 (aka 635 Amboy Avenue).

WHEREAS, the Municipal Council (the "**Municipal Council**") of the Township of Edison (the "**Township**") pursuant to *N.J.S.A. 40A:12A-14*, authorized the Planning Board of the Township (the "**Planning Board**") to determine whether Block 748, Lot 36 within the Township (aka 635 Amboy Avenue) met the statutory criteria for designation as an "area in need of redevelopment" (the "**Study Area**") pursuant to the provisions of the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* ("**Redevelopment Law**"); and

WHEREAS, the Planning Board undertook said investigation and conducted a public hearing, all in accordance with *N.J.S.A. 40A:12A-14*; and

WHEREAS, the Planning Board found that the Study Area satisfied certain statutory criteria and thus constituted an area in need of rehabilitation in accordance with *N.J.S.A. 40A:12A-14*; and

WHEREAS, on June 8, 2016 the Municipal Council adopted Resolution R. 425-062016 which designated the Study Area as an "area in need of redevelopment" pursuant to the Redevelopment Law ("**Redevelopment Area**"); and

WHEREAS, on October 26, 2016, the Municipal Council adopted Ordinance O.1945-2016 by which it accepted the findings of the Planning Board and adopted, in accordance with the Redevelopment Law, a redevelopment plan entitled "Our Lady of Peace Redevelopment Plan" prepared by Heyer, Gruel & Associates (the "**Redevelopment Plan**"); and

WHEREAS, pursuant to *N.J.S.A. 40A:12A-4*, the Township has determined to act as the "**Redevelopment Entity**" (as such term is defined at *N.J.S.A. 40A:12A-3*) for the Redevelopment Area to exercise the powers contained in the Redevelopment Law; and

WHEREAS, Metuchen Catholic Charities Senior Development Urban Renewal, LLC (the "**Redeveloper**") desires to be designated as the "redeveloper" (as such term is defined in the Redevelopment Law) to implement the construction of 41 units of affordable, age restricted apartments for senior citizens (the "**Project**"); and

WHEREAS, Redeveloper is the contract purchaser of the Redevelopment Area; and

WHEREAS, the Township has determined that the Redeveloper meets all necessary criteria, including financial capabilities, experience, and expertise to implement and complete the rehabilitation of the Project in accordance with the Redevelopment Plan and all other applicable laws, ordinances and regulations; and

WHEREAS, the Township and Redeveloper have negotiated the terms and conditions of a redevelopment agreement governing the Redeveloper's rehabilitation of the Project (the "**Redevelopment Agreement**"); and

WHEREAS, the Township has determined the Project to be in the vital and best interests of the Township, and that it promotes the health, safety, morals and welfare of the Township's residents; and

WHEREAS, the Township desires to designate the Redeveloper as the redeveloper of the Project and to authorize the execution of the Redevelopment Agreement,

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

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

Section 2. The Municipal Council hereby authorizes the execution of a redevelopment agreement with the Redeveloper in substantially the form attached hereto as **Exhibit A** and by this reference incorporated herein.

Section 3. The Mayor is authorized to execute the Redevelopment Agreement with the Redeveloper in substantially the same form as the Redevelopment Agreement attached hereto, with such additions, deletions and modifications as the Mayor may determine necessary upon consultation with counsel and the Redeveloper.

Section 4. Metuchen Catholic Charities Senior Development Urban Renewal, LLC is hereby designated as the redeveloper of the Project, subject to the execution of the Redevelopment Agreement.

Section 5. If any part of this Resolution shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Resolution.

Section 6. A copy of this Resolution shall be filed and available for public inspection at the in the offices of the Township.

Section 7. This Resolution shall take effect immediately.

RESOLUTION R.187-032017

EXPLANATION: This Resolution authorizes the Mayor to execute the attached Developer’s Agreement with American Beverage Packers, LLC, with respect to Block 390-B, Lot 5 (aka King Georges Post Road between New Street and Clearview Road) as shown on the Edison Township and Woodbridge Township tax maps.

WHEREAS, the property 390-B, Lot 5 (aka King Georges Post Road between New Street and Clearview Road) as shown on the Edison Township and Woodbridge Township tax maps (the “**Property**”) was the subject of an application before the Planning Board of the Township of Woodbridge (hereinafter the “**Board**”) made by American Beverage Packers, LLC (“**Developer**”) for the approval of a preliminary and final major site plan, with associated design waivers and variances, to a 608,000 square foot bottling plant, 10,800 square foot maintenance facility and supporting parking and infrastructure on the Property (the “**Project**”); and

WHEREAS, the Board granted final site plan approval for the Project by adoption of a resolution on December 10, 2014 (the “**Resolution**”); and

WHEREAS, the Board has granted the approval on the condition that the Developer connect the Woodbridge Property’s lateral sanitary sewer line to the trunk sanitary sewer line of the Township; and

WHEREAS, the Township of Edison (the “**Township**”) and Developer desire to enter this Agreement to establish the terms pursuant to which the Developer shall connect to the Township’s sanitary sewer system, and related matters; 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 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.188-032017

EXPLANATION: A Resolution authorizing the Township’s entering into, and Mayor’s execution of, an interlocal agreement with the County of Middlesex for the installation of municipal roadway striping on Tingley Lane – Crossing #362854R.

WHEREAS, the Township of Edison (the “Township”) is a municipal corporation of the State of New Jersey; and

WHEREAS, the Township is authorized under *N.J.S.A. 40A:11-5(2)* of the Local Public Contracts Law, *N.J.S.A. 40A:11-1 et seq.* to enter into contracts for the provision of goods or services with the County of Middlesex (the “County”) without public bid; and

WHEREAS, the Township desires to install road striping on Tingley Lane – Crossing #362854R (the “Work”); and

WHEREAS, the County has provided an estimate of the cost for it to perform the Work, and the Township desires to enter into an interlocal agreement with the County for the completion of and payment for same (the “Agreement”), a copy of which Agreement is attached hereto as Exhibit A; and

WHEREAS, the Municipal Council of the Township (the “Municipal Council”) seeks to hereby authorize the Township’s entering and execution of the Agreement with the County and the payment for the Work pursuant to same,

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

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

Section 2. The Municipal Council hereby authorizes and directs the Mayor and Township Clerk to execute the Agreement on behalf of the Township with regard to the Work.

Section 3. The Business Administrator and/or responsible Township officer shall arrange for payment to the County for the Work.

Section 4. A copy of this Resolution and the executed Agreement shall be maintained on file with the Township Clerk.

Section 5. This Resolution shall take effect immediately.

RESOLUTION R.189-032017

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO BRISTOL DONALD CO., INC., FOR SNOW PLOW AND SPREADER PARTS AND ACCESSORIES

WHEREAS, bids were received by the Township of Edison on January 19, 2017 for Public Bid No. 17-10-27-Snow Plow and Spreader Parts and Accessories; and

WHEREAS, BRISTOL DONALD CO., INC., 50 Roanoke Ave., Newark, NJ 07105, 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 by BRISTOL DONALD CO., INC., 50 Roanoke Ave., Newark, NJ 07105 for Snow Plow and Spreader Parts and Accessories is determined to be the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$10,000.00 and any other necessary documents, with BRISTOL DONALD CO., INC.

RESOLUTION R.190-032017

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO NORCIA CORPORATION FOR SNOW PLOW AND SPREADER PARTS AND ACCESSORIES

WHEREAS, bids were received by the Township of Edison on January 19, 2017 for Public Bid No. 17-10-27-Snow Plow and Spreader Parts and Accessories; and

WHEREAS, NORCIA CORPORATION, 451 Black Horse Lane, North Brunswick, NJ 08902, submitted the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$30,000.00, cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid by NORCIA CORPORATION, 451 Black Horse Lane, North Brunswick, NJ 08902 for Snow Plow and Spreader Parts and Accessories is determined to be the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$30,000.00 and any other necessary documents, with NORCIA CORPORATION.

RESOLUTION R.191-032017

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO CHEMUNG SUPPLY CORP. FOR SNOW PLOW AND SPREADER PARTS AND ACCESSORIES

WHEREAS, bids were received by the Township of Edison on January 19, 2017 for Public Bid No. 17-10-27-Snow Plow and Spreader Parts and Accessories; and

WHEREAS, CHEMUNG SUPPLY CORP., P.O. BOX 527, Elmira, NY 14902, submitted the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$30,000.00, cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid by CHEMUNG SUPPLY CORP., P.O. BOX 527, Elmira, NY 14902 for Snow Plow and Spreader Parts and Accessories is determined to be the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$30,000.00 and any other necessary documents, with CHEMUNG SUPPLY CORP.

RESOLUTION R.192-032017

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO METUCHEN MOWER, INC., FOR SNOW PLOW AND SPREADER PARTS AND ACCESSORIES

WHEREAS, bids were received by the Township of Edison on January 19, 2017 for Public Bid No. 17-10-27-Snow Plow and Spreader Parts and Accessories; and

WHEREAS, METUCHEN MOWER, INC., 865 Middlesex Ave., Metuchen, NJ 08840, 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 by METUCHEN MOWER, INC., 865 Middlesex Ave., Metuchen, NJ 08840 for Snow Plow and Spreader Parts and Accessories is determined to be the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$10,000.00 and any other necessary documents, with METUCHEN MOWER, INC.

RESOLUTION R.193-032017

RESOLUTION AWARDING AN EMERGENCY CONTRACT/PURCHASE ORDER TO A.M.E., INC. FOR UPGRADES TO THE CONTROLS FOR THE HVAC SYSTEM AT THE MUNICIPAL COMPLEX

WHEREAS, there is no control of two HVAC controls and the boiler at the Municipal Complex; and

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

WHEREAS, a quote was solicited from A.M.E., INC., 1275 Bloomfield Avenue, Bldg 2, Suite 17B, Fairfield, NJ 07004, our current HVAC Maintenance and Repair contractor, to provide emergency upgrades to two HVAC controls and the boiler in the amount of \$31,405.00; and

WHEREAS, funds in the amount of \$31,405.00 have been certified to be available in the Various Building Improvements Account, Number C-04-14-1872-310-001; 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 quote submitted by A.M.E, INC., 1275 Bloomfield Avenue, Bldg 2, Suite 17B, Fairfield, NJ 07004 for the emergency upgrades to two HVAC controls and boiler is determined to be in the best interest of the Township.
2. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$31,405.00, and any other necessary documents, with A.M.E, INC as described herein.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$31,405.00** are available for the above in Account No. **C-04-14-1872-310-001**.

/s/Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.194-032017

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO
YESIM ACIKEL FOR THE ABC PROGRAM**

WHEREAS Yesim Acikel made payment in the amount of \$270.00.00 for her child Mehmet Acikel’s participation in the ABC Program at Menlo Park Elementary School for the month of April; and

WHEREAS the child was removed from the program before they attended.

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 \$270.00 to Yesim Acikel, 15 Renee Ct., Edison, NJ 08820, which represents the amount for the ABC Program.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$270.00 are available in Account #7-01-55-0291-000-000.

RESOLTUION R.195-032017

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO
RAJIV PANJIYAR FOR THE ABC PROGRAM**

WHEREAS Rajiv Panjiyar made payment in the amount of \$360.00.00 for his child Sanjana Panjiyar’s participation in the ABC Program at Martin Luther King Elementary School for the months of April and May; and

WHEREAS the child was removed from the program before she attended.

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 \$360.00 to Rajiv Panjiyar, 51 Hawthorne Dr., Edison, NJ 08820, which represents the amount for the ABC Program.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$360.00 are available in Account #7-01-55-0291-000-000.

RESOLUTION R.196-032017

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO
CHUNSHENG HE FOR THE ABC PROGRAM**

WHEREAS Chunsheng He made payment in the amount of \$180.00 for the month of April 2017 for his child, Eileen He’s participation in the before and after care program at Lincoln Elementary School; and

WHEREAS, payment was made for the month of April 2017 prior to the child attending.

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 \$180.00 to Chunsheng He, 5601 Hana Rd., Edison, NJ 08817, which amount represents the payment for the ABC program.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$180.00 are available in Account #7-01-55-0291-000-000.

RESOLUTION R.197-032017

RESOLUTION AWARDING AN EMERGENCY CONTRACT/PURCHASE ORDER TO CAMPBELL SUPPLY CO., LLC FOR REPAIRS TO TRUCK #2 FOR THE DIVISION OF FIRE

WHEREAS, Fire Truck #2 had mechanical issues causing it to be out of service leaving the Township without any aerial trucks; and

WHEREAS, the current contractual vendor, Absolute Fire, who was awarded Public Bid No. 16-10-02-Emergency Vehicle Repairs, could not provide the needed emergency vehicle repair; and

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

WHEREAS, a quote was solicited from CAMPBELL SUPPLY CO., LLC, by the Division of Fire for the emergency vehicle repairs to Truck #2; and

WHEREAS, CAMPBELL SUPPLY CO., LLC, 1015 Cranbury South River Rd., Monroe, NJ 08831, submitted a quote in the amount not to exceed \$8,720.16; and

WHEREAS, funds in the amount of \$8,720.16 have been certified to be available in the Fire Fighting Maintenance of Motor Vehicle, Account Number 7-01-25-0265-001-025; 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 quote submitted by CAMPBELL SUPPLY CO., LLC, 1015 Cranbury South River Rd., Monroe, NJ 08831 for the emergency vehicle repairs to Truck #2 for the Division of Fire, is determined to be in the best interest of the Township.
2. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$8,720.16, and any other necessary documents, with CAMPBELL SUPPLY CO., LLC as described herein.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$8,720.16** are available for the above in Account No. **7-01-25-0265-001-025**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.198-032017

WHEREAS, in accordance with Municipal Code Section 2.80.070 and N.J.S.A. 40A:9-22.1 et seq., it is the duty of the Municipal Council to appoint members to the Edison Township Ethics Board; and

WHEREAS, the Municipal Council wishes to re-appoint the following member to the Ethics Board;

Name and Address
Elliot Rudnitzky, 46 Calvert Avenue, West, Edison, NJ 08820

Term Expires
December 12, 2021

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison that the abovementioned individuals here appointed as members of the Ethics Board.

RESOLUTION R.200-032017

EXPLANATION: A Resolution authorizing and approving the Person-to-Person transfer of the Plenary Retail Consumption License held by Last Call Operating Co I, Inc. d/b/a Fox & Hounds to Fun Eat and Drinks, LLC with respect to business premises to be located at 250 Menlo Park Drive, Edison.

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 No. 1205-33-058-003 (“License”), issued to Last Call Operating Co I, Inc.. (“Seller”) to Fun Eat and Drinks, LLC (“Applicant”) to be used at Applicant’s business location at 250 Menlo Park Drive, Edison.

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 250 Menlo Park Drive, Edison.
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 Fun Eat and Drinks, LLC at business premise to be located at 250 Menlo Park Drive, Edison.
4. This Resolution shall take effect immediately.

(New License No. 1205-33-058-004)

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

ABSENT: Councilmember Shah

NAYS - None

The following Resolutions will be voted upon separately:

RESOLUTION R.199-032017

WHEREAS, in accordance with Municipal Code Section 2.80.070 and N.J.S.A. 40A:9-22.1 et seq., it is the duty of the Municipal Council to appoint members to the Edison Township Ethics Board; and

WHEREAS, the Municipal Council wishes to appoint the following member to the Ethics Board;

Name and Address

Peter F. Bentey, 10 Five Acre Drive, Edison, NJ 08820

Term Expires

December 12, 2017

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison that the abovementioned individuals here appointed as members of the Ethics Board.

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

AYES - Councilmembers Coyle, Diehl, Gomez, Patil, and Sendelsky

ABSENT: Councilmember Shah

ABSTAIN: Council President Lombardi

NAYS - None

ORAL PETITIONS AND REMARKS

Council President Lombardi opened the meeting for public comment.

Rich Dellapietro, 21 Melville Road, I live on a low traffic street but we have tractor trailers and tri axle truck traffic .The Road is crumbing and they just put in new curbs. He would like the police to sit there sometime between the hours of one and six. The snow plow drivers they go too fast down the road. He said two to three years ago they did the curbs and handicapped ramps they are all cracked. Last he asked if we can contact the state to put up a sign at Route 1 and Old Post Rod to say No right turn.

Council President Lombardi, asked Deputy Chief Mieczkowski to direct patrol to the area during the hours of one to six.

Council President Lombardi also asked Mr. Russomanno to talk to the drivers.

Maryann Hennessey, 20 Carmello Drive, regarding the cordless microphones to hear you need to turn up the volume on your television. She asked if the Engineering Department and Public Works are not longer working together.

Mr. Kataryniak replied, we are only clarifying the procedure for that Ordinance.

Ms. Hennessey asked about the striping of the new development on Truman Drive down to Kilmer Road.

Mr. Kataryniak, it is on the punch list of the contractor to get done, cannot due the striping in cold weather.

Walt Shneer, Park Way, paint marks on streets what does that mean. Why are wires hanging off utility poles?

Mr, Kataryniak, they are utility mark outs. He explained anytime work is to be done they have to call for a mark out.

Mr. Kataryniak, explained the wire is from with the Telephone or Cable upgrading or adjusting their service.

Irene Wall,205 Fleet Avenue, she asked Mr. Elliot how much information do you have on the Air B & B,

Mr. Elliot said nothing specific, we investigate on overcrowding when we come across it.

Ms. Wall feels we should have them licensed and taxed.

Ms. Wall, my dear friends on Olsen Avenue regarding the building they erected. The engineer denied their application.

Mr. Northgrave, he is reviewing the information, he doesn't have a final answer yet.

Esther Nemitz, 162B Fay Street, regarding the Library Board Notice of meetings, they have three meeting scheduled they are looking for input from the public on their long ranch plans. The dates are Thursday, March 23rd at 7:00pm at the Clara Barton branch, March 27th at the North Edison and April 4th at the Main Branch Library on Plainfield Avenue. She was very impressed on the Chamber of Commerce and the Mayor's Luncheon on addictions. It was the best one and a half programming on our local station. She suggested it be available on CD at the libraries. She also wanted to acknowledge two people who died recently, Mr. Bob Kertes who lived in Clara Barton across from Capestro Park who always clean up the park on his own and Ms. Deborah Ayes a Member of the Board of Education for all her contribution to our education in Edison.

Council President Lombardi on behalf of this council we extended our deepest condolences to the Kertes and Anes Families.

Bill Brunner, 215 Loring Ave., during the snow storm he tried to call Department of Public Work for some help for a neighbor. He asked if we have a program to help senior citizens clean snow.

Ms. Wall also watched the Mayor and Chamber of Commerce program that was aired on addiction and thanked everyone for that presentation.

Frank Grego, 12 Maida Road, in his neighborhood he said they all watch out for one another to help with the snow.

Ms. Hennessey suggested we put the Library information on the calendar.

Council President Lombardi added we also lost a police auxiliary Captain, Mr. Peters.

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

Having no further business to discuss, on a motion made by Councilmember Diehl seconded by Councilmember Sendelsky the meeting was adjourned at 8:00 p.m.

Michael R. Lombardi
Council President

Cheryl Russomanno, RMC
Municipal Clerk