

**MINUTES OF
MUNICIPAL COUNCIL
WORKSESSION AND REGULAR MEETING
April 6, 2020**

A Combined Meeting of the Municipal Council of the Township of Edison was held via Tele Conference. The meeting was called to order at 6:05 p.m. by Council President Ship-Freeman, followed by the Pledge of Allegiance.

Present were Councilmembers Brescher, Coyle, Diehl, Gomez, Joshi, Patil, and Ship-Freeman.

Also present were Township Clerk Russomanno, Deputy Township Clerk McCray, Township Attorney Northgrave, Business Administrator Ruane, Health Director Elliott, Township Engineer O'Brien, Chief Bryan, 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, Criterion Sentinel and News Indian Times on December 13, 2019 and Special Notice sent to Home News Tribune on March 31, 2020 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:

Council President Ship-Freeman announced she would like all committee meetings set up by tele conference moving forward and send in a report available to all.

There were no co

6. POINTS OF LIGHT:

Council President Ship-Freeman announce due to the current situation of COVID 19 we will be changing the following meeting to be combined via telephone conference as follows, Wednesday, April 22, May 13, and May 27, 2020.

7. FROM THE BUSINESS ADMINISTRATOR:

a. No comments were made.

8. FROM THE DEPARTMENT OF FINANCE:

a. No comments were made.

9. FROM THE DEPARTMENT OF HEALTH:

a. No comments were made.

10. FROM THE DEPARTMENT OF LAW:

a. Councilmember Brescher wanted to change Section 3(a) from "May" to "Shall" and add "mandated inactive duty training".

Councilmember Gomez asked Mr. Northgrave to verify with the Labor attorney regarding this change.

Mr. Northgrave will send to the Labor Counsel. He explained you can introduce as written or introduce with the changes however council would like to do. If the change is significant it would require to be re-introduced.

b. through d. No comments were made.

11. FROM THE DEPARTMENT OF PLANNING AND ENGINEERING:

a. Councilmember Coyle on Resolution R.187-042020 returning of Cash Performance for Top Golf he would like to table because they stated there would be no visibility of the bill board from the highway.

b. and c. No comments were made.

12. FROM THE DEPARTMENT OF PUBLIC WORKS:

a. No comments were made.

13. FROM THE DEPARTMENT OF RECREATION:

- a. No comments were made.

14. FROM THE DEPARTMENT OF WATER AND SEWER:

- a. Councilmember Coyle asked for detail he wants to know the long term plan

Ms. Ruane, this contract is for Rapid Pump not to exceed \$100,000.

Councilmember Coyle, this has been on going for two years. What is the plan for the future?

Ms. Ruane explained this is for emergency only. She will be working on a Capital plan in the coming weeks.

15. FROM THE CHIEF OF FIRE:

- a. Councilmember Brescher, we only received one bid on this, can we get another bid.

Chief Latham this is replacing a truck that this a 2004. This is the most reliable dealer that is also the cheapest.

16. FROM THE COUNCIL MEMBER OF THE PLANNING BOARD:

Councilmember Coyle reported they had a conference call only for discussion on the Resolutions, no new business was on the agenda.

17. COMMUNICATIONS:

- a. Letter received from residents of Marion Street requesting Residential Permit Parking.

18. DISCUSSION ITEMS:

Council President Ship-Freeman:

- a. None

Councilmember Brescher:

- a. He requested from Ms. Ruane a list of homes in Edison that go thru the Pump Station in Metuchen.

Councilmember Coyle:

- a. He thanked the Mayor, Administration, Health, Fire, DPW and Parks who continue to hold services to our residents. A special thanks to the front line workers.
- b. Park Maintenance
- c. Update on Edmund Street regarding DOT meeting.

Mr. O'Brien the meeting has been pushed off temporarily. He will let us know when they can have a phone meeting.

Councilmember Diehl:

- a. None

Councilmember Gomez:

- a. Thanked Mayor, Office of Emergency Management and Township employees for the hard work and commitment.

Councilmember Joshi:

- a. We will all get through this.

Councilmember Patil:

- a. He thanked Andy Toth, Jay Elliot and the Office of Emergency Management for all their hard work.

18. COUNCIL PRESIDENT'S REMARKS:

None

APPROVAL OF MINUTES:

On a motion made by Councilmember Gomez seconded by Councilmember Patil and duly carried, the Minutes of the Combined Meeting of February 24, 2020 were accepted as submitted.

On a motion made by Councilmember Gomez, seconded by Councilmember Joshi, Councilmember Diehl abstained, and duly carried the Minutes of Combined Meeting of March 11, 2020, were accepted as submitted.

On a motion made by Councilmember Joshi, seconded by Councilmember Diehl, Councilmembers Brescher and Ship-Freeman abstained, and duly carried Minutes of Combined Meeting of December 11, 2019 were accepted as submitted.

NEW BUSINESS

PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR WEDNESDAY, APRIL 22, 2020.

O.2066-2020 CODIFIES THE POLICY OF THE TOWNSHIP OF EDISON (THE “TOWNSHIP”) REGARDING MILITARY LEAVE LAW FOR TOWNSHIP EMPLOYEES, NOT INCLUDING TEMPORARY OR SEASONAL EMPLOYEES, WHO ARE CALLED TO ACTIVE MILITARY DUTY OR SERVICE, OR INACTIVE DUTY TRAINING.

On a motion made by Councilmember Brescher seconded by Councilmember Coyle to introduce this Ordinance with the proposed changes.

AYES - Councilmembers Brescher, Coyle, and Patil

NAYS – Councilmembers Gomez, Diehl, Joshi and Council President Ship-Freeman.

MOTION FAILED.

On a motion made by Councilmember Joshi seconded by Councilmember Coyle, this Ordinance was passed on first reading as written 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 22, 2020.

AYES –Councilmembers Brescher, Coyle, Diehl, Gomez, Joshi, Patil and Council President Ship-Freeman.

NAYS - None

PUBLIC COMMENTS AS TO PROPOSED RESOLUTIONS

Council President Ship-Freeman opened the meeting to the public for comments on Proposed Resolutions R.171-042020 through R.196-042020.

None

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

Councilmember Coyle requested that Resolution R.187-042020 be pulled for separate vote.

The following Resolutions R.171-042020 through R.186-042020 and R.188-042020 through R.189-042020 were adopted under the Consent Agenda on a motion made by Councilmember Patil and seconded by Councilmember Gomez.

RESOLUTION R.171-042020

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING MARCH 19, 2020

WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through, March 19, 2020.

FUND	AMOUNT
Current	\$105,762,448.47
Affordable Housing	2,921.88
Capital	22,499.28
Cash Performance	0.00
CDBG	7,169.87
Developers Escrow	83,735.37
Dog (Animal Control)	8,831.39
Federal Forfeited	0.00
Grant Funds	4,137.43
Law Enforcement	0.00
Open Space	0.00
Park Improvements	0.00
Payroll Deduction	1,060,001.93
Sanitation Fund	329,749.62
Self Insurance	0.00
Sewer Utility	130,952.23
Tax Sale Redemption	148,344.99
Tree Fund	0.00
Tree Planting	8,625.00
Trust	229,156.37
Edison Water Utility	193,286.27
Edison Landfill Closure Trust	0.00
TOTAL	\$107,991,860.10

/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.172-042020

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 **\$166,022.45**.

RESOLUTION R.173-042020

EXPLANATION: A Resolution authorizing the conversion of the Snow Removal Trust to a “Storm Recovery Trust,” pursuant to N.J.S.A. 40A:4-62.1.

WHEREAS, the Township of Edison (“**Township**”) is a public body corporate and politic of the State of

New Jersey; and

WHEREAS, the Township of Edison established a “Snow Removal Trust” (the “**Trust**”); and

WHEREAS, *N.J.S.A.* 40A:4-62.1 permits municipalities to utilize storm recovery funds for any purpose necessary to protect the safety, security, health safety and welfare of its citizens from the damage caused by an emergency declared by the Governor or the President of the United States.

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 existing Snow Removal Trust is hereby converted to a “Storm Recovery Trust” within the meaning of *N.J.S.A.* 40A:4-62.1.

Section 3. In accordance with *N.J.S.A.* 40A:4-62.1, any reimbursement of amounts expended from the Storm Recovery Trust shall be deposited back to the Trust and held in reserve.

Section 4. That the Municipal Clerk is hereby directed to file a certified copy of this resolution with the Office of the Director of the Division of Local Government Services, Department of Community Affairs, State of New Jersey

Section 5. This Resolution shall take effect immediately.

RESOLUTION R.174-042020

EXPLANATION: This Resolution authorizes the settlement of tax appeal filed by Navneet Kaur and Shaliender Rai for the Tax Years 2018 and 2019.

WHEREAS, Navneet Kaur and Shaliender Rai (“Taxpayers”), the owners of property located at 1657 Woodland Avenue, Block 415, Lot 94 on the Township of Edison’s Tax Assessment Maps (“Property”), filed a Tax Appeal for the years 2018 and 2019 with the Tax Court of New Jersey under Docket Numbers 012352-2018 and 012144-2019.

WHEREAS, the Township Council for the Township of Edison met and discussed the aforesaid tax appeal and the recommendations of its Township Assessor and Tax Appeal Attorney; and

WHEREAS, the Township Assessor has made such an examination of the value and proper assessment of the Property and has obtained such appraisals, analysis, and information with respect to the valuation and assessment of the Property as deemed necessary and appropriate and has been consulted by the attorney for the taxing district with respect to this settlement; and

WHEREAS, an acceptable settlement of the aforesaid tax appeal has been negotiated in which the Taxpayers agree to settle their appeal for an assessment at the fair assessable value of the Property consistent with the assessing practices generally applicable in the taxing district and as required by law; and

WHEREAS, the property was originally assessed as follows:

	<u>2018</u>	<u>2019</u>
Land:	\$152,400.00	\$152,400.00
Improvements:	<u>\$483,400.00</u>	<u>\$483,400.00</u>
Total:	\$635,800.00	\$635,800.00

WHEREAS, the proposed settlement provides for an assessment of the 2018 and 2019 Tax Years as follows:

	<u>2018</u>	<u>2019</u>
Land:	\$152,400.00	\$152,400.00
Improvements:	<u>\$417,600.00</u>	\$417,600.00
Total:	\$570,000.00	\$570,000.00

WHEREAS, the Taxpayers acknowledge that the Township has in part agreed to the settlement in question in consideration for a waiver of the Tax Appeal set forth above; and

WHEREAS, the aforesaid settlement has no general application to other properties within the Township of Edison as a result of the aforesaid specific facts situation; and

WHEREAS, pursuant to the settlement, the Taxpayer will waive prejudice; and

WHEREAS, if the refund as a result of this settlement set forth herein is to be refunded, the refund is to be made payable to the Taxpayers and “Sitar Law Offices, LLC, Attorney Trust Account” and forwarded to William J. Sitar, Esq., Sitar Law Offices, LLC, 1481 Oak Tree Road, Iselin, New Jersey 08830 within sixty (60) days of the date of the entry of the judgment; and

WHEREAS, the Township Council will make this settlement with the Taxpayers without prejudice to its dealing with any other Edison Township Taxpayer’s request for tax assessment reduction; and

WHEREAS, pursuant to the settlement approved herein, the Taxpayers are entitled to a refund in the amount of \$3,468.98 for 2018 and \$3,558.46 for 2019

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

1. For the 2018 and 2019 Tax Years, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvement as follows:

	<u>2018</u>	<u>2019</u>
Land:	\$152,400.00	\$152,400.00
Improvements:	<u>\$417,600.00</u>	<u>\$417,600.00</u>
Total:	\$570,000.00	\$570,000.00

2. Interest is waived on the refund, provided such refund is provided as specified herein; and
3. The Tax Appeal Attorney for the Township is hereby authorized to execute a Stipulation of Settlement relative to the Property for Tax Appeals filed for the years 2018 and 2019 under Docket Numbers 012352-2018 and 012144-2019 by the Taxpayers, owners of the property located 1657 Woodland Avenue, Block 415, Lot 94 .
4. The Freeze Act will apply to the judgments to be issued by the New Jersey Tax Court; and
5. The Form of Stipulation of Settlement is annexed hereto, having been received by and approved by the Township Council of the Township of Edison.

NOW, THEREFORE BE IT RESOLVED, that upon receipt of the appropriate Tax Court Judgment(s), the proper Township Officials are hereby authorized to process credits against open tax balances and issue checks consistent with the amount credited for the foregoing assessment.

RESOLUTION R.175-042020

EXPLANATION: This Resolution authorizes the settlement of Tax Appeal filed by Raritan Plaza III, LLC for the Tax Years 2015 through 2020

WHEREAS, Raritan Plaza III, LLC (“Taxpayer”), the owner of property located 105 Fieldcrest Avenue, Block 390.F, Lot 3 on the Township of Edison’s Tax Assessment Maps (“Property”), filed Tax Appeals for the years 2015, 2016, 2017, 2018, 2019, and 2020 with the Tax Court of New Jersey under Docket Numbers 005693-2015, 000695-2016, 005668-2017, 000809-2018, 001695-2019 and 002489-2020.

WHEREAS, the Township Council for the Township of Edison met and discussed the aforesaid tax appeals and the recommendations of its Township Assessor and Tax Appeal Attorney; and

WHEREAS, the Township Assessor has made such an examination of the value and proper assessment of the Property and has obtained such appraisals, analysis, and information with respect to the valuation and assessment of the Property as deemed necessary and appropriate and has been consulted by the attorney for the taxing district with respect to this settlement; and

WHEREAS, an acceptable settlement of the aforesaid tax appeal has been negotiated in which the Taxpayer agrees to settle its appeal for an assessment at the fair assessable value of the Property consistent with the assessing practices generally applicable in the taxing district and as required by law; and

WHEREAS, Block 390.F, Lot 3, the property was originally assessed for the 2015-2020 Tax Years as follows:

Land:	\$ 4,721,500.00
Improvements:	<u>\$ 7,722,100.00</u>
Total:	\$12,443,600.00

WHEREAS, the proposed settlement provides for an assessment of the 2015-2020 Tax Years as follows:

	<u>2015</u>	<u>2016</u>	<u>2017</u>
Land:	\$ 4,721,500.00	\$ 4721,500.00	\$ 4,721,500.00
Improvements:	<u>\$ 7,722,100.00</u>	<u>\$ 7,722,100.00</u>	<u>\$ 7,722,100.00</u>
Total:	\$12,443,600.00	\$12,443,600.00	\$12,443,600.00

	<u>2018</u>	<u>2019</u>	<u>2020</u>
Land:	\$ 4,721,500.00	\$4,721,500.00	\$4,721,500.00

Improvements:	<u>\$ 7,222,100.00</u>	<u>\$5,722,100.00</u>	<u>\$4,722,100.00</u>
Total:	\$11,943,600.00	\$10,443,600.00	\$9,443,600.00

WHEREAS, the Taxpayer acknowledges that the Township has in part agreed to the settlement in question in consideration for a waiver of the Tax Appeals set forth above; and

WHEREAS, the aforesaid settlement has no general application to other properties within the Township of Edison as a result of the aforesaid specific facts situation; and

WHEREAS, pursuant to the settlement, the Taxpayer will waive prejudgment; and

WHEREAS, if the refund as a result of this settlement set forth herein is to be refunded, the refund is to be made payable to the “Raritan Plaza III, LLC and Brach Eichler L.L.C.” and forwarded to Daniel J. Pollak, Esq. within sixty (60) days of the date of the entry of the judgments; and

WHEREAS, the Township Council will make this settlement with the Taxpayer without prejudice to its dealing with any other Edison Township Taxpayer’s request for tax assessment reduction; and

WHEREAS, pursuant to the settlement approved herein, the Taxpayer is entitled to a refund in the amount of **\$27,460.00 for 2018, \$112,560.00 for 2019, and \$168,840.00 estimated for 2020..**

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

1. For Block 390.F, Lot 3 for the 2015 through 2020 Tax Years, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvement as follows:

	<u>2015</u>	<u>2016</u>	<u>2017</u>
Land:	\$ 4,721,500.00	\$ 4,721,500.00	\$ 4,721,500.00
Improvements:	<u>\$ 7,222,100.00</u>	<u>\$ 7,222,100.00</u>	<u>\$ 7,222,100.00</u>
Total:	\$12,443,600.00	\$12,443,600.00	\$12,443,600.00
	<u>2018</u>	<u>2019</u>	<u>2020</u>
Land:	\$ 4,721,500.00	\$4,721,500.00	\$4,721,500.00
Improvements:	<u>\$ 7,222,100.00</u>	<u>\$5,722,100.00</u>	<u>\$4,722,100.00</u>
Total:	\$11,943,600.00	\$10,443,600.00	\$9,443,600.00

2. Interest is waived on the refund, provided such refund is provided as specified herein; and

The Tax Appeal Attorney for the Township is hereby authorized to execute a Stipulation of Settlement relative to the Properties for Tax Appeals filed for the years 2015, 2016, 2017, 2018, 2019, and 2020 under Docket Numbers 005693-2015, 000695-2016, 005668-2017, 000809-2018, 001695-2019 and 002489-2020 by the Taxpayer, owner of the Property located at 105 Fieldcrest Avenue, Block 390.F, Lot 2.

3. The Freeze Act will apply to the judgment to be issued by the New Jersey Tax Court; and
4. The Form of Stipulation of Settlement is annexed hereto, having been received by and approved by the Township Council of the Township of Edison.

NOW, THEREFORE BE IT RESOLVED, that upon receipt of the appropriate Tax Court Judgment(s), the proper Township Officials are hereby authorized to process credits against open tax balances and issue checks consistent with the amount credited for the foregoing assessment.

RESOLUTION R.176-042020

EXPLANATION: This Resolution authorizes the settlement of tax appeal filed by Jersey Global, LLC for the Tax Years 2018 and 2019 and Petition of Appeal filed for Tax Year 2020.

WHEREAS, Jersey Global, LLC (“Taxpayer”), the owner of property located at 1897 Woodbridge Avenue, Block 212, Lot 41.01, on the Township of Edison’s Tax Assessment Maps (“Property”), filed Tax Appeal for the tax years 2018 and 2019 with the Tax Court of New Jersey under Docket Nos. 005886-2018 and 002128-2019 and a Petition of Appeal for the tax year 2020 with the Middlesex County Board of Taxation under Appeal No. 05-2000013L;

WHEREAS, the Township Council for the Township of Edison met and discussed the aforesaid tax appeal and the recommendations of its Township Assessor and Tax Appeal Attorney; and

WHEREAS, the Township Assessor has made such an examination of the value and proper assessment of the Property and has obtained such appraisals, analysis, and information with respect to the valuation and assessment of the Property as deemed necessary and appropriate and has been consulted by the attorney for the taxing district with respect to this settlement; and

WHEREAS, an acceptable settlement of the aforesaid tax appeal has been negotiated in which the Taxpayer agrees to settle its appeal for an assessment at the fair assessable value of the Property consistent with the assessing practices generally applicable in the taxing district and as required by law; and

WHEREAS, the property was originally assessed as follows:

	<u>2018</u>	<u>2019</u>	<u>2020</u>
Land:	\$ 370,600.00	\$370,600.00	\$ 370,600.00
Improvements:	<u>\$ 901,600.00</u>	<u>\$901,600.00</u>	<u>\$ 901,600.00</u>
Total:	\$1,272,200.00	\$1,272,200.00	\$1,272,200.00

WHEREAS, the proposed settlement provides for an assessment of the 2018 through 2020 Tax Years as follows:

	<u>2018</u>	<u>2019</u>	<u>2020</u>
Land:	\$ 370,600.00	\$370,600.00	\$ 370,600.00
Improvements:	<u>\$ 629,400.00</u>	<u>\$629,400.00</u>	<u>\$ 629,400.00</u>
Total:	\$1,000,000.00	\$1,000,000.00	\$1,000,000.00

WHEREAS, the Taxpayer acknowledges that the Township has in part agreed to the settlement in question in consideration for a waiver of the Tax Appeal set forth above; and

WHEREAS, the aforesaid settlement has no general application to other properties within the Township of Edison as a result of the aforesaid specific facts situation; and

WHEREAS, pursuant to the settlement, the Taxpayer will waive prejudgment; and

WHEREAS, if the refund as a result of this settlement set forth herein is to be refunded, the refund is to be made payable to the "Taxpayer and Trust Account of Eric Salant, Esq." and forwarded to Eric Salant, Esq., 998 Holmdel Road, Holmdel, New Jersey 07733 within sixty (60) days of the date of the entry of the Tax Court Judgments and Memorandum of Judgment; and

WHEREAS, the Township Council will make this settlement with the Taxpayer without prejudice to its dealing with any other Edison Township Taxpayer's request for tax assessment reduction; and

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

1. For the 2018, 2019 and 2020 Tax Years, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvement as follows:

	<u>2018</u>	<u>2019</u>	<u>2020</u>
Land:	\$ 370,600.00	\$370,600.00	\$ 370,600.00
Improvements:	<u>\$ 629,400.00</u>	<u>\$629,400.00</u>	<u>\$ 629,400.00</u>
Total:	\$1,000,000.00	\$1,000,000.00	\$1,000,000.00

2. **WHEREAS**, pursuant to the settlement approved herein, the Taxpayer is entitled to a refund in the amount of \$14,949.22 in 2018 and \$15,319.42 in 2019 and 2020.
3. Interest is waived on the refund, provided such refund is provided as specified herein; and
4. The Tax Appeal Attorney for the Township is hereby authorized to execute a Stipulation of Settlement relative to the Property for Tax Appeals filed for the years 2018 and 2019 under Docket Nos. 005886-2018 and 002128-2019 and a Stipulation of Settlement for the year 2020 under Petition of Appeal No. 05-2000013L by the Taxpayer, owner of the property located 1897 Woodbridge Avenue, Block 212, Lot 41.01.
5. The Freeze Act will apply to the judgment to be issued by the Middlesex County Board of Taxation; and
6. The Form of the Stipulations of Settlement are annexed hereto, having been received by and approved by the Township Council of the Township of Edison.

NOW, THEREFORE BE IT RESOLVED, that upon receipt of the appropriate Tax Court Judgments and Memorandum of Judgment, the proper Township Officials are hereby authorized to process credits against open tax balances and issue checks consistent with the amount credited for the foregoing assessment.

RESOLUTION R.177-042020

EXPLANATION: This Resolution authorizes the settlement of Tax Appeal filed by Ben Hur, LLC c/o In Mocean for the Tax Years 2014 through 2019.

WHEREAS, Ben Hur, LLC In Mocean ("Taxpayer"), the owner of property located 30 Ethel Road, Block 21, Lot 6.B on the Township of Edison's Tax Assessment Maps ("Property"), filed Tax Appeals for the years 2014, 2015, 2016, 2017 and 2019 with the Tax Court of New Jersey under Docket Numbers 003720-2014, 002731-2015, 004547-2016, 004377-2017, 002006-2018 and 003433-2019.

WHEREAS, the Township Council for the Township of Edison met and discussed the aforesaid tax appeals and the recommendations of its Township Assessor and Tax Appeal Attorney; and

WHEREAS, the Township Assessor has made such an examination of the value and proper assessment of the Property and has obtained such appraisals, analysis, and information with respect to the valuation and assessment of the Property as deemed necessary and appropriate and has been consulted by the attorney for the taxing district with respect to this settlement; and

WHEREAS, an acceptable settlement of the aforesaid tax appeal has been negotiated in which the Taxpayer agrees to settle its appeal for an assessment at the fair assessable value of the Property consistent with the assessing practices generally applicable in the taxing district and as required by law; and

WHEREAS, Block 21, Lot 6.B, the property was originally assessed for the 2014-2019 Tax Years as follows:

Land:	\$ 928,000.00
Improvements:	<u>\$2,312,000.00</u>
Total:	\$3,240,000.00

WHEREAS, the proposed settlement provides for an assessment of the 2015-2020 Tax Years as follows:

	<u>2014</u>	<u>2015</u>	<u>2016</u>
Land:	\$ 928,000.00	\$ 928,000.00	\$ 928,000.00
Improvements:	<u>\$1,865,200.00</u>	<u>\$2,112,000.00</u>	<u>\$2,112,000.00</u>
Total:	\$2,793,200.00	\$3,040,000.00	\$3,040,000.00
	<u>2017</u>	<u>2018</u>	<u>2019</u>
Land:	\$ 928,000.00	\$ 928,000.00	\$ 928,000.00
Improvements:	<u>\$2,312,000.00</u>	<u>\$2,312,000.00</u>	<u>\$2,312,000.00</u>
Total:	\$3,240,000.00	\$3,240,000.00	\$3,240,000.00

WHEREAS, the Taxpayer acknowledges that the Township has in part agreed to the settlement in question in consideration for a waiver of the Tax Appeals set forth above; and

WHEREAS, the aforesaid settlement has no general application to other properties within the Township of Edison as a result of the aforesaid specific facts situation; and

WHEREAS, pursuant to the settlement, the Taxpayer will waive prejudgment; and

WHEREAS, if the refund as a result of this settlement set forth herein is to be refunded, the refund is to be made payable to the “Ben Hur, LLC c/o Inn Mocean and Michael A. Vespasiano, Attorney Trust Account” and forwarded to Michael A. Vespasiano, Esq. within sixty (60) days of the date of the entry of the judgments; and

WHEREAS, the Township Council will make this settlement with the Taxpayer without prejudice to its dealing with any other Edison Township Taxpayer’s request for tax assessment reduction; and

WHEREAS, pursuant to the settlement approved herein, the Taxpayer is entitled to a refund in the amount of **\$22,009.36 for 2014, \$10,148.00 for 2015, and \$10,552.00 for 2016.**

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

7. For Block 21, Lot 6.B for the 2014 through 2019 Tax Years, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvement as follows:

	<u>2014</u>	<u>2015</u>	<u>2016</u>
Land:	\$ 928,000.00	\$ 928,000.00	\$ 928,000.00
Improvements:	<u>\$1,865,200.00</u>	<u>\$2,112,000.00</u>	<u>\$2,112,000.00</u>
Total:	\$2,793,200.00	\$3,040,000.00	\$3,040,000.00
	<u>2017</u>	<u>2018</u>	<u>2019</u>
Land:	\$ 928,000.00	\$ 928,000.00	\$ 928,000.00
Improvements:	<u>\$2,312,000.00</u>	<u>\$2,312,000.00</u>	<u>\$2,312,000.00</u>
Total:	\$3,240,000.00	\$3,240,000.00	\$3,240,000.00

8. Interest is waived on the refund, provided such refund is provided as specified herein; and

9. The Tax Appeal Attorney for the Township is hereby authorized to execute a Stipulation of Settlement relative to the Properties for Tax Appeals filed for the years 2014, 2015, 2016, 2017, 2018, and 2019 under Docket Numbers 003720-2014, 002731-2015, 004547-2016, 004377-2017, 002006-2018 and 003433-2019 for Property located at 30 Ethel Road, Block 21, Lot 6.B; and.

10. The Freeze Act will apply to the judgment to be issued by the New Jersey Tax Court; and

11. The Form of Stipulation of Settlement is annexed hereto, having been received by and approved by the Township Council of the Township of Edison.

NOW, THEREFORE BE IT RESOLVED, that upon receipt of the appropriate Tax Court Judgment(s), the proper Township Officials are hereby authorized to process credits against open tax balances and issue checks consistent with the amount credited for the foregoing assessment.

RESOLUTION R.178-042020

EXPLANATION: This Resolution authorizes the settlement of tax appeal filed by Nirmal & Santosh B. Khanna for the Tax Year 2018.

WHEREAS, Nirmal & Santosh B. Khanna (“Taxpayer”), the owner of property located 817 Inman Avenue, Block 501, Lot 12.A on the Township of Edison’s Tax Assessment Maps (“Property”), filed Tax Appeal for the year 2018 with the Tax Court of New Jersey under Appeal Number 05-1800182L.

WHEREAS, the Township Council for the Township of Edison met and discussed the aforesaid tax appeal and the recommendations of its Township Assessor and Tax Appeal Attorney; and

WHEREAS, the Township Assessor has made such an examination of the value and proper assessment of the Property and has obtained such appraisals, analysis, and information with respect to the valuation and assessment of the Property as deemed necessary and appropriate and has been consulted by the attorney for the taxing district with respect to this settlement; and

WHEREAS, an acceptable settlement of the aforesaid tax appeal has been negotiated in which the Taxpayer agrees to settle its appeal for an assessment at the fair assessable value of the Property consistent with the assessing practices generally applicable in the taxing district and as required by law; and

WHEREAS, the property was originally assessed as follows:

	<u>2018</u>
Land:	\$180,000.00
Improvements:	<u>\$291,300.00</u>
Total:	\$471,300.00

WHEREAS, the proposed settlement provides for an assessment of the 2015 Tax Year as follows:

	<u>2018</u>
Land:	\$180,000.00
Improvements:	<u>\$291,300.00</u>
Total:	\$471,300.00

WHEREAS, the Taxpayer acknowledges that the Township has in part agreed to the settlement in question in consideration for a waiver of the Tax Appeal set forth above; and

WHEREAS, the aforesaid settlement has no general application to other properties within the Township of Edison as a result of the aforesaid specific facts situation; and

WHEREAS, pursuant to the settlement, the Taxpayer will waive prejudgment; and

WHEREAS, if the refund as a result of this settlement set forth herein is to be refunded, the refund is to be made payable to the “Taxpayer and Trust Account of Sitar Law Offices, LLC” and forwarded to William J. Sitar, Esq., 1481 Oak Tree Road Iselin, New Jersey 08830 within sixty (60) days of the date of the entry of the judgment; and

WHEREAS, the Township Council will make this settlement with the Taxpayer without prejudice to its dealing with any other Edison Township Taxpayer’s request for tax assessment reduction; and

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

1. For the 2018 Tax Year, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvement as follows:

	<u>2018</u>
Land:	\$180,000.00
Improvements:	<u>\$256,300.00</u>
Total:	\$436,300.00

As part of the Stipulation of Settlement, the 2019 assessment was to be reduced as follows:

	<u>2018</u>
Land:	\$180,000.00

Improvements: \$236,200.00
 Total: \$416,300.00

The 2019 Tax Assessment was not reduced to \$416,300.00 in accordance to the Stipulation of Settlement.

WHEREAS, pursuant to the settlement approved herein, the Taxpayer is entitled to a refund in the amount of \$1,081.60 for 2019.

2. Interest is waived on the refund, provided such refund is provided as specified herein; and
3. The Tax Appeal Attorney for the Township is hereby authorized to execute a Stipulation of Settlement relative to the Property for Tax Appeals filed for the year 2015 under Appeal Number 05-1800182L by the Taxpayer, owner of the property located 141 Fieldcrest Avenue, Block 501, Lot 12.A.
4. The Freeze Act will not apply to the judgment to be issued by the New Jersey Tax Court; and
5. The Form of Stipulation of Settlement is annexed hereto, having been received by and approved by the Township Council of the Township of Edison.

NOW, THEREFORE BE IT RESOLVED, that upon receipt of the appropriate Tax Court Judgment(s), the proper Township Officials are hereby authorized to process credits against open tax balances and issue checks consistent with the amount credited for the foregoing assessment.

RESOLUTION R.179-042020

EXPLANATION: This Resolution authorizes the settlement of Tax Appeals filed by Bipin-Seth Inc. c/o Days Inn for the Tax Years 2013, 2014 2015, 2016, 2017, and 2018.

WHEREAS, Bipin-Seth Inc. c/o Days Inn (“Taxpayer”), the owner of properties located 610 United States Route 1, Block 179.A, Lot 1.D1 and Block 179.A, Lot 1.G on the Township of Edison’s Tax Assessment Maps (“Properties”), filed Tax Appeals for the years 2013, 2014, 2015, 2016, 2017, and 2018 with the Tax Court of New Jersey under Docket Numbers 003003-2013, 003719-2014, 002730-2015, 004545-2016, 004378-2017 and 002007-2018.

WHEREAS, the Township Council for the Township of Edison met and discussed the aforesaid tax appeals and the recommendations of its Township Assessor and Tax Appeal Attorney; and

WHEREAS, the Township Assessor has made such an examination of the value and proper assessment of the Properties and has obtained such appraisals, analysis, and information with respect to the valuation and assessment of the Properties as deemed necessary and appropriate and has been consulted by the attorney for the taxing district with respect to this settlement; and

WHEREAS, an acceptable settlement of the aforesaid tax appeal has been negotiated in which the Taxpayer agrees to settle its appeal for an assessment at the fair assessable value of the Properties consistent with the assessing practices generally applicable in the taxing district and as required by law; and

WHEREAS, Block 179. A, Lot 1.D1 the property was originally assessed for the 2013-2018 Tax Years as follows:

Land: \$ 411,600.00
 Improvements: \$1,058,200.00
 Total: \$1,469,800.00

WHEREAS, the proposed settlement provides for an assessment of the 2013-2018 Tax Years as follows:

	<u>2013</u>	<u>2014</u>	<u>2015</u>
Land:	\$ 411,600.00	\$ 411,600.00	\$ 411,600.00
Improvements:	<u>\$1,058,200.00</u>	<u>\$1,058,200.00</u>	<u>\$1,058,200.00</u>
Total:	\$1,469,800.00	\$1,469,800.00	\$1,469,800.00

	<u>2016</u>	<u>2017</u>	<u>2018</u>
Land:	\$ 411,600.00	\$ 411,600.00	\$ 411,600.00
Improvements:	<u>\$ 836,000.00</u>	<u>\$ 820,700.00</u>	<u>\$ 775,500.00</u>
Total:	\$1,247,600.00	\$1,232,300.00	\$1,187,100.00

WHEREAS, 179.A, Lot 1.G the property was originally assessed for the 2013-2018 Tax Years as follows:

Land: \$217,200.00
 Improvements: \$ 0.00
 Total: \$217,200.00

WHEREAS, the proposed settlement provides for an assessment of the 2013 through 2018 Tax Years as follows:

Land: \$217,200.00
 Improvements: \$ 0.00
 Total: \$217,200.00

WHEREAS, the Taxpayer acknowledges that the Township has in part agreed to the settlement in question in consideration for a waiver of the Tax Appeals set forth above; and

WHEREAS, the aforesaid settlement has no general application to other properties within the Township of Edison as a result of the aforesaid specific facts situation; and

WHEREAS, pursuant to the settlement, the Taxpayer will waive prejudice; and

WHEREAS, if the refund as a result of this settlement set forth herein is to be refunded, the refund is to be made payable to the “Taxpayer and Michael A. Vespasiano, Attorney Trust Account” and forwarded to Michael A. Vespasiano, Esq., Law Offices of Michael A. Vespasiano, 331 Main Street, Chatham, New Jersey 07928 within sixty (60) days of the date of the entry of the judgments; and

WHEREAS, the Township Council will make this settlement with the Taxpayer without prejudice to its dealing with any other Edison Township Taxpayer’s request for tax assessment reduction; and

WHEREAS, pursuant to the settlement approved herein, the Taxpayer is entitled to a refund in the amount of **\$11,723.27 for 2016, \$12,768.00 for 2017, \$15,525.88 for 2018 and \$15,910.36 for 2019 for the Freeze Act.**

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

12. For Block 179.A, Lot 1.D1 for the 2013 through 2018 Tax Years, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvement as follows:

	<u>2013</u>	<u>2014</u>	<u>2015</u>
Land:	\$ 411,600.00	\$ 411,600.00	\$ 411,600.00
Improvements:	<u>\$ 1,058,200.00</u>	<u>\$ 1,058,200.00</u>	<u>\$ 1,058,200.00</u>
Total:	<u>\$1,469,800.00</u>	<u>\$1,469,800.00</u>	<u>\$1,469,800.00</u>

	<u>2016</u>	<u>2017</u>	<u>2018</u>
Land:	\$ 411,600.00	\$ 411,600.00	\$ 411,600.00
Improvements:	<u>\$ 836,000.00</u>	<u>\$ 820,700.00</u>	<u>\$ 775,500.00</u>
Total:	<u>\$1,247,600.00</u>	<u>\$1,232,300.00</u>	<u>\$1,187,100.00</u>

13. For Block 179.A, Lot 1.G, for the 2013-2018 Tax Years, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvement as follows:

Land:	\$217,200.00
Improvements:	<u>\$ 0.00</u>
Total:	<u>\$217,200.00</u>

14. Interest is waived on the refund, provided such refund is provided as specified herein; and

15. The Tax Appeal Attorney for the Township is hereby authorized to execute a Stipulation of Settlement relative to the Properties for Tax Appeals filed for the years 2013, 2014, 2015, 2016, 2017, and 2018 under Docket Numbers 003003-2013, 003719-2014, 002730-2015, 004545-2016, 004378-2017 and 002007-2018, by the Taxpayer, owner of the properties located at 610 United States Route. 1, Block 179.A, Lot 1.D1 and Block 179.A, Lot 1.G.

16. The Freeze Act will apply to the judgment to be issued by the New Jersey Tax Court; and

17. The Form of Stipulation of Settlement is annexed hereto, having been received by and approved by the Township Council of the Township of Edison.

NOW, THEREFORE BE IT RESOLVED, that upon receipt of the appropriate Tax Court Judgment(s), the proper Township Officials are hereby authorized to process credits against open tax balances and issue checks consistent with the amount credited for the foregoing assessment.

RESOLUTION R.180-042020

Nettles Edison, LLC, Walgreens Pharmacy, 81 Plainfield Avenue, Edison, NJ 08817,
Block 256, Lot 9-33

Release of Balance on Performance Surety Bond & Cash Performance Bond

WHEREAS, Walgreens Eastern Co., having offices at 200 Wilmot Road, Deerfield, IL 60015, posted a Performance Surety Bond #6547772 on August 14, 2007 of Safeco Insurance Company of America, having offices at Safeco Plaza, Seattle, WA 98185 in the amount of \$343,363.96, to guarantee the installation of improvements for the project known as Walgreens Pharmacy located in Block 256 and Lot #9-33 and designated Application #Z26-06/07; and

WHEREAS, a Cash Performance Bond was posted on April 8, 2008, by Check #400370306 of Patelco Credit Union, in the amount of \$38,151.56 and deposited in Account# 7760013342.

WHEREAS a final inspection of the constructed improvements has been made, and the Township Engineer has determined that the project has been satisfactorily completed; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Final Acceptance of the improvements be granted, and that the Performance Surety Bond #6547772 of \$343,363.96 be released.

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the sum of **\$ 38,857.71**, plus accrued interest as applicable, on deposit in Account #7760013342 to Walgreens Eastern Company Inc., having offices at 104 Wilmot Road MS 1435, Deerfield, IL 60015.

RESOLUTION R.181-042020

WHEREAS, On January 19, 2018, John Huang, posted Tree Maintenance Bond fees in the amount of \$600.00, with Check No. 260 on deposit with the Township of Edison in account #TP180119JO to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 14 Longview Rd, Block 557.B, Lot 8.F, 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 \$600.00 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 600.00 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 600.00, plus any accrued interest as applicable, on deposit in Account #TP180119JO to John Huang , 14 Longview Rd, Edison NJ 08820, for the referenced property at 14 Longview Road, Edison, NJ, 08820, Block 557.B, Lot 8.F

RESOLUTION R.182-042020

AUTHORIZING THE TRANSFER OF FUNDS IN THE CALENDAR YEAR 2019 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 2019 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;

<u>FROM:</u>		<u>TO:</u>	
Engineering S&W		Employee Group Health Other Expenses	
9-01-20-0165-000-021	\$ 75,000.00	9-01-23-0220-000-250	\$2,775,000.00
Planning & Zoning O/E			
9-01-21-0186-000-028	\$100,000.00		
Code Enforcement S&W			
9-01-22-0195-000-011	\$300,000.00		
Police S&W			
9-01-25-0240-000-011	\$1,800,000.00		
Fire S&W			
9-01-25-0265-000-011	\$500,000.00		
TOTAL	\$2,775,000,000.00	TOTAL	\$2,775,000.00

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.183-042020

EXPLANATION: Resolution refunding Cash Performance Bond to SAI Construction Services Inc., 375 Raritan Center Parkway, Application # P6-2012, Account # CP170830SA Performance Surety Bond#FP0023322 First Indemnity of America Insurance Company

WHEREAS, Resolution refunding Cash Performance Bond to SAI Construction Inc. 375 Raritan Center Parkway, Application # P6-2012, **Account # CP170830SA - \$6,330.25 plus any accrued interest** ,also posted a Performance Surety Bond #**FP0023322** First Indemnity of America Insurance Company in the amount of **\$56,972.27** posted SAI Construction Inc. , having offices at 110 Fieldcrest Avenue, Edison, NJ 08837, to guarantee the installation of improvements for the project 375 Raritan Center Parkway located in Block 395 Lots:6

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON: that the Township Clerk hereby authorized to return the Performance Bond **NO. FP0023322** in the amount of **\$ 56,972.27** of First Indemnity Insurance Company Corporation, SAI Construction Inc. having offices at 110 Fieldcrest Avenue, Edison, NJ 08837 also The Finance Department hereby is authorized to return the Cash Performance Bond in Account **CP170830SA of \$6,330.25** plus accrued interest if any

RESOLUTION R.184-042020

RESOLUTION TO RELEASE STREET OPENING ESCROW

WHEREAS, the Township Department of Public Works advises the following have deposited Escrow Funds for Street Opening Permits; and

WHEREAS, notification has been received stating that all work has been inspected and restored as per the requirements of the Road Opening Permit; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Finance Department is hereby authorized to release Street Opening Escrow Funds, under reference number STO0000396, to the following:

Permit Number: DEV-0147

Opening Location: 69 MINEOLA PL

Block/Lot: 66/50

Applicant's Name & Address:

**DAVID EISNER
69 MINEOLA PL
EDISON NJ 08817**

Initial Deposit Date: 09/24/2019

Deposit Amount: \$2,880.00

Paid by & refunded to:

**DAVID EISNER
69 MINEOLA PL
EDISON NJ 08817**

BE IT FURTHER RESOLVED that the Township Council of the Township of Edison forwards a certified true copy of the resolution to the Director of Finance.

RESOLUTION R.185-042020

RESOLUTION TO RELEASE STREET OPENING ESCROW

WHEREAS, the Township Department of Public Works advises the following have deposited Escrow Funds for Street Opening Permits; and

WHEREAS, notification has been received stating that all work has been inspected and restored as per the requirements of the Road Opening Permit; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Finance Department is hereby authorized to release Street Opening Escrow Funds, under reference number STO0000303, to the following:

Permit Number: DEV-0027

Opening Location: 71 STURGIS RD

Block/Lot: 1138/31

Applicant's Name & Address:

**CHONGWON KIM
71 STURGIS RD
EDISON, NJ 08817**

Initial Deposit Date: 07/28/2018

Deposit Amount: \$560.00

Paid by & refunded to:

**CHONGWON KIM
71 STURGIS RD
EDISON, NJ 08817**

BE IT FURTHER RESOLVED that the Township Council of the Township of Edison forwards a certified true copy of the resolution to the Director of Finance.

RESOLUTION R.186-042020

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 May 30, 2020 unless said budget calendar is extended according to law; and

WHEREAS, the date of this Resolution is prior to the adoption of the 2020 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>
BUSINESS ADMINISTRATOR Salary	122,438.42
BUSINESS ADMINSTRATOR Other Expenses	7,178.75
PURCHASING Salary	63,487.63
PURCHASING Other Expenses	7,682.75
PURCHASING CENTRAL STORE Other Expenses	5,195.33
COMMUNICATIONS/EDISON TV Salary	40,629.14
COMMUNICATIONS/EDISON TV Other Expenses	4,616.67

PERSONNEL/HR Salary	53,013.37
PERSONNEL/HR Other Expenses	17,144.62
MAYOR Salary	11,307.72
MAYOR Other Expenses	200.00
COUNCIL Salary	13,000.07
COUNCIL Other Expenses	2,073.33
MUNICIPAL CLERK Salary	45,424.40
MUNICIPAL CLERK Other Expenses	21,508.33
ETHICS COMMISSION Other Expenses	833.33
FINANCE DEPARTMENT Salary	1,800.00
FINANCE DEPARTMENT Other Expenses	10,620.83
DISBURSEMENTS Salary	64,040.14
DISBURSEMENTS Other Expenses	342.00
PAYROLL Salary	12,561.67
PAYROLL Other Expenses	4,081.00
AUDIT SERVICES	6,007.33
DATA PROCESSING Other Expenses	
TAX COLLECTION Salary	48,957.90
TAX COLLECTION Other Expenses	2,514.17
TAX ASSESSMENT Salary	48,581.55
TAX ASSESSMENT Other Expenses	13,916.67
LEGAL DEPARTMENT Salary	5,000.79
LEGAL DEPARTMENT Other Expenses	61,666.67
ENGINEERING SERVICES Salary	96,698.71
ENGINEERING SERVICES Other Expenses	23,890.08
PLANNING BOARD Other Expenses	2,433.33
ENVIRONMENTAL COMM Other Expenses	108.33
ZONING BOARD Other Expenses	2,183.33
PLANNING & ZONING DEPT Salary	26,879.16
PLANNING & ZONING Other Expenses	8,500.00
CONSTRUCTION ENFORC AGENCY Salary	87,936.38
CONST ENF AGENCY Other Expenses	30,791.67
RENT CONTROL BOARD Salary	4,100.50
RENT CONTROL BOARD Other Expenses	116.67
GROUP HEALTH INSURANCE	5,956,809.71
EMPLOYEE SALARY AND WAGES(WAIVERS)	246,615.75

UNEMPLOYMENT INSURANCE EXPENSE	0.00
INSURANCE & SURETY Expense	10,000.00
LOSAP-Other Expenses	8,333.33
POLICE DEPARTMENT Salary	3,114,879.95
POLICE DEPARTMENT Other Expenses	96,479.17
DISPATCH 911 Salary	183,416.37
DISPATCH 911 Other Expenses	45,375.00
OFFICE OF EMRGNCY MGMT Other Expenses	1,250.00
AID TO VOL FIRE	0.00
AID TO VOL FIRST AID	0.00
FIRE FIGHTING Salary	2,452,299.26
FIRE FIGHTING Other Expenses	82,489.17
FIRE PREVENTION Salary	34,057.69
FIRE PREVENTION Other Expenses	9,316.67
FIRE HYDRANT CHARGES	134,093.58
STREETS & ROADS Salary	65,536.84
STREETS & ROADS Other Expenses	27,066.67
SOLID WASTE RECYCLING Salary	32,122.60
SOLID WASTE RECYCLING Other Expenses	5,125.00
BUILDINGS & GROUNDS Salary	143,898.74
BUILDINGS & GROUNDS Other Expenses	19,333.33
MUNICIPAL GARAGE Salary	152,114.41
MUNICIPAL GARAGE Other Expenses	7,991.67
POLICE VEHICLES Salary	31,343.16
POLICE VEHICLES Other Expenses	19,237.50
CONDO COMMUNITY COSTS	13,333.33
HEALTH Salary	153,257.50
HEALTH Other Expenses	17,158.33
SENIOR CITIZEN Salary	51,066.42
SENIOR CITIZEN Other Expenses	8,312.50
RECREATION Salary	218,917.58
RECREATION Other Expenses	48,358.67
PARKS & TREES Salary	80,526.41
PARKS & TREES Other Expenses	6,483.33
FREE PUBLIC LIBRARY Salary	160,177.46
FREE PUBLIC LIBRARY Other Expenses	164,639.44

CELEBRATION OF PUBLIC EVENTS EXPENSES	5,083.33
PUBLIC BUILDINGS HEAT,LIGHT,POWER	78,822.42
STREET LIGHTING EXPENSE	91,666.67
PUBLIC BUILDINGS TELEPHONE	20,833.33
FUEL & LUBRICANTS Other Expenses	67,987.08
CONTINGENT Expense	4,166.67
O.A.S.I. (SOCIAL SECURITY) Expense	200,324.63
Defined Contribution Retirement Program Expenses	6,000.00
MUNICIPAL COURT Salary	78,780.77
MUNICIPAL COURT Other Expenses	4,755.83
PUBLIC DEFENDER Salary	2,916.67
PUBLIC DEFENDER Other Expenses	166.67
TOTAL CURRENT FUND	15,342,383.35

SEWER UTILITY FUND	AMOUNT
SEWER Salary	102,098.66
SEWER Other Expenses	626,207.45
SEWER Sewerage Disposal Charges	830,896.10
SEWER Public Emp Retirement Sys (PERS)	
SEWER Social Security (OASI)	6,000.00
TOTAL SEWER UTILITY FUND	1,565,202.21

SANITATION FUND	AMOUNT
SANITATION Salary	215,530.55
SANITATION Other Expenses	572,124.25
SANITATION EMPLOYEE GROUP HEALTH INSURANCE	298,605.50
SANITATION Public Emp Retirement Sys (PERS)	
SANITATION Social Security (OASI)	10,000.00
SANITATION Disposal Fees	200,000.00
TOTAL SANITATION FUND	1,296,260.30

<u>WATER UTILITY FUND</u>	<u>AMOUNT</u>
WATER Salary	161,846.54
WATER Other Expenses	240,721.33
WATER Bulk Water Purchase	585,416.67
WATER Capital Outlay	125,000.00
WATER Public Emp Retirement Sys (PERS)	
WATER Social Security (OASI)	10,000.00
TOTAL WATER UTILITY FUND	<u>1,122,984.54</u>

RESOLUTION R.188-042020

EXPLANATION: Resolution Refunding Engineering Inspection Fees to Top Golf USA, Edison LLC
Account # 7763939625

WHEREAS, the Township Engineer advises that a final inspection was made on the above subject located in Block: 198L Lot: 37.04

WHEREAS, the applicant has requested the return of the unused portion of Engineering Inspection fees, as provided by law; and

WHEREAS, it is in now in order that the sum of \$28,450.04, which represents the amount due and owing the applicant, be returned to Top Golf USA, Edison LLC, 8750 N. Central Expressway, Suite 1200, Dallas, TX 75231. Account # 7763939625.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of \$28,450.04 plus accrued interest, if applicable, be refunded to the applicant, Account #7763939625.

BE IT FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund said sum of **\$28,450.04** plus accrued interest, in account #**7763939625** to the applicant, having an address of 8750 N. Central Expressway Suite 1200, Dallas, TX 75231.

RESOLUTION R.189-042020

WHEREAS: the Township of Edison Department of Health and Human Services desires to apply for and obtain a grant from the **New Jersey Department of Community Affairs Division of Community Resources Municipal Lead Abatement Pilot Program 2020**, for **\$283,822.00** for testing and abatement of Lead Based Paint in 1-4 Family Residential Properties, as well as up to 10% that may be used for related program administration costs; and

Be it therefore RESOLVED,

- 1) The **Municipal Council of the Township of Edison** does hereby authorize the application for such a grant, as well as the acceptance of the grant award and timely expenditure of such funds according to the guidelines, regulations and statutes of the **NJDCA DCR Municipal Lead Abatement Pilot Program 2020** Program; and

- 2) The **Municipal Council of the Township of Edison** recognizes and accepts that the **NJDCA DCR Municipal Lead Abatement Pilot Program 2020** may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the **New Jersey Department of Community Affairs**, does further authorize the execution of any such grant agreement. Also, upon receipt of the fully-executed agreement from the New Jersey Department of Community Affairs, the **Municipal Council of the Township of Edison** does further authorize the timely expenditure and implementation of said **NJDCA DCR Municipal Lead Abatement Pilot Program 2020** pursuant to the terms of the recognized agreement between the **Township of Edison** and the **New Jersey Department of Community Affairs**.

Be It Further RESOLVED, that the persons whose names, titles, and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement and any other documents necessary in connection therewith:

Tom Lankey
Mayor
Township of Edison

Maureen Ruane
Business Administrator
Township of Edison

CERTIFICATION:

I, **Cheryl Russomanno, Town Clerk of the Township of Edison**, New Jersey, hereby certify that at a regularly-scheduled combined Work Session/Public Meeting of the Municipal Council of the Township of Edison, held on **April 6, 2020** the above *RESOLUTION* was duly adopted.

AFFIX GOV'T,
CORPORATE OR
NOTARY SEAL

Cheryl Russomanno, Town Clerk of the Township of Edison

(04/2020)

RESOLUTION R.190-042020

RESOLUTION ACCEPTING QUOTE AND AWARDING CONTRACT/PURCHASE ORDER TO ANTHONYS CONSTRUCTION INC. FOR THE CONSTRUCTION OF THE DWYER PARK CRICKET TURF PITCH FIELD FOR THE DEPARTMENT OF RECREATION

WHEREAS, quotes were solicited by the Township of Edison for the construction of the Dwyer Park Cricket Turf Pitch field for the Department of Recreation; and

WHEREAS, ANTHONYS CONSTRUCTION, INC., PO Box 5505, Old Bridge, NJ 08857 submitted the lowest responsible, responsive quote in the amount of \$25,256.31; and

WHEREAS, this amount exceeds \$17,500.00 and therefore needs authorization through the provisions of N.J.S.A. 19:44A-20.5 et. seq.; and

WHEREAS, prior to contract/Purchase order, ANTHONYS CONSTRUCTION, INC. 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 ANTHONYS CONSTRUCTION, INC. from making any reportable contributions through the term of the contract; and

WHEREAS, funds in the amount of \$25,256.31 have been certified to be available in the Recreation – Equipment & Upgrades Account, No. C-04-18-2028-104-000; 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. All quotes have been reviewed, and the quote by ANTHONYS CONSTRUCTION, INC., PO Box 5505, Old Bridge, NJ 08857, for the construction of the Dwyer Park Cricket Turf Pitch field for the Department of Recreation, is determined to be the lowest, responsive, and responsible quote.
2. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$25,256.31, and any other necessary documents, with ANTHONYS CONSTRUCTION, INC.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$25,256.31** are available for the above in Account No. **C-04-18-2028-104-000**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.191-042020

RESOLUTION AWARDING CONTRACT TO SPARTAN FIRE, LLC FOR THE PURCHASE OF ONE (1) MID MOUNT PLATFORM FIRE TRUCK FOR THE DIVISION OF FIRE

WHEREAS, bids were received by the Township of Edison on March 17, 2020 for Public Bid No. 20-02-01 Mid Mount Platform Fire Truck; and

WHEREAS, SPARTAN FIRE, LLC, 907 7th Avenue North, Brandon, SD 57005 submitted the sole, legally responsible, responsive bid; and

WHEREAS, the maximum amount of the purchase shall not exceed \$1,299,983.00; and

WHEREAS, funds in the amount of \$1,299,983.00 have been certified to be available in the Fire – Acquisition of Various Equipment Account, Number C-04-18-2028-101-000; 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 has been reviewed, and the bid submitted by SPARTAN FIRE, LLC, 907 7th Avenue North, Brandon, SD 57005 for a Mid Mount Platform Fire Truck, is 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 \$1,299,983.00, and any other necessary documents, with SPARTAN FIRE, LLC, 907 7th Avenue North, Brandon, SD 57005 as described herein.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds for the above in the amount of **\$1,299,983.00** are available in account **C-04-18-2028-101-000**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.192-042020

RESOLUTION AWARDING A MONTH TO MONTH CONTRACT TO RAPID PUMP AND METER SERVICE COMPANY, INC. EMERGENCY PUMP STATION REPAIRS

WHEREAS, Resolution R.471-092019 awarded Contract 19-01-05-Emergency Pump Station Repairs to CLEARWATER SERVICES, 78 Beaverbrook Rd., Lincoln Park, NJ 07035; and

WHEREAS, CLEARWATER SERVICES is in default of their contract and the contract has been terminated; and

WHEREAS, the Township of Edison is awarding an emergency contract to RAPID PUMP AND METER SERVICE COMPANY, INC., PO BOX AY, 285 STRAIGHT STREET, PATERSON, NJ 07509, the next lowest bidder, on a month to month basis until this contract is rebid and awarded; and

WHEREAS, the amount of this month to month contract shall not exceed \$100,000.00, and cannot be encumbered at this time; and

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

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

WHEREAS, the Township Council accepts Edison Township's recommendations as described herein 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 bid submitted by Rapid Pump and Meter Service Company, PO BOX AY, 285 Straight Street, Paterson, NJ 07509, for Emergency Pump Station Repairs for the Department of Public Works, is determined to be the next lowest legally responsible, responsive bid.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$100,000.00, and any other necessary documents, with RAPID PUMP AND METER SERVICE COMPANY, INC., as described herein.

RESOLUTION R.193-042020

EXPLANATION: This Resolution authorizes the Mayor to execute the attached Developer's Agreement with Segme Cedar Lane, LLC, with respect to Block 3-D, Lot 11 on the Edison Township Tax Map, and more commonly known as 11 C Court South.

WHEREAS, Block 3-D, Lot 11, more commonly known as 11 C Court South, as shown on the Township of Edison tax maps (the "**Property**") was the subject of an application before the Planning Board of the Township of Edison (hereinafter the "**Board**") made by Segme Cedar Lane, LLC ("**Developer**") requesting amended final site plan approval to permit the construction of a 699,600 square foot warehouse with ancillary office space at the Property (the "**Project**"); and

WHEREAS, the Board granted amended site plan approval for the Project by adoption of a resolution on March 18, 2020 (the "**Resolution**"); and

WHEREAS, the Township of Edison (the "**Township**") and Developer desire to enter this Developer's Agreement to establish the terms pursuant to which the Developer shall undertake construction on the Project, and related matters; and

WHEREAS, the Code of the Township of Edison requires 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 Municipal 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.194-042020

EXPLANATION: A resolution authorizing the discharge of mortgage pertaining to assistance made available under the Township’s Community Development Block Grant Program regarding Block 817, Lot 43 (32 Walnut Street).

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

WHEREAS, under the powers vested in the Township by United States Department of Housing and Urban Development, Community Development Block Grant Program, the Township entered into a mortgage concerning Block 817, Lot 43 on the Township’s Tax Maps (aka 32 Walnut Street) (the “Property”) dated October 27, 2015 (the “Mortgage”); and

WHEREAS, the municipal council of the Township (the “Municipal Council”) hereby directs and authorizes that the Mayor and Township Clerk be authorized to execute a Discharge of Mortgage (attached hereto as Exhibit A) for the Property which was made to secure the Mortgagors’ obligations pursuant to a certain Mortgage Note, and which Mortgage was recorded in the Middlesex County Clerk’s Office on March 24, 2016; and

WHEREAS, upon execution of the Discharge of Mortgage the Municipal Council directs that the Discharge of Mortgage be filed with the Middlesex County Clerk’s Office for recording; and

WHEREAS, the Discharge of Mortgage acknowledges that the Mortgage has been paid in full or otherwise satisfied and discharged and that the Mortgage is now cancelled and void.

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

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

Section 2. The Municipal Council hereby authorizes and directs the Mayor to execute a Discharge of Mortgage (attached hereto as Exhibit A) for the Property, which was made to secure the Mortgagor’s obligations pursuant to a certain Mortgage Note, which Mortgage was recorded in the Middlesex County Clerk’s Office on March 24, 2016 with regard to Block 817, Lot 43 on the Township’s Tax Maps (aka 32 Walnut Street), and dated October 27, 2015.

Section 3. Upon the execution of the Discharge of Mortgage, the Discharge of Mortgage shall be filed with the Middlesex County Clerk’s Office.

Section 4. This Resolution shall take effect immediately.

RESOLUTION R.195-042020

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 **\$47,434.00**.

RESOLUTION R.196-042020

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING APRIL 2, 2020.

WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through, April 2, 2020.

FUND	AMOUNT
Current	\$30,461,548.81
Affordable Housing	9,977.00
Capital	1,146,218.81
Cash Performance	0.00
CDBG	0.00
Developers Escrow	52,797.95
Dog (Animal Control)	2,002.80
Federal Forfeited	0.00
Grant Funds	2,575.83
Law Enforcement	0.00
Open Space	0.00
Park Improvements	0.00
Payroll Deduction	1,012,851.08
Sanitation Fund	153,416.74
Self Insurance	0.00
Sewer Utility	161,723.97
Tax Sale Redemption	0.00
Tree Fund	0.00
Tree Planting	0.00
Trust	130,315.57
Edison Water Utility	550,519.99
Edison Landfill Closure Trust	0.00
 TOTAL	 \$33,683,948.55

/s/ Nicholas C. Fargo
Chief Financial Officer

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

AYES - Councilmembers Brescher, Coyle, Diehl, Gomez, Joshi, Patil and Council President Ship-Freeman

ABSENT

NAYS - None

The following Resolutions will be voted upon separately:

RESOLUTION R.187-042020

**EXPLANATION: Resolution Refunding Cash Performance to Top Golf USA, Edison LLC
Application # P42-07/08 in Account # 7763342597**

WHEREAS, the Township Engineer advises that an inspection has been made of Top Golf USA, Edison LLC Application # P42-07/08, Route 1, Block: 198L Lot: 37.04 and said inspection indicates all site improvements are complete and in accordance with Site Plan approval and Municipal Standards of the Township of Edison; and

WHEREAS, the Township Engineer, recommends the release of the Cash Performance posted on in the amount of **\$37,990.16** plus accrued interest, if applicable on deposit in account **#7763342597** with the Township of Edison, principal being Top Golf USA, Edison LLC, having offices at 8750 N. Central Expressway, Suite 1200, Dallas, TX 75231 and acceptance of the subject improvements; and

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to return the aforesaid Cash Performance in the amount of **\$37,990.16** plus accrued interest, if applicable, on deposit in account **#7763342597** to the applicant,, being Top Golf USA, Edison LLC having offices at 8750 N. Central Expressway, Suite 1200, Dallas, TX 75231

A motion was made by Councilmember Coyle seconded by Councilmember Brescher to Table this Resolution.

AYES - Councilmembers Brescher, Coyle, Diehl, Gomez, Joshi, Patil and Council President Ship-Freeman

NAYS - None

COMMUNICATIONS

a. Letter received from residents of Marion Street requesting Residential Permit Parking.

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

ORAL PETITIONS AND REMARKS

Council President Ship-Freeman opened the meeting for public comment. All public comments were submitted by email as follows: Council President Ship-Freeman read each on in its entirety.

Send via address (Christo732@hotmail.com)

CHRISTO MAKROPOULOS 14 Fox Road Exit 9 732 represent

1. Why does the Edison Town Council allow Lawyer Northgrave to violate the rights of Edison Residents breaking the 1st ammendment? Town council people should be ashamed for allowing this behavior fix yourselves
2. Why does the Edison council allow Lawyer Northgrave to behave as if he is the town council president rather than a Lawyer he is paid to be? Why is Northgrave allowed to waste peoples minutes breaking Roberts rules of order when the public has the Floor?
3. Will Ajay Patil, Caesar Suarez and Shariq Ahmad testify at the committee of the whole or is it being covered up now?
4. Why is sam Joshi refusing to give the identiy of the fingerprints to members of the Public he promised on December 10 to do it is it because the identity is friends of the democrats and they are covering it up for Shariq Ahmad and Mayor Lankey ? the moment this OPRA request is denied he is breaking Federal law Why does he not tell the identity to other Councilmembers?
5. Caesar Suarez is not only a tenant of Ajay Patil he was his employee for the company ajay patil owns Proffessional Property Management at Edison Hollow South where Ajay Patil is also a member of the Board so why did he lie to me when I asked last year if Ceasar Suarez was his employee ? its on the record...
6. Why is sam joshi telling resident to self quarantine when the next day he broke self quarantine laws to go to Lakewood?Sam Joshi claims he was on a conference call if this was the case why didn't he take this call in Edison NJ? Why Does Sam Joshi publish Photos showing he was clearly standing a few feet away from Lakewood residents.
7. Why are we residents being asked to submit questions when the majority of the time council refuses to answer the questions raised by members of the public and Lawyer Northgrave always says on the record we can comment but not ask questions yet this time around we are told ask questions and not comments so I expect all my statements and

questions not to be censored and read out loud exactly as I wrote them and I am printing this out as a receipt as I have no trust with the Edison Council

Sent via email address (jadaniel@optonline.net)

There is \$8,625.00 for tree planting. Where were the trees planted? I have been waiting for trees to be replaced on Amboy Ave. from Franklin Ave. to the Turnpike overpass. The township cut down these trees, but never replaced them.

Judy Daniel
680 Amboy Ave.
Edison, NJ
732-486-3417

Sent via email address (hellenicsoldierz@gmail.com)

Katy Makropoulos 14 Fox RD Edison NJ

1. Nobody has heard from Mayor Lankey in a long time. should residents call the police station to file a Missing Persons Report???

2. Why did Lawyer Northgrave Defend Bruce Diamond after threatening Councilmembers Coyle and Brescher ? if my brother Christo made the very same remarks he would be thrown out by the Lawyer and possibly even criminally charged with threatening a public official this is proof the lawyer singles out and discriminates and harrasses my brother while showing special treatment to Bruce Diamond a Mayor Lankey, Lombardi, Sendelsky Northgrave Puppet.

3. the Supreme Court has Ruled during public comments you can speak about anything you like it does not have to be Edison Related we can talk about how the sky is red, Green and Purple... Does Lawyer Northgrave believe he has more Authority then the Supreme Court?

4. Why did the Council President tell my brother Christo dont make us throw you out before he even reached the Podium simply for making the statement he doesnt want to go last so he can have a chance to rebuttal which actually makes alot of sense this alone is proof my brother christo is being harrassed , intimidated, threatened, and discriminated against. by the Edison Council and Lawyer Northgrave

5. i watched the last meeting why after the town council president approved the last 2 people to go up and speak 1 of whom was my brother Christo.. why was lawyer Northgrave heckling christo he wont get a chance to speak even after the town council voted on it and approved him? then the moment my brother was thrown out they allowed more then 2 people to come up and speak and you cant use the excuse he already came up and spoke as other members of the public got a chance to rebuttal.. i will follow a ethics complaint on the lawyer for harrassing my brother this needs to stop

6. if the town council president cant put Lawyer Northgrave on a Leash and shut him up when he is clearly violating roberts rules when members of the public has the floor she should step down as Council President and Allow Brescher or Coyle to take over.... Will Council President start to run these meetings instead of Lawyer Northgrave who is only their to provide counsel to council members ?

7. as a edison resident i want to thank Councilman Coyle for taking charge during the coronavirus and the chinese community who has been donating alot of supplies to edison...the Chinese Community is afraid of racist retaliation and we need to stand united during this pandemic we are all apart of the Human Race and GODS Children.. Will the town council Denounce the racist Rhetoric and lies coming from Anthony De Amorin and Ken Nelson that Jerry Shi and Shannon Peng heckled Esther ? De Amorin and Ken Nelson Should apologize to the chinese community for their childish behaviour.. just because a few asian men heckled esther Why is Jerry Shi and Shannon Peng being blamed?

8. i am sick of Committee people starting problems in this town and harrassing edison Residents... they complain When members of the BOE or Town Council blocks them yet

committee people like De Amarin, Laurie Roche, John Roche, Brett Baker, Jerry Shine are hypocrites who are elected and also do the very same thing to Edison Residents i call on members of the Public to file a lawsuit according to Twitter VS Trump the elected officials can not block members of the public they are Violating Resident 1st ammendment rights and they only block people who expose their lies and refuse to go along with their program.

9. will the Town Council Denounce Mahesh Bhaggia for threatening the Indian Community and edison Residents with the Indian Mafia for refusing to vote the way he wants ? Also there is no township position as Deputy Mayor or Mayor Special Assistant to the mayor. i would like the town council to address this issue as even the Democratly owned tap into edison which IBA aka Indian Buisness Assosiation owns is writing articles calling mahesh bhaggia Deputy Mayor... i would like Councilman Sam Joshi or Gomez to explain to the public if a Deputy Mayor Position exists and is Mahesh Bhaggia Appointed or elected to that Position ?

I AM SAVING THIS EMAIL I WOULD LIKE EVERYTHING I WROTE TO BE READ OUT LOUD WORD FOR WORD AND IF ANY QUESTION IS SKIPPED OR REVISED THE TOWN COUNCIL WILL BE VIOLATING THE PUBLIC COMMENTS OF RESIDENTS TAKING ADVANTAGE OF THIS PANDEMIC TO CENSOR RESIDENTS I HOPE THE COUNCIL PROVES ME WRONG

Sent via email address (mm2mm2@msn.com)

Mark Maklary
153 4th st
Edison NJ

As a council person in town who is concerned about the town.

Whom will sign a complaint against the NJEA with their signs still about town. As of April 3rd and 4th there are signs still on woodbridge ave by the 7-11. Talmage road closer to new durham rd and on talmadge road thru the dismal swamp. There are also signs near JFK hospital on James st

Also noticed a lot of green gang graffiti on signs and bridges along woodbridge ave from the turnpike bridge on woodbridge ave towards fords. Especially around Middlesex county college. Also some tagging along old post road around the turnpike crossing I believe.

Will send more if Im able..

I did note the signs to capt bryan

Sent via email address (arussom819@aol.com)

Anthony Russomanno president of the South Edison Community Association
38 New Brooklyn Road Edison NJ 08817.

Regarding the Edison Landfill.

The Administration has had talks with a private entity about an alternate plan to close the Edison landfill for over a year.

1) Is the Administration considering the alternate plan that as proposed would increase the foot print of the landfill mound to 20 acres for recreational purposes such as cricket fields, soccer, as well as walking paths and a solar farm?

2) Has the administration contacted the County to request funds for the alternate plan?

3) If the answer to question 1 is no, Can the Admin state the reason?

Thank you,

Anthony Russomanno

Sent via email address (morchid4@yahoo.com)

Dear Council members and Administration,

Thank you for your efforts during this pandemic. I understand the need to keep our residence safe but we also need to know updates, not just announcements from the Mayors office, not just from the Board of Ed, not just from Councilman Joshi and Councilman Coyle. We are a community in distress and distrust. We see other leaders in other communities working with the public to assure them and guide them. Even our local free paper has gone on line and Facebook only.

Many of our planned activities have been rescheduled, unfortunately due to the pandemic. We are hopeful they will be rescheduled soon.

As with this pandemic no busy traffic and construction our natural wildlife has returned please be mindful.

Any updates to the official listing, I see the Councilman listing has the correct date but no other groups have been updated, please advise.

Hope all is well and stay safe.

Maria Orchid

Sent via email address (lorendent@hotmail.com)

Dear Council-

I would like to express my support for %100 renewable energy in Edison and bulk purchasing electricity. Other towns and cities have already implemented similar programs and have had great results. It's better for our community's budgets and health.

I hope you do what's best for Edison.

Loren Dent
3841 Park Ave, Edison NJ

Sent via email address (ckratovil@fwwatch.org)

Hello,

My name is Charlie Kratovil and I'm the clean energy canvass director for Food & Water Watch, a non-profit organization with over several thousand members in Edison. Our address is 100 Bayard Street, Suite #202, in the City of New Brunswick. For the record, I reside at 143 Suydam Street in New Brunswick. Thank you for the opportunity to make these comments tonight under these unusual circumstances.

In 2018, our organization helped my home city of New Brunswick to pass a community choice aggregation (CCA) program that is working out very well. Here, and in the other communities that have adopted 100% renewable energy aggregation, residents are now enjoying significant cost savings on our electricity supply, bulk purchasing power at rates cheaper than standard PSEG rates. You can see for yourself the savings our residents have achieved here in New Brunswick, and many more details about the program, at the following website: www.RenewableNB.com.

We also have made additional information available to you on our website at: foodandwateraction.org/nj100.

In light of the coronavirus pandemic, we understand that a good deal of our attention is focused on the immediate health and safety of our families and our communities. We are also mindful that COVID-19 is a respiratory disease, and that our residents with pre-existing lung and other diseases are the most vulnerable to this potentially fatal illness. It's more important than ever that we enact smart policies at the local level to fight toxic air pollution and protect public health, and we hope you agree that clean energy aggregation is a smart and effective local policy that will do just that.

We have collected enough petitions to qualify our ordinance for a council vote, but prior to submitting the petition to the clerk, we wanted to share with you all more information

about the program and the benefits of partnering together to bring clean energy aggregation to Edison.

Before I conclude my comments, I just wanted to state for the record that dozens of your residents have been calling the Township to express their support for this policy and to encourage the Council to approve the initiative petition, and I've been in communication with you, Madame Clerk, about ensuring that these messages are passed on to all of the Council members. As we move forward, I'll continue to work with your office to ensure our members voices are being heard. Thank you to the Clerk and the members of the Council for your time. I wish you all the very best and I pledge to make myself available to you if I can be helpful in any way. I'd be happy to set up a teleconference with our policy team for any of the Council members or other municipal officials who want to learn more about this important initiative.

I wish that I could be there with you tonight to answer any questions you may have on the spot, but because we cannot be together, I will state for the record that my phone number is 732-993-9697 and my email address is ckratovil@fwwatch.org. Please do not hesitate to contact me with any questions you may have about this.

Thank you very much for your time and have a wonderful evening.

--

Charlie Kratovil
Clean Energy Canvass Director
[Food & Water Watch](#) and [Food & Water Action](#)

(732) 993-9697

Fight like you live here.

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

Having no further business to discuss, on a motion made by Councilmember Diehl seconded by Councilmember Gomez the meeting was adjourned at 7:21 p.m.

Joyce Ship-Freeman
Council President

Cheryl Russomanno, RMC
Municipal Clerk