

**MINUTES OF
MUNICIPAL COUNCIL
WORKSESSION AND REGULAR MEETING
April 27, 2020**

A Combined Meeting of the Municipal Council of the Township of Edison was held in the Council Chambers of the Municipal Complex. The meeting was called to order at 6:01p.m. by Council President Ship-Freeman, followed by the Pledge of Allegiance.

Council President Ship-Freeman asked for a Moment of Silence for loss of Fire Captain Campbell our thoughts and prayers go out to his family.

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, Acting Recreation Director Fircha, Township Engineer O’Krepky, Chief Bryan, Deputy Fire Chief Toth 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 posted in the Main Lobby of the Municipal Complex on the same date.

- 4. REVIEW OF MINUTES:**
 - a. and b. No comments were made.

- 5. REPORTS FROM ALL COUNCIL COMMITTEES:**

Councilmember Coyle reported the Beautification Committee is accepting ideas. He thanked the Administration for the planting of flowers on Amboy Avenue.

Councilmember Joshi reported the Library had their meeting through conference call they had appointed an interim Library Director, Keith McCoy. He is working on getting the finances in order. He recommend everyone watch the meeting through the website.

Council President Ship-Freeman, the Land fill Committee had a telephone meeting they are still in the study process. She spoke with Judy Gillingham regarding Senior Programs. She is looking into what type of grants may be available to make our Senior Center better.

- 6. POINTS OF LIGHT**

Council President Ship-Freeman expressed what a great job all of our essential workers in our Township are doing. She announced the following April 21st was the remembrance of the Holocaust, April 22nd was the 50th Anniversary of Earth Day and Administrative Professional Day to show people appreciation. On May 5th is National Teachers Appreciation Day and May 6th is Nurses Appreciation Day.

- 7. FROM THE BUSINESS ADMINISTRATOR:**
 - a. through c. No comments were made.
 - d. Councilmember Brescher asked for the contact information .

Ms. Ruane, replied it is Chris Mazauskas.

- 8. FROM THE DEPARTMENT OF FINANCE:**
 - a. through c. No comments were made.
 - d. Councilmember Brescher asked is this due to COVID?

Ms. Ruane, yes

- 9. FROM THE DEPARTMENT OF LAW:**
 - a. and b. No comments were made

- 10. FROM THE DEPARTMENT OF PLANNING AND ENGINEERING:**
 - a. No comments were made.

- 11. FROM THE DEPARTEMENT OF RECREATION:**
 - a. No comments were made.

- 12. FROM THE DEPARTMENT OF WATER AND SEWER:**
 - a. through g. No comments were made.

- 13. FROM THE CHIEF OF POLICE:**

a. and b. No comments were made.

14. FROM THE TOWNSHIP CLERK:

a. No comments were made

15. FROM THE COUNCIL MEMBER OF THE PLANNING BOARD:

Councilmember Coyle reported there hasn't been a meeting due to COVID19.

16. UNFINISHED BUSINESS:

ORDINANCES FOR FURTHER CONSIDERATION AND PUBLIC HEARING:

O.2066-2020 Councilmember Brescher this ordinance started in January and the last meeting he asked for two sentence changes.

Mr. Northgrave said he circulated the changes to all Councilmembers and it must be re-introduced tonight if all changes are acceptable.

Councilmember Brescher will make a motion to amend and re-introduce.

17. DISCUSSION ITEMS:

Council President Ship-Freeman:

a. None

Councilmember Brescher:

a. He commended everyone for pulling together during this pandemic.

b. Budget, do we know what date it will be ready.

Ms. Ruane said she is working on awaiting word from Trenton. She should have a proposed introduction in about three weeks.

c. Pump Station in Metuchen. He would like to know how many homes in Edison and Metuchen to see if it is 50/50.

Ms. Ruane will find out the numbers.

d. Net Zero Committee how does he contact them and can they look into we getting closed caption.

Ms. Ruane, we are in the process of doing Facebook live.

e. Update on home on Fox Road

Mr. Northgrave apologized he did drive by will follow up next meeting.

Councilmember Coyle:

a. He thanked all the departments especially Fire, Police, Health, Mayor and Administration they are all doing a great job during this pandemic.

b. He asked Jim Devico for brief instructions for the public to access the meeting.

Mr. Devico explained.

c. Update on Edmund Street for a one way.

Mr. O'Krephy we are still attempting to coordinate with the DOT.

He asked to find out the process of a one way resolution.

d. He thanked the Administration, Assembly and Legislation on working to help our residents to extending the Tax payment date.

e. Top Golf bond money or update on sign glow factor.

Ms. Ruane, we are looking into it.

Councilmember Diehl:

- a. Thanked all the people involved keeping us safe everyone is doing a great job.

Councilmember Gomez:

- a. Thanked everyone in making sure our town is still operating. He commended everyone for their efforts and commitment.
- b. He asked the administration if we received the DCA guidance on what anticipated revenues are.

Ms. Ruane replied no.

- c. Did we receive tax levy from DCA?

Ms. Ruane, not yet she will share once we receive. They are still scrambling at the state level.

- d. He hesitates on putting a budget together at this time. He feels it would be an empty exercise until we receive guidelines from Trenton on revenue.

Councilmember Joshi:

- a. He asked if the Budget is put forward in a couple of weeks how does the process get modified.

Ms. Ruane explained.

- b. He asked about the safety grant what would the cost projection be.

Ms. Ruane explained you can only use the safety grant to hire additional people.

- c. Amazon complaints received from residents regarding the noise. He himself parked on Outcalt for two and half hours from 11:00pm until 1:00am to hear the constant beeping.

Mr. Northgrave is getting a proposal from an Engineering firm to do the monitoring. He should have a resolution for the next meeting. Let's get all the information.

- d. He echoed the sentiments of colleagues also our residents for being patience. Everyone who is working we are all routing for you and thank you.

Councilmember Patil:

- a. He also echoed sentiments of colleagues on the great job everyone is doing.
- b. He asked since the governor changed his timeline on their fiscal budget does that have impact on our budget.

Ms. Ruane we don't know yet we are in such uncharted territory now for putting together a budget. Hopefully in a few weeks we will be hearing on a Federal package.

- c. Spring clean up

Ms. Ruane, when we are able to reschedule we will let the public know.

APPROVAL OF MINUTES:

On a motion made by Councilmember Gomez seconded by Councilmember Patil and duly carried, the Minutes of the Combined Meeting of April 6, 2020 were accepted as submitted.

On a motion made by Councilmember Coyle seconded by Councilmember Gomez, Councilmember Brescher and Council President Ship-Freeman abstained and duly carried, the Minutes of the Combined Meeting of December 23, 2019 were accepted as submitted.

COUNCIL PRESIDENT'S REMARKS:

Council President Ship-Freeman announced she is accepting application and resumes for the Human Relations Commission Board. This Township does not have a Deputy Mayor our form is Mayor and Council President. Our Mayor Lankey has been here every day in the OEM operations. Anyone interested in the Human Relations Commission the information is on line and you can call our Deputy Clerk Marlana.

UNFINISHED BUSINESS

ORDINANCES FOR FURTHER CONSIDERATION AND PUBLIC HEARING

The following Ordinances, which were introduced by Title on April 6, 2020 passed on first reading, published according to law for further consideration at this meeting, were read by the Township Clerk:

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.

(The above Ordinance O. 2066-2020 can be found in its entirety in Ordinance Book #28.)

No public hearing

On a Motion to amend the Ordinance with all the changes sent over by Matt Giabobbe, motion made by Councilmember Brescher, seconded by Councilmember Joshi

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

NAYS - None

NEW BUSINESS

PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR WEDNESDAY, MAY 13, 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 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 May 13, 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.197-042020 through R.220-042020.

None

No submissions were submitted.

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

Councilmember Brescher requested that Resolution R.204-042020 be pulled for separate vote.

The following Resolutions R.197-042020 through R.203-042020 and R.205-042020 through R.220-042020 were adopted under the Consent Agenda on a motion made by Councilmember Coyle and seconded by Councilmember Gomez.

RESOLUTION R.197-042020

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING APRIL 16, 2020.

WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through, April 16, 2020.

FUND	AMOUNT
Current	\$17,347,796.24
Affordable Housing	18,734.67
Capital	9,067,279.66
Cash Performance	45,589.82
CDBG	116,753.41
Developers Escrow	88,130.00
Dog (Animal Control)	0.00
Federal Forfeited	0.00
Grant Funds	234.96
Law Enforcement	0.00
Open Space	0.00
Park Improvements	0.00
Payroll Deduction	928,576.08
Sanitation Fund	258,875.92
Self Insurance	0.00
Sewer Utility	1,598,492.79
Tax Sale Redemption	207,761.53
Tree Fund	0.00
Tree Planting	600.00
Trust	242,781.14
Edison Water Utility	1,487,376.62
Edison Landfill Closure Trust	0.00
TOTAL	\$31,408,982.84

/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.198-042020

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 **\$47,253.81**.

RESOLUTION R.199-042020

**RESOLUTION OF THE TOWNSHIP OF EDISON,
COUNTY OF MIDDLESEX, STATE OF NEW JERSEY,
AUTHORIZING NOTICE OF INTENTION TO ISSUE A NEW PLENARY RETAIL CONSUMPTION
LICENSE FOR A HOTEL/MOTEL IN ACCORDANCE WITH N.J.S.A. 33:1-1 ET. SEQ. AND
AUTHORIZING THE PUBLICATION OF
A NOTICE OF THE PROPOSED ISSUANCE**

WHEREAS, *N.J.S.A.* 33:1-12.20 authorizes the issuance of Plenary Retail Consumption Licenses for hotels or motels having more than 100 sleeping rooms (hereinafter “hotel/motel license”), without regard to population limitations; and

WHEREAS, the governing body of the Township of Edison has determined to issue a hotel/motel license; and

WHEREAS, *N.J.S.A.* 33:1-19.1 provides that whenever a municipality is authorized to issue one or more new or additional Plenary Retail Consumption Licenses, the governing body shall cause to be published a notice of the proposed issuance of said license or licenses, and that applications therefor will be accepted by the governing body, and that the notice shall further specify the time and date after which no further applications will be accepted. The notice shall be published in a newspaper circulating generally in the municipality by not less than two (2) insertions, one week apart, the second of which shall be made not less than 30 days prior to the time and date specified in the notice as the time and date after which no further applications will be accepted.

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

1. That the governing body does hereby authorize notice of its intention to issue a new Plenary Retail Consumption License for a hotel/motel, in accordance with the provisions of *N.J.S.A.* 33:1-1 *et seq.*
2. That the Township Clerk is hereby authorized and directed to publish a notice of the proposed issuance of said license, setting forth the time and date after which no further applications will be accepted, said notice to comply with the provisions of *N.J.S.A.* 33:1-19.1.
3. That a certified copy of this resolution shall be forwarded by the Township Clerk, to the Division of Alcoholic Beverage Control.

RESOLUTION R.200-042020

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO CDW GOVERNMENT LLC FOR THE RENEWAL OF HARDWARE & SOFTWARE SUPPORT FOR THE TOWNSHIP SERVERS

WHEREAS, there is the need for the renewal of the Hardware & Software Support for the Township Servers for the Township of Edison for the period of May 1, 2020 – April 30, 2021 in the total amount of \$10,548.00; and

WHEREAS, **CDW-GOVERNMENT LLC**, 230 North Milwaukee Ave., Vernon Hills, IL 60061, has been awarded State Contract Number 40116 under M-0483/COMPUTER EQUIPMENT, PERIPHERALS & RELATED SERVICES; and

WHEREAS, funds in the amount of \$10,548.00 have been certified to be available in Dispatch 911 Maintenance of other Equipment Account, number 0-01-25-0250-000-026 subject to and contingent upon the availability of sufficient funds in the 2020 temporary and/or permanent budget; 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 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 \$10,548.00 and any other necessary documents, with **CDW-GOVERNMENT LLC**, 230 North Milwaukee Ave., Vernon Hills, IL 60061, 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. 40116, under M-0483.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$10,548.00** are available in Account number **0-01-25-0250-000-026** subject to and contingent upon the availability of sufficient funds in the 2020 temporary and/or permanent budget.

/s/Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.201-042020

RESOLUTION AWARDING EMERGENCY CONTRACT/PURCHASE ORDERS TO UNIFORM STATES OF AMERICA FOR MEDICAL SUPPLIES DURING THE COVID-19 HEALTH EMERGENCY

WHEREAS, a health emergency exists in which the Township of Edison was in need of Medical Supplies; and

WHEREAS, Uniform States of America, 920 Savitt Place, Union, NJ 07083 was able to supply medical supplies such as masks, disposable coats and thermometers quickly which we could not obtain from our contractual or other vendors; and

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

WHEREAS, funds in the amount of \$63,870.00 have been certified to be available in Account Number T-13-00-0000-000-017; 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/process Purchase Orders in the amount not to exceed \$63,870.00, and any other necessary documents, with Uniform States of America, 920 Savitt Place, Union, NJ 07083.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-6 et seq.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$63,870.00** are available for the above in Account No. **T-13-00-0000-000-017**.

/s/Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.202-042020

RESOLUTION AWARDING AN EMERGENCY CONTRACT/PURCHASE ORDER TO BOBENS TRADING COMPANY FOR MEDICAL SUPPLIES DURING THE COVID-19 HEALTH EMERGENCY

WHEREAS, a health emergency exists in which the Township of Edison was in need of Medical Supplies; and

WHEREAS, Bobens Trading Company, 1140 Motor Pkwy, Suite B, Hauppauge, NY 11788 was able to supply masks which we could not obtain from our contractual or other vendors; and

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

WHEREAS, funds in the amount of \$24,480.00 have been certified to be available in Account Number T-13-00-0000-000-017; 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/process contract/Purchase Order in the amount not to exceed \$24,480.00, and any other necessary documents, with Bobens Trading Company, 1140 Motor Pkwy, Suite B, Hauppauge, NY 11788.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-6 et seq.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$24,480.00** are available for the above in Account No. **T-13-00-0000-000-017**.

/s/Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.203-042020

EXPLANATION: A Resolution authorizing Mott MacDonald to provide additional engineering services in connection with the creation of a current Lead Service Line (LSL) Inventory on behalf of the Water Utility.

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

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

WHEREAS, Mott MacDonald, 111 Wood Avenue, South Iselin, New Jersey 08830 (the “**Engineer**”) is skilled at and has been providing Engineering Services for Township’s Water and Sewer System and the acquisition of the Water Distribution System; and

WHEREAS, the Township desires to authorize the Engineer to take all necessary steps to create a Lead Service Line (LSL) Inventory, in response to a recent request from the New Jersey Department of Environmental Protection, Division of Water Supply & Geoscience for submission of such data (the “**Engineering Services**”); and

WHEREAS, the Township desires to authorize an agreement with the Engineer, in an amount not to exceed Thirty-Five Thousand Dollars (\$35,000.00), in furtherance of the Engineering Services and as set forth in the proposal attached hereto as Exhibit A.

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

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

Section 2. The Township desires to authorize the Engineering Services in an amount not to exceed \$35,000.00, consistent with the proposal attached hereto as Exhibit A.

Section 3. The Mayor and Township Clerk are hereby authorized and directed to execute a contract with Engineer for its Engineering Services in the amount of \$35,000.00.

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

Section 5. A certified copy of this resolution, together with a copy of the contract between the parties, shall be provided by the Township Clerk to the Business Administrator and to Mott.

Section 6. This Resolution shall take effect immediately.

RESOLUTION R.205-042020

RESOLUTION AWARDING FORTY EIGHT MONTH LEASE FOR ONE (1) MULTI FUNCTION COPIER FOR THE DEPARTMENT OF FINANCE TO KYOCERA DOCUMENT SOLUTIONS

WHEREAS, the Department of Finance is in need of a multi-function machine that copies, prints, scans and faxes; and

WHEREAS, KYOCERA DOCUMENT SOLUTIONS, 225 Sand Road, PO Box 4008, Fairfield, NJ 07004 has been awarded State Contract Number 40465 under G-2075-Copiers & Multi-Function Devices, Maintenance, Supplies & Print Services; and

WHEREAS, the lease shall be forty eight (48) months in the amount not to exceed \$4,500.00 per year (\$164.38 per month for the lease and .0073 per b/w copy, .043 per color copy) not to exceed \$18,000.00 for the term of the lease; and

WHEREAS, this Kyocera TASKalfa 5053ci includes all maintenance and supplies except paper; and

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

WHEREAS, the total amount of this contract, not to exceed \$18,000.00, cannot be encumbered at this time; and

WHEREAS, as this is a multi-year Contract, for the additional calendar years it is contingent upon the adoption of temporary and/or permanent budgets for those years; and

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

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

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order(s) in the total amount not to exceed \$18,000.00 for a four year lease as indicated herein and any other necessary documents, with KYOCERA DOCUMENT SOLUTIONS, 225 Sand Road, PO Box 4008, Fairfield, NJ 07004 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. 40465/G-2075.

RESOLUTION R.206-042020

EXPLANATION: This resolution provides for Township Acceptance of the constructed improvements under Public Bid No. 19-01-15: 2019 Playground Equipment Installation at Various Locations; and authorizes FINAL CONTRACT PAYMENT for release of retainage and close-out of the construction project.

WHEREAS, the Township of Edison advertised for a construction contract for 2019 Playground Equipment Installation at Various Locations, Township of Edison, Middlesex County, New Jersey under Public Bid No. 19-01-15

WHEREAS, Whirl Corporation, Inc, PO Box 110, 194 Main Street, Port Monmouth, NJ 07758 was awarded a construction contract through resolution R.076-022019 in a contract amount of \$533,959.00 for the project, amended to \$545,934.00 under Change Order No. 1 authorized under R.432-082019; and

WHEREAS, the Township is in receipt of a two-year Maintenance Bond in the amount of the above stated amended contract amount; and

WHEREAS, the Township Engineer has reviewed the project and certifies the construction work has been completed; and therefore recommends project acceptance, release of the performance bond; and that final payment, consisting of retainage, be made to Whirl Corporation, Inc, PO Box 110, 194 Main Street, Port Monmouth, NJ 07758, in an amount of \$10,918.68 for a total construction contract as-built cost of \$545,934.00, an amount equal to the Original Contract Amount as amended by the approved Change Order No. 1.

NOW, THEREFORE BE IT RESOLVED by the Municipal Council of the Township of Edison, Middlesex County, New Jersey that the project under Public Bid No. 19-01-15: 2019 Playground Equipment Installation at Various Locations, is deemed accepted by the Township of Edison, that the performance bond shall be released, and that final payment consisting of retainage, shall be made to Whirl Corporation, Inc, in an amount of \$10,918.68 for a total construction contract as-built cost of \$545,934.00.

RESOLUTION R.207-042020

Authorizing Refund of Recreation Revenue due to Event Cancellation

WHEREAS the Recreation Department reports and advises that the revenue indicated on attached lists, totaling \$455.00 was received from the indicated payers, including amounts and dates, and

WHEREAS listed revenues were required as part of pre-registration to the annual event, Edison’s Easter Eggstravaganza, that was scheduled for Saturday, March 28, 2020, which was cancelled without plans to re-schedule, and

WHEREAS the Recreation Department further advises that applications have been made from the payers for refunds of their amount paid, and that the payers are entitled to refunds since the event will not be offered and payment is no longer required.

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 or issue credits to the noted parties in the amounts specified on attached lists for collected, but no longer required Recreation Revenues totaling \$455.00.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$455.00 are available in Account #0-01-55-0291-000-000.

RESOLUTION R.208-042020

RESOLUTION AWARDING CONTRACT TO UNITED TELEPHONE COMPANY OF NJ, INC. D/B/A CENTURYLINK FOR THE FURNISHING OF MAINTENANCE AND A NEW WORKSTATION FOR EMERGENCY RADIO/TELEPHONE SYSTEMS (9-1-1, DISPATCH, ETC.) FOR THE DIVISION OF POLICE

WHEREAS, there is a need to procure the annual maintenance for the software and hardware for the Emergency Telephone Systems (9-1-1 Center, Communications, etc.) for the Division of Police for the period April 26, 2020 through April 25, 2021 as well as procure an additional workstation for 911 Dispatch; and

WHEREAS, UNITED TELEPHONE COMPANY OF NJ, INC. D/B/A CENTURYLINK, PO Box 4305, Carol Stream, IL 60197-4305 has been awarded State Contract Number 83925 under T-0109/Radio Communication Equipment and Accessories which covers this maintenance and the additional workstation; and

WHEREAS, funds in the amount of \$30,060.80 (\$27,238.99 for maintenance and \$2,821.81 for workstation) have been certified to be available in the Dispatch 911 Maintenance of Other Equipment Account, number 0-01-25-0250-000-026 subject to and contingent upon the availability of sufficient funds in the 2020 temporary and/or permanent budget; 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 Township Council accepts Edison Township’s recommendations as described herein.

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

1. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$30,060.80 and any other necessary documents, with UNITED TELEPHONE COMPANY OF NJ, INC. D/B/A CENTURYLINK, PO Box 4305, Carol Stream, IL 60197-4305 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. 83925 under T-0109.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$30,060.80** are available for the above contract in Account No. **0-01-25-0250-000-026** subject to and contingent upon the availability of sufficient funds in the 2020 temporary and/or permanent budget.

/s/Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.209-042020

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO ATLANTIC TACTICAL OF NJ FOR THE PURCHASE OF POLICE EQUIPMENT AND ACCESSORIES FOR THE DIVISION OF POLICE

WHEREAS, there is a need to purchase police equipment such as handcuffs, holsters, batons, belts, and accessories for the Division of Police; and

WHEREAS, ATLANTIC TACTICAL OF NJ, 14 Worlds Fair Drive, Unit H, Somerset, NJ 08873 has been awarded State Contract Number 17-FLEET-00787 under T-0106 LAW ENFORCEMENT FIREARMS EQUIPMENT AND SUPPLIES; 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 \$12,026.65; and

WHEREAS, funds in the amount of \$12,026.65 have been certified to be available in the Police Department Clothing & Uniform Account, Number 0-01-25-0240-000-032; 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 \$12,026.65, and any other necessary documents, with ATLANTIC TACTICAL OF NJ 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, 17-FLEET-00787 under T-0106.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$12,026.65** are available for the above in account number **0-01-25-0240-000-032**.

/s/Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.210-042020

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO CORE & MAIN LP FOR THE FURNISHING OF WATER UTILITY SUPPLIES AND EQUIPMENT

WHEREAS, bids were received by the Township of Edison on March 10, 2020 for Public Bid No. 20-02-21 Water Utility Supplies and Equipment; and

WHEREAS, CORE & MAIN LP, 61 Gross Ave, Edison, NJ 08837, submitted the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet; and

WHEREAS, the total amount of the contract shall not exceed \$80,000.00, 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. All bids have been reviewed, and the bid submitted by CORE & MAIN LP, 61 Gross Ave, Edison, NJ 08837 for Water Utility Supplies and Equipment 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 \$80,000.00, and any other necessary documents, with CORE & MAIN LP.
3. The Purchasing Agent is hereby authorized to rebid those items in the bid where no bids were received

RESOLUTION R.211-042020

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO FERGUSON ENTERPRISES LLC FOR THE FURNISHING OF WATER UTILITY SUPPLIES AND EQUIPMENT

WHEREAS, bids were received by the Township of Edison on March 10, 2020 for Public Bid No. 20-02-21 Water Utility Supplies and Equipment; and

WHEREAS, FERGUSON ENTERPRISES LLC, 190 Oberlin Avenue North, Lakewood, NJ 08701, submitted the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet; and

WHEREAS, the total amount of the contract shall not exceed \$70,000.00, 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. All bids have been reviewed, and the bid submitted by FERGUSON ENTERPRISES LLC, 190 Oberlin Avenue North, Lakewood, NJ 08701 for Water Utility Supplies and Equipment 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 \$70,000.00, and any other necessary documents, with FERGUSON ENTERPRISES LLC.
3. The Purchasing Agent is hereby authorized to rebid those items in the bid where no bids were received

RESOLUTION R.212-042020

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO RARITAN GROUP INC. FOR THE FURNISHING OF WATER UTILITY SUPPLIES AND EQUIPMENT

WHEREAS, bids were received by the Township of Edison on March 10, 2020 for Public Bid No. 20-02-21 Water Utility Supplies and Equipment; and

WHEREAS, RARITAN GROUP INC., 301 Meadow Road, Edison, NJ 08817, submitted the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet; and

WHEREAS, the total amount of the contract shall not exceed \$110,000.00, 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. All bids have been reviewed, and the bid submitted by RARITAN GROUP INC., 301 Meadow Road, Edison, NJ 08817 for Water Utility Supplies and Equipment 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 \$110,000.00, and any other necessary documents, with RARITAN GROUP INC.
3. The Purchasing Agent is hereby authorized to rebid those items in the bid where no bids were received

RESOLUTION R.213-042020

RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO PURCHASE THE CHASSIS FOR ONE (1) NEW AND UNUSED 2021 OR NEWER INTERNATIONAL SINGLE AXLE DUMP TRUCK WITH OPTIONS FROM MID-ATLANTIC TRUCK CENTRE, INC. THROUGH THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY (ESCNJ) COOPERATIVE PRICING SYSTEM FOR THE WATER DEPARTMENT

WHEREAS, N.J.S.A. 40A:11-11 et seq., authorizes contracting units to establish a cooperative pricing system and to enter into cooperative pricing agreements for its administration; and

WHEREAS, the Educational Services Commission of New Jersey hereinafter referred to as the “Lead Agency” has offered voluntary participation in a cooperative pricing system for the purchase of goods and services; and

WHEREAS, the Township of Edison, Water Department, is in need of one (1) new and unused 2021 International single axle dump truck with options and will purchase it under this contract from Mid-Atlantic Truck Centre, Inc. (chassis) and Tony Sanchez Ltd. (body); and

WHEREAS, MID-ATLANTIC TRUCK CENTRE, INC., 525 Linden Ave. West, Linden, NJ 07036 has been awarded Contract # ESCNJ 17/18-30 – Trucks-26,000 lbs. GVW or Greater under NJ state approved coop #65MCESCCPS; and

WHEREAS, the Township of Edison intends to enter into a contract/purchase order with MID-ATLANTIC TRUCK CENTRE, INC., for the purchase of the chassis for one (1) new and unused 2021 International single axle dump truck with options; and

WHEREAS, the total amount of this contract shall not to exceed \$110,313.00; and

WHEREAS, funds in the amount of \$110,313.00 have been certified to be available in the Various Capital Improvement & Start up Costs Account, Number C-06-19-2055-001-000; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$110,313.00, and any other necessary documents, with MID-ATLANTIC TRUCK CENTRE, INC., the approved Educational Services Commission of New Jersey vendor through this resolution, which shall be subject to all the conditions applicable to the current Educational Services Commission of New Jersey cooperative pricing system contract as set forth above.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-11 et seq.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$110,313.00** are available for the above in Account No. **C-06-19-2055-001-000**.

/s/Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.214-042020

RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO PURCHASE THE BODY FOR ONE (1) NEW AND UNUSED 2021 OR NEWER INTERNATIONAL SINGLE AXLE DUMP TRUCK WITH OPTIONS FROM TONY SANCHEZ LTD. THROUGH THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY (ESCNJ) COOPERATIVE PRICING SYSTEM FOR THE WATER DEPARTMENT

WHEREAS, N.J.S.A. 40A:11-11 et seq., authorizes contracting units to establish a cooperative pricing system and to enter into cooperative pricing agreements for its administration; and

WHEREAS, the Educational Services Commission of New Jersey hereinafter referred to as the “Lead Agency” has offered voluntary participation in a cooperative pricing system for the purchase of goods and services; and

WHEREAS, the Township of Edison, Water Department, is in need of one (1) new and unused 2021 International single axle dump truck with options and will purchase it under this contract from Mid-Atlantic Truck Centre, Inc. (chassis) and Tony Sanchez Ltd. (body); and

WHEREAS, TONY SANCHEZ LTD., 1685 US Route 46, Ledgewood, NJ 07852 has been awarded Contract # ESCNJ 17/18-30 – Trucks-26,000 lbs. GVW or Greater under NJ state approved coop #65MCESCCPS; and

WHEREAS, the Township of Edison intends to enter into a contract/purchase order with TONY SANCHEZ LTD., for the purchase of the body for one (1) new and unused 2021 International single axle dump truck with options; and

WHEREAS, the total amount of this contract shall not to exceed \$74,941.92; and

WHEREAS, funds in the amount of \$74,941.92 have been certified to be available in Various Capital Improvement & Start up Costs Account, Number C-06-19-2055-001-000; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$74,941.92, and any other necessary documents, with TONY SANCHEZ LTD., the approved Educational Services Commission of New Jersey vendor through this resolution, which shall be subject to all the conditions applicable to the current Educational Services Commission of New Jersey cooperative pricing system contract as set forth above.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-11 et seq.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$74,941.92** are available for the above in Account No. **C-06-19-2055-001-000**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.215-042020

RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO PURCHASE THE CHASSIS FOR ONE (1) NEW AND UNUSED 2021 OR NEWER INTERNATIONAL TANDEM DUMP TRUCK WITH OPTIONS FROM MID-ATLANTIC TRUCK CENTRE, INC. THROUGH THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY (ESCNJ) COOPERATIVE PRICING SYSTEM FOR THE WATER DEPARTMENT

WHEREAS, N.J.S.A. 40A:11-11 et seq., authorizes contracting units to establish a cooperative pricing system and to enter into cooperative pricing agreements for its administration; and

WHEREAS, the Educational Services Commission of New Jersey hereinafter referred to as the “Lead Agency” has offered voluntary participation in a cooperative pricing system for the purchase of goods and services; and

WHEREAS, the Township of Edison, Water Department, is in need of one (1) new and unused 2021 International tandem dump truck with options and will purchase it under this contract from Mid-Atlantic Truck Centre, Inc. (chassis) and Tony Sanchez Ltd. (body); and

WHEREAS, MID-ATLANTIC TRUCK CENTRE, INC., 525 Linden Ave. West, Linden, NJ 07036 has been awarded Contract # ESCNJ 17/18-30 – Trucks-26,000 lbs. GVW or Greater under NJ state approved coop #65MCESCCPS; and

WHEREAS, the Township of Edison intends to enter into a contract/purchase order with MID-ATLANTIC TRUCK CENTRE, INC., for the purchase of the chassis for one (1) new and unused 2021 International tandem dump truck with options; and

WHEREAS, the total amount of this contract shall not to exceed \$154,995.50; and

WHEREAS, funds in the amount of \$154,995.50 have been certified to be available in the Various Capital Improvement. & Start up Costs Account, Number C-06-19-2055-001-000; 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:

- 3. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$154,995.50, and any other necessary documents, with MID-ATLANTIC TRUCK CENTRE, INC., the approved Educational Services Commission of New Jersey vendor through this resolution, which shall be subject to all the conditions applicable to the current Educational Services Commission of New Jersey cooperative pricing system contract as set forth above.
- 4. This contract is awarded pursuant to N.J.S.A. 40A:11-11 et seq.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$154,995.50** are available for the above in Account No. **C-06-19-2055-001-000**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.216-042020

RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO PURCHASE THE BODY FOR ONE (1) NEW AND UNUSED 2021 OR NEWER INTERNATIONAL TANDEM DUMP TRUCK WITH OPTIONS FROM TONY SANCHEZ LTD. THROUGH THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY (ESCNJ) COOPERATIVE PRICING SYSTEM FOR THE WATER DEPARTMENT

WHEREAS, N.J.S.A. 40A:11-11 et seq., authorizes contracting units to establish a cooperative pricing system and to enter into cooperative pricing agreements for its administration; and

WHEREAS, the Educational Services Commission of New Jersey hereinafter referred to as the “Lead Agency” has offered voluntary participation in a cooperative pricing system for the purchase of goods and services; and

WHEREAS, the Township of Edison, Water Department, is in need of one (1) new and unused 2021 International tandem dump truck with options and will purchase it under this contract from Mid-Atlantic Truck Centre, Inc. (chassis) and Tony Sanchez Ltd. (body); and

WHEREAS, TONY SANCHEZ LTD., 1685 US Route 46, Ledgewood, NJ 07852 has been awarded Contract # ESCNJ 17/18-30 – Trucks-26,000 lbs. GVW or Greater under NJ state approved coop #65MCESCCPS; and

WHEREAS, the Township of Edison intends to enter into a contract/purchase order with TONY SANCHEZ LTD., for the purchase of the body for one (1) new and unused 2021 International tandem dump truck with options; and

WHEREAS, the total amount of this contract shall not to exceed \$30,950.00; and

WHEREAS, funds in the amount of \$30,950.00 have been certified to be available in Various Capital Improvement & Start up Costs Account, Number C-06-19-2055-001-000; 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:

- 3. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$30,950.00, and any other necessary documents, with TONY SANCHEZ LTD., the approved Educational Services Commission of New Jersey vendor through this resolution, which shall be subject to all the conditions applicable to the current Educational Services Commission of New Jersey cooperative pricing system contract as set forth above.
- 4. This contract is awarded pursuant to N.J.S.A. 40A:11-11 et seq.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$30,950.00** are available for the above in Account No. **C-06-19-2055-001-000**.

/s/Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.217-042020

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO CDW-GOVERNMENT FOR THE PURCHASE OF THREE (3) PANASONIC TOUGHBOOKS WITH SERVICE AGREEMENTS FOR THE WATER DEPARTMENT

WHEREAS, there is a need to purchase three (3) Panasonic Toughbooks with service agreements for the Water Department; and

WHEREAS, CDW-GOVERNMENT, 230 North Milwaukee Ave., Vernon Hills, IL 60061, has been awarded State Contract Number 89980 under M-0483/Computer Equipment, Peripherals & Related Services for this purchase; and

WHEREAS, the Township intends to purchase these under State contract Number 89980 in the total amount of \$12,750.00 (\$4,250.00 ea.); 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, funds in the amount of \$12,750.00 have been certified to be available in the Various Capital Improv. & Start Up Costs Account, No. C-06-19-2055-001-000; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$12,750.00 and any other necessary documents, with CDW-GOVERNMENT, 230 North Milwaukee Ave., Vernon Hills, IL 60061, 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, number 89980/M-0483.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$12,750.00** are available for the above in Account No. **C-06-19-2055-001-000**.

/s/Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.218-042020

RESOLUTION ACCEPTING QUOTE AND AWARDING CONTRACT/PURCHASE ORDER TO PUMPING SERVICES, INC. FOR A REPLACEMENT PUMP FOR THE DIVISION OF SEWERS

WHEREAS, quotes were solicited by the Township of Edison for a 4” sub trash pump for the Heights Pump Station; and

WHEREAS, PUMPING SERVICES, INC., 201 Lincoln Blvd, PO BOX 117, Middlesex, NJ 08846 submitted the lowest quote in the amount of \$17,430.72; and

WHEREAS, for the previous twelve months, the Township expended \$1,742.00 with PUMPING SERVICES, INC., and the current contract/Purchase Order in the amount not to exceed \$17,430.72 make a combined total amount of \$19,172.72 in a twelve month period; 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, PUMPING SERVICES, 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 PUMPING SERVICES, INC. from making any reportable contributions through the term of the contract; 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, funds in the amount of \$17,430.72. have been certified to be available in the Sewer Maintenance of Other Equipment, Account Number 0-07-55-0501-000-026; 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. All quotes have been reviewed, and the bid by PUMPING SERVICES, INC., 201 Lincoln Blvd, PO BOX 117, Middlesex, NJ 08846, for a 4” sub trash pump for the Heights Pump Station is determined to be the lowest, responsive, responsible quote.
2. The Mayor, or his designee, is hereby authorized to execute a purchase order in the amount not to exceed \$17,430.72, and any other necessary documents, with PUMPING SERVICES, INC.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$17,430.72** are available for the above in Account No. **0-07-55-0501-000-026**.

/s/Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.219-042020

**Explanation: A Municipal Resolution Supporting the Official
Continuation of the Township of Edison Sustainable Jersey Green Team**

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

WHEREAS, the Township of Edison strives to save tax dollars, assure clean land, air and water, improve working and living environments as steps to building a sustainable community that will thrive well into the new century; and

WHEREAS, the Township hereby acknowledges that the residents of Edison desire a stable, sustainable future for themselves and future generations; and

WHEREAS, the Township wished to support a model of government which benefits our residents now and far into the future by exploring and adopting sustainable, economically-sound, local government practices; and

WHEREAS, by endorsing a sustainable path the Township is pledged to educate itself and community members as to green/sustainable activities and to develop initiatives supporting sustainable local government practices; and

WHEREAS, to focus attention and effort within Edison on matters of sustainability, the Township wished to pursue local initiatives and actions that will led to Sustainable Jersey Municipal Certification, as well as to the subsequent and continuing investigation, development and implementation of green and sustainable initiatives, activities, projects and achievements, for the environmental and economic benefit of the community; and

WHEREAS, the Edison Sustainable Jersey Green Team has played a dynamic role in such green/sustainable activities as the continuing development, marketing and presentation of the Annual ESJGT/ECC/ETEC Edison Earth Day Celebrations and Edison Green Fairs, as well as many other green/sustainable efforts, initiatives and partnerships (e.g.: ESJGT PSET JPSHS SJSJP Life Learning Greenhouse); and

WHEREAS, in an attempt to develop and maintain a dynamic focus upon local Green and Sustainable issues, the Township of Edison established a Sustainable Jersey Green Team Advisory Committee, as required for by Sustainable Jersey regulations for the Township of Edison to apply for and achieve Sustainable Jersey Certification; and

NOW, THEREFORE, BE IT RESOLVED, having previously established the Township of Edison Sustainable Jersey Green Team Advisory Committee, consisting of residents, volunteers and employees of the Township of Edison, the Municipal Council of the Township of Edison had previously re-appointed thirteen of them, with terms that shall currently end on December 31, 2020, as well as one new ESJGT Member.

BE IT FURTHER RESOLVED, by the Municipal Council of the Township of Edison, per established practice, that we do hereby authorize the official continuation of the Township of Edison Sustainable Jersey Green

Team, at a regularly-scheduled Public Meeting, composed of the fourteen (14) below-cited members, whose appointed terms will end April 30th 2022, subject to re-appointment at that time:

Chris Mazauskas ESJGT Co-Founder/Coordinator, Original ESJGT Member, ESJGT/SENSE Member, ETEC Technical Support, **Jay Elliot** ESJGT Co-Founder, Original ESJGT Member, Edison Clean Communities Coordinator

Walter Stochel Original ESJGT Member, Edison Open Space Advisory Committee Chairperson, NJ Jefferson Awardee (Environment), Edison Greenways Group, Edison Community Volunteer/Advocate

Robert Takash Original ESJGT Member, Edison Greenways Group, Edison Open Space Advisory Committee Member

Inder Soni Original ESJGT Member, Edison Community Volunteer

Cathy Biondi REHS EDHHS, Annual Edison Earth Day Volunteer Coordinator, MC Health and Wellness Council Member

Esther Barcun Founder/Coordinator ESJGT SENSE, Retired Social Worker/LCSW

Abha Devarajan, Edison Community Volunteer, Professional Bio-Chemist

Esther Nemitz, Clara Barton NPP Chairperson, Edison Open Space Advisory Committee Member, Edison Fair Housing Board

Maria Orchid Clara Barton NPP Committee Member, James Monroe MS Special Education Parent Advisory Committee Member, Edison Community Volunteer

Maureen Ruane Acting Director, Department of Public Works

Brian Piccirillo Design Engineer, Department of Planning and Engineering

Lester Jones Township of Edison Health Official

Doriann Kerber, Rutgers Environmental Steward, Rutgers Green Infrastructure Champion

RESOLUTION R.220-042020

Resolution Establishing the Rate of Interest for Delinquent Taxes

WHEREAS, N.J.S.A. 54:4-67a permits the governing body by resolution to fix the rate of interest to be charged for the nonpayment of taxes, assessments, or other municipal liens or charges, on or before the date when they would become delinquent; and

WHEREAS, the statute fixes the rate of interest cannot exceed 8% per annum on the first \$1,500.00 of the delinquency and 18% per annum on any amount in excess of \$1,500.00, to be calculated from the date the tax was payable until the date that actual payment to the tax collector is made; and

WHEREAS, the Township of Edison adopted R.003-012020 setting the Rate of Interest for Delinquent Taxes at 8% on the first \$1,500.00 of delinquency and 18% per annum on any amount of taxes in excess of \$1,500.00 on January 8th, 2020; and

WHEREAS, due to the COVID-19 pandemic and the State and Federal declarations of a major disaster throughout New Jersey, the governing body of the Township of Edison wishes to change the rate of interest for future delinquent tax payments;

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison in the Middlesex County that the rate of interest for taxes unpaid after May 10th is fixed at 0.000001% (effectively zero percent) on the first \$1,500.00 of delinquency and 0.000001% (effectively zero percent) per annum on any amount of taxes in excess of \$1,500.00 effective May 1st 2020; and

BE IT FURTHER RESOLVED, that the rate of interest for taxes unpaid after May 10th is fixed at 8% on the first \$1,500.00 of delinquency and 18% per annum on any amount of taxes in excess of \$1,500.00 effective May 30th, 2020.

BE IT FURTHER RESOLVED, that the rate of interest for taxes unpaid shall be calculated from date of the quarterly payment until the date of actual payment; and

BE IT FURTHER RESOLVED, this Resolution shall be published in its entirety once in the official newspaper of the Township of Edison and a copy of this adopted Resolution forwarded to the Division of Local Government Services in the Department of Community Affairs.

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.204-042020

EXPLANATION: This Resolution authorizes the Mayor to execute the attached Developer’s Agreement with Costco Wholesale Corporation, with respect to Block 195, Lot 9.02 on the Edison Township Tax Map, and more commonly known as 205 Vineyard Road.

WHEREAS, Block 195, Lot 9.02, more commonly known as 205 Vineyard Road, as shown on the Township of Edison tax maps (the “**Property**”) was the subject of an application before the Zoning Board of Adjustment of the Township of Edison (hereinafter the “**Board**”) made by Costco Wholesale Corporation (“**Developer**”) requesting use variance relief from Sections 37-21(5)(a)(1), 37-21(5)(a)(1)(D) and 37-60(3) of the Township’s Zoning Ordinance to expand a conditional use by adding two (2) fuel dispensers at the end of the existing canopy at the Property (the “**Project**”); and

WHEREAS, the Board granted approval for the Project by adoption of a resolution on January 28, 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.

A motion was made by Councilmember Gomez seconded by Councilmember Joshi to adopt this Resolution.

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

NAYS –Councilmember Brescher and Coyle

ORAL PETITIONS AND REMARKS

Council President Ship-Freeman opened the meeting for public comment.

Send via address (jvdaniel@optonline.net)

1. Since today is the 50th anniversary of Earth Day. I feel that this is the time to use some of the money in the tree fund to replace the trees on Amboy Ave. between Franklin Ave. and the NJ Turnpike overpass. Edison Twp. DPW has removed 40 % of the trees over the last several years and did not replace them.

2. I feel that the Council meeting room can be temporarily reconfigured so that the meetings can be televised, not just audio. I think that for a few hundred dollars you could purchase a few more mics and cords so that there can be separation between every participant in the room. Also I like to see your faces during the meetings.

James Daniel
680 Amboy Ave.
732-486-3417

Councilmember Coyle agrees with this letter.

Send via address (mm2mm2@msn.com)

Realizing that the Middlesex county greenway is a county asset that runs from Metuchen, Edison and woodbridge is a unique asset that the community uses. Is there much difference between that and just walking in the streets? Guessing it was easier for the freeholders to close all county parks to prevent groups of people from gathering but seriously do you think any of the freeholders walk on the greenway? Probably an oversight. Is anyone willing to contact the parks director or freeholder to open up the greenway?

On Amboy ave on the bricked sidewalks I have noticed that there are several locations where the bricks are misaligned in numerous places. Does the town fix this? Figure when the public works people do a walk cleanup of garbage they could detail more precisely than just saying amboy ave but its not that big of a area to validate.

Will also note that the St James Church on Woodbridge Ave has a food pantry for the Hands of Hope food bank and accepts non perishable food donations along with monetary donations too. Item in demand are canned tuna, mac and cheese, canned soup, canned veggies, pasta, and sauce.

Mark Maklary
4th st in clara barton

Councilmember Coyle has discussed we are slowly making progress due to COVID 19.

Send via address (nikhalas@gmail.com)

Very pleased to hear that township mayor and council members are extending grace period till 29th.

May I request you to kindly wave the charges to pay by credit card so that there will be one more month to pay back to creditcard company

This was in existence when Mr. Lankey took office.

Again some times there is way to extend the period to pay back the credit card as they are now liberal on making credit card payments. Please look in to this matter and try to help the struggling Edison homeowners

Thanks
Ramesh Shah
2 faith Avenue
Edison

Send via address (morchid4@yahoo.com)

Dear Council,

Thank you for taking this time to have a phone meeting. I think the residents of Edison would be very interested in what is going on during the Covid19 pandemic.

I would like to thank all the Healthcare, Post Office, Office of Emergency Management, Food Service, delivery workers, essential service workers, volunteers who help our Seniors and our community for all their dedication through this unprecedented time.

Thank you Joe Coyle for planting flowers on Amboy Avenue and your dedication to the Beautification Committee. Your efforts and hard work make Clara Barton a beautiful area.

Please update the official List, groups such as Environmental Commission, Green Team, Health Advisory, Municipal Alliance, Open Space Advisory Committee currently show expired terms.

Jay any update on the Farmers Market?

Can the Council help residence that would be having an issue paying their property taxes by May 1, 2020?

At the Board of Education meeting held on Monday April 20, 2020 they announced on Tuesday May 5th is National Teacher Appreciation Day and on Wednesday May 6, 2020 is Nurses Appreciation Day and I would hope we can recognize them.

Thank you for all your help during this difficult time.

Regards,

Maria Orchid

Mr. Elliot reported he has talked to a number of Farmers due to COVID 19 depending upon Governor opening the state. It may be a different plan on going forward.

Councilmember Coyle added we have a couple of farmers, it's just a challenge.

Send via address (mm2mm2@msn.com)

For those whom have Directv how does the township recognize that ? don't know of a cable since ive never had cable?

Mark maklary
153 4th st
Edison NJ

Send via address (mm2mm2@msn.com)

Apparently you folks whom are running these events have not tested that the user on the other end may not have a T1 or T3 line to their homes. Also many different operating systems are out there currently some old some new, some wireless. Sadly no wizards in Edison anymore

Mark maklary 153 4th st Edison NJ

Hearing no further comments from the public Councilmember Coyle 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 Coyle the meeting was adjourned at 7:20 p.m.

Joyce Ship-Freeman
Council President

Cheryl Russomanno, RMC
Municipal Clerk