A Regular Meeting of the Municipal Council was held in the Council Chambers of the Municipal Building on Wednesday, May 8, 2019. The meeting was called to order at 7:04 p.m. by Council President Gomez followed by the Pledge of Allegiance.

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

Councilmember Coyle entered meeting at 7:27pm

Also present were Township Clerk Russomanno, Processing Clerk Connell, Township Attorney Northgrave, Business Administrator Ruane, Health Inspector Spearnock, Public Works Director Russomanno, Township Engineer O’Krepky, Police Chief Bryan, Fire Captain Toth, Cameraman Cologna.

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

COUNCIL PRESIDENT’S REMARKS:

Council President Gomez announced tomorrow, May 9th the 2019 Police Unity Tour which starts from Ground Zero and end in Washington, they will be making a stop here around 2-3pm. On May 14, 2019 at 7:00pm in Council Chamber will be the first Committee of the Whole meeting and on May 23rd will be the second meeting. On May 19th from 8:00am-1:00pm – Mayor’s 21 Mile Bicycle Tour you can sign up thru our Recreation Department. Our annual Memorial Day parade is on Sunday, May 26, 2019 beginning at 12:00 noon Plainfield Avenue to Jefferson Blvd and on Monday, May 27th the Street Dedications will be at the Menlo Park Veterans Memorial home at 9:00am. Next public hearing on the Water/Sewer will be on Thursday, June 6th at 6:00pm.

PUBLIC COMMENTS AS TO PROPOSED RESOLUTIONS

Council President Gomez opened the meeting to the public for comments on Proposed Resolutions R.220-052019 through R.237-052019.

None

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

The following Resolutions R.220-052019 through R.237-052019 were adopted under the Consent Agenda on a motion made by Councilmember Diehl and seconded by Councilmember Sendelsky.

RESOLUTION R.220-052019


WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through May 2, 2019.

<table>
<thead>
<tr>
<th>FUND</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Current</td>
<td>$13,672,729.78</td>
</tr>
<tr>
<td>Affordable Housing</td>
<td>1,197.00</td>
</tr>
<tr>
<td>Capital</td>
<td>313,810.87</td>
</tr>
<tr>
<td>Cash Performance</td>
<td>0.00</td>
</tr>
<tr>
<td>CDBG</td>
<td>1,175.00</td>
</tr>
<tr>
<td>Developers Escrow</td>
<td>48,118.53</td>
</tr>
<tr>
<td>Dog (Animal Control)</td>
<td>65.98</td>
</tr>
<tr>
<td>Federal Forfeited</td>
<td>3,466.00</td>
</tr>
<tr>
<td>Grant Funds</td>
<td>1,000.11</td>
</tr>
</tbody>
</table>
Law Enforcement 0.00
Open Space 0.00
Park Improvements 0.00
Payroll Deduction 507,250.58
Sanitation Fund 82,297.23
Self-Insurance 0.00
Sewer Utility 40,030.50
Tax Sale Redemption 121,900.51
Tree Fund 0.00
Tree Planting 0.00
Trust 140,632.26
Edison Landfill Closure Trust 0.00
TOTAL $14,933,674.35

/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.221-052019

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 $44,535.49.

RESOLUTION R.222-052019

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 April 30, 2019 unless said budget calendar is extended according to law; and

WHEREAS, the date of this Resolution is prior to the adoption of the 2019 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.

<table>
<thead>
<tr>
<th>CURRENT FUND</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>BUSINESS ADMINISTRATOR Salary</td>
<td>53,156.10</td>
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<tr>
<td>BUSINESS ADMINISTRATOR Other Expenses</td>
<td>7,178.75</td>
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<tr>
<td>Department</td>
<td>Salary</td>
</tr>
<tr>
<td>-----------------------------------------</td>
<td>--------------</td>
</tr>
<tr>
<td>PURCHASING</td>
<td>10,699.59</td>
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<tr>
<td>PURCHASING CENTRAL STORE Other Expenses</td>
<td>5,195.33</td>
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<tr>
<td>COMMUNICATIONS/EDISON TV</td>
<td>7,242.19</td>
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<tr>
<td>PERSONNEL/HR</td>
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<td>MAYOR</td>
<td>3,727.16</td>
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<td>COUNCIL</td>
<td>6,708.41</td>
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<td>MUNICIPAL CLERK</td>
<td>14,588.88</td>
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<td>ETHICS COMMISSION</td>
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<td>FINANCE DEPARTMENT</td>
<td>900.00</td>
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<td>DISBURSEMENTS</td>
<td>19,308.60</td>
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<td>PAYROLL</td>
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<td>TAX COLLECTION</td>
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<td>TAX ASSESSMENT</td>
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<td>PLANNING BOARD</td>
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<td>ZONING BOARD</td>
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<td>PLANNING &amp; ZONING DEPT</td>
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<td>CONSTRUCTION ENFORC AGENCY</td>
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<td>RENT CONTROL BOARD</td>
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<td>Category</td>
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<td>----------------------------------------------</td>
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<td>RENT CONTROL BOARD Other Expenses</td>
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<td>GROUP HEALTH INSURANCE</td>
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<td>EMPLOYEE SALARY AND WAGES (WAIVERS)</td>
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<td>UNEMPLOYMENT INSURANCE EXPENSE</td>
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<td>INSURANCE &amp; SURETY Expense</td>
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<td>LOSAP-Other Expenses</td>
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<td>POLICE DEPARTMENT Salary</td>
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<td>POLICE DEPARTMENT Other Expenses</td>
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<td>DISPATCH 911 Salary</td>
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<td>DISPATCH 911 Other Expenses</td>
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<td>OFFICE OF EMRGNCY MGMT Other Expenses</td>
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<tr>
<td>AID TO VOL FIRE</td>
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<tr>
<td>AID TO VOL FIRST AID</td>
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<tr>
<td>FIRE FIGHTING Salary</td>
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<td>FIRE HYDRANT CHARGES</td>
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<td>STREETS &amp; ROADS Salary</td>
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<td>STREETS &amp; ROADS Other Expenses</td>
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<td>SOLID WASTE RECYCLING Salary</td>
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<td>SOLID WASTE RECYCLING Other Expenses</td>
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<td>BUILDINGS &amp; GROUNDS Salary</td>
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<td>BUILDINGS &amp; GROUNDS Other Expenses</td>
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<td>MUNICIPAL GARAGE Salary</td>
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<td>MUNICIPAL GARAGE Other Expenses</td>
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<td>POLICE VEHICLES Salary</td>
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<td>POLICE VEHICLES Other Expenses</td>
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<td>CONDO COMMUNITY COSTS</td>
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<td>HEALTH Salary</td>
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<td>HEALTH Other Expenses</td>
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<td>SENIOR CITIZEN Salary</td>
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<td>SENIOR CITIZEN Other Expenses</td>
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<td>RECREATION Salary</td>
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<td>RECREATION Other Expenses</td>
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<td>PARKS &amp; TREES Salary</td>
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<td>PARKS &amp; TREES Other Expenses</td>
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<td>FREE PUBLIC LIBRARY Salary</td>
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<td>FREE PUBLIC LIBRARY Other Expenses</td>
<td>242,093.75</td>
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### 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
57,833.33

### FUEL & LUBRICANTS Other Expenses
67,987.08

### CONTINGENT Expense
4,166.67

### O.A.S.I. (SOCIAL SECURITY) Expense
230,254.65

### Defined Contribution Retirement Program Expenses
6,000.00

### MUNICIPAL COURT Salary
46,314.12

### MUNICIPAL COURT Other Expenses
4,422.50

### PUBLIC DEFENDER Salary
2,916.67

### PUBLIC DEFENDER Other Expenses
166.67

### Middlesex County Recycling Enhancement Grant
7,500.00

### TOTAL CURRENT FUND
10,920,575.07

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#### SEWER UTILITY FUND

<table>
<thead>
<tr>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>SEWER Salary</td>
</tr>
<tr>
<td>SEWER Other Expenses</td>
</tr>
<tr>
<td>SEWER Sewerage Disposal Charges</td>
</tr>
<tr>
<td>SEWER Public Emp Retirement Sys (PERS)</td>
</tr>
<tr>
<td>SEWER Social Security (OASI)</td>
</tr>
<tr>
<td>Sewer Unemployment Insurance</td>
</tr>
<tr>
<td>TOTAL SEWER UTILITY FUND</td>
</tr>
</tbody>
</table>

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#### SANITATION FUND

<table>
<thead>
<tr>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>SANITATION Salary</td>
</tr>
<tr>
<td>SANITATION Other Expenses</td>
</tr>
<tr>
<td>SANITATION EMPLOYEE GROUP HEALTH INSURANCE</td>
</tr>
<tr>
<td>SANITATION Public Emp Retirement Sys (PERS)</td>
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<tr>
<td>SANITATION Social Security (OASI)</td>
</tr>
<tr>
<td>SANITATION Disposal Fees</td>
</tr>
<tr>
<td>TOTAL SANITATION FUND</td>
</tr>
</tbody>
</table>
RESOLUTION R.223-052019

Authorizing refund for tax overpayments

WHEREAS, the Tax Collector of the Township of Edison, Lina Vallejo, reports and advises that on various properties located within the Township of Edison, overpayments of real estate taxes have been made due to erroneous or duplicate payments, and

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

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, that the aforementioned recitals are incorporated herein as though fully set forth at length.

BE IT FURTHER RESOLVED, by the Municipal Council of the Township of Edison that the appropriate official of the Township is hereby authorized to draw checks to the noted parties in the amounts specified on the attached listing totaling $6,374.25.

RESOLUTION R.225-052019

EXPLANATION: A Resolution authorizing the Township to enter into a Labor Agreement for the period January 1, 2018 through December 31, 2022 with U.A.W. Local 2326, AFL-CIO (Sewer Division, non-supervisors) pursuant to the attached Memorandum of Understanding.

WHEREAS, the Township of Edison and U.A.W Local 2326, AFL-CIO are parties to a collective negotiations agreement covering the period January 1, 2011 through December 31, 2017, which has expired; and

WHEREAS, the Township and U.A.W Local 2326, AFL-CIO have engaged in good faith collective negotiations in an effort to reach an agreement or otherwise resolve terms and conditions for a new labor agreement; and

WHEREAS, the Township and U.A.W Local 2326, AFL-CIO have reached an understanding on terms and conditions for a new agreement subject to ratification by the Township and approval by the Governing Body; and

WHEREAS, the negotiating committees for the Township and U.A.W Local 2326, AFL-CIO unanimously agree to recommend this understanding and Collective Negotiations Agreement for ratification and approval.

NOW THEREFORE BE IT RESOLVED that the Council hereby accepts and ratifies the attached Memorandum of Understanding relative to U.A.W Local 2326, AFL-CIO for the period January 1, 2018 through December 31, 2022.

RESOLUTION R.224-052019

EXPLANATION: A Resolution authorizing the Township to enter into a Labor Agreement for the period January 1, 2019 through December 31, 2023 with the USW 1426 (Nurses) pursuant to the attached Memorandum of Understanding.

WHEREAS, the Township of Edison and USW Local 1426 (Nurses) are parties to a collective negotiations agreement covering the period January 1, 2015 to December 31, 2018, which has expired; and

WHEREAS, the Township and USW Local 1426 (Nurses) have engaged in good faith collective negotiations in an effort to reach agreement or otherwise resolve terms and conditions for a new labor agreement; and

WHEREAS, the Township and USW Local 1426 (Nurses) have reached an understanding on terms and conditions for a new agreement subject to ratification by USW Local 1426 (Nurses) and approval by the Governing Body; and

WHEREAS, the terms and conditions for a new agreement have been ratified by the membership of USW Local 1426 (Nurses).

NOW THEREFORE BE IT RESOLVED that the Council hereby accepts and ratifies the attached Memorandum of Understanding relative to USW Local 1426 (Nurses) for the period January 1, 2019 through December 31, 2023.
RESOLUTION R.226-052019

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER(S) TO LOWES HOME CENTERS LLC FOR THE FURNISHING OF WALK-IN BUILDING SUPPLIES AND RELATED PRODUCTS FOR THE TOWNSHIP OF EDISON

WHEREAS, there is a need to purchase industrial, janitorial and hardware supplies for the Township of Edison; and

WHEREAS, LOWES HOME CENTERS LLC, 1605 Curtis Bridge Road, Mailcode A3ECS, Wilkesboro NC 28697, has been awarded NJ State Contract 18-Fleet-00235 under M-8001/Walk-In Building Supplies and Related Products; 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 $70,000.00, cannot be encumbered at this time; and

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

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

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

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 amount not to exceed $70,000.00 and any other necessary documents, with LOWES HOME CENTERS LLC, 1605 Curtis Bridge Road, Mailcode A3ECS, Wilkesboro, NC 28697 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 18-Fleet-00235 under M-8001.

RESOLUTION R.227-052019

EXPLANATION: This resolution provides refund of the construction permit fee posted for a commercial construction permit. The work was never performed at 36 Meridian Rd.

WHEREAS, on October 24, 2018, a Construction plan review fee (the second portion), Control #140800, was posted in the total amount of $9,230.82 by the contractor, HBNI Development LLC having offices at 22 Parker Rd. Edison, NJ 08820 via credit card ; and

WHEREAS, the application was submitted for a 1st and 2nd floor addition, at 36 Meridian Rd by the hired contractor;

WHEREAS, appropriate documents have been submitted to the Township indicating that the contract was cancelled and no work is being performed, therefore appropriate that the municipal permit fee in the amount of $9,230.82, be refunded to the contractor HBNI Development LLC. Via credit chargeback; and

WHEREAS, the Township Construction Official recommends the refund of the municipal permit fee, on Construction Control #140800, in the amount of $9,230.82 for the referenced application;
NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum not to exceed $9,230.82 on construction permit fees posted by HBNI Development LLC. for 36 Meridian Rd. be refunded to the contractor via chargeback;

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of $9,230.82 from the Refund of Revenue Fund to the Contractor, HBNI Development offices at 22 Parker Rd. Edison, NJ 08820 via credit card chargeback.

RESOLUTION R.228-052019
Revere Blvd. and Denver Blvd. Markim Developers, LLC

WHEREAS, Markim Developers, LLC posted a Performance Bond #43157 posted on April 30, 2018 of the Service Insurance Company, Inc., in the amount of $248,672.81, posted by Markim Developers, LLC, having offices at 910 Amboy Ave Edison NJ 08837 to guarantee the installation of improvements for the project known as Revere Blvd. and Denver Blvd. located in Block #497 and Lot #2.B,3, 4.A,36-40 and designated Application #5196, and

WHEREAS, a Cash Performance Bond was posted on May 23, 2018 by Check #7731 of Chase Bank, in the amount of $27,630.31, on deposit in account CP180606MA; and

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

WHEREAS, it is the recommendation of the Township Engineer that the Performance Bond be reduced by 75% from $248,672.81 to $62,168.21; and

WHEREAS, it is further the recommendation of the Township Engineer that the Cash Performance Bond, posted by Markim Developers, LLC, on May 23, 2018 be reduced by 75%, from $27,630.31 to $6,907.57, therefore refunding the amount of $20,722.73; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Performance Bond hereinabove mentioned be reduced to $62,168.21, by virtue of a substitute bond or endorsement to the Performance Bond presently in place, until such time as Final Acceptance is granted.

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the sum of $20,722.73, plus accrued interest, on deposit in account CP180606MA to Markim Developers, LLC having offices at 910 Amboy Ave, Edison, N.J. 08837 with the sum of $6,907.57 remaining on deposit until such time as Final Acceptance is granted.

RESOLUTION R.229-052019
Explanation: This resolution provides for the refund of the unused portion of Developers Escrow Fees posted by The Edison Jewish Community for the Planning Board Concept application.

WHEREAS, The Township Planning Board Secretary advises that the Developer Escrow Fees posted by The Edison Jewish Community for a project located at 91 Jefferson Blvd., Edison, N.J.in Block 155, Lot 1 and Concept Application; and

WHEREAS, the applicant was required to Post developers escrow fees, pursuant to Township Ordinance; and

WHEREAS, on February 16, 2010, the Edison Jewish Community posted fees on deposit with the Township of Edison in the account #7760296056 for Developers Escrow Fees; and

WHEREAS, the applicant has requested the return of the unused portion of Developers Escrow Fees, as provided by law; and

WHEREAS, it is now in order that the sum $232.50 plus accrued interest, if applicable, which represents the amount due and owing the applicant, be returned to the Edison Jewish Community and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of $232.50 plus accrued interest, if applicable be refunded to the Edison Jewish Community, 91 Jefferson Blvd., N.J 08817
BE IF FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund the sum of $232.50, plus accrued interest, if applicable, in account #7760296056 to the applicant.

RESOLUTION R.230-052019
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 STO0000350, to the following:

Permit Number:  DEV-0093
Opening Location: 7 TERRY AVE
Block/Lot: 643.A/43
Applicant's Name & Address:  
   HABIB HASSAN
   23 HESTON AVE
   SOUTH AMBOY NJ 08879
Initial Deposit Date: 04/22/2019
Deposit Amount: $2000.00
Paid by & refunded to:
   HABIB HASSAN
   23 HESTON AVE
   SOUTH AMBOY NJ 08879

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.231-052019
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 STO0000335, to the following:

Permit Number:  DEV-0079
Opening Location: 9 WALNUT STREET
Block/Lot: 104.M/26
Applicant's Name & Address:  
   GOLD MEDAL SERVICES
   11 COTTERS LN
   EAST BRUNSWICK. NJ 08816
Initial Deposit Date: 2/26/2019
Deposit Amount: $1200.00
Paid by & refunded to:
   GOLD MEDAL SERVICES
   11 COTTERS LN
   EAST BRUNSWICK. NJ 08816
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.232-052019
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 STO0000342, to the following:

Permit Number: DEV-0084
Opening Location: 45 DALTON PL
Block/Lot: 816/29
Applicant’s Name & Address:
GUY TORO
45 DALTON PL
EDISON, NJ 08817
Initial Deposit Date: 3/25/2019
Deposit Amount: $1024.00
Paid by & refunded to:
GUY TORO
45 DALTON 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.233-052019
RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO JOHN DUFFY FUEL CO., D/B/A JOHN DUFFY ENERGY SERVICES FOR FUEL

WHEREAS, bids were received by the Township of Edison on March 14, 2019 for Public Bid No. 19-12-06, Fuel; and

WHEREAS, JOHN DUFFY FUEL CO., D/B/A JOHN DUFFY ENERGY SERVICES, 465 Mulberry St., Newark, NJ 07114, submitted the lowest legally responsible, responsive bid for Gasoline - Unleaded, Regular 87 Octane and the Emergency Allocation; and

WHEREAS, the initial contract shall be for one (1) year from execution of the contract with options to renew for two (2) one (1) year renewals at the sole discretion of the Township at the same prices, conditions, requirements and terms of the contract, subject to and contingent upon appropriation of sufficient funds each renewal year; and

WHEREAS, the total amount of the first year and any succeeding renewal year shall not exceed $600,000.00, 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:

3. All bids have been reviewed, and the bid submitted by JOHN DUFFY FUEL CO., D/B/A JOHN DUFFY ENERGY SERVICES, 465 Mulberry St., Newark, NJ 07114 for Fuel, is determined to be the lowest legally responsible, responsive bid for Gasoline - Unleaded, Regular 87 Octane and the Emergency Allocation.

4. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed $600,000.00, for the first year and any succeeding renewal year subject to and contingent upon appropriation of sufficient funds for each renewal year and any other necessary documents, with JOHN DUFFY FUEL CO., D/B/A JOHN DUFFY ENERGY SERVICES as described herein.

5. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and/or bonds of the unsuccessful bidders.

RESOLUTION R.234-052019
RESOLUTION ACCEPTING BID AND AWARDS CONTRACT TO RIGGINS, INC. FOR FUEL

WHEREAS, bids were received by the Township of Edison on March 14, 2019 for Public Bid No. 19-12-06, Fuel; and

WHEREAS, RIGGINS, INC., 3938 S. Main Rd., Vineland, NJ 08360, submitted the lowest legally responsible, responsive bid for Ultra Low Sulfur Diesel Fuel, Ultra Low Sulfur Diesel Fuel Premium/WinterBlend Mix and the emergency allocation; and

WHEREAS, the initial contract shall be for one (1) year from execution of the contract with options to renew for two (2) one (1) year renewals at the sole discretion of the Township at the same prices, conditions, requirements and terms of the contract, subject to and contingent upon appropriation of sufficient funds each renewal year; and

WHEREAS, the total amount of the first year and any succeeding renewal year shall not exceed $600,000.00, 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 Financial 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 RIGGINS, INC., 3938 S. Main Rd., Vineland, NJ 08360 for Fuel, is determined to be the lowest legally responsible, responsive bid for Ultra Low Sulfur Diesel Fuel, the Ultra Low Sulfur Diesel Fuel Premium/WinterBlend Mix and the emergency allocation.

2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed $600,000.00, for the first year and any succeeding renewal year subject to and contingent upon appropriation of sufficient funds for each renewal year and any other necessary documents, with RIGGINS, INC., as described herein.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and/or bonds of the unsuccessful bidders.

RESOLUTION R.235-052019
RESOLUTION AWARDING CONTRACT TO KENNEDY EVENT SERVICES INC. FOR THE TOWNSHIP OF EDISON’S 2019 FOURTH OF JULY CONCERT AND 2019 FALL SPECTACULAR EVENTS

WHEREAS, the Township of Edison advertised on the Township website a request for proposals on April 3, 2019 for RFP 19-02-EVENT SERVICES with a proposal opening date of April 16, 2019 and two (2) proposals were received; and

WHEREAS, after review and evaluation of the proposals, it has been recommended by the Township that the contract be awarded to KENNEDY EVENT SERVICES INC., 24 Cokesbury Road, Suite 12, Lebanon, NJ 08833 in the amount not to exceed $20,522.33; and

WHEREAS, this Contract was 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 $20,522.33 have been certified to be available in the Celebration of Public Events Expense account, number 9-01-30-0420-000-020 subject to and contingent upon the availability of sufficient funds in the 2019 temporary and/or permanent budget; 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 proposals have been reviewed, and the proposal submitted by KENNEDY EVENT SERVICES INC., 24 Cokesbury Road, Suite 12, Lebanon, NJ 08833 for the Township of Edison’s 2019 Fourth of July Concert and 2019 Fall Spectacular Events is determined to be the lowest, legally responsible, responsive proposal as listed on the spreadsheet.

2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed $20,522.33, and any other necessary documents, with KENNEDY EVENT SERVICES INC. as described herein.

CERTIFICATION OF AVAILABILITY OF FUNDS
I hereby certify that funds in the amount of $20,522.33 are available for the above in account number 9-01-30-0420-000-020 subject to and contingent upon the availability of sufficient funds in the 2019 temporary and/or permanent budget.

RESOLUTION R.236-052019
Explanation: Federal Bulletproof Vest Partnership (BVP) through the Office of Justice Programs-Bureau of Justice Assistance to allocate funds to local and state law enforcement agencies for the purchase of body vests as part of a matching funds grant not to exceed $15,000.00.

RESOLUTION APPROVING PARTICIPATION IN FY 2019 FEDERAL BULLETPROOF VEST PARTNERSHIP

WHEREAS, the Federal Bulletproof Vest Partnership is designed to provide matching funds to purchase valuable lifesaving equipment to local law enforcement officers; and

WHEREAS, this grant funding enables local law enforcement agencies to cover up to fifty (50) percent of the cost of each vest purchased or replaced for sworn officers and volunteer officers of the Edison Police Department; and

WHEREAS, this vest replacement grant program demonstrates the Edison Police Department’s commitment to helping ensure that law enforcement officers have protective equipment they can rely on to keep our community safe;
THEREFORE, BE IT RESOLVED that the Township of Edison wishes to participate to in the Federal Bulletproof Vest Partnership through the Office of Justice Programs-Bureau of Justice Assistance in a matching funds grant not to exceed $15,000.00.

RESOLUTION R.237-052019

EXPLANATION: A Resolution expressing opposition to the 180-mile oil pipeline between Albany, New York and Linden, New Jersey to be constructed by Pilgrim Pipeline Company.

WHEREAS, the Municipal Council ("Municipal Council") of the Township of Edison ("Township") maintains an interest in the health and well-being of Township residents; and

WHEREAS, Municipal Council is aware that Pilgrim Pipeline Holdings, LLC ("Pilgrim") is currently developing plans to build a new bi-directional pipeline that would transport crude oil and refined petroleum products between Albany, New York and Linden, New Jersey ("Pipeline"); and

WHEREAS, the construction of the Pipeline raises significant safety concerns for the Township and neighboring municipalities, including potential harm to municipal and county infrastructure and likely negative impact upon future development in the local communities; and

WHEREAS, the Municipal Council is concerned about the hazard the Pipeline may create due to the nature and volume of the highly flammable oil flowing through the Pipeline, and its probable route, which crosses through residential neighborhoods; and

WHEREAS, Municipal Council is additionally concerned about the hazard the Pipeline poses to environmentally sensitive areas and groundwater resources along its route; and

WHEREAS, Municipal Council opposes Pilgrim’s construction of the Pipeline due the potential impact it poses to the environment and health and safety of Township residents and neighboring communities.

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

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

Section 2. The Municipal Council hereby expresses its opposition to construction of the Pipeline. The Municipal Council encourages the governing bodies of neighboring municipalities to adopt similar resolution(s) in opposition.

Section 3. The Township Clerk is instructed to send certified copies of this Resolution to the municipalities adjoining the Township.

Section 4. This Resolution shall take effect immediately.

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

ABSENT – Councilmember Coyle

ORAL PETITIONS AND REMARKS

Council President Gomez opened the meeting for public comment.

Julian Zammit, 17 Stiles Road, regarding the Suez deal I hope you base your decision by numbers don’t get carried away on this being a French company. The advantages of being a big company are they won’t be short handed. I heard we would have to bond for 105 million that would hurt our credit rating. Just a suggestion when they make the presentation on June 6th if at the beginning of the meeting they do a snapshot bullet point first, then go on to explain the deal.

Richard Brescher, 868 Grove Avenue, the public should asking why it took over two years to be investigated and now it is being done two weeks before the election it has the hint of politics. Just a suggestion when they make the presentation on June 6th if at the beginning of the meeting they do a snapshot bullet point first, then go on to explain the deal.

Richard Brescher, 868 Grove Avenue, the public should asking why it took over two years to be investigated and now it is being done two weeks before the election it has the hint of politics. The Public should know Joe and Ajay are running for a council seat against Mike and Len, and Sam, Alvaro and Bob are also running along with Mike and Len this committee is not a bi partisan committee and it should be again I smell it's political. I ask you take this committee serious and show us it has integrity you should make sure this committee has no politics to it and is able to be used as a tool. This committee should be a true bi partisan committee working for real justice to this you should postpone to after election. If you
committee is going to look at People for Progress I ask you why no one asked me. In closing please give this committee all the integrity it should do not let politics into this topic.

Elizabeth Conway, 20 Netherwood Circle, She is looking forward to the Committee of the Whole meeting so we can move forward and know what’s going on. The only sad part I would rather get flyers in the mail to tell me how good you are rather than how bad the other are and hope in the future not doing this anymore.

Walt Shneer, Park Way, when will the recycling center be opened?

Mr. Russomanno, we are waiting for the budget, planning to have two employees at the site.

Joe Romano, 55 Avenue C , being a committee person you get to speak to people in your district and bring concerns to the council. When people on the council are told and they respond such as Lenny, he asked him to check on where Lenny went out of his way the person who got the ticket it was the next door house. How can someone get a ticket from Edison Police which is the tops in the State. There is also a yellow Mustang for about a year without a license plate. He is upset when he asked Mr. Diehl, I want to understand I never saw this flyer, I was told that is was being investigated. Well now there is another flyer thru the chair is that true is there another flyer. Can I get the car looked at.

Councilmember Diehl, you are making a political speak half of what you said isn’t true we heard another political speech are we going to do the right thing here or give political speeches. Enough don’t mix apples and oranges because you want to make a political point, we are having the Committee of the Whole next week here you are welcome to come.

Bruce Diamond, 74 Calvert Avenue, Deer Presentation the other night was impressive. I want to thank Mr. Elliot for getting that accomplished. He thanked Councilmember Diehl and Gomez on this subject its touchy no one wants to hurt Bambe, but we are not helping Bambe crossing the road. I hope for next six months we don’t have to listen to political speeches at Council meeting not only are they political but they are bologna speeches.

Lois Wolke, 10 Peake Road, I made a comment at previous meeting about campaigning by certain Councilmembers I agree with Mr. Diamond. I can tell you from years of coming to Council Meetings there are a lot of hard working Councilmembers. I have to say Mr. Lombardi and Mr. Sendelsky are two of the very hardworking ones. Mr. Sendelsky goes to seminar on his own time learning so he can come back to our town with the information. Regarding the Committee of the Whole, this racist flyer which has been going on for over two years and we have come and spoken about it I find it very dis-concerning that Mr. Brescher who is running for Council he never came here to voice his opinion and took an interest until now that he is running for council he has become very vocal on it. I have to agree my perception is it becoming very political. I wish all of you would stop politicizing, you were voted in to do what best for me and all the residents in this town put us first not your next reelection.

Richard Sweeny, 313 Sutton Lane, I have to agree it sounds like a political speech to me. To Councilmember Diehl you have been working hard for two years every meeting you were speaking about this, it’s been the state fault that it’s held it up. All this nonsense on Suez or people coming to council meeting that have never been here before, hope it will be over soon on June 4th.

Frank Greco, 12 Maida Road, regarding Deer problem something has to be done. On the Suez Contract check over numbers and contract very carefully.

Councilmember Gomez wished all the Mothers a Happy Mother’s Day.

Councilmember Coyle, sorry for being late he was at the Coping with Addiction with Mayor Lankey and former Governor McGreevey. He thanked the administration for all their support.

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

Having no further business to discuss, on a motion made by Councilmember Lombardi seconded by Councilmember Sendelsky the meeting was adjourned at 7:29 p.m.