

**MINUTES OF
MUNICIPAL COUNCIL
WORKSESSION AND REGULAR MEETING
September 9, 2019**

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

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

Also present were Township Clerk Russomanno, Deputy Township Clerk McCray, Township Attorney Northgrave, Business Administrator Ruane, Health Director Elliott, Township Engineer O’Krepky, Police Captain Schreck, Fire Chief Latham and Cameraman Cologna.

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

- 4. REVIEW OF MINUTES:**
 - a. through d. No comments were made.

PRESENTATION:

Council President Gomez thanked all the members of the Finance Committee for their dedication and help through the process. Part of what we commit to doing is to make sure we have a proper budget. He also thanked the Business Administrator Ruane and Councilmembers who are part of the Committee.

Council President Gomez presented the Finance Committee Report and explained each page.

Councilmember Lombardi echoed Council President’s sentiments. He also thanked all the directors for all their time and a special thank you to Ms. Ruane for all the hours she put in.

Councilmember Sendelsky also thanked Ms. Ruane and Committee Members. He appreciates all you time and thoughts put together.

- 5. 2019 CALENDAR YEAR BUDGET:**
 - a. No comments were made.

- 6. 2019 SOLID WASTE BUDGET:**
 - a. No comments were made.

7. REPORTS FROM ALL COUNCIL COMMITTEES:

Councilmember Joshi, Library Board Meeting is tomorrow in the Edison Room.

LDS – Open Space meeting he went to discuss

Councilmember Coyle, Beautification Committee is working on a project on Silverlake with the County. The meetings regarding the park are moving forward.

8. POINTS OF LIGHT

Council President Gomez thanked the Department of Recreation who puts together our 911 Memorial Ceremony together. On September 20, 2019 at 1:00pm the POW/MIA Recognition Day ceremony will be at the monument. Our annual Fall Family Spectacular will be on Saturday, September 28th on Amboy Avenue starting at 11:00am.

9. FROM THE BUSINESS ADMINISTRATOR:

- a. Councilmember Coyle asked for some detail on this contract.

Ms. Ruane explained this is a continuation of the contract for this year also the Metuchen Pump Station and Tingley.

- b. Councilmember Patil noted this is for a two year contract is this the first time we are doing two year contracts?

Ms. Ruane, it’s eight different companies they allow two years.

c. through e. No comments were made.

10. FROM THE DEPARTMENT OF FINANCE:

a. through d. No comments were made.

11. FROM THE DEPARTMENT OF HEALTH:

a. No comments were made

12. FROM THE DEPARTMENT OF LAW:

a. Councilmember Coyle asked for explanation.

Mr. Northgrave its BJ Warehouse property.

Councilmember Sendelsky added the Redevelopment Committee discussed this if you need information just let him know.

b. And c. No Comments were made.

d. Councilmember Lombardi asked for explanation.

Mr. Northgrave explained the way the current ordinance is it's only for public property placement of trees, this is for trees on private property.

Councilmember Joshi thanked Ms. Ruane and Mr. Northgrave for working on this ordinance so quickly there are over one hundred people requested. This money is for only trees.

e. No comments were made.

f. Councilmember Patil thanked Councilmember Lombardi for working on this and asked if this is going on the ROSSI.

Mr. Northgrave believes it will have to go on the ROSS since the county is using the funds to purchase it.

13. FROM THE DEPARTMENT OF PLANNING AND ENGINEERING:

a. through e. No comments were made

14. FROM THE PUBLIC WORKS:

a. through f. No comments were made

15. FROM THE DEPARTMENT OF RECREATION:

a. No comments were made

16. FROM THE CHIEF OF FIRE:

a. No comments were made

17. FROM THE CHIEF OF POLICE:

a. and b. No comments were made

18. FROM THE TOWNSHIP CLERK:

a. No comments were made.

19. FROM THE COUNCIL MEMBER OF THE PLANNING BOARD:

Councilmember Sendelsky there was no meeting next meeting is scheduled for September 16th at 7pm.

20. UNFINISHED BUSINESS:

ORDINANCES FOR FURTHER CONSIDERATION AND PUBLIC HEARING:

O.2048-2019 Councilmember Coyle, this is the third time we are voting on this hopefully. Hope we exercise the best economic choice soon.

Ms. Ruane said at the last Council Meeting we passed a Resolution to hire an architect to rebuild a garage.

O.2049-2019 Councilmember Patil, asked will this be a separate department? Do you know how many people we need to hire?

Ms. Ruane, it will be a separate Director the term will be with the Mayor. At this time we don't know how many people.

0.2050-2019 Councilmember Joshi explained and thanked the administration for this. This facilitates competition but they still requires to follow public contract law. He is excited and hopes it becomes law tonight.

Councilmember Patil asked if this would include contracts which are Unspecified Services.

Councilmember Coyle, this is super necessary, thanked Councilmember Joshi and asked him to explain the five percent.

Councilmember Joshi explained the five percent.

Councilmember Coyle he looks forward to using our local tradesman.

21. DISCUSSION ITEMS:

Council President Gomez:

- a. None

Councilmember Coyle:

- a. He received speeding complaints on Ovington, Amboy and Mac Arthur Dr., what are the requirements to installing speed bumps.
- b. Captain Ken Schreck explained a study under the Department of Engineering, DOT maximum speed do a traffic count request through the Mayor's office and Chief of Police.

Ms. Ruane added we haven't been putting speed bumps in because of public safety and plowing.

- c. A resident at 82 Philo complained about flooding. He asked if Engineering Department can go out to look at.
- d. Edmund Street Update.

Mr. O'Krepky, reported he spoke with NJDOT all striping and signage is installed they removed two signs that aren't there's.

- e. He asked what the amount of funding Suez is allowed by law to run their campaign.

Mr. Northgrave he assumes it would fall under Election Law Campaign. He gave a comparison people have the right to express their opinion, there is nothing illegal with them distributing.

There was further discussion amongst the Councilmember and Mr. Northgrave regarding the referendum, the non-binding referendum and timing of petition.

Councilmember Diehl:

- a. He asked for an update on the swale at Abbot & Calvert.

Mr. O'Krepky, it has been referred to Department of Public Works

- b. 911 Memorial Service, will be this Wednesday if it rains it will be held inside Council Chambers.

Councilmember Joshi:

- a. He has some hesitation and concerns with passing the budget tonight because of the referendum tomorrow. Please clarify the process with the DCA. We are anticipating a yes vote the money is not in the current budget.

Councilmember Gomez, explained it's not part of this budget tonight or the current fund. Its Capital expenditures, part of the debt service.

Mr. Northgrave added it's a Capital expense. There is not impact in the 2019 Budget. He explained how Emergency Appropriation Law works. He doesn't see any impact to hold up this budget.

Councilmember Gomez added Capital is not in the Current Fund.

Ms. Ruane explained the Current Fund affects all tax payers. The Water will only be for 12,000 customers. To be clear Water Utility is for 12,000 residents. It is an accounting mechanism Emergency Appropriations. It will be a separate utility.

Councilmember Lombardi:

- a. None

Councilmember Patil:

- a. Do we have an ordinance sewer?

Councilmember Sendelsky:

- a. Status of Parks

Mr. O’Krepky read the report from the contractor.

- b. Old Post Road light timing

Ms. Ruane, we are waiting

- c. He asked about the Tree Fund, is it 40% allowed to be used for parks.

Ms. Ruane, will follow up.

- d. Made comments on the Water & Sewer referendum.

APPROVAL OF MINUTES:

On a motion made by Councilmember Sendelsky seconded by Councilmember Patil and duly carried, the Minutes of the Special Meeting of May 14, May 23, and July 8, 2019 and Worksession Meeting of August 26, 2019 were accepted as submitted.

2019 CALENDAR YEAR BUDGET:

Councilmember Lombardi, in my eight years this is the most difficult task.

A motion was made by Councilmember seconded by Councilmember to adopt the 2019 Calendar Year Municipal Budget.

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

ABSENT:

NAYS – Councilmembers Coyle, Joshi and Patil.

2019 SOLID WASTE BUDGET:

2019 SOLID WASTE COLLECTION DISTRICT BUDGET

of the Township of Edison, County of

Middlesex for the Fiscal Year 2019

Revenue and Appropriation Summaries

Summary of Revenues	Anticipated	
	2019	2018

1. Surplus	\$ 1,057,569.74	\$ 798,797.37
2. Amount to be Raised by Taxes for Support of Solid Waste Collection District	9,979,471.26	9,876,494.98
Total Revenues	\$ 11,037,041.00	\$10,675,292.35

Summary of Appropriations	2019 Budget	Final 2018 Budget
1. Operating Expenses:		
Salaries & Wages	\$ 2,550,000.00	\$ 2,550,000.00
Other Expenses	6,777,341.00	6,665,592.35
2. Deferred Charges & Other Appropriations	709,700.00	709,700.00
3. Capital Improvements	1,000,000.00	750,000.00
Total Appropriations	\$ 11,037,041.00	\$10,675,292.35
Total Number of FT Employees		

A motion was made by Councilmember seconded by Councilmember to adopt the 2019 Solid Waste Budget.

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

NAYS – Councilmember Coyle

COUNCIL PRESIDENT’S REMARKS:

Council President Gomez, reminded everyone the Special Election tomorrow.

UNFINISHED BUSINESS

ORDINANCES FOR FURTHER CONSIDERATION AND PUBLIC HEARING

The following Ordinances, which were introduced by Title on August 28, 2019 passed on first reading, published according to law for further consideration at this meeting, were read by the Township Clerk:

O.2048-2019

ORDINANCE AUTHORIZING A MONTH TO MONTH LEASE FOR STORAGE OF TOWNSHIP VEHICLES AND EQUIPMENT.

(The above Ordinance O. 2048-2019 can be found in its entirety in Ordinance Book #27.)

Council President Gomez declared the Public Hearing opened for O.20148-2019.

None

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

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

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

ABSENT:

NAYS – Councilmember Coyle

The following Ordinances, which were introduced by Title on August 28, 2019 passed on first reading, published according to law for further consideration at this meeting, were read by the Township Clerk:

O.2049-2019 ORDINANCE AMENDING VARIOUS SECTIONS OF THE TOWNSHIP CODE TO ESTABLISH A DEPARTMENT OF WATER AND SEWER FOR THE TOWNSHIP.

(The above Ordinance O. 2049-2019 can be found in its entirety in Ordinance Book #27.)

Council President Gomez declared the Public Hearing opened for O.2049-2019.

Ralph Scarola, 4 Long View Road, the Sewer department had a sur plus the last few years about 5 or 6 million is that allocated by that department, how will the money be allocated.

Ms. Ruane, can only be used for this utility, just the last couple of years any monies now will be used. Money is sewer. There will be a separate water utility. Money will only stay in the sewer not cross over into water.

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

On a motion made by Councilmember Lombardi seconded by Councilmember Patil, the Ordinance was adopted.

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

ABSENT- Councilmember Joshi

NAYS – Councilmember Coyle

The following Ordinances, which were introduced by Title on August 28, 2019 passed on first reading, published according to law for further consideration at this meeting, were read by the Township Clerk:

O.2050-2019 ORDINANCE AMENDING CHAPTER II OF THE CODE OF THE TOWNSHIP OF EDISON, SETTING FORTH PROCEDURES REGARDING THE ESTABLISHMENT AND ADMINISTRATION OF A SET-ASIDE PROGRAM FOR QUALIFIED MINORITY, WOMEN AND VETERAN BUSINESSES PURSUANT TO THE LOCAL PUBLIC CONTRACTS LAW, N.J.S.A. 40A:11-1 ET SEQ., IN CONNECTION WITH TOWNSHIP PURCHASING AND PROCUREMENT.

(The above Ordinance O. 2050-2019 can be found in its entirety in Ordinance Book #27.)

Council President Gomez declared the Public Hearing opened for O.2050-2019.

Maria Orchid, 83 Jefferson Avenue, she is in favor of helping any Veteran and Women.

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

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

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

ABSENT:

NAYS - None

NEW BUSINESS

PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR WEDNESDAY, SEPTEMBER 25, 2019.

O.2051-2019 ORDINANCE AMENDING CHAPTER XI, "GENERAL LICENSING AND BUSINESS REGULATIONS," SECTION 28 ("TOWING REGULATIONS") OF THE TOWNSHIP CODE OF GENERAL ORDINANCES TO ADDRESS CERTAIN MILEAGE AND DISTANCE REQUIREMENTS, AND OTHER CORRECTIVE NUMERIC CHANGES.

On a motion made by Councilmember Lombardi seconded by Councilmember Patil this Ordinance was passed on first reading and ordered published according to law for further consideration and Public Hearing at the next Regular Meeting of the Township Council to be held on September 25, 2019.

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

NAYS – None

O.2052-2019 ORDINANCE AMENDING CHAPTER XXV, "TREES," SECTION 25-13 ("TREE FUND") OF THE TOWNSHIP CODE OF GENERAL ORDINANCES, TO EXPAND PERMITTED USES OF THE TOWNSHIP TREE FUND TO INCLUDE PLANTINGS ON PRIVATE PROPERTY IN ACCORDANCE WITH THE LIMITATIONS TO BE SET FORTH THEREIN.

On a motion made by Councilmember Diehl seconded by Councilmember Patil this Ordinance was passed on first reading and ordered published according to law for further consideration and Public Hearing at the next Regular Meeting of the Township Council to be held on September 25, 2019.

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

NAYS – None

PUBLIC COMMENTS AS TO PROPOSED RESOLUTIONS

Council President Gomez opened the meeting to the public for comments on Proposed Resolutions R.446-092019 through R.484-092019.

Bruce Diamond, 74 Calvert Avenue, on Resolution R.462-092019 is it the entire two building. Resolution R.463-092019 feels this is wonderful we are finally getting this property. Hopefully the county has more money to purchase the Shay property too.

Mr. Northgrave yes the entire parcel of BJ Warehouse.

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

Councilmember Lombardi requested that Resolution R.463-092019 be pulled for separate vote.

The following Resolutions R.446-092019 through R.462-092019 and R.464-092019 through R.484-092019 were adopted under the Consent Agenda on a motion made by Councilmember Diehl and seconded by Councilmember Patil.

RESOLUTION R.446-092019

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING SEPTEMBER 5, 2019.

WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through September 5, 2019.

FUND	AMOUNT
Current	\$9,331,398.30
Affordable Housing	0.00
Capital	79,111.15
Cash Performance	0.00
CDBG	0.00
Developers Escrow	0.00
Dog (Animal Control)	740.58
Federal Forfeited	0.00
Grant Funds	512.46
Law Enforcement	0.00
Open Space	0.00
Park Improvements	0.00
Payroll Deduction	484,661.87
Sanitation Fund	93,553.96
Self Insurance	0.00
Sewer Utility	2,467,667.23
Tax Sale Redemption	263,638.34
Tree Fund	49,427.78
Tree Planting	0.00
Trust	95,430.99
Edison Landfill Closure Trust	0.00
TOTAL	\$12,866,142.66

/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.447-092019

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 **\$132,310.79**.

RESOLUTION R.448-092019

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 **\$1,816.00**.

RESOLUTION R.449-092019

Authorizing the refund of sewer charge overpayments

WHEREAS, the Tax Collector of the Township of Edison, Lina Vallejo, reports and advises that on various property discharging disposable water into Township of Edison sewer lines, we have received overpayment for sewer use charges due to erroneous or duplicate payments totaling amounts greater than that value billed to their sewer accounts for the indicated year and period; and

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

WHEREAS, the Municipal Council of the Township of Edison desires to authorize the refund of these sewer charge overpayments.

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 in satisfaction of sewer charge overpayments totaling **\$1,054.81**, and that this Resolution shall take effect immediately.

RESOLUTION R.450-092019

EXPLANATION: A Resolution authorizing Mott MacDonald to provide additional engineering services in connection water and sewer systems

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

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

WHEREAS, pursuant to the LPCL, the Township issued a Request for Proposals for Engineering Services, RFP 16-09, and by way of Resolution R.066-022017 authorized Mott MacDonald (“**Engineer**”) to provide engineering services in connection with the Township’s solicitation of proposals for a concession agreement for the Township’s water and sewer systems (the “**Engineering Services**”) in the amount of \$286,800.00 and additional funds by way of Resolution R. 060-012019 in the amount of \$20,000.00; and

WHEREAS, the Township desires to authorize an additional forty five thousand dollars (\$45,000.00) to address prior and continued consulting services for water and sewer concession issues as well as other engineering issues related to water and sewer; and

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

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 the amount of \$45,000.00.
- Section 3. The Mayor or his designee are hereby authorized and directed to execute a contract with Mott MacDonald, 111 Wood Avenue, South, Iselin, NJ 08830 for its Engineering Services in the amount of \$45,000.00.
- Section 4. Notice of this Resolution shall be published in the designated official newspaper as required by law within ten (10) days of passage.

RESOLUTION R.451-092019

RESOLUTION ACCEPTING BID AND AWARDING A TWO YEAR CONTRACT TO CENTURION PRINTING FOR THE FURNISHING OF PRINTING SERVICES

WHEREAS, bids were received by the Township of Edison on July 16, 2019 for Public Bid No. 19-08-02-Printing Services; and

WHEREAS, CENTURION PRINTING, 352 Market St., Kenilworth, NJ 07033, submitted the lowest legally responsible bid for various items of the bid as listed on the spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$15,000.00, cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid by CENTURION PRINTING, 352 Market St., Kenilworth, NJ 07033, for Printing Services is determined to be the lowest legally responsible bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a two year contract in the amount not to exceed \$15,000.00, and any other necessary documents, with CENTURION PRINTING.

RESOLUTION R.452-092019

RESOLUTION ACCEPTING BID AND AWARDING A TWO YEAR CONTRACT TO RIDGEWOOD PRESS FOR THE FURNISHING OF PRINTING SERVICES

WHEREAS, bids were received by the Township of Edison on July 16, 2019 for Public Bid No. 19-08-02-Printing Services; and

WHEREAS, RIDGEWOOD PRESS, 609 Franklin Turnpike, Ridgewood, NJ 07450, submitted the lowest legally responsible bid for various items of the bid as listed on the spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$32,000.00, cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid by RIDGEWOOD PRESS, 609 Franklin Turnpike, Ridgewood, NJ 07450, for Printing Services is determined to be the lowest legally responsible bid for various items of the bid as listed on the spreadsheet.

2. The Mayor, or his designee, is hereby authorized to execute a two year contract in the amount not to exceed \$32,000.00, and any other necessary documents, with RIDGEWOOD PRESS.

RESOLUTION R.453-092019

RESOLUTION ACCEPTING BID AND AWARDING A TWO YEAR CONTRACT TO CONCEPT PRINTING FOR THE FURNISHING OF PRINTING SERVICES

WHEREAS, bids were received by the Township of Edison on July 16, 2019 for Public Bid No. 19-08-02-Printing Services; and

WHEREAS, CONCEPT PRINTING, 40 Lydecker St., Nyack, NY 10960, submitted the lowest legally responsible bid for various items of the bid as listed on the spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$95,000.00, cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid by CONCEPT PRINTING, 40 Lydecker St., Nyack, NY 10960, for Printing Services is determined to be the lowest legally responsible bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a two year contract in the amount not to exceed \$95,000.00, and any other necessary documents, with CONCEPT PRINTING.

RESOLUTION R.454-092019

RESOLUTION ACCEPTING BID AND AWARDING A TWO YEAR CONTRACT TO CONSORTIUM COMPANIES FOR THE FURNISHING OF PRINTING SERVICES

WHEREAS, bids were received by the Township of Edison on July 16, 2019 for Public Bid No. 19-08-02-Printing Services; and

WHEREAS, CONSORTIUM COMPANIES, 400 Raritan Center Pkwy., Edison, NJ 08837, submitted the lowest legally responsible bid for various items of the bid as listed on the spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$55,000.00, cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid by CONSORTIUM COMPANIES, 400 Raritan Center Pkwy., Edison, NJ 08837, for Printing Services is determined to be the lowest legally responsible bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a two year contract in the amount not to exceed \$55,000.00, and any other necessary documents, with CONSORTIUM COMPANIES.

RESOLUTION R.455-092019

RESOLUTION ACCEPTING BID AND AWARDING A TWO YEAR CONTRACT TO ENVELOPES & PRINTED PRODUCTS, INC. FOR THE FURNISHING OF PRINTING SERVICES

WHEREAS, bids were received by the Township of Edison on July 16, 2019 for Public Bid No. 19-08-02-Printing Services; and

WHEREAS, ENVELOPES & PRINTED PRODUCTS, INC., 135 Fairview Ave., Prospect Park, NJ 07508, submitted the lowest legally responsible bid for various items of the bid as listed on the spreadsheet; and

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

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

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

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

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

1. All bids have been reviewed, and the bid by ENVELOPES & PRINTED PRODUCTS, INC., 135 Fairview Ave., Prospect Park, NJ 07508, for Printing Services is determined to be the lowest legally responsible bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a two year contract in the amount not to exceed \$30,000.00, and any other necessary documents, with ENVELOPES & PRINTED PRODUCTS, INC.

RESOLUTION R.456-092019

RESOLUTION ACCEPTING BID AND AWARDING A TWO YEAR CONTRACT TO PREMIER PRINTING SOLUTIONS, INC. FOR THE FURNISHING OF PRINTING SERVICES

WHEREAS, bids were received by the Township of Edison on July 16, 2019 for Public Bid No. 19-08-02-Printing Services; and

WHEREAS, PREMIER PRINTING SOLUTIONS, INC., 513 South Pine Ave., South Amboy, NJ 08879, submitted the lowest legally responsible bid for various items of the bid as listed on the spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$3,000.00, cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid by PREMIER PRINTING SOLUTIONS, INC., 513 South Pine Ave., South Amboy, NJ 08879, for Printing Services is determined to be the lowest legally responsible bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a two year contract in the amount not to exceed \$3,000.00, and any other necessary documents, with PREMIER PRINTING SOLUTIONS, INC.

RESOLUTION R.457-092019

RESOLUTION ACCEPTING BID AND AWARDING A TWO YEAR CONTRACT TO W.B. MASON CO., INC. FOR THE FURNISHING OF PRINTING SERVICES

WHEREAS, bids were received by the Township of Edison on July 16, 2019 for Public Bid No. 19-08-02-Printing Services; and

WHEREAS, W.B. MASON CO., INC., 300 Prospect Plains Rd., Cranbury, NJ 08512, submitted the lowest legally responsible bid for various items of the bid as listed on the spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$4,500.00, cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid by W.B. MASON CO., INC., 300 Prospect Plains Rd., Cranbury, NJ 08512, for Printing Services is determined to be the lowest legally responsible bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a two year contract in the amount not to exceed \$4,500.00, and any other necessary documents, with W.B. MASON CO., INC.

RESOLUTION R.458-092019

RESOLUTION ACCEPTING BID AND AWARDING A TWO YEAR CONTRACT TO STUYVESANT PRESS, INC. FOR THE FURNISHING OF PRINTING SERVICES

WHEREAS, bids were received by the Township of Edison on July 16, 2019 for Public Bid No. 19-08-02-Printing Services; and

WHEREAS, STUYVESANT PRESS, INC., 119 Coit St., Irvington, NJ 07111, submitted the lowest legally responsible bid for various items of the bid as listed on the spreadsheet; and

WHEREAS, the total amount of this contract, not to exceed \$7,000.00, cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid by STUYVESANT PRESS, INC., 119 Coit St., Irvington, NJ 07111, for Printing Services is determined to be the lowest legally responsible bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a two year contract in the amount not to exceed \$7,000.00, and any other necessary documents, with STUYVESANT PRESS, INC.

RESOLUTION R.459-092019

RESOLUTION AUTHORIZING ADDITIONAL FUNDS FOR THE FURNISHING OF PRINTING SERVICES TO CONCEPT PRINTING CORP. IN AN AMOUNT NOT TO EXCEED \$10,000.00

WHEREAS, CONCEPT PRINTING CORP., 40 Lydecker St., Nyack, NY 10960 was awarded Contract No. 17-08-02-Printing Services through resolution R.399-062017 for the period July 26, 2017- July 25, 2019 in the amount of \$50,000.00, and that amount has been depleted; and

WHEREAS, the Purchasing Agent is in the process of awarding a new Printing contract; and

WHEREAS, the Township recommends we add additional funds in the amount not to exceed \$10,000.00 with all prices, terms and conditions to remain the same until such a time as the new contracts are executed; and

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

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

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

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

NOW, THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison the Mayor, or his designee, is hereby authorized to amend and execute the contract in the amount not to exceed \$10,000.00, and any other necessary documents, with CONCEPT PRINTING CORP. as described herein.

RESOLUTION R.460-092019

RESOLUTION AWARDING A CONTRACT TO US GOVBID / AUCTION LIQUIDATION SERVICES COMPANY FOR AUCTIONEER SERVICES

WHEREAS, Local Public Contracts Law, N.J.S.A. 40A-11-36 requires that all such personal property be sold at public auction to the highest bidder; and

WHEREAS, the Local Unit Technology Pilot Program and Study Act (P.L. 2001, c. 30) authorizes the sale of surplus personal property no longer needed for public use through the use of an online auction service; and

WHEREAS, Edison Township intends to utilize the online auction services of US GOVBID / AUCTION LIQUIDATION SERVICES COMPANY, PO Box 1216, Eatontown, NJ 07724; and

WHEREAS, the sales are being conducted pursuant to the Division of Local Government Services' Local Finance Notice 2008-9, 2008-21R – Revised October 2012; and

WHEREAS, US GOVBID / AUCTION LIQUIDATION SERVICES COMPANY, PO Box 1216, Eatontown, NJ 07724 submitted a quote to conduct online auction services for four and one half percent (4.5%) of the receipt of sales and a two and one half percent (2.5%) Internet Service Fee which is payable by the buyer to the auction company; 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 that the Mayor, or his designee, is hereby authorized to execute a one year contract and any other necessary documents with US GOVBID / AUCTION LIQUIDATION SERVICES COMPANY for Auction Services for four and one half percent (4.5%) of the receipt of sales and a two and one half percent (2.5%) Internet Service Fee which is payable by the buyer to the auction company as described herein.

RESOLUTION R.461-092019

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO CDW GOVERNMENT, LLC FOR THE PURCHASE OF COMPUTERS WITH SOFTWARE FOR THE TOWNSHIP OF EDISON

WHEREAS, there is a need to purchase sixty four (64) computers with software for various offices for the Township of Edison; and

WHEREAS, CDW GOVERNMENT LLC, 230 North Milwaukee Avenue, Vernon Hills, IL 60061, has been awarded State Contract Numbers 89849 under M-0003 Software License & Related Services and State Contract Number 89974 under M-0483 Computer Equipment, Peripherals & Related Supplies; and

WHEREAS, the Township intends to purchase the computers under State contract Number 89974 in the amount of \$64,535.00 and software under State contract 89849 in the amount of \$26,072.68 for a total purchase price of \$90,607.68; 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 \$90,607.68; and

WHEREAS, funds in the amount of \$32,408.97 have been certified to be available in the Const Enforcement Agency Computer Hardware & Software, Account No. 9-01-22-0195-000-059, and funds in the amount of \$58,198.71 have been certified to be available in the Acquisition of Various Computers & Equipment, Account No. C-04-17-1988-110-000; 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 \$90,607.68, and any other necessary documents, with CDW GOVERNMENT LLC, 230 North Milwaukee Avenue, 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. 89849 under M-0003 and State Contract, No. 89974 under M-0483.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$32,408.97** are available for the above in Account No. **9-01-22-0195-000-059** and **\$58,198.71** are available for the above in Account No. **C-04-17-1988-110-000**.

/s/Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.462-092019

EXPLANATION: A Resolution authorizing the Township Planning Board to investigate whether the property commonly known on the Township tax maps as Block 266, Lot 49 and Block 198, Lot 29 (aka in the area of 1000 U.S Route 1) satisfies the criteria to be designated ‘an area in need of redevelopment’ pursuant to Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “**Redevelopment Law**”), authorizes municipalities to determine whether certain parcels of land in the municipality constitute areas in need of redevelopment; and

WHEREAS, to determine whether certain parcels of land constitute areas in need of redevelopment under the Redevelopment Law the municipal council (“**Municipal Council**”) of the Township of Edison (the “**Township**”) must authorize the planning board of the Township (the “**Planning Board**”) to conduct a preliminary investigation of the area and make recommendations to the Municipal Council; and

WHEREAS, the Municipal Council hereby requests that an investigation occur with respect to the property commonly known as Block 266, Lot 49 and Block 198, Lot 29 (aka in the area of 1000 U.S Route 1) on the tax map of the Township (hereinafter the “**Study Area**”), to determine whether the Study Area meets the criteria set forth in the Redevelopment Law, specifically *N.J.S.A. 40A:12A-5*, and should be designated as an area in need of redevelopment; and

WHEREAS, the redevelopment area determination requested hereunder authorizes the Township and Municipal Council to use all those powers provided by the Redevelopment Law for use in a redevelopment area, other than the power of eminent domain (hereinafter referred to as a “**Non-Condemnation Redevelopment Area**”).

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

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

Section 2. The Planning Board is hereby authorized and directed to conduct an investigation pursuant to *N.J.S.A. 40A:12A-6* to determine whether the Study Area satisfies the criteria set forth in *N.J.S.A. 40A:12A-5* to be designated as an area in need of redevelopment.

Section 3. As part of its investigation, the Planning Board shall prepare a map showing the boundaries of the Study Area and the location of the parcel contained therein, and appended thereto shall be a statement setting forth the basis of the investigation.

Section 4. The Planning Board shall conduct a public hearing in accordance with the Redevelopment Law, specifically *N.J.S.A. 40A:12A-6*, after giving due notice of the proposed boundaries of the Study Area and the date of the hearing to any persons who are interested in or would be affected by a determination that the Study Area is an area in need of redevelopment. The notice of the hearing shall specifically state that the redevelopment area determination shall not authorize the Township or Municipal Council to exercise the power of eminent domain to acquire any property in the delineated area, for the Study Area is being investigated as a possible Non-Condemnation Redevelopment Area.

Section 5. At the public hearing, the Planning Board shall hear from all persons who are interested in or would be affected by a determination that the Study Area is a redevelopment area. All objections to a determination that the Study Area is an area in need of redevelopment and evidence in support of those objections shall be received and considered by the Planning Board and made part of the public record.

Section 6. After conducting its investigation, preparing a map of the Study Area, and conducting a public hearing at which all objections to the designation are received and considered, the Planning Board shall make a recommendation to the Municipal Council as to whether the Municipal Council should designate all or some of the Study Area as an area in need of redevelopment.

Section 7. This Resolution shall take effect immediately.

RESOLUTION R.464-092019

EXPLANATION: A Resolution referring the Ray Catena Automotive Properties Redevelopment Plan (Block 198, Lots 23.E1, 27 and 28; and Block 199, Lots 16-R, 16-S, 16-T, 16-U, 16-V-2, 16-C-1, 16-D, 16-E-1, 16-F-1, 16-G-1, 17-D-1, 17-D-2 and 34) in the Township, to the Township Planning Board for review and comment pursuant to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1, et seq.*

WHEREAS, the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.*, as amended and supplemented (the “Redevelopment Law”), authorizes a municipality to determine whether certain property within the municipality constitutes an area in need of redevelopment; and

WHEREAS, to make such a determination under the Redevelopment Law, the municipal council (the “Township Council”) of the Township of Edison (the “Township”), by way of Resolution R.642-112018, adopted November 8, 2018, and later by Resolution R.700-112018 adopted December 12, 2018, authorized and directed the planning board of the Township (the “Planning Board”) to conduct a preliminary investigation of, amongst other parcels, the property more commonly known as Block 198, Lots 23.E1, 27 (aka 900, 910, and 920 Route 1) and Block 199, Lots 16-R, 16-S, 16-T, 16-U, 16-V-2, 16-C-1, 16-D, 16-E-1, 16-F-1, 16-G-1, 17-D-1, 17-D-2 and 34 (aka 121 Main Street) on the Township’s tax maps (the “Study Area”), and to determine whether the Study Area meets the criteria for a Non-Condemnation Redevelopment Area, pursuant to Sections 5 and 6 of the Redevelopment Law; and

WHEREAS, on March 18, 2019, the Planning Board, after providing due notice, conducted a public hearing in accordance with the Redevelopment Law, at which hearing it determined that the Study Area qualified as

an area in need of redevelopment and recommended that the Township Council designate the Study Area as an area in need of redevelopment pursuant to the criteria and requirements of the Redevelopment Law; and

WHEREAS, on April 10, 2019, the Municipal Council accepted the recommendation of the Planning Board and adopted a resolution which designated Block 198, Lots 23.E1, 27 (aka 900, 910, and 920 Route 1) and Block 199, Lots 16-R, 16-S, 16-T, 16-U, 16-V-2, 16-C-1, 16-D, 16-E-1, 16-F-1, 16-G-1, 17-D-1, 17-D-2 and 34 (aka 121 Main Street) as an “area in need of redevelopment” (“Redevelopment Area”) in accordance with the Redevelopment Law;

WHEREAS, by commission of the Municipal Council, the Bignell Planning Consultants, Inc. has prepared a redevelopment plan for the Redevelopment Area entitled the “Ray Catena Automotive Properties Redevelopment Plan” (“Redevelopment Plan,” attached hereto as *Exhibit A*); and

WHEREAS, the Municipal Council desires to refer the Redevelopment Plan to the Planning Board for its review and comment, pursuant to *N.J.S.A. 40A:12A-7* of the Redevelopment Law.

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

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

Section 2. Pursuant to *N.J.S.A. 40A:12A-7(e)*, the Municipal Council hereby refers the Redevelopment Plan to the Planning Board for review and recommendation. The Planning Board shall prepare a report regarding its recommendations as to the Redevelopment Plan and submit same to the Municipal Council within 45 days after referral, as required by the Redevelopment Law.

Section 3. The Clerk of the Township shall forward a copy of this Resolution and the Redevelopment Plan to the Planning Board for review.

Section 4. This Resolution shall take effect immediately.

RESOLUTION R.465-092019

Explanation: A Resolution authorizing a subsidy grant of \$50,000 from the Township’s Affordable Housing Market To Affordable Program for the purchase of a home from market rate to affordable.

WHEREAS, by Resolution the Township Council approved, authorized and established a Market To Affordable Program pursuant to *N.J.A.C. 5:97-8.8(a)*, to assist eligible owner/s in the purchase of eligible housing units in the Township of Edison, to use these existing properties as Affordable Housing units (Unit), and committed \$2.875 million dollars from the Township’s Affordable Housing Trust Fund for this purpose; and

WHEREAS, the Township Council also approved and adopted a Manual at that time for the Market To Affordable Program in accordance with the Court’s directives, which set forth the application process for applicants to comply with in order to participate in the Program and receive a subsidy for such purchase under the Program; and

WHEREAS, a Unit was located and an application to participate in the Program was submitted, reviewed and deemed complete and in compliance with the requirements; and

WHEREAS, the Seller, has entered into a Sales Contract with a household that is income certified as eligible to purchase such a Unit, as approved by the Township’s Administrative Agent and qualifies for a subsidy grant of \$50,000 to be paid from the Township’s Affordable Housing Trust Fund in order to reduce the price for the Buyers to qualify the Unit as “Affordable”; and

WHEREAS, the title company, known as Associated Title Agency, will distribute such funds to the Seller, on behalf of the Buyer, at the time of the Closing in order to meet the full *sale price*; and

WHEREAS, the Township Council desires to award this subsidy grant to buy-down the selling price to make it an *affordable* unit at 31 Silver Lake Avenue, Edison, NJ, Block 343, Lot 1, in the amount of \$50,000 for the purpose set forth herein under the Township’s Market To Affordable Program; and to authorize the execution of a Deed Restriction between the Township and Mara Brea the Buyer, with respect to such subsidy grant.

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

1. The Township Council hereby approves and authorizes a subsidy grant in the amount of \$50,000 from the Township’s Affordable Housing Trust Fund account T-13-00-0000-000-006 with respect to the Township’s Market To Affordable Program, to Associated Title Agency, 64 W Main Street #4, Freehold, NJ 07728, for the purposes set forth herein and authorizes the execution of a Deed

Restriction between the Township and Mara Brea, 31 Silver Lake Avenue, Edison, NJ 08817 with respect to such subsidy grant.

2. That an original certified copy of this resolution shall be forwarded to the Municipal Housing Liaison.

RESOLUTION R.466-092019

Explanation: A Resolution authorizing a grant of \$10,000 from the Township's Affordable Housing Down Payment/Closing Cost Affordability Assistance Program for the purchase of an *affordable* housing unit by an income certified buyer.

WHEREAS, by Resolution the Township Council approved, authorized and established a Market To Affordable Program pursuant to N.J.A.C. 5:97-8.8(a), to assist eligible owner/s in the purchase of eligible *affordable* housing units in the Township of Edison, to use these existing properties as Affordable Housing units (Unit), and committed one million dollars from the Township's Affordable Housing Trust Fund for this purpose; and

WHEREAS, the Township Council also approved and adopted a Manual at that time for the Down Payment/Closing Cost Affordability Assistance Program in accordance with the Court's directives, which set forth the application process for applicants to comply with in order to participate in the Program and receive a grant for such purchase under the Program; and

WHEREAS, a Unit was located and an application to participate in the Program was submitted, reviewed and deemed complete and in compliance with the requirements; and

WHEREAS, the Buyers, have entered into a Sales Contract to purchase an *affordable* housing unit, as approved by the Township's Administrative Agent and qualifies for a grant of \$10,000 to be paid from the Township's Affordable Housing Trust Fund in order to provide affordability assistance by reducing the costs for the Buyers; and

WHEREAS, the title company, known as Associated Title Agency, will distribute such funds on behalf of the Buyer at the time of the Closing to subsidize the down payment or closing costs; and

WHEREAS, the Township Council desires to award this grant to provide assistance in the purchase of an *affordable* unit at 31 Silver Lake Avenue, Edison, NJ, known as Block 343, Lot 1, in the amount of \$10,000 for the purpose set forth herein under the Down Payment/Closing Cost Affordability Assistance Program; and to authorize the execution of an Agreement between the Township and Mara Brea, the Buyer, with respect to such grant.

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

1. The Township Council hereby approves and authorizes a subsidy grant in the amount of \$10,000 from the Township's Affordable Housing Trust Fund account T-13-00-0000-000-006 with respect to the Down Payment/Closing Cost Affordability Assistance Program, to be paid to Associated Title Agency, 64 W Main Street #4, Freehold, NJ 07728, for the purposes set forth herein and authorizes the execution of an Agreement between the Township and Mara Brea, 31 Silver Lake Avenue, Edison, NJ 08817 with respect to such grant.
2. That an original certified copy of this resolution shall be forwarded to the Municipal Housing Liaison.

RESOLUTION R.467-092019

EXPLANATION: This resolution provides for Senior Resident refund of the construction permit fee, less the DCA fee, posted for a residential construction permit.

WHEREAS, on July 11, 2019, a Construction Permit fee, check #112969, permit #2019-2440, was posted in the total amount of \$97.00 by the contractor, Air Group LLC, having offices at Street One Prince Road, Whippany, NJ 07981; and

WHEREAS, the application was submitted for a Water Heater at 34 Dale Drive Edison, NJ 08820, by the contractor, Air Group LLC who did not make known to the Construction Code Enforcement Division that the homeowner, Mel Worm, is a Edison Senior Resident who is eligible for Senior Citizen waiver of municipal fees on construction permits, per the Edison Municipal Code, chapter 2-128.3; and

WHEREAS, appropriate documents have been submitted to the Township indicating that the work was done for a senior resident it is therefore appropriate that the municipal permit fee in the amount of \$95.00, derived from the \$97.00 total construction permit fee less the \$2.00 DCA fee, be refunded to the contractor Air Group LLC; and

WHEREAS, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2019-2440, in the amount of \$95.00 for the referenced application;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum not to exceed \$95.00 on construction permit fees posted by Air Group LLC for 34 Dale Drive, Edison, NJ 08820 be refunded to the contractor;

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$95.00 from the Refund of Revenue Fund to the Contractor, Air Group LLC, One Prince Road, Whippany, NJ 07981

RESOLUTION R.468-092019

EXPLANATION: This resolution provides for Senior Resident refund of the construction permit fee, less the DCA fee, posted for a residential construction permit.

WHEREAS, on July 19, 2019, a Construction Permit fee, check #69496, permit #2019-2570, was posted in the total amount of \$327.00 by the contractor, Edison Heating & Cooling , having offices at 191 Vineyard Road, Edison, NJ 08817; and

WHEREAS, the application was submitted for a Condenser & Coil at 45 Richard Road, Edison, NJ 08820, by the contractor, Edison Heating & Cooling, who did not make known to the Construction Code Enforcement Division that the homeowner, Joseph Risso, is a Edison Senior Resident who is eligible for Senior Citizen waiver of municipal fees on construction permits, per the Edison Municipal Code, chapter 2-128.3; and

WHEREAS, appropriate documents have been submitted to the Township indicating that the work was done for a senior resident it is therefore appropriate that the municipal permit fee in the amount of \$320.00, derived from the \$327.00 total construction permit fee less the \$7.00 DCA fee, be refunded to the contractor Edison Heating & cooling; and

WHEREAS, the Township Engineer recommends the refund of the municipal permit fee, on Construction Permit #2019-2570, in the amount of \$320.00 for the referenced application;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum not to exceed \$320.00 on construction permit fees posted by Edison Heating & Cooling, 191 vineyard Road Edison, NJ 08820 be refunded to the contractor;

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$320.00 from the Refund of Revenue Fund to the Contractor, Edison Heating & Cooling, 191 Vineyard Road, Edison, 08817

RESOLUTION R.469-092019

EXPLANATION: Resolution Refunding Federal Business for Performance Bond for Federal Business 225 Raritan Center Parkway Bond No.CMS0102548

WHEREAS, the Township Engineer advises that an inspection has been made of 225 Raritan Center Application #P1-2017 Block: 390.DD Lot: 1 &8.2 , and said inspection indicates all site improvements and in accordance with Site Plan approval and Municipal Standards of the Township of Edison; and

WHEREAS, the Township Engineer, recommends the release of the Performance Bond posted on April 13,2017 in the amount of **\$1,828,558.80**, by RLI Insurance Company, Peoria, IL with the Township of Edison, principal being Federal Business having offices at 300 Raritan Center Parkway, Edison , NJ 08837 and acceptance of the subject improvements; and

BE IT FURTHER RESOLVED that the Township Clerk is hereby authorized to return the aforesaid Performance Bond to the applicant, Federal Business, 300 Raritan Center Parkway, Edison , NJ 08837.

RESOLUTION R.470-092019

RESOLUTION TO RELEASE STREET OPENING APPLICATION FEE

WHEREAS, the Township of Edison Department of Public Works advises the following have paid the Street Opening application fees; and

WHEREAS, Woodbridge Ave is a county maintained road and the resident has been advised to work with the Middlesex county Roads department for getting the street opening permit.

WHEREAS, the Department of Public Works and the Department of Engineering recommends refund of the Road Opening Application Fee to BR & GL Construction for 2136 Woodbridge Ave, Edison, NJ in the amount of \$200.00;

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 Application Fee:

Permit Number:	DEV-0101
Opening Location:	2136 Woodbridge Ave
Block/Lot:	351/1
Applicant's Name & Address:	BR & GL CONSTRUCTION LLC ONE CAMNER AVE SOMERSET, NJ 08873
Initial Deposit Date:	5/21/2019
Deposit Amount:	\$200.00
Paid by & refunded to:	BR & GL CONSTRUCTION LLC ONE CAMNER AVE SOMERSET, NJ 08873

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.471-092019

RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO CLEARWATER SERVICES FOR EMERGENCY PUMP STATION REPAIRS

WHEREAS, bids were received by the Township of Edison on July 16, 2019 for Public Bid No. 19-01-05-Emergency Pump Station Repairs for the Department of Public Works; and

WHEREAS, CLEARWATER SERVICES, 78 Beaverbrook Rd., Lincoln Park, NJ 07035, submitted the lowest legally responsible, responsive bid; 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 amount of the first year and any succeeding renewal year shall not exceed \$100,000.00, and cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid submitted by CLEARWATER SERVICES, 78 Beaverbrook Rd., Lincoln Park, NJ 07035, for Emergency Pump Station Repairs for the Department of Public Works, is determined to be the lowest legally responsible, responsive bid.

2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$100,000.00, for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents, with CLEARWATER SERVICES as described herein.

RESOLUTION R.472-092019

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER(S) TO A & K EQUIPMENT COMPANY INC. FOR THE FURNISHING OF SNOW PLOW PARTS

WHEREAS, there is a need to purchase snow plow parts for the Township of Edison; and

WHEREAS, A & K EQUIPMENT COMPANY, 221 Wescott Drive, Rahway, NJ 07065-4711 has been awarded Somerset County Co-Op Contract #CC-0043-18, Co-operative Pricing Bid #2-SOCCP; and

WHEREAS, the total amount of this contract, not to exceed \$20,000.00, cannot be encumbered at this time; 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 or co-op contract; 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 \$20,000.00 and any other necessary documents, with A & K EQUIPMENT COMPANY, 221 Wescott Drive, Rahway, NJ 07065-4711 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 Somerset County Co-Op Contract #CC-0043-18, Co-operative Pricing Bid #2-SOCCP.

RESOLUTION R.473-092019

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER(S) TO JJ RYAN INC., FOR THE FURNISHING OF REPLACEMENT SWING SEATS AT VARIOUS TOWNSHIP PARKS

WHEREAS, there is a need to replace swing seats at various Township Parks; and

WHEREAS, BCI BURKE COMPANY LLC, C/O JJ RYAN INC., 242 AMBOY AVE., WOODBRIDGE, NJ 07095, has been awarded NJ State Contract/Blanket Number 16-FLEET-00134 under T-0103: Park & Playground Equipment; 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 \$4,932.63; and

WHEREAS, funds in the amount of \$4,932.63 have been certified to be available in the Park Improvement Expenditures Account, Number T-23-00-0000-000-001 and;

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order(s) in the amount not to exceed \$4,932.63, and any other necessary documents, with BCI BURKE COMPANY LLC, C/O JJ RYAN INC., 242 AMBOY AVE, WOODBRIDGE, NJ 07095, 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/Blanket Number 16-FLEET-00134 under T-0103.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$4,932.63** are available Account Number T-23-00-0000-000-001.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.474-092019

Explanation: A Resolution of Support from the Municipal Council of the Township of Edison, authorizing the development and submission of a viable application to the 2019 Sustainable Jersey Gardinier Environmental Fund Grants Program, for an award amount not to exceed \$30,000.00.

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; and

WHEREAS, the Township of Edison was one of the first, certified, Bronze Level participating communities of the Sustainable Jersey Program since its inception during 2009, which it has consistently maintained to this date; and

WHEREAS, one of the purposes of the Sustainable Jersey Program is to provide resources to municipalities to make progress on sustainability issues and therefore created a public initiative titled: the 2019 Edison SJ Green Team Innovative PVSE Project; and

WHEREAS, no matching funds are required of the Township of Edison in order to participate in the 2019 Sustainable Jersey Gardinier Environmental Fund Grants Program; and

WHEREAS, the Municipal Council of the Township of Edison has determined that the Township of Edison should develop and submit a viable application to the 2019 Sustainable Jersey Gardinier Environmental Fund Grants Program in order to support local green/sustainable initiatives, such as the 2019 Edison SJ Green Team Innovative PVSE Project;

WHEREAS, the completed 2019 Edison SJ Green Team Innovative PVSE Project may also be eligible for points toward the Township of Edison's Silver Level Sustainable Jersey Certification.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, State of New Jersey, authorizes the development and submission of a viable application to the 2019 Sustainable Jersey Gardinier Environmental Fund Grants Program, for an amount not to exceed \$30,000.00, at a regularly-scheduled, combined Work Session and Public Meeting, on the evening of September 9, 2019.

Sustainable Jersey

The Sustainable Jersey Program is the product of a coalition of public and private organizations and agencies, throughout New Jersey, working together to identify the actions municipalities need to pursue in order to become green and sustainable, develop the guidance resources that will be needed in order to initiate such efforts, as well as to assist them to progress and build upon their successes. The Small Grants Program is one of many incentives provided to municipalities through Sustainable Jersey.

RESOLUTION R.475-092019

Explanation: A Resolution authorizing the grant of \$12,500. from the Township’s Affordable Housing Emergency Repairs Program to New Jersey Institute for Disabilities for replacement of the roof at 785 New Dover Road (group home).

WHEREAS, by Resolution the Township Council approved, authorized and established an Emergency Repairs Program pursuant to N.J.A.C. 5:97-8.8(a), to assist eligible owner or rental property, sponsors of permanent supportive housing, shared living arrangements (group homes) and certain public housing units in the Township of Edison, to make eligible repairs/replacements to systems or items, that if neglected, pose threats to the health and/or safety of the current of prospective tenants, and committed \$500,000 from the Township’s Affordable Housing Trust Fund for this purpose; and

WHEREAS, the Township Council also approved and adopted a Manual at that time for the Emergency Repairs Program in accordance with COAH’s directives, which set forth the application process for applicants to comply with in order to participate in the Program and receive a grant for such repairs under the Program; and

WHEREAS, an application to participate in the Program was submitted by New Jersey Institute for Disabilities, was reviewed and deemed complete and in compliance with the Program requirements; and

WHEREAS, the Township Council desires to award a grant to New Jersey Institute for Disabilities for a roof replacement in the amount of \$12,500. for the purposes set forth herein under the Township’s Emergency Repair Program and to authorize the execution of an Agreement between the Township and New Jersey Institute for Disabilities, with respect to such grant.

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

1. The Township Council hereby approves and authorizes a grant in the amount of \$12,500.00 from the Township’s Affordable Housing Trust Fund with respect to the Township’s Emergency Repairs Program, to New Jersey Institute for Disabilities for the 785 New Dover Road Group Home, for the purposes set forth herein and authorizes the execution of an Agreement with New Jersey Institute for Disabilities, 10A Oak Drive, Edison NJ 08837 with respect to such grant.
2. That an original certified copy of this resolution shall be forwarded to the Municipal Housing Liaison.

RESOLUTION R.476-092019

RESOLUTION AUTHORIZING A REIMBURSEMENT TO JESSICA TORRES FOR THE ABC PROGRAM

WHEREAS Jessica Torres made payment in the amount of \$130.00 for her child Ava Torres’ participation in the ABC Program at James Monroe School; and

WHEREAS the child was withdrawn from the program prior to attending; and

WHEREAS payment was already made.

NOW; THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison shall refund the amount of \$130.00 to Jessica Torres, 18 Seventh St., Edison, NJ 08837 which represents the amount for the ABC Program.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$130.00 are available in Account #9-01-55-0291-000-000.

RESOLUTION R.477-092019

EXPLANATION: This Resolution authorizes the Township Council to grant permission to Fireworks Extravaganza to discharge fireworks for the Indo American Festival DBA Dushahra Festival taking place on the grounds of Lake Papaianni, scheduled for October 5, 2019 with a rain date of October 12, 2019

WHEREAS, Fireworks Extravaganza has applied to the Township of Edison for a permit to discharge fireworks on October 5, 2019 with a rain date of October 12, 2019 for the Indo American Festival DBA Dushahra Festival taking place on the grounds of Lake Papaiani; and

WHEREAS, Fireworks Extravaganza has provided proof of insurance to the Township of Edison for the purpose of conducting a fireworks display; and

WHEREAS, under N.J.S.A. 21:3-3, the Chief of Police, the Chief of Fire, and the Fire Marshal having reviewed the application for the firework display, have determined that the discharge of fireworks does not pose a hazard to anyone's property and/or person(s).

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

1. The Township Council does hereby grant permission for Fireworks Extravaganza to conduct a fireworks display on the evening of October 5, 2019 With a rain date of October 12, 2019 at approximately 8:00 p.m. on the grounds of Lake Papaiani in accordance with N.J.A.C. 5:70-2.7 (a)(5)(iii).
2. The Fire Marshal shall not issue the fireworks permit until **1.** A permit fee in the amount of \$427.00 is made payable to the Township of Edison pursuant to N.J.A.C. 5:70-2.9 (c)(3), **2.** Fireworks Extravaganza posts a bond and or proof of insurance of not less than \$2,500.00 conditioned for the payment of potential damages pursuant to N.J.S.A. 21:3-5 and **3.** Fireworks Extravaganza post an escrow in the amount of \$500.00 for legal review of fireworks application and expenses associated with drafting a resolution authorizing the Township Council to issue any such fireworks permit **4.** A fire engine is on standby at the shoot site prior, during, and after the show until the post shell inspection has been conducted.
3. The Chief of the Fire Department and or The Fire Marshal shall have full enforcement and over sight powers to ensure that all aspects of the fireworks display are handled in accordance with the requirement of law.
4. The Township Clerk of Edison Township is directed to forward a copy of this Resolution to Fireworks Extravaganza, the Fire Marshal's Office, Division of Fire, and Division of Police.

RESOLUTION R.478-092019

RESOLUTION ACCEPTING QUOTE AND AWARDED CONTRACT/PURCHASE ORDER TO THE NEW JERSEY STATE ASSOCIATION OF CHIEFS OF POLICE FOR WRITTEN ENTRANCE EXAMINATION FOR POLICE

WHEREAS, quotes were solicited by the Township of Edison for Police written entrance exams; and

WHEREAS, NEW JERSEY STATE ASSOCIATION OF CHIEFS OF POLICE, 751 Route 73 North, Suite 12, Marlton, NJ 08053, submitted the lowest quote; and

WHEREAS, the amount of the contract shall not exceed \$20,000.00, and cannot be encumbered at this time; 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 entering into a PO/contract, New Jersey State Association of Chiefs of Police, 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 New Jersey State Association of Chiefs of Police, from making any reportable contributions through the term of the contract; and

WHEREAS, the amount for this contract cannot be determined at this time, and the total amount of the award of this contract cannot be encumbered; 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) and any other necessary documents, with NEW JERSEY STATE ASSOCIATION OF CHIEFS OF POLICE, 751 Route 73 North, Suite 12, Marlton, NJ 08053, in the amount not to exceed \$20,000.00 for police written entrance exams as set forth above.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-2 et seq and 19:44A-20.5 et. seq, and without competitive bidding.
3. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.
4. The Township Clerk shall advertise notice of this action in a legal newspaper pursuant to N.J.S.A. 40A:11-1, et seq. and

RESOLUTION R.479-092019

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER(S) TO WITMER PUBLIC SAFETY GROUP, INC. FOR THE FURNISHING OF FIREARM ACCESSORIES FOR THE TOWNSHIP OF EDISON

WHEREAS, there is a need to purchase rifle accessories for the Township of Edison; and

WHEREAS, WITMER PUBLIC SAFETY GROUP, INC., 104 Independence Way, Coatesville, PA 19320, has been awarded State Contract Number 17-FLEET-00767 under T-0106 Law Enforcement Firearms Equipment and Supplies; and

WHEREAS, the Township of Edison intends to enter into a contract/purchase order with WITMER PUBLIC SAFETY GROUP, INC for the purchase of Rifle Accessories in the amount not to exceed \$60,000.00;

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 \$60,000.00, cannot be encumbered at this time; and

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

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

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/Purchase Order(s) in the amount not to exceed \$60,000.00 and any other necessary documents, with WITMER PUBLIC SAFETY GROUP, INC., 104 Independence Way, Coatesville, PA 19320, 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. 17-FLEET-00767 under T-0106.

RESOLUTION R.480-092019

WHEREAS, St. James Episcopal Church has requested a waiver of any and all permit and/or application fees for Electrical Work for restoring the Church at 2136 Woodbridge Avenue, Edison.

WHEREAS, under the building code, St. James Episcopal Church is entitled to a waiver of fees due to the Township of Edison, except the DCA fee; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Township of Edison, that it does hereby waive any application fees for Electrical Work for restoring the Church except the DCA fee, due to the Township of Edison as a result of the application being submitted by St. James Episcopal Church at 2136 Woodbridge Avenue, Edison.

RESOLUTION R.481-092019

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO T. SLACK ENVIRONMENTAL SERVICES, INC. FOR THE FURNISHING OF MAINTENANCE AND REPAIR OF FUEL DISPENSING PUMPS AND FUEL STORAGE TANKS

WHEREAS, bids were received by the Township of Edison on July 16, 2019 for Public Bid No. 19-05-31-Maintenance and Repair of Fuel Dispensing Pumps and Fuel Storage Tanks; and

WHEREAS, T. SLACK ENVIRONMENTAL SERVICES, INC., 180 Market St., Kenilworth, NJ 07033, submitted the lowest legally responsible bid for various items of the bid as listed on the spreadsheet; 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 amount of the first year and any succeeding renewal year shall not exceed \$65,000.00, cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid submitted by T. SLACK ENVIRONMENTAL SERVICES, INC., 180 Market St., Kenilworth, NJ 07033 for Maintenance and Repair of Fuel Dispensing Pumps and Fuel Storage Tanks, is determined to be the lowest legally responsible bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$65,000.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents with T. SLACK ENVIRONMENTAL SERVICES, INC.

RESOLUTION R.482-092019

EXPLANATION: This Resolution increases the budget for legal fees to be paid Apruzzese, McDermott, Mastro & Murphy, P.C. for its professional services as Township Special Labor Counsel.

WHEREAS, the Municipal Council (“**Municipal Council**”) of the Township of Edison (“**Township**”) has entered a professional services contract (“**Contract**”) with Apruzzese, McDermott, Mastro & Murphy, P.C. (“**Special Labor Counsel**”) to act as the Township’s special labor counsel for the term of one (1) year, pursuant to the Local Public Contracts Law, *N.J.S.A. 40A:11-1 et seq.*; and

WHEREAS, the Resolution of the Municipal Council approving the Contract established a budget for legal services for calendar year 2019; and

WHEREAS, the Municipal Council finds that the services provided under the Contract are important to the Township and that Special Labor Counsel was required to commit more time to the performance of its legal services than initially expected; and

WHEREAS, the Municipal Council desires to increase the amount available for legal services by an additional amount not to exceed \$35,000.00 and authorizes the payment to Special Labor Counsel for legal services under the Contract.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Budgeted Amount to be paid Special Labor Counsel for its legal services pursuant to the terms of the Contract is hereby increased by an amount not to exceed \$35,000.00. The Chief Financial Officer or is designee is hereby authorized to make payments to Special Labor Counsel under the Contract up to said amount.
3. The Mayor is hereby authorized to execute any amendments to the Contract to memorialize the increase of the Budgeted Amount, as may be required, in a form acceptable to the Township Attorney.
4. A certificate showing the availability of funds for the Contract will be provided by the Chief Financial Officer of the Township and is incorporated herein by reference indicating that the appropriation for the within expenditure is charged to the applicable accounts.
5. A copy of this Resolution and the Contract, and any amendments thereto, shall be available for public inspection at the offices of the Township Clerk.
6. This resolution shall take effect immediately.

RESOLUTION R.483-092019

WHEREAS, Our Lady of Peace Church has requested a waiver of any and all permit and/or application fees for Parish Center Boiler, Amboy Avenue, Edison.

WHEREAS, under the building code, Our Lady of Peace Church, is entitled to a waiver of fees due to the Township of Edison, except the DCA fee; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Township of Edison, that it does hereby waive any application fees for Parish Center Boiler except the DCA fee, due to the Township of Edison as a result of the application being submitted by Our Lady of Peace Church, Amboy Avenue, Edison, NJ.

RESOLUTION R.484-092019

EXPLANATION: This resolution enables the Township of Edison to develop and submit a viable application to the Middlesex County Department of Planning Division of Solid Waste Management 2020 Municipal Recycling Enhancement Grant Program for a maximum amount of \$7,500.00 in awarded grant funds to support the design, purchase and installation of informational signage at the Township of Edison EDPW Municipal Recycling Centers.

WHEREAS, the Township of Edison desires to apply for and obtain a grant from the Middlesex County Department of Planning Division of Solid Waste Management 2020 Municipal Recycling Enhancement Grant Program to provide a maximum amount of \$7,500.00 in awarded grant funds to help support the design, purchase and installation of informational signage at Township of Edison Municipal Recycling Centers; and

WHEREAS, the signage purchased and installed at EDPW Recycling Centers with the support of 2020 MCDSWM MREG grant funds shall provide information and guidance to the public as to what items may be accepted and deposited for recycling, as well as those not considered recyclable to be disposed as trash; and

WHEREAS, the Township of Edison Municipal Recycling Centers assist the Edison Department of Public Works and Edison Department of Health and Human Services with their efforts to locally collect recyclable materials throughout the community that would otherwise enter the general waste stream, landfills and waterways of Edison and Middlesex County; and

WHEREAS, upon receipt of said grant award, the Township of Edison agrees to encumber any municipal funds needed in addition to those awarded by the Middlesex County Department of Planning Division of Solid Waste Management 2020 Municipal Recycling Enhancement Grant Program per the stated terms and conditions of the grant award agreement.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, Middlesex County, New Jersey, does hereby authorize the development and submission of a viable application for a maximum of \$7,500 of grant funds, according to the regulations and guidelines of the Middlesex County Department of Planning Division of Solid Waste Management 2020 Municipal Recycling Enhancement Grant Program, at a regularly-scheduled, combined Work Session/Public Meeting, on September 9, 2019.

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

ABSENT

NAYS - None

The following Resolution will be voted upon separately:

RESOLUTION R.463-092019

EXPLANATION: A Resolution authorizing and accepting the purchase of the property identified as Block 415, Lot 5.N on the tax maps of the Township of Edison (a/k/a 1665 Woodland Avenue), in a coordinated effort with the Board of Chosen Freeholders of the County of Middlesex, New Jersey, with the intention to preserve same as open space.

WHEREAS, the Township of Edison (the “**Township**”), and the County of Middlesex, New Jersey (the “**County**”), when appropriate, have displayed interests and furthered preservation of certain parcels in the Township and County, as open space, parks, farmland, and/or historic sites; and

WHEREAS, on May 10, 2017, the municipal council of the Township (the “**Municipal Council**”), by way of Resolution R.303-052017, memorialized its support to preserve open space in the Township, and the County’s initiatives in furtherance of same, specifically, with regard to the County’s involvement in the purchase of the property commonly known as Block 415, Lot 5.N on the tax maps of the Township (a/k/a 1665 Woodland Avenue) (the “**Ferrante Property**”); and

WHEREAS, the County, amongst other endeavors, shall execute a contract of purchase with the owner or authorized representative(s) of the Ferrante Property and shall assign same to the Township at the time of closing, and shall perform as set forth in the Grant Agreement attached hereto as Exhibit A; and

WHEREAS, the Municipal Council is desirous of furthering the preservation of certain parcels in the Township as open space, and in support of the County’s interest in same, accepts the terms and conditions of the Grant Agreement attached hereto as Exhibit A, and accepts the purchase the Ferrante Property in furtherance of the Ferrante Property’s preservation as open space; and

WHEREAS, the Municipal Council seeks to transmit the Township’s support of the purchase of the Ferrante Property to the Board of Chosen Freeholders of the County of Middlesex, New Jersey

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council authorizes and approves the Mayor’s execution of the Grant Agreement, attached hereto as Exhibit A, and such related documents to effectuate the transfer of the Ferrante Property consistent with the Grant Agreement, with such additions, deletions and modifications as the Mayor or his designee may determine necessary upon consultation with counsel in furtherance of the Municipal Council’s acceptance of the Ferrante Property and its preservation as open space in the Township.
3. The Municipal Clerk of the Township shall forward a certified copy of this resolution to Board of Chosen Freeholders of the County of Middlesex, New Jersey.
4. This Resolution shall take effect immediately.

Councilmember Lombardi is happy to see what the county does for us, it is an extension of purchasing and preserving Open Space.

Councilmember Diehl, added this is an important piece and hopes the county can purchase the other property.

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

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

NAYS - None

ORAL PETITIONS AND REMARKS

Council President Gomez opened the meeting for public comment.

Bruce Diamond, 74 Calvert Avenue, he asked why Councilmember Coyle voted against the Sewer and Water Commission. We have an important election tomorrow more important than our November Election. He expressed his opinion on the scenario of the Water and Sewer from when the Mayor started with the Public Meeting to the Water Watch people circulating the Petition, and the council candidates using this as a campaign of false information. He urges people to vote No on this referendum and if the town is lucky enough, I urge the Mayor to go back to the drawing board and separate the water issue from the sewer.

Maryann Hennessey, 20 Carmello Drive, concerns regardless of what happens how are we doing with maintain the meters? Senior Freeze, will that stay in effect regardless of who runs it? Under Item 'F' of rates do the existing residents over 65 still have the freeze or do they have to reapply and does sewer department have the same for senior citizens rate freeze. We don't know how many people we need will it also include Administrative Assistants where would this all be housed. How and where will this for all repairs are we struck not being able to go outside. If we get it back are we doing repair or out source. She agrees with Mr. Coyle about leasing the space in Metuchen. We should just use our own space at the BRAC there is not a gate we need to be closed on weekends.

Anthony DeAmorin, 15 Rodak Circle, he asked if residents are allowed to have live stock? Remind everyone here if we didn't do Facebook live your messages wouldn't be received until tomorrow it allows your message to get out before the vote tomorrow. He is going to encourage people to vote yes. He disagrees with Councilmember Sendelsky. He feels it is important for everyone to come out to vote tomorrow.

Mr. Elliot, Roster NO, yes for chickens there are limits a permit and inspection is required.

Lois Wolke, 10 Peake Road, we have been given out a lot of information on Suez. If ownership is by the public sector a lot of cost will fall on the tax payers. She did some calculations regarding the cost involved with hiring of approximately sixty six employees, medical benefits, insurance, pension cost all based on a low salary of \$45,000.00. In her opinion Private industry does things more efficiently than the public. She asked for explanation on the vote of yes or no. Is the no vote for Suez? Her opinion is we don't have the wear withal to run this. The tax increases would be incredible.

Council President Gomez, explained the Yes vote if for the Township to take it over, No vote is just no on the referendum it has nothing to do with Suez.

Rich Sweeney, 313 Suttons Lane, he asked where is Mr. Russomanno. Is it six months a year? I am not a friend of Anthony, I just know him from coming to meeting and seeing what he has done for the town. I am a veteran myself and I am a firm believer people desire a second chance. Especially with all the bickering and everything that was thrown at this gentlemen. He thanked the recreation department they did an excellent job at John Marshall School. I He has been to all these water meeting and cannot wait until this vote is over so we can come together as a government legislator. I have never seen in this town a primary and general elections like it was this time it's sad for the representatives and voters. I know what infrastructure cost, it's a big nut I don't want to pay any more taxes. My vote is NO.

Mr. Northgrave said he is on Administrative Leave. It's not determined at this point it's a personnel issue.

Ralph Scarola, 4 Longview Road, address a comment Councilmember Sendelsky made, he deals with contracts all the time no one in their right mind signs a 40 year contract. We all know how Wall Street takes advantage of everyone I am just a regular guy. A French company doesn't care about Edison. Every meeting it was presented as a done deal. It was presented all or nothing.

Councilmember Sendelsky said I agree with Bruce Diamond. I said 20 years option we were talking behind the scenes. Whatever people decide we have to come together for four years. I agree with a lot of things you said. This

should have never got into a political debate. He had spoken with the water companies they said they would be losing money for the first fourteen years. You bring up a lot of valet point your wife did her homework. He said he thinks the presentation could have been different. We are not here to hurt people our oath of office is to do what's right for the people and I feel all of our job was to get it to the 59,000 registered voters weather it goes up or down.

Councilmember Coyle is confused is it not I am in belief Suez would assume the responsibility.

Council President Gomez, this is not a vote for Suez, it wasn't even voted on for introduction. This council did not accept the bid.

Ms. Ruane nothing has come to the council.

Mr. Northgrave, there was only one bidder. If the referendum is not approved the town is still in the driving seat. Tomorrow has nothing to do with Suez.

Councilmember Joshi, something Mr. Sweeney said he has never seen the town like this I hope there is one lesson learned here, every single part of this roll out has been a blunder. We need to have more communication and people need to understand things better. In my opinion this is one thing the administration fell flat on its face on and I sure hope this doesn't happen again, communication is needed. He didn't even know about the 25 year deal.

Councilmember Diehl agrees a lot of what has been said tonight. It remains extremely confusing how large this is what the question is tonight most in tune explain what a yes or no means. This has been disappointing from the beginning Mr. Sweeney most divided he has ever seen. Personally disappointing to me the perception it was a done deal from the beginning members who did not make up our minds. Proud of we said we will do has many public hearing because this is the biggest deal. We were never given the chance.

Laura Scarola, 4 Long View Road, we have had this contract well over a year. She asked if everyone has read the contract. There are so many restrictions in this Suez contract to even have considered this contract it would be suicide for Edison.

Councilmember Lombardi, we got this in February.

Councilmember Coyle commended Ms. Scarola for her work. He doesn't believe we will reopen the bid that will never happen.

Esther Nemitz, 162B Fay Street, there is no decision that is good. Her instinct is to vote NO to start all over. This has been badly handled from the start. We are going to get screwed one way or another. She said let's see us start over lean from the lesson, what is the best way to balance our needs.

Mr. Northgrave this is not a done deal no matter what happens tomorrow, he explained the options.

Sam Lam, 20 Partch Place, he asked what recourse would this council have if there was a repair to be financial burden can they contract out.

Mr. Northgrave if adopted it would be the law for four years, the way the Ordinance is written on the water there is zero opportunity to contract out anything. He explained and read the Ordinance.

Maryann Hennessey, if the vote is Yes and if we have a problem larger we cannot contract out.

Mr. Northgrave explained that's the way this Ordinance reads on the water. The law regarding this referendum if it passes we cannot change it for four years.

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

Having no further business to discuss, on a motion made by Councilmember Diehl, seconded by Councilmember Sendelsky the meeting was adjourned at 9:17p.m.

Alvaro Gomez
Council President

Cheryl Russomanno, RMC
Municipal Clerk

