

**MINUTES OF A REGULAR MEETING  
OF THE MUNICIPAL COUNCIL - TOWNSHIP OF EDISON**

**SEPTEMBER 25, 2019**

A Regular Meeting of the Municipal Council was held in the Council Chambers of the Municipal Building on Wednesday, September 25, 2019. The meeting was called to order at 7:04 p.m. by Council President Gomez followed by the Pledge of Allegiance.

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

Councilmember Joshi was absent.

Councilmember Coyle entered meeting at 7:32pm.

Also present were Township Clerk Russomanno, Deputy Township Clerk McCray, Township Attorney Northgrave, Business Administrator Ruane, Health Inspector Spearnock, Acting Recreation Director Fircha, Police Chief Bryan, Fire Chief Latham and Cameraman Cologna.

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

**APPROVAL OF MINUTES:**

On a motion made by Councilmember Diehl seconded by Councilmember Sendelsky and duly carried, the Minutes of the Regular Meeting of August 28, 2019 and Combined Meeting of September 9, 2019 accepted as submitted.

**COUNCIL PRESIDENT’S REMARKS**

He welcomed the Scout Troop it’s always a pleasure to see you. He asked the Troop to lead us in the pledge. Council President Gomez announced this Saturday, September 28<sup>th</sup> Fall Spectacular on Amboy Avenue, Wednesday, October 2<sup>nd</sup> at 7:00pm Committee of the Whole, Saturday, October 19<sup>th</sup> Recreation Department has their Harvest Fun and Trial of Horror at Thomas Edison Center Tower looking forward to that and on October 26, 2019 at Lake Papapani from 12-7pm Horror Fest by Edison Chamber of Commerce.

Councilmembers Lombardi and Sendelsky passed out label pins to all the members of the Troop.

**AP -?/**

**UNFINISHED BUSINESS**

**ORDINANCES FOR FURTHER CONSIDERATION AND PUBLIC HEARING**

The following Ordinance, which was introduced by Title on September 9, 2019 passed on first reading, published according to law for further consideration at this meeting, was read by the Township Clerk:

**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.**

(The above Ordinance O.2051-2019 can be found in its entirety in Ordinance Book #27 )

Council President Gomez declared the Public Hearing opened for O.2051 -2019

NONE

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

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

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

ABSENT: Councilmember Coyle and Joshi

NAYS - None

**UNFINISHED BUSINESS**  
**ORDINANCES FOR FURTHER CONSIDERATION AND PUBLIC HEARING**

The following Ordinance, which was introduced by Title on September 9, 2019 passed on first reading, published according to law for further consideration at this meeting, was read by the Township Clerk:

**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.**

(The above Ordinance O.2052-2019 can be found in its entirety in Ordinance Book #27 )

Council President Gomez declared the Public Hearing opened for O.2052 -2019.

Esther Nemitz, 162B Fay Street, she is not opposed she is concerned on how we handle trees in town. We don't do well in taking care of trees. No one came to Environmental Commission, Open Space or Green Team for any input. She feels there should be in the ordinance care and maintenance.

Bruce Diamond, 74 Calvert Avenue, asked for who are eligible residential or commercial for these free trees? These thing should be more concrete.

Ms. Ruane, is working on how many tree that have been planted in the last few years.

Mr. Northgrave explained the Environmental Commission has full desecration.

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

On a Motion made by Councilmember Lombardi, seconded by Councilmember Diehl, the Ordinance was Tabled.

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

ABSENT: Councilmembers Coyle and Patil

NAYS - None

**NEW BUSINESS:**  
**PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR, MONDAY, OCTOBER 7, 2019.**

**O. 2053-2019                    AN ORDINANCE APPROVING THE INSTALLATION OF A TRAFFIC CONTROL SIGNAL AT THE INTERSECTION OF WOODLAND AVENUE AND OAK TREE ROAD (C.R. #604) IN THE TOWNSHIP OF EDISON, MIDDLESEX COUNTY, STATE OF NEW JERSEY.**

On a motion made by Councilmember Lombardi seconded by Councilmember Sendelsky this Ordinance was passed on first reading and ordered published according to law for further consideration and Public Hearing at the next Regular Meeting of the Township Council to be held on October 7, 2019.

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

ABSENT: Councilmembers Coyle and Joshi

NAYS - None

**O.2054-2019 AN ORDINANCE ADOPTING THE “RAY CATENA AUTOMOTIVE PROPERTIES REDEVELOPMENT PLAN” IDENTIFIED ON THE TOWNSHIP TAX MAPS AS BLOCK 198, LOTS 23.E1, 27 AND 28 (ALSO KNOWN AS 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 (ALSO KNOWN AS 121 MAIN STREET) PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.,**

On a motion made by Councilmember Sendelsky seconded by Councilmember Diehl this Ordinance was passed on first reading and ordered published according to law for further consideration and Public Hearing at the next Regular Meeting of the Township Council to be held on October 7, 2019.

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

ABSENT: Councilmembers Coyle and Joshi

NAYS - None

**PUBLIC COMMENTS AS TO PROPOSED RESOLUTIONS**

Council President Gomez opened the meeting to the public for comments on Proposed Resolutions R.485-092019 through R.511-092019.

NONE

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

The following Resolutions R.485-092019 through R.497-092019 and R.499-092019 through R.511-092019 were adopted under the Consent Agenda on a motion made by Councilmember Diehl and seconded by Councilmember Patil.

**RESOLUTION R. 485-092019**

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING SEPTEMBER 19, 2019.

**WHEREAS**, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through SEPTEMBER 19, 2019.

<b>FUND</b>	<b>AMOUNT</b>
Current	\$14,727,087.51
Affordable Housing	13,725.34
Capital	1,008,236.71
Cash Performance	69,915.33
CDBG	11,490.00
Developers Escrow	87,011.55
Dog (Animal Control)	0.00

Federal Forfeited	0.00
Grant Funds	2,068.71
Law Enforcement	0.00
Open Space	0.00
Park Improvements	0.00
Payroll Deduction	525,648.28
Sanitation Fund	254,099.22
Self Insurance	0.00
Sewer Utility	220,804.79
Tax Sale Redemption	99,869.41
Tree Fund	0.00
Tree Planting	0.00
Trust	98,189.07
Edison Landfill Closure Trust	0.00
<b>TOTAL</b>	<b>\$17,118,145.92</b>

/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.486-092019**

**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 **\$128,764.91**.

**RESOLUTION R.487-092019**

**Authorizing refund for Sewer 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 sewer that 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 **\$543.38**.

**RESOLUTION R.488-092019**

**RESOLUTION AWARDING CONTRACT TO ASSOCIATED APPRAISAL GROUP, INC. FOR APPRAISAL SERVICES FOR TAX COURT APPEALS**

**WHEREAS**, the Township of Edison advertised on the Township website for Request for Proposals on July 30, 2019 for RFP 19-04-APPRAISAL SERVICES FOR TAX COURT APPEALS for a bid opening date of August 14, 2019 and six (6) proposals were received; and

**WHEREAS**, after review and evaluation of said proposals, it has been recommended by the Township that a portion of the contract be awarded to ASSOCIATED APPRAISAL GROUP, INC., 6 Commerce Drive, Suite 303, Cranford, NJ 07016; and

**WHEREAS**, the total amount of this contract, not to exceed \$50,000.00 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 proposals have been reviewed, and the proposal as submitted by ASSOCIATED APPRAISAL GROUP, INC., 6 Commerce Drive, Suite 303, Cranford, NJ 07016 is determined to be in the best interest of the township, price and other factors considered, for Appraisal Services for Tax Court Appeals.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$50,000.00, and any other necessary documents, with ASSOCIATED APPRAISAL GROUP, INC. in accordance with their proposal.

**RESOLUTION R.489-092019**

**RESOLUTION AWARDING CONTRACT TO INTEGRA REALTY RESOURCES FOR APPRAISAL SERVICES FOR TAX COURT APPEALS**

**WHEREAS**, the Township of Edison advertised on the Township website for Request for Proposals on July 30, 2019 for RFP 19-04-APPRAISAL SERVICES FOR TAX COURT APPEALS for a bid opening date of August 14, 2019 and six (6) proposals were received; and

**WHEREAS**, after review and evaluation of said proposals, it has been recommended by the Township that a portion of the contract be awarded to INTEGRA REALTY RESOURCES, 301 South Livingston Ave., Suite 104, Livingston, NJ 07039; and

**WHEREAS**, the total amount of this contract, not to exceed \$50,000.00, cannot be encumbered at this time; and

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

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

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

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

1. All proposals have been reviewed, and the proposal as submitted by INTEGRA REALTY RESOURCES, 301 South Livingston Ave., Suite 104, Livingston, NJ 07039 is determined to be in the best interest of the township, price and other factors considered, for Appraisal Services for Tax Court Appeals.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$50,000.00, and any other necessary documents, with INTEGRA REALTY RESOURCES in accordance with their proposal.

**RESOLUTION R.490-092019**

**Authorizing Overpayment Refund caused by Successful Tax Court Appeal**

**WHEREAS**, The Office of the Tax Collector has received a successful tax appeal judgment from the Tax Court of New Jersey for the case below:

TAXPAYER	<b>LUKOIL NORTH AMERICA LLC</b>
PROPERTY LOCATION	<b>1709 OAK TREE RD</b>
BLOCK / LOT / QUALIFIER	<b>643.DD / 15.X</b>

**WHEREAS**, in accordance with the Tax Court of New Jersey, the assessed value of the property has been reduced as follow for the tax years below, including Freeze Act Year(s), if any, as per provisions of N.J.S.A. 54:51A-8 (Freeze Act):

DOCKET NUMBER	TAX YEAR	OLD ASSESS	NEW ASSESS	ASSESS CHANGE
012079-2015	2015	\$365,600	\$365,600	0
010185-2016	2016	\$365,600	\$365,600	0
012074-2017	2017	\$365,600	\$350,000	(\$15,600)
010866-2018	2018	\$365,600	\$350,000	(\$15,600)
012051-2019	2019	\$365,600	\$350,000	(\$15,600)

**WHEREAS**, the reduction in assessed value caused a real estate tax overpayment in the amounts and for the years indicated as follow, totaling **\$1,695.41**:

TAX YEAR	TAX AMOUNT
2017	\$838.66
2018	\$856.75

**WHEREAS**, the reduction in assessed value may also cause a real estate tax overpayment for the current tax year **2019** for which the tax rate has not been set and Final Tax Bill has not been issued.

**WHEREAS**, pursuant to N.J.S.A. 54:3-27.2, “in the event a taxpayer is successful in an appeal from an assessment on real property, the respective taxing district shall refund any excess paid within 60 days of final judgment.”

**NOW THEREFORE, BE IT RESOLVED**, by the Municipal Council of the Township of Edison that the:

- 1) Aforementioned recitals are incorporated herein as though fully set forth at length.
- 2) Tax Collector shall and is hereby authorized to adjust the tax accounts to reflect the reductions of assessments ordered by the tax court as indicated above.
- 3) Appropriate official of the Township of Edison, shall and is hereby authorized to draw check to the property owner or legal representative in the amounts noted above totaling **\$1,695.41**.
- 4) Appropriate official of the Township of Edison, shall and is hereby authorized to draw additional check to the property owner or legal representative in the amounts calculated by the Tax Collector after the setting of the tax rate, if at such time the account reflects a further overpayment.

**RESOLUTION R.491-092019**

**Authorizing Cancelation and Refund of Taxes for Exempted Disabled Veteran**

**WHEREAS**, pursuant to N.J.S.A. 54:4-3.30, the dwelling of a disabled veteran shall be exempt from real property taxes; and

**WHEREAS**, Attached listing includes veterans who have been determined to have suffered a 100% service-related disability, with the determination of said disability being retroactive to the indicated effective date; and their respective owned properties, identified with their block, lot and qualifier, were already billed for indicated tax year; and

**WHEREAS**, pursuant to N.J.S.A. 54:4-3.32, the governing body of a municipality may cancel by resolution taxes due on a property which would have been exempt had the claim been made at the time they were due; and

**WHEREAS**, as permitted by N.J.S.A. 54:4-3.32, Township Code Section 5-7(d) also authorizes the return of property taxes for the current year and prior year but not greater than for a twenty-four (24) month period in the aggregate, or, should the Veteran's Administration determine that a veteran's disability date is greater than twenty-four (24) months from the date the applicant submits his/her application with the Tax Assessor's office, the Township will only be obligated to return taxes for a period of no greater than twenty-four (24) months from receipt of a completed application to the Tax Assessor; and

**WHEREAS**, pursuant to Township Code Section 5-7(d) the listed applicants are also due a refund of property taxes paid from the effective date of the determination; and the Tax Collector has reviewed the applications, approvals and taxes paid and recommends that the listed applicants are entitled to receive refund of paid taxes in the amount indicated on the attached list.

**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 Township Council of the Township of Edison that property taxes due and assessed as specified on the attached list be cancelled for the indicated quarters, tax years and amounts, and also refunded for the municipal property taxes already paid from the effective date; and

**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 disabled parties for the taxes already paid during the applicable exemption periods set forth and for the amount specified in the attached list totaling **\$9,043.79**.

**RESOLUTION R.492-092019**

**RESOLUTION AWARDED CONTRACT/PURCHASE ORDER(S) TO EDWARDS TIRE COMPANY INCORPORATED FOR GOODYEAR TIRES AND TUBES – PURCHASE AND SERVICES**

**WHEREAS**, there is a need to utilize the Goodyear Tires and Tubes State Contract for the maintenance of the Township of Edison vehicles – Purchase of tires and services; and

**WHEREAS**, EDWARDS TIRE COMPANY INCORPORATED, P.O. Box 704, Farmingdale, NJ 07727 has been awarded State Contract Number 20-FLEET-00948 under M-8000/Tires, Tubes and Services; and

**WHEREAS**, the total amount of this contract, not to exceed \$100,000.00, 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 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:

3. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order(s) in the amount not to exceed \$100,000.00 and any other necessary documents, with EDWARDS TIRE COMPANY INCORPORATED, P.O. Box 704, Farmingdale, NJ 07727 as described herein.
4. 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. 20-FLEET-00948/M-8000.

**RESOLUTION R.493-092019**

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER(S) TO EDWARDS TIRE COMPANY INCORPORATED FOR BRIDGESTONE/FIRESTONE TIRES AND TUBES – PURCHASE AND SERVICES**

**WHEREAS**, there is a need to utilize Bridgestone/Firestone Tires and Tubes for the maintenance of the Township of Edison vehicles – Purchase of tires and services; and

**WHEREAS**, EDWARDS TIRE COMPANY INCORPORATED, P.O. Box 704, Farmingdale, NJ 07727 has been awarded State Contract Number 19-FLEET-00708 under M-8000/Tires, Tubes and Services; and

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

**WHEREAS**, the total amount of this contract, not to exceed \$50,000.00, cannot be encumbered at this time; and

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

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

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order(s) in the amount not to exceed \$50,000.00 and any other necessary documents, with EDWARDS TIRE COMPANY INCORPORATED, P.O. Box 704, Farmingdale, NJ 07727 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. 19-FLEET-00708/M-8000.

**RESOLUTION R.494-092019**

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO CDW-GOVERNMENT FOR THE PURCHASE OF THIRTEEN (13) PANASONIC TOUGHBOOKS WITH SERVICE AGREEMENTS FOR VARIOUS DEPARTMENTS**

**WHEREAS**, there is a need to purchase thirteen (13) Panasonic Toughbooks with service agreements for various departments; and

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

**WHEREAS**, the Township intends to purchase these under State contract Number 89980 in the total amount of \$56,875.00 for Panasonic Toughbooks (\$4,375.00 ea.); and

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



**WHEREAS**, funds in the amount of \$4,375.00 have been certified to be available in the Police Department Computer Hard & Software, Account Number 9-01-25-0240-000-059; funds in the amount of \$26,250.00 have been certified available in the Sanitation Operating-Supplies General, Account Number 9-09-55-0800-001-210 and funds in the amount of \$26,250.00 have been certified available in the Sewer Materials & Supplies, Account Number 9-07-55-0501-000-030; 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 \$56,875.00 and any other necessary documents, with CDW-GOVERNMENT, 230 North Milwaukee Ave., Vernon Hills, IL 60061, as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract, number 89980/M-0483.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$4,375.00** are available for the above in Account No. **9-01-25-0240-000-059**; **\$26,250.00** are available in Account No. **9-09-55-0800-001-210** and **\$26,250.00** are available in Account No. **9-07-55-0501-000-030**.

/s/ Nicholas C. Fargo  
Chief Financial Officer

**RESOLUTION R.495-092019**

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO SUNLIFE FINANCIAL FOR OVERPAYMENT OF STOPLOSS**

**WHEREAS**, SUNLIFE FINANCIAL, made an overpayment for STOPLOSS to the Township of Edison in the amount of \$11,369.71;

And,

**WHEREAS**, in accordance with Section IV, Your Rights and Responsibilities, of the Stoploss Policy, The Township must promptly refund overpayments within 60 days of determination.

**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 \$11,369.71 to Sunlife Financial, Address: Stoploss claims SC3286, One Sun Life Executive Park, Wellesley Hills, MA 02481-5699 - which amount represents the amount of overpayment for Stoploss.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount not to exceed **\$11,369.71** are available for the above refund in Account No. **T-01-55-0288-000-000**.

/s/ Nicholas Fargo, Chief Financial Officer

**RESOLUTION R.496-092019**

**Explanation: Approval and authorization by the Municipal Council of the Township of Edison of the development and submission of a grant application to the NJT S5310 FFY 2019 Bus-Related Equipment and Facilities Program, funded by the Federal Transportation Authority (USFTA) USFTA SAFETEA-LU (80%) and NJ Transit (20%). The intent of this program is to improve mobility for seniors and individuals with disabilities by providing financial support to public and private transportation service providers, through programs planned, designed and carried out to meet the special transportation needs of these populations.**

**WHEREAS**, the Edison Department of Health and Human Services (EDHHS) Division of Senior Services (DSS) operates an established and continuing passenger ETS (Edison Transportation Service) bus-services program for the transportation needs of local Senior and Disabled Citizens; and

**WHEREAS**, grant support of up to 80% is currently available from the FFY 2019 USFTA NJDOT Section 5310 Bus and Bus-Related Equipment and Facilities Grant Program, as funded by the US Federal Transportation Authority (USFTA), with a requisite 20% cash match provided by NJ Transit; and

**WHEREAS**, EDHHS DSS desires to apply for and obtain an estimated \$64,000.00 grant from the FFY 2019 USFTA S5310 Bus and Bus-Related Equipment and Facilities Program, with an estimated, requisite cash-match of \$16,000.00 to be provided by NJ Transit, in order to obtain the award of a new, fuel-efficient, high-mileage, lower-emissions, ADA-certified, gasoline-powered bus from NJT to serve the increasing transportation needs of the local Senior and Disabled Citizens of the Township of Edison; and

**WHEREAS**, the Township of Edison is an active participant in the County of Middlesex Coordinated Human Services Transportation Plan (CHSTP).

**NOW, THEREFORE, BE IT RESOLVED**, the Municipal Council of the Township of Edison, County of Middlesex, State of New Jersey, does hereby authorize the Edison Department of Health and Human Services Division of Senior Services to develop and submit said grant application to the FFY 2019 USFTA S5310 Bus and Bus-Related Equipment and Facilities Program, funded by the USFTA (80%) and NJT (20%), at a regularly-scheduled Work Session on the evening of September 23, 2019 and Public Meeting on the evening of September 25, 2019.

#### **RESOLUTION R.497-092019**

**EXPLANATION: A Resolution authorizing the Township Planning Board to investigate whether the property commonly known on the Township tax maps as Block 690, Lots 3 and 5 (aka in the area of 55 Parsonage Road) should be designated as an “area in need of redevelopment.”**

**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 believes it is in the best interest of the Township that an investigation occur with respect to certain parcels within the Township and therefore authorizes and directs the Planning Board to conduct an investigation of the property commonly known on the Township tax maps as Block 690, Lots 3 and 5, (aka in the area of 55 Parsonage Road) (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-Condernation 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.499-092019**

**RESOLUTION TO RELEASE STREET OPENING ESCROW**

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

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

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON**, that the Finance Department is hereby authorized to release Street Opening Escrow Funds, under reference number STO0000282, to the following:

**Permit Number: DEV-0038**

**Opening Location: 25 MT.PLEASANT AVE**

**Block/Lot: 545.J/17**

**Applicant's Name & Address:**

**VICTOER BUILDERS LLC  
2 FISHEL RD  
EDISON, NJ 08820**

**Initial Deposit Date: 09/13/2018**

**Deposit Amount: \$2000.00**

**Paid by & refunded to:**

**VICTOER BUILDERS LLC  
2 FISHEL RD  
EDISON, NJ 08820**

**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.500-092019**

**RESOLUTION TO RELEASE STREET OPENING ESCROW**

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

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

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON**, that the Finance Department is hereby authorized to release Street Opening Escrow Funds, under reference number STO0000386, to the following:

**Permit Number: DEV-0136**  
**Opening Location: 62 BROOKVILLE RD**  
**Block/Lot: 1116/3**  
**Applicant's Name & Address:**  
**WILFREDO MARTINEZ**  
**62 BROOKVILLE RD**  
**EDISON NJ 08817**

**Initial Deposit Date: 08/23/2019**  
**Deposit Amount: \$1,800.00**  
**Paid by & refunded to:**

**WILFREDO MARTINEZ**  
**62 BROOKVILLE RD**  
**EDISON NJ 08817**

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

**RESOLUTION R.501-092019**

**RESOLUTION TO RELEASE STREET OPENING ESCROW**

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

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

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON**, that the Finance Department is hereby authorized to release Street Opening Escrow Funds, under reference number STO0000315, to the following:

**Permit Number: DEV-0051**  
**Opening Location: 118 WALTUMA AVE**  
**Block/Lot: 694.R/71.04**  
**Applicant's Name & Address:**  
**WALTUMA ESTATE, LLC**  
**PO BOX 132**  
**FANWOOD, NJ 07023**

**Initial Deposit Date: 10/18/2018**  
**Deposit Amount: \$600.00**  
**Paid by & refunded to:**

**WALTUMA ESTATE, LLC**  
**PO BOX 132**  
**FANWOOD, NJ 07023**

**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.502-092019**

**RESOLUTION TO RELEASE STREET OPENING ESCROW**

**WHEREAS**, the Township Department of Public Works advises the following

have deposited Escrow Funds for Street Opening Permits; and

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

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON**, that the Finance Department is hereby authorized to release Street Opening Escrow Funds, under reference number STO0000336, to the following:

**Permit Number: DEV-0080**

**Opening Location: 200 METROPLEX DR**

**Applicant’s Name & Address:**

**J & L COMMUNICATIONS GROUP, INC  
85 GREEN POND ROAD  
UNIT 1  
ROCKAWAY, NJ 07866**

**Initial Deposit Date: 03/04/2019**

**Deposit Amount: \$1,840.00**

**Paid by & refunded to:**

**J & L COMMUNICATIONS GROUP, INC  
85 GREEN POND ROAD  
UNIT 1  
ROCKAWAY, NJ 07866**

**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.503-092019**

**RESOLUTION TO RELEASE STREET OPENING ESCROW**

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

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

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON**, that the Finance Department is hereby authorized to release Street Opening Escrow Funds, under reference number STO0000376, to the following:

**Permit Number: DEV-0125**

**Opening Location: 260 OLD POST RD**

**Block/Lot: 182.A/2.T1**

**Applicant’s Name & Address:**

**COPELAND CONSTRUCTION, INC.  
144 RIVERSIDE AVE  
LYNDHURST, NJ 07071**

**Initial Deposit Date: 07/05/2019**

**Deposit Amount: \$1,600.00**

**Paid by & refunded to:**

**COPELAND CONSTRUCTION, INC.  
144 RIVERSIDE AVE  
LYNDHURST, NJ 07071**

**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.504-092019**

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO WEISSCO POWER, LLC FOR THE FURNISHING OF UPS MAINTENANCE AND REPAIR**

**WHEREAS**, bids were received by the Township of Edison on August 6, 2019 for Public Bid No. 19-04-23-UPS Maintenance and Repair for the Township of Edison; and

**WHEREAS**, Weissco Power, LLC, 516 County Rd. 513, Califon, NJ 07830, submitted the lowest legally responsible bid as listed on the spreadsheet; and

**WHEREAS**, the total amount of the first year and any succeeding renewal year shall not exceed \$45,000.00 (\$4,410.00 for monthly maintenance fees and \$40,590.00 for replacement batteries and additional work not covered under the maintenance agreement), cannot be encumbered at this time; 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**, 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 Weissco Power, LLC, 516 County Rd. 513, Califon, NJ 07830, for UPS Maintenance and Repair is determined to be the lowest legally responsible bid for as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$45,000.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents, with Weissco Power, LLC.

**RESOLUTION R.505-092019**

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO JACK DOHENY COMPANIES, INC. FOR THE REPAIR/REPLACEMENT OF VACTOR MANUFACTURING EQUIPMENT**

**WHEREAS**, bids were received by the Township of Edison on September 17, 2019 for Public Bid No. 19-09-17-Repair/Replacement of Vactor Manufacturing Equipment; and

**WHEREAS**, JACK DOHENY COMPANIES, INC., 15 Taylor Rd., Wharton, NJ 07885, submitted the sole, 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 \$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)); 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. The bid submitted by JACK DOHENY COMPANIES, INC., 15 Taylor Rd., Wharton, NJ 07885, for Repair/Replacement of Vactor Manufacturing Equipment, has been reviewed and is determined to be the sole legally responsible, responsive bid.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$60,000.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents with JACK DOHENY COMPANIES, INC.

**RESOLUTION R.506-092019**

**RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO PURCHASE TWO (2) TORO  
GROUNDMASTER TRAC WINTER CABS WITH ACCESSORY KITS AND MB POWER VEE  
PLOWS FROM STORR TRACTOR COMPANY THROUGH THE EDUCATIONAL SERVICES  
COMMISSION OF NEW JERSEY (ESCNJ) COOPERATIVE PRICING SYSTEM**

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

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

**WHEREAS**, STORR TRACTOR COMPANY, 3191 Route 22, Somerville, NJ 08876 has been awarded ESCNJ 18/19-25 GROUNDS EQUIPMENT under NJ State approved coop #65MCESCCPS; and

**WHEREAS**, the Township of Edison intends to enter into a contract/purchase order with the STORR TRACTOR COMPANY for the purchase of two (2) Groundsmaster 7210 Toro Polar – Trac Winter Cabs with Accessory Kits and MB Power Vee Plows; and

**WHEREAS**, the total amount of this contract shall not to exceed \$43,283.20 (\$21,641.60 for each); and

**WHEREAS**, funds in the amount of \$43,283.20 have been certified to be available in the Snow Removal Trust Account, No. T-13-00-0000-000-017; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$43,283.20, and any other necessary documents, with STORR TRACTOR COMPANY, 3191 Route 22, Somerville, NJ 08876, the approved Educational Services Commission of New Jersey vendor through this resolution, which shall be subject to all the conditions applicable to the current Educational Services Commission of New Jersey cooperative pricing system contract as set forth above.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-11 et seq.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$43,283.20** are available for the above in Account No. **T-13-00-0000-000-017**.

/s/ Nicholas C. Fargo  
Chief Financial Officer

**RESOLUTION R.507-092019**

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO JASMINE IP FOR THE ABC PROGRAM**

**WHEREAS** Jasmine Ip made payment in the amount of \$380.00 for her child Jovian Wong’s participation in the ABC Program at Lincoln Elementary School for the months of September 2019 and October 2019; 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 \$380.00 to Jasmine Ip, 34 Markham Road., Edison, NJ 08817 which represents the amount for the ABC Program.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of \$380.00 are available in Account #9-01-55-0291-000-000.

**RESOLUTION R.508-092019**

**RESOLUTION AWARDING REIMBURSEMENT TO VARIOUS SOFTBALL TEAMS FOR ENDING THE SEASON IN GOOD STANDING**

**WHEREAS**, there exists an ordinance for sports teams to pay entrance fees prior to playing in Edison Township’s Recreation leagues.

**WHEREAS**, the ordinance further states that a “Good Standing Refund” in the amount of \$150.00 shall be made payable to each softball team finishing the season in good standing with the league, and

**WHEREAS**, fees in the amount of \$1,200.00 have been certified to be available in the Township Trust Account, Number T-13-00-1000-000-014.

**WHEREAS**, the below listed adult softball teams eligible for a good standing refund are as follows:

<u>REFUND NAME</u>	<u>TEAM</u>
MICHAEL MACAN	CLARA BARTON BASHERS
MARK CHUDNOW	GREAT WHITES
ROBERT MEDINA	WHO’S ON FIRST
ANTHONY PETERSON	SOUTH SLIDERS
SALVATORE LA GRASSO	MAIN STREET BARBERSHOP
ANDREW LATHAM	EDISON FIRE/CAMPBELL SUPPLY
DOUGLAS VW	DOUGLAS VW
SEAN BIBBY	SANDLOT

**NOW, THEREFORE, IT IS RESOLVED** by the Municipal Council of the Township of Edison that authorization be given to release said funds to these teams.

**CERTIFICATION**

I hereby certify that funds in the amount of \$1,200.00 are available for the above teams in Account No.T-13-00-1000-000-014.

**RESOLUTION R.509-092019**

**RESOLUTION AWARDING PAYMENT TO VARIOUS NON-PROFIT ORGANIZATIONS FOR LEAGUE RECREATIONAL SERVICES FUNDING SPORTS**

**WHEREAS**, there exists an ordinance for the Township of Edison to provide for League Recreational Services Funding for sports activities sponsored by certain nonprofit sports organizations; and



**WHEREAS**, funds in the amount of \$203,490.00 have been certified to be available in the Recreation Other Professional Services Account Number 9-01-28-0370-000-028; and

**WHEREAS**, the below listed nonprofit sports organizations will be eligible for the amounts specified as their annual allotment, after complying with all requirements listed in the contracts between the Leagues and the Township of Edison:

Buddy Ball of Edison	\$ 4,050.00
Edison Angels Softball	\$20,880.00
Edison Boys Baseball	\$42,120.00
Edison Jets Football	\$ 9,720.00
Edison United Soccer Association	\$27,000.00
Edison Youth Basketball	\$15,390.00
Falcon’s Jr. Cricket Club	\$ 9,000.00
Fords/Clara Barton Little League	\$ 3,888.00
Little Eagles Wrestling	\$ 2,835.00
Midtown Little League	\$13,770.00
No. Edison Athletic Association-Shamrocks	\$ 9,720.00
No. Edison Baseball & Softball Asso.	\$42,282.00
No. Edison Rec Wrestling Club	\$ 2,835.00

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the Township of Edison that authorization be given, to release said funds to these nonprofit sports organizations.

**CERTIFICATION**

I hereby certify that funds in the amount of \$203,490.00 are available for the above payment in Account 9-01-28-0370-000-028.

**RESOLUTION R.510-092019**

**RESOLUTION ACCEPTING QUOTE AND AWARDED CONTRACT/PURCHASE ORDER TO CAMPBELL SUPPLY COMPANY, LLC FOR REPAIRS TO ENGINE 7 FOR THE DIVISION OF FIRE**

**WHEREAS**, quotes were solicited by the Township of Edison to repair sub frame cracks, replace steel and overlay and other repairs as needed on Engine 7; and

**WHEREAS**, CAMPBELL SUPPLY COMPANY, LLC, 1015 Cranbury South River Rd., South Brunswick, NJ 08831, was the sole vendor found that had the capabilities to make the needed repairs to Engine 7; and

**WHEREAS**, for the previous twelve months, the Township expended \$17,178.43 with CAMPBELL SUPPLY COMPANY, LLC and the current contract/Purchase Order in the amount not to exceed \$12,000.00 will make a combined total amount of \$29,178.43 in a twelve month period; and

**WHEREAS**, the total amount of this contract, not to exceed \$12,000.00, 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**, prior to contract/Purchase order, CAMPBELL SUPPLY COMPANY, LLC 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 CAMPBELL SUPPLY COMPANY, LLC from making any reportable contributions through the term of the contract; and

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

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

1. All bids have been reviewed, and the bid by CAMPBELL SUPPLY COMPANY, LLC, 1015 Cranbury South River Rd., South Brunswick, NJ 08831, to repair sub frame cracks and replace steel and overlay as needed on Engine 7, is determined to be the sole legally responsible bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a purchase order in the amount not to exceed \$12,000.00, and any other necessary documents, with CAMPBELL SUPPLY COMPANY, LLC.

**RESOLUTION R.511-092019**

**WHEREAS**, N.J.S.A. 40A:5-4 requires the Governing Body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

**WHEREAS**, The Annual Report of Audit for the year ending December 31, 2018 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S. 40A:5-6, and a copy has been received by each member of the Governing Body; and

**WHEREAS**, The Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34; and

**WHEREAS**, The Local Finance Board has promulgated a regulation requiring that the Governing Body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the Governing Body have reviewed, as a minimum, the sections of the annual audit entitled:

**GENERAL COMMENTS**

**RECOMMENDATIONS**

**WHEREAS**, the Members of the Governing Body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

**GENERAL COMMENTS**

**RECOMMENDATIONS**

as evidenced by the group affidavit form of the Governing Body; and

**WHEREAS**, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board; and

**WHEREAS**, all members of the Governing Body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

**WHEREAS**, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local Governing Body to the penalty provisions of R.S. 52:27BB52 - to wit:

**R.S. 52:27BB-52** - "A local officer or member of a local Governing Body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office".

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the Township of Edison, hereby states that is has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

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

ABSENT: Councilmember Coyle and Joshi

NAYS - None

The following Resolutions will be voted upon separately:

Councilmember Lombardi pulled for separate vote Resolution R.498-092019, due to a conflict.

**RESOLUTION R.498-092019**

**EXPLANATION: A Resolution authorizing the appointment of David A. Telson, Esq. as Public Defender for the Township of Edison.**

**WHEREAS**, there exists a need for a Public Defender in the Township of Edison (the “Township”) for the Edison Township Municipal Court; and

**WHEREAS**, there is a desire to appoint David A. Telson, Esq. as a Public Defender in accordance with *N.J.S.A. 2B:24-3*, for a term effective of even date through December 31, 2019; and

**WHEREAS**, Mr. Telson has a proven record of professionalism, experience in municipal court proceedings, and meets the necessary qualifications as set forth by law; and

**WHEREAS**, this appointment is being made as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.5 et seq.*; and

**WHEREAS**, the Purchasing Agent has determined and certified in writing that the value of the contract could exceed \$17,500.00; and

**WHEREAS**, Mr. Telson has completed and submitted a Business Entity Disclosure Certification which certifies that he has not made any reportable contributions to a political or candidate committee in the Township in the previous year, and that the contract will prohibit Mr. Telson from making any reportable contributions through the term of the contract; and

**WHEREAS**, the Municipal Council accepts the recommendation of such appointment as described herein.

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

1. David A. Telson, Esq. is hereby appointed as a Public Defender for the Township for a term effective of even date through December 31, 2019.
2. The Mayor is hereby authorized to execute a contract and any other necessary documents with Mr. Telson, as described herein.
3. The contract is awarded pursuant to *N.J.S.A. 19:44A-20.5 et seq.*
4. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.
5. The Township Clerk shall advertise notice of this action in a legal newspaper pursuant to *N.J.S.A. 40A:11-1 et seq.*, and in compliance with the Local Public Contracts Law guidelines.
6. This Resolution shall take effect immediately.

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

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

ABSENT: Councilmembers Coyle and Joshi

ABSTAIN: Councilmember Lombardi

NAYS - None

**ORAL PETITIONS AND REMARKS**

Council President Gomez opened the meeting for public comment.

Bruce Diamond, 74 Calvert Avenue, there was a sidewalk study done back in 2003, he asked if anyone has looked at that. He asked if he can get a copy of that study. He commended Steve and Todd for an excellent job they did on the tree in front of his house. He asked if Mr. Coyle signed a confidential agreement since he requested everyone W-2 forms.

Ms. Ruane said everything was redacted by law , it's very common

Mr. Northgrave everything required by OPRA was redacted.

Councilmember Lombardi, when something like that a W-2 released did employees get informed.

Mr. Northgrave stated your information as a public employee for income, emails, etc. are disclosable that is one of the burdens of the township.

Councilmember Diehl feels the employees should have been informed. How many? He feels an email blast to let everyone know.

Mr. Northgrave, every employee.

Ms. Ruane stated that W-2 redacted the information is nothing new, Media has asked for W-2. She said she has had reports produced and the pay was not correct.

Mr. Northgrave said in August a reporter from New Brunswick Newspapers requested that information.

Wayne Mascola, Gates Place, he has been approached by employees why did Councilman Coyle get the W-2 on all employees.

Ms. Ruane explained when council is given budget the clear earnings are not in it the W-2 is the clear earning in the given year. She has had reports generated that are not correct.

Mr. Mascola, asked why isn't a spread sheet prepared. How are they not correct? I would be out on street if reports I gave my company didn't tie in properly.

Richard Brescher, 8368 Grove Avenue, heard a comment from a Councilmember has been working on overcrowding about. He sent an email in April from that point we have had multiple meetings on overcrowding we have a plan it went to the state for approval. The state looked at the numbers. Sam asked for documents. You can get on line. There is a meeting in the near future on October 10<sup>th</sup>. We did give back 1.4 back to taxpayers. The residents don't know we are the lowest cost in education. The BOE is governed by 2% cap under the last three years by 10 million dollars. We have been prudent with our money and under the cap.

Councilmember Sendelsky asked how do we stack up to the larger municipalities?

Esther Nemitz, 162B fay Street, the Clara Barton is planning their block party on October 19<sup>th</sup> .

Junior Romero, Food and Water Watch more than 85% voted to keep public control. Thankful for the Council and Community leaders and look forward to a smooth trans He would like to add support for Keith Hahn to be afforded the opportunity to be on the committee. He asked that some additional changes be afforded the customers.

Mr. Diamond asked how much does it cost every time someone has to redact information. He doesn't understand why you cannot down load the information onto a spread sheet. Doesn't ADP provide the data? He said the Open Space Committee provided the School Board a list of properties for them to review.

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 Patil the meeting was adjourned at 7:58 p.m.

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Alvaro Gomez  
Council President

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Cheryl Russomanno, RMC  
Municipal Clerk