

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

OCTOBER 23, 2019

A Regular Meeting of the Municipal Council was held in the Council Chambers of the Municipal Building on Wednesday, October 23, 2019. The meeting was called to order at 7:00 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 Inspector Spearnock, Police Captain Filannino, Fire M. Kreger??? 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 Lombardi and duly carried, the Minutes of the Combined Meeting of October 7, 2019 accepted as submitted.

COUNCIL PRESIDENT’S REMARKS

Council President Gomez, announced we will be changing meeting will be Combined meeting on November 13, 2019 at 6pm.

PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR WEDNESDAY, NOVEMBER 13, 2019.

O.2055-2019 BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO AND PRELIMINARY COSTS IN CONNECTION WITH THE ACQUISITION AND COMMENCEMENT OF OPERATIONS OF A WATER UTILITY SYSTEM IN AND BY THE TOWNSHIP OF EDISON, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$15,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$15,000,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE THE COST THEREOF.

On a motion made by Councilmember Joshi 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 November 13, 2019.

Councilmember Lombardi asked Councilmember Coyle & Patil what their thoughts are.

Councilmember Patil, the 15 million up to it doesn’t mean it will be used on day one toward capital expenditures and all necessary costs.

Councilmember Sendelsky asked are you in favor.

Councilmember Coyle had no comment.

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.547-102019 through R.599-102019.

None

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

RESOLUTION R.547-102019

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING OCTOBER 17, 2019.

WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through, October 17, 2019.

FUND	AMOUNT
Current	\$21,123,474.83
Affordable Housing	79,447.42
Capital	2,305,537.23
Cash Performance	0.00
CDBG	7,644.92
Developers Escrow	90,185.10
Dog (Animal Control)	10,700.00
Federal Forfeited	0.00
Grant Funds	6,688.70
Law Enforcement	0.00
Open Space	0.00
Park Improvements	1,550.00
Payroll Deduction	552,268.38
Sanitation Fund	589,191.90
Self Insurance	0.00
Sewer Utility	4,266,126.98
Tax Sale Redemption	17,940.46
Tree Fund	0.00
Tree Planting	0.00
Trust	118,635.26
Edison Landfill Closure Trust	0.00
TOTAL	\$29,169,391.18

/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.548-102019

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 **\$90,421.89**.

RESOLUTION R.549-102019

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 **\$16,638.36**.

RESOLUTION R.550-102019

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 **\$106.98**.

RESOLUTION R.551-102019

TOWNSHIP OF EDISON
MIDDLESEX COUNTY, NEW JERSEY

FORM OF RESOLUTION REQUESTING APPROVAL
OF ITEMS OF REVENUE AND APPROPRIATION
PER NJSA 40A:4-87

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and

WHEREAS, the Township has received a grant in the amount of \$ 16,500.00 from State of New Jersey and wishes to amend its CY 2019 Budget to include this amount as revenue.

NOW, THEREFORE, BE IT RESOLVED that the Municipal Council of the Township of Edison in the County of Middlesex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the Current Fund Budget for the CY 2019 in the amount of \$ 16,500.00 which is now available as revenue under:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services: Public & Private Programs Off-Set with Appropriations:

Highway Safety Fund 2020..... \$ 16,500.00

BE IT FURTHER RESOLVED that a like sum of \$ 16,500.00 be and the same is hereby appropriated under the caption of:

General Appropriations:

Highway Safety Fund 2020..... \$ 16,500.00

BE IT FURTHER RESOLVED, that a certified copy of the required certification will be filed in the office of the Director of Local Government Services for certification.

RESOLUTION R.552-102019

TOWNSHIP OF EDISON
MIDDLESEX COUNTY, NEW JERSEY

**FORM OF RESOLUTION REQUESTING APPROVAL
OF ITEMS OF REVENUE AND APPROPRIATION
PER NJSA 40A:4-87**

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and

WHEREAS, the Township has received a grant in the amount of \$14,378.94 from State of New Jersey and wishes to amend its CY 2019 Budget to include this amount as revenue.

NOW, THEREFORE, BE IT RESOLVED that the Municipal Council of the Township of Edison in the County of Middlesex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the Current Fund Budget for the CY 2019 in the amount of \$14,378.94 which is now available as a revenue under:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services: Public & Private Programs Off-Set with Appropriations:

CY 2019 Drunk Driving Enforcement Fund \$ 14,378.94

BE IT FURTHER RESOLVED that a like sum of \$14,378.94 be and the same is hereby appropriated under the caption of:

General Appropriations:

CY 2019 Drunk Driving Enforcement Fund \$ 14,378.94

BE IT FURTHER RESOLVED, that the Township Clerk forward one certified copy of this resolution to the Director of Local Government Services.

RESOLUTION R.554-102019

EXPLANATION: This Resolution authorizes the settlement of tax appeals filed by CEDS Properties, LLC for the Tax Years 2015, 2016, 2017, 2018 and 2019.

WHEREAS, CEDS Properties, LLC (“Taxpayer”), the owner of property located 13 New Brooklyn Road, Block 21, Lot 5.C on the Township of Edison’s Tax Assessment Maps (“Property”), filed Tax Appeals for the years 2015, 2016, 2017, 2018 and 2019 with the Tax Court of New Jersey under Docket Numbers 010587-2015, 008974-2016, 010223-2017, 010860-2018 and 011922-2019.

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

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

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

WHEREAS, the property was originally assessed as follows:

	<u>2015</u>	<u>2016</u>	<u>2017</u>	<u>2018</u>	<u>2019</u>
Land:	\$334,400.00	\$334,400.00	\$334,400.00	\$334,400.00	\$334,400.00
Improvements:	<u>\$662,000.00</u>	<u>\$662,000.00</u>	<u>\$662,000.00</u>	<u>\$662,000.00</u>	<u>\$662,000.00</u>
Total:	\$996,400.00	\$996,400.00	\$996,400.00	\$996,400.00	\$996,400.00

WHEREAS, the proposed settlement provides for an assessment of the 2015 through 2019 Tax Years as follows:

	<u>2015</u>	<u>2016</u>	<u>2017</u>	<u>2018</u>	<u>2019</u>
Land:	\$334,400.00	\$334,400.00	\$334,400.00	\$334,400.00	\$334,400.00
Improvements:	<u>\$445,600.00</u>	<u>\$445,600.00</u>	<u>\$445,600.00</u>	<u>\$470,600.00</u>	<u>\$470,600.00</u>
Total:	\$780,000.00	\$780,000.00	\$780,000.00	\$805,000.00	\$805,000.00

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

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

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

WHEREAS, if the refund as a result of this settlement set forth herein is to be refunded, the refund is to be made payable to the "Taxpayer and Trust Account of Saiber L.L.C." and forwarded to Andrew S. Kessler, Esq., Saiber, L.L.C., 18 Columbia Turnpike, Suite 200, Florham Park, New Jersey 07932 within sixty (60) days of the date of the entry of the judgments; and

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

WHEREAS, pursuant to the settlement approved herein, the Taxpayer is entitled to a refund in the amount of **\$10,980.14 for 2015, \$11,417.25 for 2016, \$11,633.66 for 2017, \$10,511.68 for 2018 and \$10,705.00 for 2019.**

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

1. For the 2015, 2016, 2017, 2018 and 2019 Tax Years, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvement as follows:

	<u>2015</u>	<u>2016</u>	<u>2017</u>	<u>2018</u>	<u>2019</u>
Land:	\$334,400.00	\$334,400.00	\$334,400.00	\$334,400.00	
	\$334,400.00				
Improvements:	<u>\$445,600.00</u>	<u>\$445,600.00</u>	<u>\$445,600.00</u>	<u>\$470,600.00</u>	
	<u>\$470,600.00</u>				
Total:	\$780,000.00	\$780,000.00	\$780,000.00	\$805,000.00	
	\$805,000.00				

2. Interest is waived on the refund, provided such refund is provided as specified herein; and
3. The Tax Appeal Attorney for the Township is hereby authorized to execute a Stipulation of Settlement relative to the Property for Tax Appeals filed for the years 2015, 2016, 2017, 2018 and 2019 under Docket Numbers 005049-2015, 001659-2016, 005311-2017, 005213-2018 and 000418-2019 by the Taxpayer, owner of the property located at 2068 Lincoln Highway, Route 27, Block 1122, Lot 24.C.
4. The Freeze Act will apply to the judgment to be issued by the New Jersey Tax Court; and
5. The Form of Stipulation of Settlement is annexed hereto, having been received by and approved by the Township Council of the Township of Edison.

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

RESOLUTION R.555-102019**RESOLUTION REQUESTING APPROVAL OF
THE BEST PRACTICES INVENTORY QUESTIONNAIRE
FOR CALENDAR YEAR 2019**

WHEREAS, Local Finance Notice LFN 2019-12 provides guidance with respect to how the Division of Local Government Services, State of New Jersey will implement the statutory requirement of the Best Practices Questionnaire CY 2019 and the inventory contained within the Best Practices Questionnaire is a constructive way to encourage municipalities to consider and embrace a range of best practices that will help improve financial accountability and transparency; and

WHEREAS, the Governing Body of the Township of Edison, State of New Jersey acknowledges the Best Practices Inventory Questionnaire CY 2019 and has been apprised of the responses completed by the Chief Financial Officer and authorizes the Certification and prompt submission by the Municipal Clerk and the Chief Financial Officer; and

NOW, THEREFORE, IT IS RESOLVED THAT THE COUNCIL OF THE TOWNSHIP OF EDISON IN THE COUNTY OF MIDDLESEX, NEW JERSEY hereby accepts the Best Practices Questionnaire CY 2019 with the responses completed by the Chief Financial and authorizes a copy to be sent to the Division of Local Government Services within the prescribed time frame dictated by the Division of Local Government Services and the Local Finance Notice LFN 2019-12.

DATED:

RESOLUTION R.556-102019

WHEREAS, the New Jersey Board of Public Utilities (NJBPU), Office of Clean Energy (OCE) administers the Local Government Energy Audit Program (Program), an incentive program to assist local government agencies to conduct energy audits and to encourage implementation of energy conservation measures; and,

WHEREAS, the Township of Edison had last completed a Municipal Energy Audit during 2007, more than ten years ago; and

WHEREAS, the Governing Body of the Township of Edison has decided to apply to participate in the Local Government Energy Audit Program (LGEAP); and,

WHEREAS, the facilities to be audited are in New Jersey, are owned by the Township of Edison, are served by a New Jersey regulated public utility, and that the Township of Edison has not already reserved \$100,000 in the Program this year as of this application; and,

WHEREAS, it is acknowledged that acceptance into the Program is dependent on the Scope of Work and cost proposal, and that Program rules will have to be met in order to receive incentive funds; and,

WHEREAS, upon acceptance into the Program, the Township of Edison will prepare Facility Data Forms and Scopes of Work for each facility to be audited, solicit quotations from the authorized contractors and submit the NJBPU OCE LGEAP Firm Selection Form; and,

WHEREAS, the Township of Edison understands that energy audit work cannot proceed until a NJBPU OCE LGEAP Application Approval Notice is received from the Program; and,

WHEREAS, the Township of Edison has passed a resolution joining the following state or national organization(s) supporting energy-efficiency, greenhouse gas reduction, sustainable/green design or high-performance buildings: Sustainable Jersey; and,

WHEREAS, no matching funds are required in order for the Township of Edison, to apply for grant funding of an amount not to exceed \$100,000 from NJBPU OCE LGEAP.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, Middlesex County, New Jersey, does hereby approve and authorize the development and submission of said NJBPU OCE LGEAP application, at a regularly-scheduled, Public Meeting on the evening of Wednesday, October 23, 2019.

CERTIFICATION

I, Cheryl Russomanno, Town Clerk of the Township of Edison in the County of Middlesex, and the State of New Jersey, do hereby Certify that the foregoing Municipal Resolution is a true copy of the Original

Municipal Resolution duly passed and adopted by a majority of the full membership of the Municipal Council of the Township of Edison, at its regularly-scheduled, Public Meeting on October 23, 2019.

RESOLUTION R.557-102019

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO EDMUNDS & ASSOCIATES, INC. FOR A RESIDENT SELF SERVICE PORTAL

WHEREAS, the Township of Edison is migrating in excess of 12,000 water utility accounts into Edmunds utility database; and

WHEREAS, the Township wishes to avail itself of the Permitting Self-service application which will allow residents/rate payers to request services on-line and generate a work order; and

WHEREAS, EDMUNDS & ASSOCIATES, INC., 301A Tilton Road, Northfield, NJ 08225, has submitted a proposal to provide such services at a total cost of \$12,500.00; and

WHEREAS, services such as support and/or maintenance of proprietary hardware and software may be awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5(dd); 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 and any other necessary documents, in the amount of \$12,500.00, with EDMUNDS & ASSOCIATES, INC., 301A Tilton Road, Northfield, NJ 08225 as set forth above.
2. This contract is awarded without competitive bidding pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5 (dd) and N.J.S.A. 19:44A-20.5 et. seq, INC. as described herein

RESOLUTION R.558-102019

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER(S) TO CDW GOVERNMENT LLC FOR THE FURNISHING OF SOFTWARE LICENSE & MAINTENANCE AND RELATED SERVICES FOR THE TOWNSHIP OF EDISON

WHEREAS, there is a need to purchase software license, maintenance and related services for the Township of Edison; and

WHEREAS, CDW GOVERNMENT LLC, 230 North Milwaukee Avenue, Vernon Hills, IL 60061 has been awarded State Contract Number 89849 under M-0003/SOFTWARE LICENSE & RELATED 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 \$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.

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 \$15,000.00 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.

RESOLUTION R.559-102019

RESOLUTION ACCEPTING QUOTES AND AWARDING AN EMERGENCY CONTRACT/PURCHASE ORDER TO MATTCO PLUMBING & HEATING, LLC FOR RENOVATION OF HEATING SYSTEM AT THE ANIMAL SHELTER

WHEREAS, an emergency condition exists in which the Township needs to renovate the heating system at the Animal Shelter; and

WHEREAS, MATTCO PLUMBING & HEATING, LLC, 160 Liberty St., Unit 3 B, Metuchen, NJ 08840, submitted the lowest, responsive, responsible quote in the amount of \$24,500.00; and

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

WHEREAS, funds in the amount not to exceed \$24,500.00 have been certified to be available in the Various Improvements & Repairs to Buildings Account, No. C-04-16-1948-105-000; and

WHEREAS, prior to contract/Purchase order, MATTCO PLUMBING & HEATING, 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 MATTCO PLUMBING & HEATING, 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:

- 3. All quotes have been reviewed, and the quote as submitted by MATTCO PLUMBING & HEATING, LLC, 160 Liberty St., Unit 3 B, Metuchen, NJ 08840, for emergency renovation of heating system at the Animal Shelter is determined to be the lowest, responsive, responsible quote.
- 4. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount of \$24,500.00 and any other necessary documents, with MATTCO PLUMBING & HEATING, LLC.
- 5. This contract is awarded pursuant to N.J.S.A. 40A:11-6 et seq.
- 6. The Determination of Value shall be placed on file with this resolution.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$24,500.00** are available for the above in Account No. **C-04-16-1948-105-000**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.560-102019

WHEREAS, The Edison Department of Health and Human Services, established the Edison Municipal Alliance (EMA), as a grass-roots volunteer organization comprised of community leaders, private citizens and human service agency representatives, over twenty two years ago; and

WHEREAS, the mission of EMA is to promote and support alcohol, tobacco, other drug, and violence prevention, education programs and related activities, in order to encourage positive, healthy

behavior among local youths and their families, as an alternative to deleterious and potentially dangerous personal/interpersonal conduct and activities; and

WHEREAS, the *Target Foundation* has grant funds available, through its *Community Engagement Funds Program* and/or *Target Store Programs* (e.g.: *Target Local Store Giving Program*; *Target Heroes and Helpers Program*) to support learning opportunities outside the classroom of qualified organizations and agencies of the communities Target stores serve, for which it continues to solicit on-line requests; and

WHEREAS, the Edison Department of Health and Human Services, through EMA, intends to apply for grant funding from the *Target Foundation* and/or *Target Stores*, as it will help to further strengthen its mission, focus and vision through effective programs, projects, events and activities such as its EMA Youth and Family Programs; and

WHEREAS, no matching funds are required in order for the Edison Department of Health and Human Services, through EMA, to apply for grant funding from the *Target Foundation* and/or *Target Stores*; and

WHEREAS, the Edison Department of Health and Human Services, through EMA, will utilize all grant funds awarded to it by the *Target Foundation* and/or *Target Stores* as described in its application for said funds and in compliance with all applicable Target Foundation, Target Stores, Municipal, Middlesex County, New Jersey and United States Federal agency requirements, guidelines, regulations and statutes; and

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, Middlesex County, New Jersey, does hereby approve and authorize the development and submission of said grant application, at a regularly-scheduled, combined Work Session on the evening of Monday, October 21, 2019 and subsequent Public Meeting on the evening of Wednesday, October 23, 2019.

RESOLUTION R.561-102019

RESOLUTION AUTHORIZING FY 2019 APPLICATION TO THE UNIVERSITY OF BALTIMORE COMPETITIVE SUBAWARD SOLICITATION COMBATING OPIOID OVERDOSE THROUGH COMMUNITY-LEVEL INTERVENTION

WHEREAS, the Township of Edison has received notice from the University of Baltimore regarding its 2019 Competitive Subaward Solicitation Combating Opioid Overdose through Community-Level Intervention, which provides funding for implementing or enhancing a community-based new or ongoing program that aims to reduce opioid-involved overdose; and

WHEREAS, said grant requires no matching contributions from the Township of Edison; and

WHEREAS, the Township of Edison, through the Edison Municipal Alliance/Edison Health Department wishes to submit an application for this grant.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Edison that the Township of Edison, through the Edison Municipal Alliance/Edison Health Department is hereby authorized to submit a grant application to the University of Baltimore.

BE IT FURTHER RESOLVED that the Township Administrator, Mayor, and Township Clerk are hereby authorized to take all necessary actions to file this application and to accept grant funds from the University of Baltimore 2019 Competitive Subaward Solicitation Combating Opioid Overdose through Community-Level Intervention.

RESOLUTION R.562-102019

EXPLANATION: A resolution authorizing the execution of, and entry into, a license agreement between 44 Blue Productions, LLC and the Township of Edison with respect to access to law enforcement activities in connection with the First Responders Live Television Series.

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

WHEREAS, the Township wants to authorize and direct the Chief of Police (“Chief”) to execute and enter into a certain License Agreement between the Township and 44 Blue Productions, LLC (“44 Blue”), in order to govern the licensing and cooperation between the Edison Township Police Department

and 44 Blue with respect to the undertaking and filming of a television series named “First Responders Live” (the “Series”); and

WHEREAS, the Township wants to direct and authorize the Chief’s execution of the said License Agreement in the form appended hereto as Exhibit A, which is incorporated herein by reference, and which has been reviewed by legal counsel as to form; and

WHEREAS, the Township Council desires to adopt this Resolution to authorize the entry into the License Agreement accordingly.

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. The execution of the 44 Blue License Agreement by and hereby is, approved, all consistent with the above recitals, and at the request of the Chief of Police with respect thereto.

Section 3. All pertinent Township personnel, including without limit the Mayor, the Chief, and the Township Clerk, be and hereby are authorized and directed to enter into the License Agreement, attached hereto as **Exhibit A**, and to coordinate as necessary to adhere to the terms and conditions thereof.

Section 4. This Resolution shall take effect immediately.

RESOLUTION R.563-102019

EXPLANATION: A resolution designating the property bounded by Patrick Street and Route 287 as an ‘area in need of rehabilitation’ 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 (the “**Redevelopment Law**”), authorizes municipalities to determine whether certain parcels of land in the municipality constitute “areas in need of rehabilitation,” as defined in the Redevelopment Law; and

WHEREAS, in accordance with the Redevelopment Law, the municipal council (the “**Municipal Council**”) of the Township of Edison (the “**Township**”) has determined to investigate whether the property bounded Patrick Street and Route 287, as more fully detailed on the map as more fully set forth in the Patrick Avenue Rehabilitation Study, attached hereto as *Exhibit A* (the “**Rehabilitation Study**”), should be designated as an area in need of rehabilitation; and

WHEREAS, Section 14 of the Redevelopment Law, *N.J.S.A. 40:12A-14(a)*, provides that prior to the adoption of a resolution designating a property as an area in need of rehabilitation, the Municipal Council must first submit a copy of the proposed resolution designating such property to the Township planning board (the “**Planning Board**”) for review; and

WHEREAS, on August 28, 2019, the Municipal Council, acting by Resolution R.408-082019, referred a copy of a resolution, substantively as written herein, to the Planning Board for review and comment pursuant to *N.J.S.A. 40A:12A-14*; and

WHEREAS, Bignell Planning, the Township’s Planner, prepared the Rehabilitation Study for the Township, dated as revised through October 1, 2019, which finds that: 1) the area is vacant, underutilized and deteriorating, and 2) a majority of the water and sewer infrastructure in the Study Area is at least 50 years old and is in need of repair or substantial maintenance, and a program of rehabilitation, including new construction, are expected to prevent further stagnation and deterioration and to promote the overall development of the community; and

WHEREAS, on October 15, 2019, the Planning Board reviewed the Rehabilitation Study and determined that the area depicted in the Rehabilitation Study satisfied the statutory criteria to be designated as an area in need of rehabilitation under Section 14 of the Redevelopment Law, *N.J.S.A. 40:12A-14(a)*, and transmitted to the Municipal Council the recommendation that it adopt a resolution, substantively as written herein, which designates the area depicted in the Rehabilitation Study as an area in need of rehabilitation; and

WHEREAS, the Municipal Council believes that the designation of the area depicted in the Rehabilitation Study as an area in need of rehabilitation, and the development of a program of rehabilitation therefor, is expected to prevent further deterioration and promote the overall development of the Township in accordance with the requirements of Section 14 of the Redevelopment Law, *N.J.S.A. 40:12A-14*.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal 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. The Municipal Council hereby designates the area depicted in the Rehabilitation Study as an “area in need of rehabilitation” pursuant to Section 14 of the Redevelopment Law, *N.J.S.A. 40:12A-14*.

Section 3. The Municipal Council hereby directs that the Township Clerk transmit a copy of this Resolution to the Commissioner of the Department of Community of Affairs for review in accordance with the Redevelopment Law.

Section 4. A copy of this Resolution shall be available for public inspection at the offices of the Township.

Section 5. This Resolution shall take effect immediately.

RESOLUTION R.564-102019

RESOLUTION OF THE TOWNSHIP OF EDISON, IN THE COUNTY OF MIDDLESEX, NEW JERSEY MAKING APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A. 40A:2-46, 40A:2-7(h) AND 40A:2-11(c)

WHEREAS, the Township of Edison, in the County of Middlesex, New Jersey (the “Township”) desires to make application to the Local Finance Board for its review and approval pursuant to N.J.S.A. 40A:2-46, 40A:2-7(h) and 40A:2-11(c) of the requested treatment of the Township’s Water Utility System as a self-liquidating utility during the period set forth in N.J.S.A. 40A:2-46;

WHEREAS, the Township believes that:

- (a) it is in the public interest to accomplish such purpose;
- (b) said purpose or improvements are for the health, welfare, convenience or betterment of the inhabitants of the local unit;
- (c) the amounts to be expended for said purpose or improvements are not unreasonable or exorbitant;
- (d) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the local unit and will not create an undue financial burden to be placed upon the local unit;

NOW THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON, IN THE COUNTY OF MIDDLESEX, NEW JERSEY as follows:

Section 1. The application to the Local Finance Board is hereby approved, and the Township’s Bond Counsel, Auditor and other representatives of the Township, are hereby authorized to prepare such application and to represent the Township in matters pertaining thereto.

Section 2. The Clerk of the Township is hereby directed to prepare and file a copy of this resolution with the Local Finance Board as part of such application.

Section 3. The Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and/or approvals as provided by the applicable New Jersey Statute.

RESOLUTION R.565-102019

WHEREAS, October 27, 2016 Leonard Cursi posted Tree Maintenance Bond fees in the amount of \$150.00, with Check No. 8945 on deposit with the Township of Edison in account #68391868 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 65 Peace Street, Block 590.P, Lot 46.01, Edison, NJ, 08820;

WHEREAS, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

WHEREAS, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$150.00 be refunded to the applicant; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Tree Maintenance Bond in the amount of \$150.00 hereinabove mentioned be refunded to the applicant; and

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the sum of \$150.00, plus any accrued interest as applicable, on deposit in Account #68391868 to Leonard Cursi, 3808 Fleet Ave, South Plainfield NJ 07080, for the referenced property at 65 Peace Street, Edison, NJ, 08820, Block 590.P, Lot 46.01

RESOLUTION R.566-102019

WHEREAS, June 6, 2016, Suburban Development posted Tree Maintenance Bond fees in the amount of \$2,400.00, with Check No. 32471 on deposit with the Township of Edison in account #77639277729 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 33 Harding Ave, Block 556, Lot 31.01, Edison, NJ, 08837;

WHEREAS, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

WHEREAS, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$2,400.00 be refunded to the applicant; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Tree Maintenance Bond in the amount of 2,400.00 hereinabove mentioned be refunded to the applicant; and

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the sum of 2,400.00, plus any accrued interest as applicable, on deposit in Account #77639277729 to Suburban Development, 228 A Pierson Ave Edison NJ 08837, for the referenced property at 33 Harding Avenue, Edison, NJ, 08820, Block 556, Lot 31.01

RESOLUTION R.567-102019

WHEREAS, April 29, 2014, Mihir Patel posted Tree Maintenance Bond fees in the amount of \$3,825.00, with Check No. 112 on deposit with the Township of Edison in account #7763090815 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 1781 Woodland Avenue, Block 415, Lot 20.27, Edison, NJ, 08820;

WHEREAS, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

WHEREAS, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$3,825.00 be refunded to the applicant; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Tree Maintenance Bond in the amount of \$3,825.00 hereinabove mentioned be refunded to the applicant; and

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the sum of \$3,825.00, plus any accrued interest as applicable, on deposit in Account #7763090815 to Mihir Patel, 1781 Woodland Avenue, Edison NJ 08820, for the referenced property at 1781 Woodland Avenue, Edison, NJ, 08820, Block 415, Lot 20.27

RESOLUTION R.568-102019

WHEREAS, June 30, 2008, Prashant Prabhudesai posted Tree Maintenance Bond fees in the amount of \$450.00, with Check No. 2562 on deposit with the Township of Edison in account #7760275070

to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 25 Hazel Ave, Block 992, Lot 26, Edison, NJ, 08820;

WHEREAS, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

WHEREAS, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$450.00 be refunded to the applicant; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Tree Maintenance Bond in the amount of \$450.00 hereinabove mentioned be refunded to the applicant; and

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the sum of \$450.00, plus any accrued interest as applicable, on deposit in Account #7760275070 to Prashant Prabhudesai, 25 Hazel Ave, Edison, NJ 08820, for the referenced property at 25 Hazel Ave., Edison, NJ, 08820, Block 992, Lot 26

RESOLUTION R.569-102019

WHEREAS, August 14, 2015 Vericon Construction posted Tree Maintenance Bond fees in the amount of \$3,300.00, with Check No. 35120 on deposit with the Township of Edison in account #7763748357 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 751 & 755 Route 1 South, Block 265.AA, Lot 43.20, Edison, NJ, 08817;

WHEREAS, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

WHEREAS, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$3,300.00 be refunded to the applicant; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Tree Maintenance Bond in the amount of \$3,300.00 hereinabove mentioned be refunded to the applicant; and

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the sum of \$3,300.00, plus any accrued interest as applicable, on deposit in Account #7763748357 to Vericon Construction, 1063 Route 22 East, Mountainside NJ 07092, for the referenced property at 751 & 755 Route 1 South, Edison, NJ, 08817, Block 265.AA, Lot 43.20

RESOLUTION R.570-102019

WHEREAS, November 6, 2015, Anthony Ciccone posted Tree Maintenance Bond fees in the amount of \$300.00, with Check No. 444 on deposit with the Township of Edison in account #7763748513 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 9 Anita Ave, Block 575, Lot 52.01, Edison, NJ, 08820;

WHEREAS, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

WHEREAS, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$300.00 be refunded to the applicant; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Tree Maintenance Bond in the amount of \$300.00 hereinabove mentioned be refunded to the applicant; and

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the sum of \$300.00, plus any accrued interest as applicable, on deposit in Account #7763748513 to Anthony Ciccone, 9 Anita Avenue, Edison NJ 08820, for the referenced property at 9 Anita Avenue, Edison, NJ, 08820, Block 575, Lot 52.01

RESOLUTION R.572-102019

WHEREAS, On July 7, 2015 Kilmer Homes I, LP, posted Tree Maintenance Bond fees in the amount of \$13,875.00, with Check No. 3702-3703 on deposit with the Township of Edison in account #7763748349 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 115 Truman Avenue, Block 3.E, Lot 3.0141, Edison, NJ, 08817;

WHEREAS, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

WHEREAS, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$13,875.00 be refunded to the applicant; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Tree Maintenance Bond in the amount of 13,875.00 hereinabove mentioned be refunded to the applicant; and

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the sum of 13,875.00, plus any accrued interest as applicable, on deposit in Account #7763748349 to Kilmer Homes I, LP , 1 Parker Plaza, Fort Lee NJ 07024, for the referenced property at 115 Truman Avenue, Edison, NJ, 08817, Block 3.E, Lot 3.0141

RESOLUTION R.573-102019

WHEREAS, On March 16, 2007, Paydar Construction, LLC, posted Tree Maintenance Bond fees in the amount of \$90.00, with Check No. 1234 on deposit with the Township of Edison in account #7760237666 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 32 Richard Road, Block 1019, Lot 19, Edison, NJ, 08820;

WHEREAS, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

WHEREAS, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$90.00 be refunded to the applicant; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Tree Maintenance Bond in the amount of 90.00 hereinabove mentioned be refunded to the applicant; and

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the sum of 90.00, plus any accrued interest as applicable, on deposit in Account #7760237666 to Saeed Paydar , 1 Sleepy Hollow Court, North Caldwell NJ 07006, for the referenced property at 32 Richard Road, Edison, NJ, 08820, Block 1019, Lot 19

RESOLUTION R.574-102019

WHEREAS, On March 17, 2008, Jose Luis, posted Tree Maintenance Bond fees in the amount of \$270.00, with Check No. 1234 on deposit with the Township of Edison in account #7760275056 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 421 Plainfield Rd, Block 1022, Lot 15, Edison, NJ, 08820;

WHEREAS, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

WHEREAS, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$270.00 be refunded to the applicant; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Tree Maintenance Bond in the amount of 270.00 hereinabove mentioned be refunded to the applicant; and

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the sum of 270.00, plus any accrued interest as applicable, on deposit in Account #7760275056 to Jose Luis , 421 Plainfield Rd , Edison NJ 08820, for the referenced property at 421 Plainfield Rd, Edison, NJ, 08820, Block 1022, Lot 15

RESOLUTION R.575-102019

WHEREAS, On January 15, 2016 Brooke Gillar posted Tree Maintenance Bond fees in the amount of \$225.00, with Check No. 208 on deposit with the Township of Edison in account #7763927513 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 129 Dorothy Ave, Block 748, Lot 32.33, Edison, NJ, 08837;

WHEREAS, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

WHEREAS, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$225.00 be refunded to the applicant; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Tree Maintenance Bond in the amount of 225.00 hereinabove mentioned be refunded to the applicant; and

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the sum of 225.00, plus any accrued interest as applicable, on deposit in Account #7763927513 to Brooke Gillar , 129 Dorothy Avenue , Edison NJ 08837, for the referenced property at 129 Dorothy Avenue, Edison, NJ, 08837, Block 748, Lot 32.33

RESOLUTION R.576-102019

WHEREAS, On August 29, 2017, Leonard Cursi Construction posted Tree Maintenance Bond fees in the amount of \$225.00, with Check No. 1234 on deposit with the Township of Edison in account #TP180828LE to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 176 Fleet Ave, Block 590.P, Lot 2.01, Edison, NJ, 08820;

WHEREAS, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

WHEREAS, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$225.00 be refunded to the applicant; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Tree Maintenance Bond in the amount of 225.00 hereinabove mentioned be refunded to the applicant; and

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the sum of 225.00, plus any accrued interest as applicable, on deposit in Account #TP180828LE to Leonard Cursi Construction , 3808 Fleet Avenue , Edison NJ 08820, for the referenced property at 176 Fleet Avenue, Edison, NJ, 08820, Block 590.P, Lot 2.01

RESOLUTION R.577-102019

WHEREAS, April 4, 2016, Srivani Nainar posted Tree Maintenance Bond fees in the amount of \$225.00, with Check No. 1575 on deposit with the Township of Edison in account #7763927638 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 347 Rahway Rd, Block 410.C, Lot 10, Edison, NJ, 08820;

WHEREAS, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

WHEREAS, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$225.00 be refunded to the applicant; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Tree Maintenance Bond in the amount of \$225.00 hereinabove mentioned be refunded to the applicant; and

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the sum of \$225.00, plus any accrued interest as applicable, on deposit in Account #7763927638 to Srivani Nainar, 347 Rahway Rd, Edison NJ 08820, for the referenced property at 347 Rahway Rd, Edison, NJ, 08820, Block 410.C, Lot 10

RESOLUTION R.578-102019

WHEREAS, March 21, 2016, Anda Builders, LLC posted Tree Maintenance Bond fees in the amount of \$1,200.00, with Check No. 8932 on deposit with the Township of Edison in account #7763927589 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 5 Homestead Road Avenue, Block 1012, Lot 8.A2, Edison, NJ, 08820;

WHEREAS, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

WHEREAS, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$1,200.00 be refunded to the applicant; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Tree Maintenance Bond in the amount of \$1,200.00 hereinabove mentioned be refunded to the applicant; and

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the sum of \$1,200.00, plus any accrued interest as applicable, on deposit in Account #7763927589 to Anda Builders, 222 Pierson Ave Edison NJ 08837, for the referenced property at 5 Homestead Rd, Edison, NJ, 08820, Block 1012, Lot 8.A2

RESOLUTION R.579-102019

WHEREAS, August 27, 2014, Shailesh Bhaisare posted Tree Maintenance Bond fees in the amount of \$1,875.00, with Check No. 598131 on deposit with the Township of Edison in account #7763090964 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 380 Rahway Road, Block 411, Lot 4.A, Edison, NJ, 08820;

WHEREAS, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

WHEREAS, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$1,875.00 be refunded to the applicant; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Tree Maintenance Bond in the amount of 1,875.00 hereinabove mentioned be refunded to the applicant; and

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the sum of 1,875.00, plus any accrued interest as applicable, on deposit in Account #7763090964 to Shailesh Bhaisare , 380 Rahway Road, Edison NJ 08820, for the referenced property at 380 Rahway Road, Edison, NJ, 08820, Block 411, Lot 4.A

RESOLUTION R.580-102019

WHEREAS, May 13, 2016, Fotios Velmahos posted Tree Maintenance Bond fees in the amount of \$900.00, with Check No. 0728 on deposit with the Township of Edison in account #7763927654 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree

Maintenance Bond Permit, on the property identified as 35 Main Street, Block 266.01, Lot 27.03, Edison, NJ, 08820;

WHEREAS, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

WHEREAS, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$900.00 be refunded to the applicant; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Tree Maintenance Bond in the amount of 900.00 hereinabove mentioned be refunded to the applicant; and

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the sum of 900.00, plus any accrued interest as applicable, on deposit in Account #7763927654 to Fotios Velmahos , 21 North 4th Highland Park NJ 08904, for the referenced property at 35 Main Street, Edison, NJ, 08837, Block 266.01, Lot 27.03

RESOLUTION R.581-102019

WHEREAS, October 17, 2019, Leonard Cursi posted Tree Maintenance Bond fees in the amount of \$600.00, with Check No. 8893 on deposit with the Township of Edison in account #TP161017LE to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 68 Summer Street, Block 590.P, Lot 9.01, Edison, NJ, 08820;

WHEREAS, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

WHEREAS, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$600.00 be refunded to the applicant; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Tree Maintenance Bond in the amount of 600.00 hereinabove mentioned be refunded to the applicant; and

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the sum of 600.00, plus any accrued interest as applicable, on deposit in Account #TP161017LE to Leonard Cursi , 3808 Fleet Ave, South Plainfield NJ 07080, for the referenced property at 68 Summer Street, Edison, NJ, 08837, Block 590.P, Lot 9.01

RESOLUTION R.582-102019

WHEREAS, September 2, 2015, Amitkumar Patel posted Tree Maintenance Bond fees in the amount of \$6,150.00, with Check No. 133 on deposit with the Township of Edison in account #7763748399 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 3 Stark Place, Block 994, Lot 7, Edison, NJ, 08820;

WHEREAS, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

WHEREAS, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$6,150.00 be refunded to the applicant; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Tree Maintenance Bond in the amount of 6,150.00 hereinabove mentioned be refunded to the applicant; and

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the sum of 6,150.00, plus any accrued interest as applicable, on deposit in Account #7763748399 to Amitkumar Patel, 3 Stark Place Edison NJ 08820, for the referenced property at 3 Stark Place, Edison, NJ, 08820, Block 994, Lot 7

RESOLUTION R.583-102019

EXPLANATION: This resolution provides for refund of the construction permit fee, posted for a residential construction permit by Paul Gadomski at 22 Brookside Road, Edison, NJ 08817

WHEREAS, on October 4, 2019, a Construction Permit fee, check #5456, permit #2019-3640, was posted in the total amount of \$1,361.00 by the Home Owner Paul Gadomski, having residency at 22 Brookside Road, Edison, NJ 08817 ; and

WHEREAS, the application was submitted for addition by the hired home owner; Paul Gadomski, and was calculated with wrong cubic volume and not cubic feet.

WHEREAS, this should have been a minimum of \$75.00 fee for construction and \$ 75.00 fee for alteration. The home owner was charged \$938.00 for total building fee and is asking for a refund of permit cost in the amount of \$788.00, the total refund in the amount of \$788.00 is the total refund should be issue to Paul Gadomski having residency in the amount of \$788.00;

WHEREAS, the Township Construction Official recommends the refund of the municipal permit fee, on Construction Permit #2019-3640, in the amount of \$788.00 for the referenced application;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum not to exceed \$788.00 on construction permit fees posted by Paul Gadomski, having his residency at 22 Brookside Road, Edison, NJ 08817, be refunded in the amount of \$788.00

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$788.00 from the Refund of Revenue Fund to the home owner Paul Gadomski of 22 Brookside Road, Edison, NJ 08817 in the amount of \$788.00

RESOLUTION R.584-102019

RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO NDP CONSTRUCTION, LLC FOR ROOF REPLACEMENT AT THE MINNIE VEAL COMMUNITY CENTER

WHEREAS, bids were received by the Township of Edison on October 16, 2019 for Public Bid No. 19-09-18-Roof Replacement-Minnie Veal Community Center; and

WHEREAS, NDP CONSTRUCTION, LLC, 200 Tomillo Way, Suite 110, Tinton Falls, NJ 07712, submitted the lowest legally responsible, responsive bid; and

WHEREAS, the maximum amount of the purchase shall not exceed \$156,000.00; and

WHEREAS, funds in the amount of \$50,000.00 have been certified to be available in the Recreation – Roof Replacement Account C-04-08-1616-370-410 and funds in the amount of \$106,000.00 have been certified to be available in the Various Improvements & Repairs to Buildings Account C-04-16-1948-105-000; and

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

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

1. All bids have been reviewed, and the bid submitted by NDP CONSTRUCTION, LLC, 200 Tomillo Way, Suite 110, Tinton Falls, NJ 07712, for roof replacement at the Minnie Veal Community Center 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 \$156,000.00 and any other necessary documents, with NDP CONSTRUCTION, LLC as described herein.
3. The Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$50,000.00** are available for the above contract in Account No. **C-04-08-1616-370-410** and funds in the amount of **\$106,000.00** are available for the above contract in Account No. **C-04-16-1948-105-000**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.585-102019

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 STO0000397, to the following:

Permit Number: DEV-0149
Opening Location: 123 WINTHROP RD
Block/Lot: 1156/3
Applicant’s Name & Address:
CIPRIANO IGLESIAS
IGLESIAS CONCRETE LLC

**18 EXETER CT
SAYREVILLE, NJ 08872**

Initial Deposit Date: 09/25/2019

Deposit Amount: \$1760.00

Paid by & refunded to:

**XINGTOA GAO
3 CHESTNUT RIDGR RD
HOLMDEL, NJ 07733**

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.586-102019

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 STO0000327, to the following:

Permit Number: DEV-0070

Opening Location: 46 RICHARD RD

Block/Lot: 1025/7

Applicant's Name & Address:

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

Initial Deposit Date: 01/08/2019

Deposit Amount: \$8720.00

Paid by & refunded to:

**VICTORY 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.587-102019

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 STO0000382, to the following:

Permit Number: DEV-0132
Opening Location: 50 HARMON RD
Block/Lot: 1212/3
Applicant's Name & Address:
 AELENE FINK
 50 HARMON RD
 EDISON, NJ 08837

Initial Deposit Date: 08/07/2019
Deposit Amount: \$3800.00
Paid by & refunded to:
 AELENE FINK
 50 HARMON RD
 EDISON, NJ 08837

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.588-102019

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 STO0000381, to the following:

Permit Number: DEV-0131
Opening Location: 8 EAGLE RD
Block/Lot: 546/31
Applicant's Name & Address:
 ESTATE OF LINDA L.OLSZENSKI
 8 EAGLE RD
 EDISON, NJ 08820

Initial Deposit Date: 08/05/2019
Deposit Amount: \$2200.00
Paid by & refunded to:
 ESTATE OF LINDA L.OLSZENSKI
 8 EAGLE 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.589-102019

RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO PURCHASE ONE (1) CASE/IH FARMALL 110A TRACTOR 4WD WITH FACTORY CAB AND ALAMO MACHETE II 18' MOWER FROM STORR TRACTOR COMPANY THROUGH THE HUNTERDON COUNTY EDUCATIONAL SERVICES COMMISSION COOPERATIVE PURCHASING 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 Hunterdon County 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 HCESC-CAT/SER-19-03 under NJ State approved coop #34HUNCCP; and

WHEREAS, the Township of Edison intends to enter into a contract/purchase order with the STORR TRACTOR COMPANY for the purchase of one (1) Case/IH Farmall 110A Tractor 4WD with factory Cab and one (1) Alamo Machete II 18' Mower; and

WHEREAS, the total amount of this contract shall not to exceed \$144,698.26 (\$74,666.06 for the tractor and \$70,032.20 for the mower); and

WHEREAS, funds in the amount of \$144,698.26 have been certified to be available in the Acq of Public Works Equipment Account, No. C-04-16-1948-104-000; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$144,698.26, and any other necessary documents, with STORR TRACTOR COMPANY, 3191 Route 22, Somerville, NJ 08876, the approved Hunterdon County Educational Services Commission of New Jersey vendor through this resolution, which shall be subject to all the conditions applicable to the current Hunterdon County 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 **\$144,698.26** are available for the above in Account No. **C-04-16-1948-104-000**.

/s/Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.590-102019

RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO IPL, INC. FOR THE PURCHASE OF 95 GALLON GREEN AUTOMATED/SEMI-AUTOMATED REFUSE CONTAINERS AND ADDITIONAL LIDS

WHEREAS, bids were received by the Township of Edison on September 13, 2019 for Public Bid No. 19-04-25-Automated/Semi-Automated Refuse Containers; and

WHEREAS, IPL, INC., 140 Rue Commerciale, Saint-Damien-de-Buckland, QC, Canada, submitted the lowest legally responsible, responsive bid; and

WHEREAS, the maximum amount of the purchase shall not exceed \$98,800.00 (\$95,550.00 for 2,100 containers, \$3,250.00 for 200 extra lids with pin kit); and

WHEREAS, funds in the amount of \$98,800.00 have been certified to be available in the Sanitation Capital Outlay Account, Number 9-09-55-0880-000-600; 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 IPL, INC., 140 Rue Commerciale, Saint-Damien-de-Buckland, QC, Canada, for Automated/Semi Automated Refuse Containers, 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 \$98,800.00, and any other necessary documents, with IPL, INC., as described herein.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and/or bonds of the unsuccessful bidders.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$98,800.00** are available for the above contract in Account No. **9-09-55-0880-000-600**.

/s/Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.591-102019

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO H. A. DEHART & SON, INC. FOR SNOW PLOW AND SPREADER PARTS AND ACCESSORIES

WHEREAS, bids were received by the Township of Edison on June 18, 2019 for Public Bid No. 19-10-27-Snow Plow and Spreader Parts and Accessories; and

WHEREAS, H.A. DEHART & SON, INC., 311 Crown Point Rd., Thorofare, NJ 08086, submitted the lowest legally responsible, responsive 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 \$40,000.00, 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 H.A. DEHART & SON, INC., 311 Crown Point Rd., Thorofare, NJ 08086 for Snow Plow and Spreader Parts and Accessories is determined to be the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$40,000.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents with H.A. DEHART & SON, INC. as described herein.
3. The Purchasing Agent is hereby authorized to rebid those items in the bid where no bids were received or did not meet the Townships specifications.

RESOLUTION R.592-102019**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO CRESTON HYDRAULICS, INC. FOR SNOW PLOW AND SPREADER PARTS AND ACCESSORIES**

WHEREAS, bids were received by the Township of Edison on June 18, 2019 for Public Bid No. 19-10-27-Snow Plow and Spreader Parts and Accessories; and

WHEREAS, CRESTON HYDRAULICS, INC., 53 Flock Rd., Hamilton, NJ 08619, submitted the lowest legally responsible, responsive 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 \$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 CRESTON HYDRAULICS, INC., 53 Flock Rd., Hamilton, NJ 08619 for Snow Plow and Spreader Parts and Accessories is determined to be the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$30,000.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents with CRESTON HYDRAULICS, INC. as described herein.
3. The Purchasing Agent is hereby authorized to rebid those items in the bid where no bids were received or did not meet the Townships specifications.

RESOLUTION R.593-102019**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO NORCIA CORPORATION FOR SNOW PLOW AND SPREADER PARTS AND ACCESSORIES**

WHEREAS, bids were received by the Township of Edison on June 18, 2019 for Public Bid No. 19-10-27-Snow Plow and Spreader Parts and Accessories; and

WHEREAS, NORCIA CORPORATION, 451 Black Horse Lane, North Brunswick, NJ 08902, submitted the lowest legally responsible, responsive 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 \$40,000.00, 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 NORCIA CORPORATION, 451 Black Horse Lane, North Brunswick, NJ 08902 for Snow Plow and Spreader Parts and Accessories is determined to be the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$40,000.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents with NORCIA CORPORATION as described herein.
3. The Purchasing Agent is hereby authorized to rebid those items in the bid where no bids were received or did not meet the Townships specifications.

RESOLUTION R.594-102019

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO
RESHMA RAO FOR THE YAP PROGRAM**

WHEREAS Reshma Rao made payment in the amount of \$190.00 for his child Pratyush Udupa's participation in the YAP Program at John Adams Middle School for the month of November 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 \$190.00 to Reshma Rao, 1044 Ellis Parkway, Edison, NJ 08820 which represents the amount for the YAP Program.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$190.00 are available in Account #9-01-55-0291-000-000.

RESOLUTION R.595-102019

**RESOLUTION ACCEPTING QUOTE AND AWARDING CONTRACT/PURCHASE ORDER TO
NORTHERN LIGHTS DISPLAY FOR THE PURCHASE OF HOLIDAY WREATHS FOR THE
DEPARTMENT OF RECREATION**

WHEREAS, quotes were solicited by the Township of Edison for the purchase of forty-three (43) 36" wreaths w/lights and fifty-four (54) 12'x15" pole wraps for the Department of Recreation; and

WHEREAS, NORTHERN LIGHTS DISPLAY, 13982 Industry Ave., Becker, MN 55308 submitted the lowest responsible, responsive quote in the amount of \$18,205.00; 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, Northern Lights Display 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 Northern Lights Display from making any reportable contributions through the term of the contract; and

WHEREAS, funds in the amount of \$18,205.00 have been certified to be available in the Recreation Trust Account, No. T-13-00-0000-000-014; 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) and any other necessary documents, with NORTHERN LIGHTS DISPLAY, 13982 Industry Ave., Becker, MN 55308, in the amount not to exceed \$18,205.00, for the purchase of forty-three (43) 36” wreaths w/lights and fifty-four (54) 12’x15” pole wraps for the Department of Recreation.
4. 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.
5. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.
6. 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.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$18,205.00** have been certified to be available in Account No. **T-13-00-0000-000-014**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.596-102019

RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO PURCHASE ONE (1) 2020 CHEVROLET TAHOE WITH OPTIONS FROM MALL CHEVROLET, INC. THROUGH THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY (ESCNJ) COOPERATIVE PRICING SYSTEM FOR THE DIVISION OF FIRE

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, MALL CHEVROLET, INC., 75 Haddonfield Road, Cherry Hill, NJ 08002 has been awarded ESCNJ 17/18-44 CARS, CROSSOVERS, SUV’S AND TRUCKS under NJ State approved coop #65MCECCPS; and

WHEREAS, the Township of Edison intends to enter into a contract/purchase order with MALL CHEVROLET INC. for the purchase of one (1) 2020 Chevrolet Tahoe with options; and

WHEREAS, the total amount of this contract shall not to exceed \$39,942.37; and

WHEREAS, funds in the amount of \$39,942.37 have been certified to be available in the FIRE FIGHTING Purchase of Vehicles Account No. 9-01-25-0265-001-051; 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 \$39,942.37, and any other necessary documents, with MALL CHEVROLET, INC., 75 Haddonfield Road, Cherry Hill, NJ 08002, 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 **\$39,942.37** are available for the above in Account No. **9-01-25-0265-001-051**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.597-102019

**2020 Pedestrian Safety Enforcement and Education
Grant Approval**

WHEREAS, the Division of Police has been approved for grant funding in the amount of \$16,500.00 to provide additional manpower hours to educate the public in pedestrian laws, increased enforcement of traffic laws, and additional signage; and

WHEREAS, in 2016, almost 6,000 pedestrians were killed in traffic accidents in the United States and more than 66,000 pedestrians were injured; and

WHEREAS, between 2009 – 2016, over 20 pedestrians have lost their lives on Edison roadways, and

WHEREAS, an enforcement crackdown is planned to combat traffic violations related to pedestrian laws; and

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has approved several law enforcement agencies throughout the State to participate in the Pedestrian Safety Grant; and

WHEREAS; the project will involve increased enforcement and education from July 1, 2019 through May 31, 2020; and

WHEREAS; an increase in education and enforcement will save pedestrians lives on our roadways;

THEREFORE, be it resolved that the Edison Township Council and the Division of Police declares it’s acceptance of the grant and supports our participation in *The Pedestrian Safety Grant Program FY 2020* from July 1, 2019 through May 31, 2020 and pledges to increase awareness of pedestrian safety laws.

BE IT FURTHER RESOLVED, that the Business Administrator or designee is hereby authorized to sign the aforesaid grant approval for and on behalf of the Township of Edison.

RESOLUTION R.598-102019

EXPLANATION: A Resolution authorizing and approving the Person-to-Person transfer of the Plenary Retail Consumption License held by Fun Eats & Drinks, LLC to RTC Restaurant Corp.

WHEREAS, an application has been filed with the Township of Edison (“Township”) for a Person-to-Person transfer of the Plenary Retail Consumption Liquor License No. 1205-33-025-010 (“License”), issued to Fun Eats & Drinks, LLC (“Seller”) to RTC Restaurant Corp. (“Applicant”) to be a Pocket License.

WHEREAS, the Applicant’s submitted application form is complete in all respects, the transfer fees have been paid and the License has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 13 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the License and the licensed business and all additional financing obtained in connection with the licensed business; and

WHEREAS, public notice of this transfer has been published in the Home News Tribune, a New Jersey publication, in accordance with law; and

WHEREAS, no legally valid objections have been received nor made as to why this transfer should not be granted to the Applicant.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council hereby approves the Person-to-Person transfer of the License to the Applicant.
3. The Township Clerk is hereby directed to endorse the Applicant's current license certificate as follows: "This license, subject to all of its terms and conditions, is hereby transferred to RTC Restaurant corp.
4. This Resolution shall take effect immediately.

(New License No. 1205-33-025-011)

RESOLUTION R.599-102019

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO RELIANCE GRAPHICS, INC. FOR THE DESIGN, PRINTING, ADDRESSING AND MAILING OF SAMPLE BALLOTS FOR THE TOWNSHIP CLERK

WHEREAS, the Township of Edison was in need of design, printing, addressing and mailing of ballots for the Township Clerk for the special election held on September 10, 2019; and

WHEREAS, this service was completed on behalf of the Township of Edison through Middlesex County; and

WHEREAS, Middlesex County utilized RELIANCE GRAPHICS, INC., 80 Pompton Ave., Verona, NJ 07044 at a price of \$20,425.00; 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, RELIANCE GRAPHICS, INC., has 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 RELIANCE GRAPHICS, INC., from making any reportable contributions through the term of the contract; and

WHEREAS, funds in the amount of \$20,425.00 have been certified to be available in the Municipal Clerk Election Expenses Account, No. 9-01-20-0120-001-103; 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 RELIANCE GRAPHICS, INC., 80 Pompton Ave., Verona, NJ 07044, in the amount not to exceed \$20,425.00 for the design, printing, addressing and mailing of emergency sample ballots for the Township Clerk.
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 in compliance with the Local Public Contracts Law guidelines.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$20,425.00** have been certified to be available in Account No. **9-01-20-0120-001-103**.

/s/ Nicholas C. Fargo
Chief Financial Officer

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

NAYS - None

The following Resolutions will be voted upon separately:

RESOLUTION R.553-102019

EXPLANATION: This Resolution authorizes the settlement of Tax Appeals filed by 180 Talmadge Road, LLC for the Tax Years 2014, 2015, 2016, 2017 and 2018.

WHEREAS, 180 Talmadge Road, LLC (“Taxpayer”), the owner of property located 180 Talmadge Road, Block 22 , Lot 4.O1 on the Township of Edison’s Tax Assessment Maps (“Property”), filed Tax Appeals for the years 2014, 2015, 2016, 2017 and 2018 with the Tax Court of New Jersey under Docket Numbers 003721-2014, 002732-2015, 004548-2016, 004376-2017 and 002004-2018.

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

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

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

WHEREAS, the property was originally assessed for the 2014-2018 tax years as follows:

Land:	\$ 756,800.00
Improvements:	<u>\$1,105,100.00</u>
Total:	\$1,861,900.00

WHEREAS, the proposed settlement provides for an assessment of the 2014 through 2018 Tax Years as follows:

	<u>2014</u>	<u>2015</u>	<u>2016</u>	<u>2017</u>	<u>2018</u>
Land:	\$ 756,800.00	\$ 756,800.00	\$ 756,800.00	\$ 756,800.00	\$ 756,800.00
Improvements:	<u>\$1,105,100.00</u>	<u>\$ 943,200.00</u>	<u>\$ 943,200.00</u>	<u>\$ 943,200.00</u>	<u>\$ 943,200.00</u>
Total:	\$1,861,900.00	\$1,700,000.00	\$1,700,000.00	\$1,700,000.00	\$1,700,000.00

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

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

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

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

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

WHEREAS, pursuant to the settlement approved herein, the Taxpayer is entitled to a refund in the amount **\$7,875.00 for 2015, \$8,186.00 for 2016, \$8,348.00 for 2017, \$8,535.00 for 2018 and \$8755.55 for 2019.**

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

1. For the 2014, 2015, 2016, 2017 and 2018 Tax Years, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvement as follows:

	<u>2014</u>	<u>2015</u>	<u>2016</u>	<u>2017</u>	<u>2018</u>
Land:	\$ 756,800.00	\$ 756,800.00	\$ 756,800.00	\$ 756,800.00	\$ 756,800.00
Improvements:	<u>\$ 1,105,100.00</u>	<u>\$ 943,200.00</u>	<u>\$ 943,200.00</u>	<u>\$ 943,200.00</u>	<u>\$ 943,200.00</u>
Total:	<u>\$ 1,861,900.00</u>	<u>\$ 1,700,000.00</u>	<u>\$ 1,700,000.00</u>	<u>\$ 1,700,000.00</u>	<u>\$ 1,700,000.00</u>

2. Interest is waived on the refund, provided such refund is provided as specified herein; and
3. The Tax Appeal Attorney for the Township is hereby authorized to execute a Stipulation of Settlement relative to the Property for Tax Appeals filed for the years 2014, 2015, 2016, 2017 and 2018 under Docket Numbers 003721-2014, 002732-2015, 004548-2016, 004376-2017 and 002004-2018 by the Taxpayer, owner of the property located at 180 Talmadge Road, Block 22, Lot 4.01.
4. The Freeze Act will apply to the Judgments to be issued by the New Jersey Tax Court; and
5. The Form of Stipulation of Settlement is annexed hereto, having been received by and approved by the Township Council of the Township of Edison.

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

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

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

ABSTAIN – Councilmember Joshi

NAYS - None

RESOLUTION R.571-102019

WHEREAS, September 22, 2014, 180 Talmadge Road LLC, posted Tree Maintenance Bond fees in the amount of \$3,225.00, with Check No. 1460 on deposit with the Township of Edison in account #7763091045 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 180 Talmadge Road, Block 22, Lot 4.01, Edison, NJ, 08817;

WHEREAS, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

WHEREAS, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$3,225.00 be refunded to the applicant; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Tree Maintenance Bond in the amount of 3,225.00 hereinabove mentioned be refunded to the applicant; and

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the sum of 3,225.00, plus any accrued interest as applicable, on deposit in Account #7763091045 to 180 Talmadge Road LLC , 180 Talmadge Road, Edison NJ 08817, for the referenced property at 180 Talmadge Road, Edison, NJ, 08817, Block 22, Lot 4.01

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

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

ABSTAIN – Councilmember Joshi

NAYS - None

ORAL PETITIONS AND REMARKS

Council President Gomez opened the meeting for public comment.

Bruce Diamond, 74 Calvert Avenue West, said he understand its only for introduction the people who pushed to take in house should vote on January 1st get stuck for the tax increase.

Maria Orchid, Jefferson Avenue, she thanked everyone who participated in the Clara baton clean up and block party. She asked if there is a meeting scheduled for overcrowding..

Frank Abella, 21 Oak Grove Lane, thanked Ms. Ruane for the paving of the road. Regarding the Deer Presentation, he didn't feel anything new from the presentation. He is hoping we can start this project soon.

Councilmember Diehl, We will be moving forward with some type of action, we still have the need. This is not a short term project it will take a long time he said 10-20 years before we can get the situation under control. We need to decide the best space we have.

Councilmember Lombardi added we have heard both options the council should come up with a course of action. The recreation program seems to be the most cost effective. Get permit process.

Hearing no further comments from the public Councilmember Coyle made a motion to close the public hearing, which was seconded by Councilmember Joshi 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 8:32 p.m.

Alvaro Gomez
Council President

Cheryl Russomanno, RMC
Municipal Clerk