

**MINUTES OF
MUNICIPAL COUNCIL
WORKSESSION AND REGULAR MEETING
NOVEMBER 13, 2019**

A Combined Meeting of the Municipal Council of the Township of Edison was held in the Council Chambers of the Municipal Complex. The meeting was called to order at 6:08p.m. by Council President Gomez followed by the Pledge of Allegiance.

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

Councilmember Patil was absent.

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

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

Council President Gomez, asked for a moment of silence for the passing of Michael Carr, Engineer for Planning Board.

4 REPORTS FROM ALL COUNCIL COMMITTEES:

Councilmember Coyle, on behalf of Beautification Committee he is looking to identify project for all main roads.

5. POINTS OF LIGHT

Council President Gomez, thanked all of our Veterans this past Monday, Veteran Day. We should all take a moment to remember and be proud always for our freedom. As a reminder the next Council Meeting is Combined on Monday, November 25th at 6:00pm.

Councilmember Sendelsky added there were two street naming on Veteran Day, Msgt. David Tingle, Air Force Reserve, Thomas Place & Grandview Avenue West, PFC Kenneth Wernowski, US Army Vietnam, Jefferson & Safran Ave.

6. FROM THE BUSINESS ADMINISTRATOR:

a. through i. No comments were made.

7. FROM THE DEPARTMENT OF FINANCE:

a. through e. No comments were made.

8. FROM THE DEPARTMENT OF LAW:

a. and b. No comments were made.

c. Councilmember Lombardi asked for explanation.

Mr. Northgrave, explained its standard Developers Agreement.

d. through f. No comments were made.

9. FROM THE DEPARTMENT OF PLANNING AND ENGINEERING:

a. through d. No comments were made.

10. FROM THE PUBLIC WORKS:

a. Councilmember Coyle asked for explanation, what do they do for us.

Ms. Ruane, we are adding another 100,000 until the end of year for sewer repairs.

11. FROM THE CHIEF OF FIRE:

a. and b. No comments were made.

12. FROM THE CHIEF OF POLICE:

a. through f. No comments were made.

13. FROM THE TOWNSHIP CLERK:

a. No comments were made

14. FROM THE COUNCIL MEMBER OF THE PLANNING BOARD:

Councilmember Sendelsky reported the next Planning Board is scheduled for Monday, November 18, 2019.

**15. UNFINISHED BUSINESS:
ORDINANCES FOR FURTHER CONSIDERATION AND PUBLIC HEARING:**

O.2055-2019 None

16. DISCUSSION ITEMS:

Council President Gomez:

- a. None

Councilmember Coyle:

- a. He feels we should Step up the drug Officer and Awareness in schools.
- b. Reported a complaint for 1076 Amboy Ave.
- c. 82 Philo flooding
- d. Curb on 103 hickory
- e. Regarding Tree Trimming in town, can we use the Tree Fund to hire a professional contractor to trim our trees.
- f. He asked for a Snow meeting to evaluate our truck and man power to make sure we put the main roads first.
- g. Paving of Streets he had a complaint off of Jefferson..

Councilmember Diehl:

- a. Today is world Kindness Day.
- b. He Congratulated all the people who won in the election. He had a concern that when we moved the BOE Election to November it will become too political. The BOE Election is a non –partisan election however there was literature distributed on door hangers this election that these candidates were endorsed by the Democratic Party. We never dealt with anything Democrat or Republican with any party for the BOE, they are separate operations. He held up a post – that read One Team One Edison.

Mr. Northgrave, the chairman of the MCDO did not know anything about this, he was very upset.

He feels enough is enough. I don't know how this process became political. He suggested we move elections back to April. He would like to have a resolution for next meeting back to April.

Councilmember Coyle, he agrees clearly they are attaching our logo. This election was a mess. He would 2nd the motion.

Councilmember Joshi agrees with Councilmember Diehl. When he met with official around the state after Election Day the one thing they said was wow your elections are brutal. When you sign to run it is a non-partisan you are breaking your oath. Something should be done. He would like to hear the pros and cons on this.

Councilmember Sendelsky a couple of months back we were discussing this, he is in favor of moving the BOE Election.

Councilmember Lombardi, he whole heartily agrees with Councilmember Diehl. The extra cost for an April Election not everyone would go out to vote. However, we decided to hold off two months later a 189 million referendum completely opposite.

Mr. Northgrave looked at the statue it will be binding for four years. He will prepare a notice to send to the Board of Education of the Council intentions on a Resolution to change Election.

- c. Racist flyer we are awaiting finger print results. We will schedule a date in the future.

Councilmember Joshi:

- a. He asked if a site is approved in a retail area do they have the ability to have a 24 hr. business. We should have an ordinance regarding retail hours of operation.

Mr. Northgrave, will he will look into.

Councilmember Sendelsky said the Planning Board does ask and it's in resolution of approval than we have it.

- b. Alarm fees some fines are so small he noticed we should try to gain revenue.

Councilmember Gomez, that is a fine line to punish resident or alarm company.

Councilmember Lombardi:

- a. Dewali Celebration at Hilltop Fire Works were left all over. He asked for Administration to contact the people to have them clean up.

Councilmember Patil:

- a. Absent

Councilmember Sendelsky:

- a. Parks update.

Mr. O’Krephy reported only Beatrice Park all equipment is operational.

18. COUNCIL PRESIDENT’S REMARKS:

APPROVAL OF VOLUNTEER FIREFIGHTER:

Application for membership was received by:

Oak Tree Volunteer Fire Company
Patrick F. Mulligan

A motion was made by Councilmember Sendelsky seconded by Councilmember Lombardi and duly carried, the above applications were approved.

UNFINISHED BUSINESS
ORDINANCES FOR FURTHER CONSIDERATION AND PUBLIC HEARING

The following Ordinances, which were introduced by Title on October 23, 2019 passed on first reading, published according to law for further consideration at this meeting, were read by the Township Clerk:

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.
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(The above Ordinance O.2055-2019can be found in its entirety in Ordinance Book #27.)

Council President Gomez declared the Public Hearing opened for O.2055-2019

None

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

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

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

ABSENT: Councilmember Patil

NAYS - None

NEW BUSINESS

PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR MONDAY, NOVEMBER 25, 2019.

O.2056-2019 ORDINANCE APPROVING THE APPLICATION FOR LONG TERM TAX EXEMPTION AND AUTHORIZING THE EXECUTION OF A FINANCIAL AGREEMENT WITH 1099 KING GEORGE’S POST ROAD URBAN RENEWAL, LLC, CONCERNING THE PROPERTY KNOWN AS THE PROPOSED BLOCK 390.A, LOT 1.03 (THE FORMER BLOCK 390.A, LOT 1.A4) (IN THE AREA OF 844-1075 KING GEORGE’S POST ROAD, EDISON, NEW JERSEY)

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

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

ABSENT: Councilmember Patil

NAYS – None

O.2057-2019 ORDINANCE APPROVING THE APPLICATION FOR LONG TERM TAX EXEMPTION AND AUTHORIZING THE EXECUTION OF A FINANCIAL AGREEMENT WITH 1145 KING GEORGE’S POST ROAD URBAN RENEWAL, LLC, CONCERNING THE PROPOSED BLOCK 390.A, LOT 1.02 (THE FORMER BLOCK 390.A, LOT 1.A4) (IN THE AREA OF 844-1075 KING GEORGE’S POST ROAD, EDISON, NEW JERSEY).

On a motion made by Councilmember Sendelsky seconded by Councilmember Lombardi 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 Monday, November 25, 2019.

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

ABSENT: Councilmember Patil

NAYS – None

PUBLIC COMMENTS AS TO PROPOSED RESOLUTIONS

Council President Gomez opened the meeting to the public for comments on Proposed Resolutions R.600-112019 through R.642-112019.

Mr. Gockel, 77 Safran Avenue, asked for explanation on the ordinances.

Mr. Northgrave explained.

Maria Orchid, 87 Jefferson Avenue, asked why does the warehouse need an exemption?

Mr. Northgrave, it works out better for the township.

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.

Councilmember Joshi requested that Resolution R.619-112019 be pulled for separate vote.

The following Resolutions R.600-112019 through R.618-112019 and R.620-112019 through R.642-112019 were adopted under the Consent Agenda on a motion made by Councilmember Diehl and seconded by Councilmember Sendelsky.

RESOLUTION R.600-112019

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING NOVEMBER 7, 2019.

WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through, November 7, 2019.

FUND	AMOUNT
Current	\$35,107,623.95
Affordable Housing	12,126.00
Capital	50,567.47
Cash Performance	0.00
CDBG	96.20
Developers Escrow	107,013.93
Dog (Animal Control)	1,162.10
Federal Forfeited	0.00
Grant Funds	10,700.52
Law Enforcement	0.00
Open Space	431,051.25
Park Improvements	5,428.20
Payroll Deduction	1,046,981.62
Sanitation Fund	202,754.47
Self Insurance	0.00
Sewer Utility	168,651.34
Tax Sale Redemption	215,607.74
Tree Fund	0.00
Tree Planting	38,987.16
Trust	1,727,055.09
Edison Landfill Closure Trust	0.00
TOTAL	\$39,125,807.04

/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.601-112019

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 **\$60,088.40**.

RESOLUTION R.602-112019

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 **\$17,198.09**.

RESOLUTION R.603-112019

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 **\$222.75**.

RESOLUTION R.604-112019

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 \$1,642.00 from FM Global 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 \$1,642.00 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:

FM Global Fire Prevention Grant.....\$ 1,642.00

BE IT FURTHER RESOLVED that a like sum of \$1,642.00 be and the same is hereby appropriated under the caption of:

General Appropriations:

Operations excluded from "CAPS": Public & Private Programs Off-Set by Revenues:

FM Global Fire Prevention Grant.....\$ 1,642.00

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

RESOLUTION R.605-112019

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 CY2019 in the amount of \$16,500.00 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:

2020 Pedestrian Safety Enforcement and Education Grant.....\$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:

Operations excluded from "CAPS": Public & Private Programs Off-Set by Revenues:

2020 Pedestrian Safety Enforcement and Education Grant.....\$16,500.00

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

RESOLUTION R.606-112019

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 \$ 5,500.00 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 \$ 5,500.00 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:

Drive Sober or Get Pulled Over Grant 2019 Labor Day Crackdown..... \$ 5,500.00

BE IT FURTHER RESOLVED that a like sum of \$ 5,500.00 be and the same is hereby appropriated under the caption of:

General Appropriations:

Drive Sober or Get Pulled Over Grant 2019 Labor Day Crackdown..... \$ 5,500.00

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.607-112019

RESOLUTION AWARDING THE PURCHASE OF ONE (1) MULTI-FUNCTION COPIER FOR THE DEPARTMENT OF ADMINISTRATION TO KYOCERA DOCUMENT SOLUTIONS

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

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

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

WHEREAS, the maximum amount of the purchase shall not exceed \$15,005.00; and

WHEREAS, funds in the amount of \$15,005.00 have been certified in the Business Administrator – Office Equipment Account, Number 9-01-20-0100-001-053; 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 total amount not to exceed \$15,005.00, and any other necessary documents, with KYOCERA DOCUMENT SOLUTIONS, 225 Sand Road, PO Box 4008, Fairfield, NJ 07004 as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract, No. 40465/G-2075.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$15,005.00** have been certified in Account No. **9-01-20-0100-001-053**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.608-112019

RESOLUTION RESCINDING AWARDING OF A CONTRACT TO PREMIER PRINTING SOLUTIONS, INC. FOR THE FURNISHING OF PRINTING SERVICES

WHEREAS, Resolution R.456-092019 adopted September 9, 2019 awarded line items 12 & 123 of Public Bid 19-08-02-Printing Services to PREMIER PRINTING SOLUTIONS, INC., 513 Pine Ave., South Amboy, NJ 08879; and

WHEREAS, the Township of Edison notified PREMIER PRINTING SOLUTIONS, INC., of contract award on September 11, 2019; and

WHEREAS, PREMIER PRINTING SOLUTIONS, INC. failed to execute the contract within the statutory time to do so; and

WHEREAS, after many attempts to contact PREMIER PRINTING SOLUTIONS, INC., they were non responsive to email, fax or letter, nor did they execute the contract; and

WHEREAS, the Township is rescinding the awarded line items to PREMIER PRINTING SOLUTIONS, INC., and awarding to the next lowest, responsible, responsive bidders (Concept #12 and Stuyvesant Press #123) as indicated on the spreadsheet; and

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

NOW, THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison, that Resolution R. 456-092019 awarding Public Bid 19-08-02 to PREMIER PRINTING SOLUTIONS, INC., 513 Pine Ave., South Amboy, NJ 08879 be rescinded and the line items awarded to the next lowest, responsible, responsive bidders as indicated herein.

RESOLUTION R.609-112019

RESOLUTION AMENDING RESOLUTION R.453-092019 TO ADD ADDITIONAL FUNDS TO CONTRACT WITH CONCEPT PRINTING FOR THE FURNISHING OF PRINTING SERVICES

WHEREAS, Resolution R.453-092019 adopted September 9, 2019 awarded various line items of Public Bid 19-08-02-Printing Services to CONCEPT PRINTING, 40 Lydecker St., Nyack, NY 10960; and

WHEREAS, the Township is rescinding R. 456-092019 for Premier Printing Solutions, LLC, 513 South Pine Ave., South Amboy, NJ 08879, for failure to execute the contract within the statutory time to do so; and

WHEREAS, as a result, it has been determined that CONCEPT PRINTING is the next lowest legally responsible, responsive bidder for line item# 12; and

WHEREAS, this resolution shall be amended to include the award of Line item #12 to CONCEPT PRINTING as per the attached revised 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 \$2,500.00 for a total revised not to exceed contract amount of \$97,500.00, and cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid by CONCEPT PRINTING, 40 Lydecker St., Nyack, NY 10960, for 19-08-02-Printing Services is determined to be the next lowest legally responsible, responsive bidder for Item No. 12 as listed on the revised spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$97,500.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents with CONCEPT PRINTING, as described herein.

RESOLUTION R.610-112019

RESOLUTION AMENDING RESOLUTION R.458-092019 TO ADD ADDITIONAL FUNDS TO CONTRACT TO STUYVESANT PRESS, INC. FOR THE FURNISHING OF PRINTING SERVICES

WHEREAS, Resolution R.458-092019 adopted September 9, 2019 awarded various line items of Contract 19-08-02-Printing Services to STUYVESANT PRESS, INC., 119 Coit St., Irvington, NJ 07111; and

WHEREAS, the Township is rescinding R. 456-092019 for Premier Printing Solutions, LLC, 513 South Pine Ave., South Amboy, NJ 08879, for failure to execute the contract within the statutory time to do so; and

WHEREAS, it has been determined that STUYVESANT PRESS, INC. is the next lowest legally responsible, responsive bidder for line item# 123; and

WHEREAS, this resolution shall be amended to include the award of Line item #123 to STUYVESANT PRESS as per the attached revised 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 \$500.00 for a total revised not to exceed contract amount of \$7,500.00, and cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid by STUYVESANT PRESS, INC., 119 Coit St., Irvington, NJ 07111, for 19-08-02-Printing Services is determined to be the next lowest legally responsible, responsive bidder for Item No. 123 as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$7,500.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents with STUYVESANT PRESS, INC., as described herein.

RESOLUTION R.611-112019

RESOLUTION RESCINDING AWARDING OF A CONTRACT TO CVR COMPUTER SUPPLIES FOR THE FURNISHING OF SUPPLIES FOR OFFICE EQUIPMENT

WHEREAS, Resolution R.420-082019 adopted August 28, 2019 awarded various line items for Contract 19-02-03-Supplies for Office Equipment to CVR COMPUTER SUPPLIES, 1606 S. Bowling Green Dr., Cherry Hill, NJ 08003; and

WHEREAS, the Township of Edison notified CVR COMPUTER SUPPLIES of contract award on August 30, 2019; and

WHEREAS, CVR COMPUTER SUPPLIES failed to execute the contract within the statutory time to do so; and

WHEREAS, after many attempts to contact CVR COMPUTER SUPPLIES they were non responsive to email, fax or letter, nor did they execute the contract; and

WHEREAS, the Township is rescinding the awarded line items to CVR COMPUTER SUPPLIES and awarding the various line items to the next lowest, responsible, responsive bidders (Office Needs, Supply Saver, The Tree House and W.B. Mason) as indicated on the revised spreadsheet; 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. Resolution R. 420-082019 awarding Public Bid Supplies for Office Equipment to CVR COMPUTER SUPPLIES, 1606 S. Bowling Green Dr., Cherry Hill, NJ 08003 be rescinded and the line items awarded to the next lowest, responsible, responsive bidders as indicated herein.
2. The Purchasing Agent is hereby authorized to rebid those items where no bids were received.

RESOLUTION R.612-112019

RESOLUTION AMENDING RESOLUTION R.421-082019 TO ADD ADDITIONAL FUNDS TO CONTRACT WITH THE TREE HOUSE, INC. FOR THE FURNISHING OF SUPPLIES FOR OFFICE EQUIPMENT

WHEREAS, Resolution R.421-082019 adopted August 28, 2019 awarded various line items of Public Bid No. 19-02-03-Supplies for Office Equipment to THE TREE HOUSE, INC., PO Box 413, Norwood, MA 02062; and

WHEREAS, the Township is rescinding R. 420-082019 for CVR COMPUTER SUPPLIES, 1606 S. Bowling Green Dr., Cherry Hill, NJ 08003, for failure to execute the contract within the statutory time to do so; and

WHEREAS, it has been determined that THE TREE HOUSE, INC. is the next lowest legally responsible, responsive bidder for various line items; and

WHEREAS, this resolution shall be amended to include the award of various line items as per the attached revised 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 the additional amount of \$18,882.00 for a total revised not to exceed contract amount of \$43,882.00, and cannot be encumbered at this time; and

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

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

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

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

3. All bids have been reviewed, and the bid by THE TREE HOUSE, INC., PO Box 413, Norwood, MA 02062, for 19-02-03-Supplies for Office Equipment is determined to be the next lowest legally responsible, responsive bidder for various items as listed on the revised spreadsheet.
4. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$43,882.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents with THE TREE HOUSE, INC., as described herein.

RESOLUTION R.613-112019

RESOLUTION AMENDING RESOLUTION R.422-082019 TO ADD ADDITIONAL FUNDS TO CONTRACT WITH W.B. MASON CO., INC. FOR THE FURNISHING OF SUPPLIES FOR OFFICE EQUIPMENT

WHEREAS, Resolution R.422-082019 adopted August 28, 2019 awarded various line items of Public Bid No. 19-02-03-Supplies for Office Equipment to W.B. MASON CO., INC., 21 Commerce St., Cranbury, NJ 08512; and

WHEREAS, the Township is rescinding R. 420-082019 for CVR COMPUTER SUPPLIES, 1606 S. Bowling Green Dr., Cherry Hill, NJ 08003, for failure to execute the contract within the statutory time to do so; and

WHEREAS, it has been determined that W.B. MASON CO., INC. is the next lowest legally responsible, responsive bidder for various line items; and

WHEREAS, this resolution shall be amended to include the award of various line items as per the attached revised 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 the additional amount of \$100.00 for a total revised not to exceed contract amount of \$12,100.00, and cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid by W.B. MASON CO., INC., 21 Commerce St., Cranbury, NJ 08512, for 19-02-03-Supplies for Office Equipment is determined to be the next lowest legally responsible, responsive bidder for various items as listed on the revised spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$12,100.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents with W.B. MASON CO., INC. as described herein.

RESOLUTION R.614-112019

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO OFFICE NEEDS FOR SUPPLIES FOR OFFICE EQUIPMENT

WHEREAS, bids were received by the Township of Edison on May 7, 2019 for Public Bid No. 19-02-06-Supplies for Office Equipment; and

WHEREAS, the Township is rescinding R. 420-082019 for CVR COMPUTER SUPPLIES, 1606 S. Bowling Green Dr., Cherry Hill, NJ 08003, for failure to execute the contract within the statutory time to do so; and

WHEREAS, the Township has determined that OFFICE NEEDS, 1120 Raritan Rd., Clark, NJ 07066, is the next lowest legally responsible, responsive bidder for various line items; and

WHEREAS, this resolution shall include the award of various line items as per the attached revised 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 \$1,000.00, 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 OFFICE NEEDS, 1120 Raritan Rd., Clark, NJ 07066, for 19-02-03-Supplies for Office Equipment is determined to be the next lowest legally responsible, responsive bidder for various items as listed on the revised spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$1,000.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents with OFFICE NEEDS as described herein.

RESOLUTION R.615-112019

RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO DOT DESIGNING, LLC FOR THE FURNISHING OF SPORTS/SAFETY UNIFORMS AND EQUIPMENT

WHEREAS, bids were received by the Township of Edison on August 29, 2019 for Public Bid No. 19-04-11-Sports Uniforms and Clothing; and

WHEREAS, DOT DESIGNING, LLC, 242 Possum Hollow Rd., Monroe Twp., NJ 08831 submitted the lowest legally responsible, responsive bid for various items as listed on 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, and cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid submitted by DOT DESIGNING, LLC, 242 Possum Hollow Rd., Monroe Twp., NJ 08831, for Sports Uniforms and Clothing has been determined to be the lowest legally responsible, responsive bid for various items 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 DOT DESIGNING, LLC as described herein.

RESOLUTION R.616-112019

RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO RIDDELL/ALL AMERICAN FOR THE FURNISHING OF SPORTS/SAFETY UNIFORMS AND EQUIPMENT

WHEREAS, bids were received by the Township of Edison on August 29, 2019 for Public Bid No. 19-04-11-Sports Uniforms and Clothing; and

WHEREAS, RIDDELL/ALL AMERICAN, 7501 Performance Lane, North Ridgeville, OH 44039, submitted the lowest legally responsible, responsive bid for various items as listed on 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 \$2,000.00, and cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid submitted by RIDDELL/ALL AMERICAN, 7501 Performance Lane, North Ridgeville, OH 44039, for Sports Uniforms and Clothing has been determined to be the lowest legally responsible, responsive bid for various items as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$2,000.00, for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents with RIDDELL/ALL AMERICAN as described herein.

RESOLUTION R.617-112019

EXPLANATION: A Resolution authorizing the Township's entering of a three (3) year Chlorofluorocarbon Recovery Agreement with the County of Middlesex.

WHEREAS, the County of Middlesex (the "County") and the Township of Edison (the "Township") recognize the importance of being proactive in addressing environmental issues such as the propose recycling of consumer electronics and depletion of the ozone layer known to be caused by manmade chemicals such as chlorofluorocarbons ("CFCs") and hydrochlorofluorocarbons ("HCFCs") that can be found in white goods; and

WHEREAS, effective November 17, 2007, recycling of white goods including those that contain CFCs is mandatory in Middlesex County; and

WHEREAS, the Parties have mutually agreed to a five (5) year contract wherein the County shall provide a subsidy to the Township up to one hundred percent (100%) of the cost of each properly documented CFC/HCFC recovery from a residential appliance as provided in the contract attached hereto as *Exhibit A* ("Agreement"); and

WHEREAS, the Agreement is exempt from public bidding pursuant to *N.J.S.A. 40A:11-5(2)* of the Local Public Contracts Law, *N.J.S.A. 40A:11-1 et seq.* as the Agreement is between public entities; and

WHEREAS, the Township shall provide the County Division of Solid Waste Management, on a quarterly basis, an invoice with proper supporting documentation indicating, amongst other information, the number of appliances from which CFCs were recovered and the CFC recovery cost per unit; and

WHEREAS, the total amount of subsidy available to the Township cannot be determined at this time as annual funding level and/or percentages will be established upon determination of the amount of available funding, subject to notice provided by the County to the Township in January of each year.

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

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

Section 2. The Agreement between the Township and the County is hereby approved. The Mayor is hereby authorized to execute the Agreement, substantially in the form as attached hereto as *Exhibit A*, and all other necessary documents, and undertake all actions reasonably necessary to effectuate the Agreement and the intent of this Resolution.

Section 3. A copy of this Resolution and the Agreement shall be kept on file and made available for public inspection at the office of the Township Clerk.

Section 4. This Resolution shall take effect immediately.

RESOLUTION R.618-112019

EXPLANATION: A Resolution referring the 1696 Oak Tree Road Redevelopment Plan to the Township Planning Board for review and comment pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, et seq.

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

WHEREAS, to make such a determination under the Redevelopment Law, the municipal council (the “**Municipal Council**”) of the Township of Edison (the “**Township**”), by way of Resolution R.178-032019 adopted March 27, 2019, authorized and directed the planning board of the Township (the “**Planning Board**”) to conduct a preliminary investigation of the property identified as 1696 Oak Tree Road, and more commonly known as Block 546-I, Lot 37 on the Township’s tax maps, and to determine whether those parcels met the criteria for a Non-Condensation Redevelopment Area, pursuant to Sections 5 and 6 of the Redevelopment Law; and

WHEREAS, on June 17, 2019, the Planning Board, after providing due notice, conducted a public hearing in accordance with the Redevelopment Law, at which hearing it determined that Block 546-I, Lot 37 on the Township’s tax maps, qualified as an area in need of redevelopment and recommended that the Municipal Council designate those parcels as an area in need of redevelopment pursuant to the criteria and requirements of the Redevelopment Law; and

WHEREAS, on June 26, 2019, the Municipal Council accepted the recommendation of the Planning Board and adopted a resolution which designated Block 546-I, Lot 37, on the Township’s tax maps, as an “area in need of redevelopment” in accordance with the Redevelopment Law, without the power of condemnation;

WHEREAS, by commission of the Municipal Council, Bignell Planning Consultants, Inc. prepared a redevelopment plan for the Redevelopment Area entitled the “1696 Oak Tree Road Redevelopment Plan” (the “**Redevelopment Plan**,”); and

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

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

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

Section 4. This Resolution shall take effect immediately.

RESOLUTION R.620-112019

EXPLANATION: A Resolution providing the Municipal Council’s advice and consent to the appointment by the Mayor of Robert J. Smith as Township Water/Sewer Director, and as a W-3 Licensed Water Operator.

WHEREAS, the Township of Edison (the “Township”) is a public body corporate and politic of the State of New Jersey, and seeks to appoint a Water/Sewer Director, and as a W-3 Licensed Water Operator (for ease of reference, “Director”) of its Water and Sewer Department (“Department”); and

WHEREAS, the Director shall, consistent with the terms of an employment agreement with the Township, be responsible for the administration, direction, coordination, supervision and control of all divisional units of the Department; and

WHEREAS, the Municipal Council of the Township (“Municipal Council”) has reviewed the qualifications of Robert J. Smith to serve as Director, including his education, training, experience and certifications, and has found him both highly experienced and suitable to fill the available position; and

WHEREAS, the Mayor desires to appoint Robert J. Smith as Director of the Department, for the reasons set forth herein; and

WHEREAS, the Municipal Council seeks to provide its advice and consent to the aforesaid appointment, in accordance with *N.J.S.A. 40:69A-43(b)*; and

WHEREAS, Robert J. Smith shall be appointed as Director for a term of four (4) years as permitted by applicable law, at an annual salary of \$170,000.00, and under such other terms and conditions as set forth in an employment agreement with the Township.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council hereby provides its advice and consent to the Mayor’s appointment of Robert J. Smith to serve as Director of the Department, for a term of four (4) years as permitted by applicable law, at an annual salary of \$170,000.00, and under such other terms and conditions as set forth in an employment agreement with the Township.
3. A copy of this Resolution shall be available for public inspection at the offices of the Township Clerk.
4. This Resolution shall take effect immediately.

RESOLUTION R.621-112019

EXPLANATION: This resolution provides for refund of Engineering Fees.

WHEREAS, on May 15, 2019 a Engineering fee was paid, check #572, Engineering SIP permit #2019-026, was posted in the total amount of \$250.00 by the homeowner, Jason Fan, residing at 32 Walnut Street, NJ 08817.

WHEREAS, the permit fees were paid for but then was discovered the resident did not need the permit.

WHEREAS, the Township Engineer recommends the refund of the Engineering fee, on Permit # 2019-026 in the amount of \$250.00 for the referenced application;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum not to exceed \$250.00 on engineering permit fees posted by Jason Fan, be refunded to the resident;

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$250.00 from the Refund of Revenue Fund to the owner, Jason Fan ,32 Walnut Street , Edison , NJ 08817.

RESOLUTION R.622-112019

RESOLUTION AWARDED CONTRACT/PURCHASE ORDER(S) TO EAGLE POINT/T.J. MORRIS & SONS FOR THE PURCHASING OF AMMUNITION, FIREARMS AND TARGETS FOR THE DIVISION OF POLICE

WHEREAS, there is a need to purchase ammunition, firearms and targets for the Division of Police; and

WHEREAS, EAGLE POINT/T.J. MORRIS & SONS, 1707 Third Street, Thorofare, NJ 08086, has been awarded State Contract Number 17-Fleet-00721 under T-0106/Law Enforcement Firearms Equipment and Supplies; and

WHEREAS, the Township of Edison intends to purchase ammunition, firearms and targets under this contract; 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/Purchase Order(s) in the amount not to exceed \$140,000.00 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 \$140,000.00 and any other necessary documents, with EAGLE POINT/T.J. MORRIS & SONS, 1707 Third Street, Thorofare, NJ 08086 as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law and State Contract No. 17-Fleet-00721 under T-0106.

RESOLUTION R.623-112019

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT TO QUEUES ENFORTH DEVELOPMENT, INC. FOR THE MAINTENANCE AND SUPPORT OF THE PROPRIETARY SOFTWARE COMPUTER AIDED DISPATCH (CAD) AND RECORDS MANAGEMENT SYSTEM (RMS) USED BY THE POLICE AND FIRE DIVISIONS

WHEREAS, the Township of Edison needs to renew the annual maintenance and support agreement for the Queues Enforth Development (QED) Acuity Computer Aided Dispatch (CAD) and Records Management System (RMS) installed in the Police Department's 9-1-1 Communications Center as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5 et. seq.; and

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

WHEREAS, such annual renewal for the support of proprietary software may be awarded without public advertising for bids or bidding, in accordance with N.J.S.A. 40A:11-5(dd); and

WHEREAS, QUEUES ENFORTH DEVELOPMENT, INC., 92 Montvale Ave., Suite 4350, Stoneham, MA 02180, has submitted a proposal to provide such services for a one year term for the period of July 1, 2019 - June 30, 2020 at a cost of \$47,532.00; and

WHEREAS, prior to entering into a contract, Queues Enforth Development, Inc., will have completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Township of Edison in the previous one year, and that the contract will prohibit Queues Enforth Development, Inc. from making any reportable contributions through the term of the contract; and

WHEREAS, funds in the amount of \$47,532.00 have been certified to be available in the Dispatch-911 Maintenance of Other Equipment Account, Number 9-01-25-0250-000-026; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract and any other necessary documents in the amount of \$47,532.00, with QUEUES ENFORTH DEVELOPMENT, INC., 92 Montvale Ave., Suite 4350, Stoneham, MA 02180 as set forth above.
2. This contract is awarded pursuant to N.J.S.A. 19:44A-20.5 et. seq, and without competitive bidding under the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-5(dd).
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 **\$47,532.00** are available for the above contract in Account No. **9-01-25-0250-000-026**.

/s/Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.624-112019

RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO PURCHASE AN AUTOMATED FINGERPRINT IDENTIFICATION SYSTEM (AFIS) FROM IDEMIA IDENTITY & SECURITY USA LLC

WHEREAS, there is a need for Edison Township Police Department to purchase a replacement Automated Fingerprint Identification System (AFIS); and

WHEREAS, IDEMIA IDENTITY & SECURITY USA LLC, 5515 EAST LA PALMA AVENUE, SUITE 100, ANAHEIM, CA 92807 has been awarded NJ State Contract/Blanket Number 18-TELE-00671 under T3083 10 Print Live Scan System; 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 shall not to exceed \$26,453.00; and

WHEREAS, funds in the amount of \$26,453.00 have been certified to be available in the Various Equipment for Police Department account number C-04-15-1914-240-000; 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(s) in the amount not to exceed \$26,453.00, and any other necessary documents, with IDEMIA IDENTITY & SECURITY USA LLC, 5515 EAST LA PALMA AVENUE, SUITE 100, ANAHEIM, CA 92807, as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract/Blanket Number 18-TELE-00671 under T3083.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$26,453.00** are available for the above in Account No. **C-04-15-1914-240-000**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.625-112019

RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO PURCHASE POLICE VEHICLES FROM WINNER FORD THROUGH THE CRANFORD POLICE COOPERATIVE PRICING SYSTEM

WHEREAS, N.J.S.A. 40A:11-11 et seq., authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the Township of Edison is a member of the Cranford Police Cooperative Pricing System (#47-CPCPS); and

WHEREAS, WINNER FORD, 250 Haddonfield-Berlin Rd., Cherry Hill, NJ 08034 has been awarded Contract 19-01 - Police and Administrative Vehicles, through this Cooperative Pricing System; and

WHEREAS, the Township of Edison intends to enter into a contract/purchase order with WINNER FORD for the purchase of one (1) 2020 Ford Police Utility with options at a price of \$33,412.00 under the Cranford Police Cooperative Pricing System; and

WHEREAS, the Township of Edison intends to enter into a contract/purchase order with WINNER FORD for the purchase of five (5) 2020 Ford Police Utility’s with options at a price of \$31,443.00 each for a total of \$157,215.00 under the Cranford Police Cooperative Pricing System; and

WHEREAS, the Township of Edison intends to enter into a contract/purchase order with WINNER FORD for four (4) 2020 Ford Police Utility’s with options at a price of \$31,753.00 each for a total of \$127,012.00 under the Cranford Police Cooperative Pricing System; and

WHEREAS, funds for these purchases, in the total amount of \$317,639.00 are available in the Police Department – Purchase of Vehicle Account, No. 9-01-25-0240-000-051; 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 and any other necessary documents, in the amount of \$317,639.00 with WINNER FORD, 250 Haddonfield-Berlin Rd., Cherry Hill, NJ 08034, the approved Cranford Police Cooperative Pricing System vendor through this resolution, which shall be subject to all the conditions applicable to the current Cranford Police 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 **\$317,639.00** are available for the above in Account No. **9-01-25-0240-000-051**.

/s/ Nicolas C. Fargo
Chief Financial Officer

RESOLUTION R.626-112019

RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO PURCHASE FOUR (4) 2020 CHEVROLET MALIBU 4 DR LS SEDAN WITH OPTIONS FROM HERTRICH FLEET SERVICES, INC.

WHEREAS, there is a need for the Edison Township Police Department to purchase four (4) 2020 Chevrolet Malibu 4 dr LS Sedan with options; and

WHEREAS, HERTRICH FLEET SERVICES, INC., 1427 BAY ROAD, MILFORD, DE 19963 has been awarded NJ State Contract/Blanket Number 19-FLEET-00953 under T0099 – Vehicles Sedans/Hatchbacks, SubCompact, MidSize, FullSize, Gasoline, Hybrid; 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 shall not to exceed \$69,243.80 (\$17,310.95 each); and

WHEREAS, funds in the amount of \$69,243.80 have been certified to be available in the Police Department Purchase of Vehicles account number 9-01-25-0240-000-051; 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(s) in the amount not to exceed \$69,243.80, and any other necessary documents, with HERTRICH FLEET SERVICES, INC., 1427 BAY ROAD, MILFORD, DE 19963, as described herein.

2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract/Blanket Number 19-FLEET-00953 under T0099.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$69,243.80** are available for the above in Account No. **9-01-25-0240-000-051**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.627-112019

RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO PURCHASE TWO (2) 2020 FORD F350 TRANSIT HIGH TOP EXTENDED CARGO VANS WITH OPTIONS FROM DFFLM, LLC., T/A DITSCHMAN/FLEMINGTON FORD

WHEREAS, there is a need for the Edison Township Police Department to purchase two (2) 2020 Ford F350 Transit High Roof Extended Cargo Vans with options; and

WHEREAS, DFFLM LLC T/A DITSCHMAN FLEMINGTON FORD, 215 HWY 202 SOUTH, FLEMINGTON, NJ 08822, has been awarded NJ State Contract/Blanket Number 88211 under T2103 – Vehicles, Cargo Vans, Class 1/2/3, Regular/Extended; 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 shall not to exceed \$69,355.00 (\$34,677.50 each); and

WHEREAS, funds in the amount of \$69,355.00 have been certified to be available in the Acq of Non Passenger Vehicles Account number C-04-16-1948-107-000; 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(s) in the amount not to exceed \$69,355.00, and any other necessary documents, with DFFLM LLC T/A DITSCHMAN FLEMINGTON FORD, 215 HWY 202 SOUTH, FLEMINGTON, NJ 08822, as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract/Blanket Number 88211 under T2103.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$69,355.00 are available for the above in Account No. **C-04-16-1948-107-000**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.628-112019

RESOLUTION AUTHORIZING PURCHASE OF ADDITIONAL SCBA MASK BAGS UNDER THE CONTRACT WITH WITMER PUBLIC SAFETY GROUP, INC. FOR SELF CONTAINED BREATHING APPARATUS (SCBA) AND RELATED COMPONENTS AND SERVICES

WHEREAS, Resolution R. 127-022019 authorized Contract No. 19-01-10 with WITMER PUBLIC SAFETY GROUP, INC., Inc., 140 INDEPENDENCE WAY, COATESVILLE, PA 19320, for Self-Contained Breathing Apparatus (SCBA) and Related Components and Services in the amount of \$1,113,111.00; and

WHEREAS, as per the bid specifications, the Township reserves the right to purchase additional quantities any time up to the contract expiration date; and

WHEREAS, the amount of this order is \$560.00 (for 28 SCBA Mask Bags); and

WHEREAS, funds in the amount of \$560.00 have been certified to be available in Fire Fighting Fire & Other Safety Equipment account, number 9-01-25-0265-001-056; and

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

NOW, THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison, the Mayor, or his designee, is hereby authorized to execute a contract and any other necessary documents, with WITMER PUBLIC SAFETY GROUP, INC., Inc., 140 INDEPENDENCE WAY, COATESVILLE, PA 19320, as described herein, in the amount not to exceed \$560.00 for additional SCBA Mask Bags.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$560.00** are available for the above in Account No. **9-01-25-0265-001-056**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.629-112019

RESOLUTION AUTHORIZING CHANGE ORDER FOR THE FURNISHING OF EMERGENCY SANITARY COLLECTION SYSTEM REPAIRS TO B&W CONSTRUCTION COMPANY IN AN AMOUNT NOT TO EXCEED \$100,000.00

WHEREAS, B&W CONSTRUCTION COMPANY, PO Box 574, South River, NJ 08882, was awarded Contract No. 18-09-09-Emergency Sanitary Collection System Repairs through resolution R.569-102018 for the period December 12, 2018- December 11, 2019 in the amount of \$500,000.00, and that amount has been depleted; and

WHEREAS, the Purchasing Agent is in the process of bidding out the Emergency Sanitary Collection System; and

WHEREAS, the Township recommends we add additional funds in the amount not to exceed \$100,000.00 with all prices, terms and conditions to remain the same until such a time as the new contracts are executed; and

WHEREAS, the total amount of these additional funds, not to exceed \$100,000.00, cannot be encumbered at this time; and

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

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

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

NOW, THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison the Mayor, or his designee, is hereby authorized to amend and execute the contract in the amount not to exceed \$100,000.00, and any other necessary documents, with B&W CONSTRUCTION COMPANY as described herein.

RESOLUTION R.630-112019

EXPLANATION: Resolution Refunding Engineering Inspection Fees to Northeast Carpenters Pension Fund, Account 7763939766

WHEREAS, the Township Engineer advises that a final inspection was made on the above subject located in Block: 390F Lot: 4

WHEREAS, the applicant has requested the return of the unused portion of Engineering Inspection fees, as provided by law; and

WHEREAS, it is in now in order that the sum of \$59,133.35, which represents the amount due and owing the applicant, be returned to Northeast Carpenters Pension Fund, Raritan Plaza 2, Edison, NJ 08818, Account #7763939766.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of \$59,133.35 plus accrued interest, if applicable, be refunded to the applicant, Account #7763939766.

BE IT FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund said sum of **\$59,133.35** in account #**7763939766** to the applicant, having an address of Raritan Plaza 2, Edison, NJ 08818.

RESOLUTION R.631-112019

EXPLANATION: Resolution Refunding Engineering Inspection Fees to 180 Talmadge Rd, LLC, Account #: 7760296169

WHEREAS, the Township Engineer advises that a final inspection was made on the above subject located in Block: 22 Lot: 4-0-1

WHEREAS, the applicant has requested the return of the unused portion of Engineering Inspection fees, as provided by law; and

WHEREAS, it is in now in order that the sum of \$2,842.66, which represents the amount due and owing the applicant, be returned to name of 180 Talmadge Road, LLC, 180 Talmadge Road, Edison, NJ 08817, Account #7760296169.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of \$2,842.66 plus accrued interest, if applicable, be refunded to the applicant, Account #7760296169.

BE IT FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund said sum of **\$2,842.66** in account #**77602961** to the applicant, having an address of 180 Talmadge Road, Edison, NJ 08817.

RESOLUTION R.632-112019

EXPLANATION: Resolution Refunding Engineering Inspection Fees to Account # 7200025090

WHEREAS, the Township Engineer advises that a final inspection was made on the above subject located in Block: 340 Lots: 1-F and 1-J

WHEREAS, the applicant has requested the return of the unused portion of Engineering Inspection fees, as provided by law; and

WHEREAS, it is in now in order that the sum of \$5,975.34, which represents the amount due and owing the applicant, be returned to Glendale Properties, LLC, 75-77 Grove Street, Paterson, NJ 07503, Account # 7200025090.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of \$5,975.34 plus accrued interest, if applicable, be refunded to the applicant, Account #7200025090.

BE IT FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund said sum of **\$5,975.3** in account # **7200025090** to the applicant, having an address of .

RESOLUTION R.633-112019

**EXPLANATION: Resolution Refunding Engineering Inspection Fees to Quaker Steak & Lube
Account # 7760296251**

WHEREAS, the Township Engineer advises that a final inspection was made on the above subject located in Block: 161K Lot: 115

WHEREAS, the applicant has requested the return of the unused portion of Engineering Inspection fees, as provided by law; and

WHEREAS, it is in now in order that the sum of \$1,060.46, which represents the amount due and owing the applicant, be returned to Quaker Steak & Lube, 7 Pearl Court, Allendale, NJ 07401, Account # 7760296251.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of \$1,060.46 plus accrued interest, if applicable, be refunded to the applicant, Account #7760296251.

BE IT FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund said sum of **\$1,060.46** in account #**7760296251** to the applicant, having an address of 7 Pearl Court, Allendale, NJ 07401.

RESOLUTION R.634-112019

**EXPLANATION: Resolution Refunding Cash Performance to Northeast Carpenters Pension Fund.
Application # PO4-2015 in Account # 7763342670**

WHEREAS, the Township Engineer advises that an inspection has been made of Northeast Carpenters Pension Fund, Application #**PO4-2015**, Raritan Plaza 2, Block: 390-F Lot: 4E and said inspection indicates all site improvements are complete and in accordance with Site Plan approval and Municipal Standards of the Township of Edison; and

WHEREAS, the Township Engineer, recommends the release of the Cash Performance posted on in the amount of **\$151,704.60** plus accrued interest, if applicable on deposit in account #**7763342670** with the Township of Edison, principal being Northeast Carpenters Pension Fund, having offices at Raritan Plaza 2, Edison, NJ 08818 and acceptance of the subject improvements; and

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to return the aforesaid Cash Performance in the amount of **\$151,704.60** plus accrued interest, if applicable, on deposit in account #**7763342670** to the applicant, being Northeast Carpenters Pension Fund, having offices at Raritan Plaza 2, Edison, NJ 08818.

RESOLUTION R.635-112019

**EXPLANATION: Resolution Refunding Cash Performance to Quaker Steak & Lube. Application # P4-2013
in Account # 7763342414**

WHEREAS, the Township Engineer advises that an inspection has been made of Quaker Steak & Lube Application # P4-2013, Route 1, Block: 161K Lot: 115 and said inspection indicates all site improvements are complete and in accordance with Site Plan approval and Municipal Standards of the Township of Edison; and

WHEREAS, the Township Engineer, recommends the release of the Cash Performance posted on in the amount of **\$7,934.25** plus accrued interest, if applicable on deposit in account #**7763342414** with the Township of Edison, principal being Quaker Steak & Lube, having offices at 7 Pearl Court, Allendale, NJ 07401 and acceptance of the subject improvements; and

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to return the aforesaid Cash Performance in the amount of **\$7,934.25** plus accrued interest, if applicable, on deposit in account #**7763342414** to the applicant, being Quaker Steak & Lube, having offices at 7 Pearl Court, Allendale, NJ 07401.

RESOLUTION R.636-112019

EXPLANATION: Resolution releasing a Performance Bond and refunding a Cash Performance Bond to Liberty Property Trust for the project located at 1075 King Georges Post Road ; Application #P7-2015 Block 755 Lot 8; Account 7763342745

WHEREAS, on May 9,2016 ,Liberty Property Trust having offices at , 50 Chesterfield Parkway, Malvern PA 19355, Also posted a Performance Surety Bond #58732521 in the amount of **\$1,636,995.31** to guarantee the installation of improvements for the project at 1750 King Georges Post Road , Block 755, Lot 8 ;and

WHEREAS, a Cash Performance check was posted on May 9,2016 by Check #390889, in the amount of **\$181,888.37** on deposit in account # 7763342745; and

WHEREAS a final inspection of the constructed improvements has been made, and the Township Engineer has determined that the project has been satisfactorily completed.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Township Clerk and the Director of Finance be and is hereby authorized to return the aforesaid Cash Performance in the amount of **\$181,888.37** plus accrued interest, if applicable, on deposit in account #**776334275** to the applicant, and the Surety Bond # **58732521** in the amount of **\$1,636,995.31** be refunded to Liberty Property Trust,50 Chesterfield, Malvern, PA 19355 having offices at 1120 Route 22, Bldg 2, Bridgewater , NJ 08807.

RESOLUTION R.637-112019

WHEREAS, the Township Engineer advises that an inspection has been made of Beechwood at Edison LLC. ,2650 Woodbridge Avenue located in Block #396 Lot #5 &7 and said inspection indicates all improvements are complete and in accordance with Site Plan approval and Municipal Standards of the Township of Edison; and

WHEREAS, the Division of Engineering Services recommends the release of the **Performance Bond# S-304952** of Endurance Assurance Corporation in the amount of **\$218,318.76**, principal being JSM @ Beechwood at Edison ,LLC., LLC, having offices at 1260 Stelton Road, Piscataway, 08854 and acceptance of the subject improvements; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the aforementioned improvements are hereby complete and satisfactory and the Township Clerk is hereby authorized to release the aforesaid Performance Bond;

RESOLUTION R.638-112019

EXPLANATION: Resolution refunding Performance Bond to Fox & Foxx Development, LLC, 4 Rieder Road Application #P5192, Performance Surety Bond # NO.1153051

WHEREAS, Fox & Foxx Development, LLC., 4 Rieder Road , posted a Performance Surety Bond **NO.1153051** posted on February 6, 2018 of The Lenox Insurance Company Corporation in the amount of **\$14,777.64** posted by Fox & Foxx Development, LLC., having offices at 940 Amboy Avenue, Edison, NJ 08837, to guarantee the installation of improvements for the project 4 Rieder Road located in Block 52.A Lots:21

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Township Clerk hereby authorized to return the Surety Bond **NO. 1153051** in the amount of **\$ 14,777.64** of Lenox Insurance Company Corporation to Fox & Foxx Development, LLC. 940 Amboy Avenue, Edison, NJ 08837 and also The Lenox Insurance Company.

RESOLUTION R.639-112019

EXPLANATION: Resolution refunding Performance Bond to Fox & Foxx Development, LLC, 940 Beatrice Parkway Application #P5186, Performance Surety Bond # NO.1148829

WHEREAS, Fox & Foxx Development, LLC., 940 Beatrice Parkway , posted a Performance Surety Bond **NO.1148829** posted on of The Lenox Insurance Company Corporation in the amount of **\$22,848.48** posted by Fox & Foxx Development, LLC., having offices at 940 Amboy Avenue, Edison, NJ 08837, to guarantee the installation of improvements for the project 940 Beatrice Parkway located in Block Lots:7 and 8

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Township Clerk hereby authorized to return the Surety Bond **NO. 1148829** in the amount of **\$ 22,848.48** of Lenox Insurance Company Corporation to Fox & Foxx Development, LLC. 940 Amboy Avenue, Edison, NJ 08837 and also The Lenox Insurance Company.

RESOLUTION R.640-112019

WHEREAS, the Township Engineer advises that an inspection has been made of Beechwood at Edison LLC. ,2650 Woodbridge Avenue located in Block #396 Lot #5 &7 and said inspection indicates all improvements are complete and in accordance with Site Plan approval and Municipal Standards of the Township of Edison; and

WHEREAS, the Division of Engineering Services recommends the release of the **Performance Bond #EACX107000006** of Endurance Assurance Corporation in the amount of **\$7,495.20**, principal being JSM @ Beechwood at Edison ,LLC., LLC, having offices at 1260 Stelton Road, Piscataway, 08854 and acceptance of the subject improvements; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the aforementioned improvements are hereby complete and satisfactory and the Township Clerk is hereby authorized to release the aforesaid Performance Bond;

RESOLUTION R.641-112019

WHEREAS, the Township Engineer advises that an inspection has been made of Beechwood at Edison LLC. ,2650 Woodbridge Avenue located in Block #396 Lot #5 &7 and said inspection indicates all improvements are complete and in accordance with Site Plan approval and Municipal Standards of the Township of Edison; and

WHEREAS, the Division of Engineering Services recommends the release of the **Performance Bond# S-304952** of Endurance Assurance Corporation in the amount of **\$218,318.76**, principal being JSM @ Beechwood at Edison ,LLC., LLC, having offices at 1260 Stelton Road, Piscataway, 08854 and acceptance of the subject improvements; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the aforementioned improvements are hereby complete and satisfactory and the Township Clerk is hereby authorized to release the aforesaid Performance Bond;

RESOLUTION R.642-112019

WHEREAS, Making it Possible to End Homelessness, has requested a waiver of any and all permit and/or application fees for (2) HVAC Units at 60 Clif Prescod Lane, Edison.

WHEREAS, the Municipal Council of the Township of Edison feels that it would be appropriate to waive (50%) Fifty percent of any applicable fees;

NOW, THEREFORE, BE IT RESOLVED, by the Township of Edison, that it does hereby waiving (50%) fifty percent of any application fees for (2) HVAC units at 60 Cliff Prescod Lane, Edison except the DCA fee, due to the Township of Edison as a result of the application being submitted by Making it Possible to End Homelessness, Inc., located at 211 Livingston Avenue, 2nd floor, New Brunswick, NJ 08901.

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

ABSENT –Councilmember Patil

NAYS - None

The following Resolutions will be voted upon separately:

RESOLUTION R.619-112019

EXPLANATION: This Resolution authorizes the Mayor to execute the attached Developer’s Agreement with Suburban Real Estate Development, LLC, with respect to Block 556, Lot 31.02 on the Edison Township Tax Map, and more commonly known as 31 Harding Avenue.

WHEREAS, Block 556, Lot 31.02, more commonly known as 31 Harding Avenue, as shown on the Township of Edison tax maps (the “**Property**”) was the subject of an application before the Planning Board of the Township of Edison (hereinafter the “**Board**”) made by Suburban Real Estate Development, LLC (“**Developer**”) for preliminary and final major subdivision approval with variances related to the subdivision of a 5.57 acre tract of land fronting on Harding Avenue, to create eight (8) detached single family dwelling lots, one (1) of which will host an above-ground stormwater detention basin and construct a cul-de-sac to service the new dwellings at the Property (the “**Project**”); and

WHEREAS, the Board granted final site plan approval for the Project by adoption of a resolution on December 17, 2018 (the “**Resolution**”); and

WHEREAS, the Township of Edison (the “**Township**”) and Developer desire to enter this Developer’s Agreement to establish the terms pursuant to which the Developer shall undertake construction on the Project, and related matters; and

WHEREAS, the Code of the Township of Edison requires the developer to enter into a Developer’s Agreement with the Township in connection with the Project; and

WHEREAS, the Developer’s Agreement attached hereto between the Township and Developer (the “**Agreement**”) has been prepared by the Township Attorney and has been reviewed and approved by the Township Engineer and by the attorney for the Developer.

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

1. The Mayor is hereby authorized to execute the Agreement substantially in the form as attached hereto as Exhibit A, subject to such additions, deletions, modifications or amendments deemed necessary by the Mayor in his discretion in consultation with counsel, which additions, deletions, modifications or amendments do not alter the substantive rights and obligations of the parties thereto, and to take all other necessary and appropriate action to effectuate the Agreement.
2. The Township Clerk is hereby authorized to forward the original and certified copies of the Agreement to the Township Attorney for recording with the Clerk of the County of Middlesex.
3. This Resolution shall take effect immediately.

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

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

ABSENT: Councilmember Patil

NAYS –Councilmember Joshi

ORAL PETITIONS AND REMARKS

Council President Gomez opened the meeting for public comment.

Lois Tarr, 52 Reider Road, she feels there are a lot of reasons why it should stay in November. What’s to stop the politics if it’s in April? We need to hold people accountable.

Gerry Shine, 18 Winthrop Road, he Congratulated the council members on their victory campaign was quite no bad words in the election. Agree with every council member it should a bi partisan election.

Maria Orchid, 83 Jefferson Avenue, she Congratulated Councilmembers Patil and Coyle on their re-elections. She asked if we can install restrooms at Lake Pappanini with Open Space Funds.

Don Tarr, 52 Reider Road, Councilmember Diehl mentioned of fingers print, did we received Jerry Shi finger prints? Have you requested Shariq Ahmad too? Jerry Shi called us raciast, we couldn’t address at the BOE meeting. Time to quit being nice, honest person would say take my fingers prints only a coward hides behind their attorney. They are mocking this Council Committee of the Whole and the residents of Edison. Stop playing nice.

Councilmember Lombardi as of today answer is no.

Bruce Diamond, 74 Calvert Avenue, West, initially he thought it was a good idea to move to November. Why can't the Edison police run those prints?

Mr. Northgrave explained the Attorney General office took over the town is shut out.

Joyce Ship- Freeman, 41 S. Main Street, we are Edison first there should be more young people involved in elections. She thanked everyone for their support.

Anthony DeAmorin, 15 Rodak Circle Congratulated all the winners. He is hosting a Toy Drive on December 13th at the Grace Reform Church. .

Ms. Tarr, feels Kevin McCabe, Chairman of the Middlesex County Democratic Organization should file the complaint.

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

Having no further business to discuss, on a motion made by Councilmember Lombardi, seconded by Councilmember Sendelsky the meeting was adjourned at 8:10 p.m.

Alvaro Gomez
Council President

Cheryl Russomanno, RMC
Municipal Clerk