

**MINUTES OF
MUNICIPAL COUNCIL
WORKSESSION AND REGULAR MEETING
DECEMBER 11, 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 6:13 p.m. by Council President Gomez followed by the Pledge of Allegiance.

Councilmember Lombardi asked for a Moment of Silence for the victims of shooting in Jersey City and Pennsicola last week. Council President Gomez added I want everyone to also remember a resident Julian Zimmet who passed away last week.

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

Also present were Township Clerk Russomanno, Deputy Township Clerk McCray, Township Attorney Northgrave, Business Administrator Ruane, Health Director Elliott, Township Engineer O’Krephy, 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.

4. RESOLUTION OF RECOGNITION:

Clerk read Resolution:

RESOLUTION R.680-122019

WHEREAS, Hands of Hope Food Pantry is a non-profit, community based organization which distributes food to alleviate hunger. Since 1992 Hands of Hope has been serving the community as a food pantry, soup kitchen and limited clothes closet.

WHEREAS, Hands of Hope volunteers have worked tirelessly to keep the focus of “Helping those in need”. The organization has strong relationships with different companies who give generous donations which provides simple yet vital needs to help children and families live productive and happy lives year round.

WHEREAS, the following volunteers donate countless hours of their time for this organization:

- | | |
|-------------------|-------------------|
| Jackie Goedesky | John Colletto |
| Lisa Winters | Patricia Colletto |
| Sandy Smithson | Raj Juttukonda |
| Sharon Barrall | Raghu Naik |
| Kathy Rockafellow | Jennifer Turbitt |
| Charles Tomaro | Michael Winters |
| Stephen Dennis | |

WHEREAS, Hands of Hope located on 2136 Woodbridge Avenue, St. James Episcopal Church, Edison has its doors open on the first and third Saturday of every month between the hours of 11:00 and 1:30. In addition special programs are held throughout the year for the community.

WHEREAS, a Hands of Hope staff member delivers a bag of food to those who are registered with them at both housing locations.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, NEW JERSEY AS FOLLOWS: the Municipal Council hereby recognizes Hands of Hope Food Pantry for its positive contribution and dedication to the community.

Council President Gomez opened the meeting to the public for comment on Resolution R.680-122019.

Bruce Diamond, 74 Calvert Avenue West, they are a wonderful asset to this community 95 % of their donations go to people. It is a well run charity thanks for their efforts.

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

Councilmember Sendelsky presented this resolution we have a lot of working poor in Middlesex County and Edison. He thanked everyone for all their hard work.

Charlie Tomaro, keep up great work we are also in need for toys for the December 21st. He added team work makes for a great organization. He also explained all the programs the county has throughout the year. All the time Jackie puts in would be millions of dollars.

Jackie Goedesky, she thank everyone including the Edison schools and teacher they are a big support of ours. She said they accommodate over 300 families.

On a motion made by Councilmember Sendelsky, seconded by Councilmember Gomez, the Resolution was adopted.

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

RESOLUTION R.681-122019

WHEREAS, Mr. Tom White, a 1998 Edison graduate who lettered in three sports wrestling, football and track and field, He was part of a program that won three consecutive district tournament team titles from 1995-97. Mr. White graduated in 2003 from Seton Hall University.

WHEREAS, Mr. White works as a teacher and wrestling coach at Edison High School. The Eagles enjoyed their most successful seasons under Tom's guidance with its first team title in 17 years. Mr. White was awarded Wrestling Coach of the Year Home News Tribune's 2014-15

WHEREAS, Mr. Tom White engineered an initiative program to utilize Election Day to help individuals in need. A volunteer group, led by Edison School teacher, Tom White, ran a non-perishable food drive on Tuesday, November 5, 2019.

WHEREAS, Mr. Tom White wanted to do something positive that coincided with the Holiday Season and by doing it on Election Day, it was easy to make it town wide because the polling places were used as satellite locations for food and winter coat collection. Donated items collected at the voting locations across town. The items were donated to the Hands of Hope Food Pantry at St James Church, located on Woodbridge Avenue in Edison.

WHEREAS, this food drive was very successful and Mr. Tom White expects to carry the food drive to every election. .

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, NEW JERSEY AS FOLLOWS: It is resolved that Edison Township Council recognizes Mr. Tom White's effort on this food drive for the needy people.

Council President Gomez opened the meeting to the public for comment on Resolution R.680-122019.

None

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

On a motion made by Councilmember Diehl, seconded by Councilmember Coyle, the Resolution was adopted.

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

Councilmember Joshi congratulated Tom White and your entire family for serving our community.

Councilmember Patil, thank you for thinking out of the box a wonderful idea.

Councilmember Coyle appreciates your efforts, happy and proud to see you being involved in your community.

Mr. White, thank you for the wonderful speech. Glad to see Hands of Hope also being honored today. If you haven't seen the way the Food Pantry operates you should go out of your way, they are a huge help to the community. He thanked the Town Council, Board of Education all sitting members that helped to coordinate in

schools so many locations. Thanked the municipality every teachers, principles, and everyone who donated. It was designed to unite the community. He is 150% support to leave Board of Education elections where they belong.

5. REVIEW OF MINUTES:

a. and b. No comments were made

6. REPORTS FROM ALL COUNCIL COMMITTEES:

Councilmember Coyle, he will be meeting with Mayor regarding new projects and thanked all involved in the beautification committee.

Councilmember Diehl, Committee of Whole we are making progress, as soon as we get information we will share.

Councilmember Joshi, reported the Library Board yesterday voted to terminate the director and council. It was a very heavy dispute. Most troubling about it during the process four trustees got up and left that's not acceptable. Happy it turned out the way it did. We should have never been in this situation. Mayor appointments we as a council need to start thinking about which people are being appointed need to stop appointing political hacks. This last year nothing got done. We should have had one of the highest circulations in the state of NJ. We would like to see accomplished with the surplus we have to be used to expand the library. The trustees decided to have the former director to come back to assist.

7. POINTS OF LIGHT:

Council President Gomez thanked the Department of Recreation for the 1st Holiday Stroll, thanked the children for dancing in the cold we had a great turnout. On December 18th at 7:00pm the Lighting of the Menorah at the JCC on Oak Tree Road.

Councilmember Sendelsky, Edison Tower Tree lighting he thanked the Recreation Department and Police it was a great event.

8. FROM THE BUSINESS ADMINISTRATOR:

a. through c. No comments were made.

d. Councilmember Coyle, is this a specific project.

Ms. Ruane explained it is for the Mueller project and to do small environmental study for a building on Langstaff.

e. No comments were made.

9. FROM THE DEPARTMENT OF FINANCE:

a. through e. No comments were mad.

10. FROM THE DEPARTMENT OF HEALTH:

a. No comments were made.

11. FROM THE DEPARTMENT OF LAW:

a. through d. No comments were made.

12. FROM THE DEPARTMENT OF PLANNING AND ENGINEERING:

a. Councilmember Coyle asked for explanation on Tree Maintenance bonds.

Mr. O'Krephy explained the Tree Bonds are for two years.

b. through d. No comments were made.

13. FROM THE PUBLIC WORKS:

a. and b. No comments were made.

14. FROM THE DEPARTMENT OF RECREATION:

a. and b. No comments were made.

15. FROM THE CHIEF OF FIRE:

a. through c. No comments were made.

16. FROM THE CHIEF OF POLICE:

a. and b. No comments were made.

17. FROM THE TOWNSHIP CLERK:

- a. No comments were made.

18. FROM THE COUNCIL MEMBER OF THE PLANNING BOARD:

Councilmember Sendelsky reported the next meeting is scheduled for December 16, 2019

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

- O.2058-2019 No comments were made.
- O.2059-2019 Councilmember Coyle asked what is the plan we are adopting?

Mr. Northgrave replied he is looking to put senior housing.
- O.2060-2019 No comments were made.

20. COMMUNICATIONS:

- a. Email received from Ralph Bucci regarding moving School Board Election back to April.

21. DISCUSSION ITEMS:

Council President Gomez:

- a. None

Councilmember Coyle:

- a. He thanked the administration on recovery and drug addiction this year through the Chamber of Commerce we had several education seminars, thanks to Councilmember Sendelsky for the use of his church. Edison is doing a great job we have hot lines 24-7 and recovery coach 732-596-4199. Throughout the holidays many things that happen it's not jolly for everyone.

Councilmember Diehl:

- a. Regarding Resolution R.699-122019, that is why most of the people are here tonight because if the Board of Education Election if it was moved to April the budget would be defeated, Programs and activities would be cut. He understands that all too well. Why the council would like to move the election because he feels both Board of Education and Council elections are not in a good place. Board of Education he feels in a very bad place. Starting with the raciest flyer. It was a political flyer. We had the Board of Education walk with a banner that said we are supported by the Lankey Team it was not true. We had Middlesex County Democratic Organization on literature that supported candidates of Board of Education and Council candidates they never authorized. He voted to move the election to November but his fear was would it become too political. Our worse fears were realized. We are somewhere between ethical and criminal. He thanked everyone and appreciated their letters. They asked me why I would move the election. He asked everyone here to help me find a way to separate the ugly politics. People should understand why we are here tonight. We cannot allow this to become normal. We have a bunch of cheaters. He suggested we take Resolution R.699-122019 off the Agenda tonight.

Council President Gomez continue with your comment how do we find a way to work together to do the right thing we need to unite. He is highly disappointed the way it was approached. To call councilmembers a lame duck. Uncalled for us to work together best to do for the children and educators. It's not right attacking people let's do the right thing. We shouldn't go to take the negative approach with this.

Councilmember Diehl is working with legal his intend is to stop criminal activity. Help us with this situation.

Councilmember Lombardi, encouraged by Councilmember Diehl comments, first I like to thank all the men and women came out and sent emails. He spoke with two board members the intent of this resolution was to bring integrity back to the board of education elections. After hearing all the discussion on both sides to elect people with integrity than I believe is should stay in November. He said everyone should attend a Library and Board of Education meeting to hold them to better standards.

Councilmember Sendelsky, I agree with the points you made but we don't want it politicized. If there is something to stop this it's not giving people assure me this is what we will do I will agree with pulling this motion.

JC would like to see a community formed it would be how to regulate a person . a person who is responsible. To find a way 100 % this is a strong move to write something to have teeth in it. Hope to reach that

On a Motion made by Councilmember Diehl, seconded by Councilmember Patil to remove Resolution R.699-122019 from the Consent Agenda.

RESOLUTION R.699-122019

EXPLANATION: A Resolution moving the date of the annual school election to the third Tuesday in April, pursuant to N.J.S.A. 19:60-1.1(b).

WHEREAS, pursuant to *N.J.S.A. 19:60-1.1(b)*, the date of the annual school election may be moved from the first Tuesday after the first Monday in November to the third Tuesday in April upon adoption of a resolution, by the governing body of the municipality constituting the district, authorizing such move; and

WHEREAS, the Township of Edison (the “**Township**”) desires to move the annual school election to the third Tuesday in April; and

WHEREAS, prior to this Meeting of the Township Municipal Council (the “**Council**”), the Council provided adequate notice to the Township Board of Education (the “**Board**”) of its intent to consider this resolution, in accordance with *N.J.S.A. 19:60-1.1(b)(1)*; and

WHEREAS, notice of this proposed change will also be provided to the Clerk of the County of Middlesex at least eighty-five (85) days prior to the third Tuesday in April 2020, pursuant to *N.J.S.A. 19:60-1.1(c)*; and

WHEREAS, the Council, pursuant to *N.J.S.A. 19:60-1.1(b)*, hereby directs that the annual school election be moved to the third Tuesday in April.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The date of the annual school election is moved from the first Tuesday after the first Monday in November to the third Tuesday in April, pursuant to *N.J.S.A.19:60-1.1*.
3. The Township Clerk is hereby instructed to take all action required pursuant to *N.J.S.A.19:60-1.1* to ensure that adequate notice is provided to the Board and the Clerk of the County of Middlesex for annual school elections to be held on the third Tuesday of April, beginning in April 2020.
4. This Resolution shall take effect immediately.

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

Councilmember Joshi:

- a. Mr.Elliot and I have a meeting tomorrow here at 7:00pm to recruit people to work on the 2020 Census.

Councilmember Lombardi:

- a. He reported we received a letter from DOT that we will be receiving grant funds again. He thanked our Assembly Member Karabinchak, and Pinkin for their support.

Councilmember Patil:

- a. None

Councilmember Sendelsky:

- a. Esther Nemitz had a procedure wishing her recovering.
- b. Library Board Members who walked out of the meeting he feels should be removed from the Board.

COUNCIL PRESIDENT’S REMARKS:

Council President Gomez, thanked everyone again who worked together for the right cause.

APPROVAL OF MINUTES:

On a motion made by Councilmember Lombardi seconded by Councilmember Sendelsky and duly carried, the Minutes of the Worksession Meeting of October 21, 2019 and Regular Meeting of October 23, 2019 were accepted as submitted.

UNFINISHED BUSINESS
ORDINANCES FOR FURTHER CONSIDERATION AND PUBLIC HEARING

The following Ordinances, which were introduced by Title on November 25, 2019 passed on first reading, published according to law for further consideration at this meeting, were read by the Township Clerk:

**O. 2058-2019 ORDINANCE AUTHORIZING A SPECIAL EMERGENCY
APPROPRIATION IN THE AMOUNT OF \$975,000.00 TO FUND
ACCRUED SICK AND VACATION TIME EXPENSES ARISING FROM
THE RETIREMENT OF SEVERAL EMPLOYEES IN AND BY THE
TOWNSHIP OF EDISON, IN THE COUNTY OF MIDDLESEX, NEW
JERSEY.**

(The above Ordinance O. 2058-2019 can be found in its entirety in Ordinance Book #27.)

Council President Gomez declared the Public Hearing opened for O.2058-2019.

Bruce Diamond, 74 Calvert Avenue, asked how many employees and who has the most amount of money.

Ms. Ruane, twenty six employees and in the Fire Department it is \$165,000.00.

Mr. Diamond, don't we have a cap of \$15,000.00.

Ms. Ruane, we have a new state law is \$15,000.00 however these are still grandfather in. She thinks the law changed for new hires after 2011.

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

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

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

NAYS - None

**O.2059-2019 ORDINANCE ADOPTING THE "1696 OAK TREE ROAD
REDEVELOPMENT PLAN," FOR THE PROPERTY IDENTIFIED ON
THE TOWNSHIP TAX MAPS AS BLOCK 546-I, LOT 37 (ALSO
KNOWN AS 1696 OAK TREE ROAD), PURSUANT TO THE LOCAL
REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.**

(The above Ordinance O. 2059-2019 can be found in its entirety in Ordinance Book #27.)

Council President Gomez declared the Public Hearing opened for O.2059-2019.

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 Diehl seconded by Councilmember Sendelsky, the Ordinance was adopted.

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

NAYS - None

O.2060-2019 BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND BY THE TOWNSHIP OF EDISON IN THE COUNTY OF MIDDLESEX, NJ APPROPRIATING \$15,000,000 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$14,250,000 BONDS OR NOTES THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

(The above Ordinance O. 2060-2019 can be found in its entirety in Ordinance Book #27.)

Council President Gomez declared the Public Hearing opened for O.2060-2019.

Walter Stochel, 2118 Oak Tree Road, asked if we can consider some sports for older residents, for example tennis court, or pickle ball.

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 Patil, the Ordinance was adopted.

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

NAYS - None

NEW BUSINESS
PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR MONDAY, DECEMBER 23, 2019:

O.2061-2019 AN ORDINANCE ESTABLISHING THE NOT TO EXCEED SALARIES OF CERTAIN OFFICERS, DEPARTMENT HEADS AND EMPLOYEES OF THE TOWNSHIP.

On a motion made by Councilmember Sendelsky seconded by Councilmember Diehl this Ordinance was passed on first reading and ordered published according to law for further consideration and Public Hearing at the next Regular Meeting of the Township Council to be held on Monday, December 23, 2019

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

NAYS – None

PUBLIC COMMENTS AS TO PROPOSED RESOLUTIONS

Council President Gomez opened the meeting to the public for comments on Proposed Resolutions R.682-122019 through R.725-122019.

Walt Stochel, 2118 Oak Tree Road, R.686-122019 glad to see having a committee would like to see to census important based on our population glad town is doing something on this. R.723-122019 asked for explanation.

Mr. Northgrave explained.

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.

The following Resolutions R.682-122019 through R.698-122019 and R.700-122019 through R.725-1220019 were adopted under the Consent Agenda on a motion made by Councilmember Diehl and seconded by Councilmember Sendelsky.

RESOLUTION R.682-122019

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

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

FUND	AMOUNT
Current	\$4,015,964.90
Affordable Housing	11,422.00
Capital	245,969.34
Cash Performance	160,788.27
CDBG	9,446.37
Developers Escrow	120,247.08
Dog (Animal Control)	0.00
Federal Forfeited	0.00
Grant Funds	600.00
Law Enforcement	0.00
Open Space	0.00
Park Improvements	2,107.18
Payroll Deduction	482,647.58
Sanitation Fund	89,443.16
Self Insurance	0.00
Sewer Utility	2,305,989.39
Tax Sale Redemption	87,219.92
Tree Fund	0.00
Tree Planting	270.00
Trust	104,439.32
Edison Landfill Closure Trust	0.00
TOTAL	\$7,636,554.51

/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.683-122019

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 **\$18,776.47**.

RESOLUTION R.684-122019

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 **\$13,099.26**.

RESOLUTION R.685-122019

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 \$15,272.48 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 \$15,272.48 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:

Body Armor Fund FY 2019 **\$ 15,272.48**

BE IT FURTHER RESOLVED that a like sum of \$15,272.48 be and the same is hereby appropriated under the caption of:

General Appropriations:

Body Armor Fund FY 2019..... **\$ 15,272.48**

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

RESOLUTION R.686-122019

RESOLUTION SUPPORTING THE 2020 U.S. CENSUS AND A COMPLETE COUNT FOR THE TOWNSHIP OF EDISON

WHEREAS, preparations for the 2020 U.S. Census are well underway, signaling once again our nation's decennial effort to count and analyze its growing population; and

WHEREAS, the Census, mandated by Article 1, Section 2 of the U.S. Constitution, is a civic activity that affects people of all ages, races, cultures, and ethnicities; and

WHEREAS, the importance of a complete and accurate 2020 Census cannot be overstated; as its results help decide how more than \$675 billion in federal funds are spent annually across the country on services ranging from emergency response and fire departments to clinics and hospitals; and

WHEREAS, Census results also will determine the number of Congressional districts that New Jersey is allotted and will also be used to help draw state legislative and ward lines; and

WHEREAS, failing to achieve a complete count of the Township of Edison residents could deny funding in federal grants for each person not counted; and

WHEREAS, when Census Day arrives on April 1, 2020, people will, for the first time, be able to respond anytime, anywhere, be it online, from any device, by mail or by phone; and

WHEREAS, conducting the 2020 Census will nonetheless be a massive human undertaking, requiring the hiring of hundreds of thousands of part-time workers to carry it out.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Township of Edison do hereby proclaim, April 1, 2020 as "2020 Census full participation day" throughout the Township of Edison. In so doing, we pledge our full support to a thorough and accurate count all Edison Township residents. We urge all of our municipal counterparts to do likewise, and we commend the U.S. Census Bureau for all of its hard work toward achieving this objective.

RESOLUTION R.687-122019

WHEREAS, May 29, 2013 Sivaprakacham Rajackal, posted Tree Maintenance Bond fees in the amount of \$75.00, with Check No. 190 on deposit with the Township of Edison in account #7762575731 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 716 New Dover Road Block 496 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 \$75.00 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 75.00 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 \$75.00, plus any accrued interest as applicable, on deposit in Account #7762575731 to Sivaprakacham Rajackal , 716 New Dover Road, Edison NJ 08820, for the referenced property at 716 New Dover Road, Edison, NJ, 08820, Block 496, Lot 26

RESOLUTION R.688-122019

WHEREAS, September 6, 2013, Kang Enterprises, LLC posted Tree Maintenance Bond fees in the amount of \$900.00, with Check No. 1169 on deposit with the Township of Edison in account #7762575822 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 23 Nevsky Street, Block 590, Lot 11, 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 #7762575822 to, Kang Enterprises, 5 Olsen Avenue Edison NJ 08820, for the referenced property at 23 Nevsky Street, Edison, NJ, 08820, Block 590, Lot 11

RESOLUTION R.689-122019

WHEREAS, December 22, 2014, Anda Builders LLC, posted Tree Maintenance Bond fees in the amount of \$1,575.00, with Check No. 8568 on deposit with the Township of Edison in account #7763396510 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 2 Harding Avenue, Block 1020, 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 \$1,575.00 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 1,575.00 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 1,575.00, plus any accrued interest as applicable, on deposit in Account #7763396510 to Anda Builders LLC , 222 Pierson Avenue Edison NJ 08837, for the referenced property at 2 Harding Avenue, Edison, NJ, 08820, Block 1020, Lot 26

RESOLUTION R.690-122019

WHEREAS, September 22, 2014, Anil Patel-180 Talmadge Road, 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 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 Anil Patel-180 Talmadge Road LLC , 180 Talmadge Road, Edison NJ 08817, for the referenced property at 180 Talmadge Road, Edison, NJ, 08820, Block 22, Lot 4.01

RESOLUTION R.691-122019

WHEREAS, April 4, 2009, Zhong Teng, posted Tree Maintenance Bond fees in the amount of \$315.00, with Check No. 000 on deposit with the Township of Edison in account #7760237659 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 1114 New Dover Road Block 502.A Lot 4, 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 \$315.00 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 315.00 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 \$315.00, plus any accrued interest as applicable, on deposit in Account #7760237659 to Zhong Teng , 1114 New Dover , Edison NJ 08820, for the referenced property at 1114 New Dover Road, Edison, NJ, 08820, Block 502.A, Lot 4

RESOLUTION R.692-122019

EXPLANATION: Resolution Returning the Cash Performance Guarantee to Mr. Daya Verma for a single family on 72 Calvert Avenue West, Edison, NJ 08820 Account # CP190311DA

WHEREAS, Mr. Daya Verma , 72 Calvert Avenue West, Edison, NJ 08820;

Enclosed is a Cash Performance Guarantee dated March 8,2019 check # 245 in the amount of **\$9,300.00** posted by Mr. Daya Verma , 72 Calvert Avenue West , Edison ,08820.

An inspection has been revealed all improvements to be complete and in conformance to township standards: therefore, it is now in order that final acceptance is granted and the Cash Performance Bond Guarantee presently being held by the Township be released.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, the Director of Finance be and is hereby authorized to return the aforesaid Cash Performance Guarantee in the amount of **\$ 9,300.00** to Mr. Daya Verma,72 Calvert Avenue West , Edison , 08820 . Account Number # **CP190311DA**

RESOLUTION R.693-122019

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 STO0000380, to the following:

Permit Number: DEV-0130

Opening Location: 711 AMBOY AVE

Block/Lot: 740/7

Applicant's Name & Address:

**LUIS RODRIGUEZ
8 HILLCREST AVE
CLIFTON, NJ 07013**

Initial Deposit Date: 08/02/2019

Deposit Amount: \$640.00

Paid by & refunded to:

**LUIS RODRIGUEZ
8 HILLCREST AVE
CLIFTON, NJ 07013**

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.

EXPLANATION: This Resolution sets park and recreation fees as provided for in Township Code Section 24-4.1.

EDISON TOWNSHIP

RESOLUTION R.694-122019

WHEREAS, Township Code Section 24-4.1 provides for the establishment of park and recreation fees for the usage of Township parks, recreations areas and facilities and programs offered therein or by the Township shall be set by Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Edison, in the County of Middlesex and State of New Jersey that the following park and recreation fees are hereby established and shall remain in force and effect until superseded by a subsequent Resolution:

PROGRAM	FEE	PAYMENT DUE
Pre-School Registration 3 Yr Olds 4 Yr Olds	\$35.00 \$131.00 \$165.00 Fee for additional child(ren) from the same household will be ½ of the customary fee.	With Application Monthly (9) Monthly (9)
After Before School Child Care Programs Registration A.B.C. – Elementary School Morning Session Afternoon Session Both Sessions Registration Y.A.P. – Middle School Afternoon Session Only	\$35.00 – Non Refundable \$140.00 \$200.00 \$340.00 \$35.00 – Non Refundable \$200.00 Fee for additional child(ren) from the same household for both programs will be ½ of the customary fee. \$5.00 – Late Pick-Up Fee for every 5 minutes or part thereof that a parent is late in picking up a child. \$2.50 – Late Pick-Up Fee for every 5 minutes or part thereof that a parent is late in picking up an additional child. \$10.00 – Late Payment Fee for payments made after the fifth of the month that the payment is due. No Refunds except when a duplicate payment has been made.	With Application Monthly (10) Monthly (10) Monthly (10) With Application Monthly (10) Upon Pick-Up of Child Upon Pick-Up of Child With Monthly Payment
ADULT SPORTS Adult Volleyball Adult Basketball Adult Softball Adult Co-Ed Softball Adult Co-Ed Volleyball	\$150.00 Per Team (Includes \$50.00 Refundable Bond) \$300.00 Per Team (Includes \$100.00 Refundable Bond) \$400.00 Per Team (Includes \$150.00 Refundable Bond) \$200.00 Per Team (Includes \$ 75.00 Refundable Bond) \$150.00 Per Team (Includes \$50.00 Refundable Bond)	With Team Application With Team Application With Team Application With Team Application With Team Application

PROGRAM	FEE	PAYMENT DUE
<p>Community Center Use Fees Weekdays/Evenings Weekend/Holiday</p>	<p>\$50.00 Per Hour Per Room – 2 Hour Minimum \$50.00 Per Hour Per Room – 2 Hour Minimum</p> <p>In the event the Township sponsors a class/program offered by an outside professional, the professional will be required to pay to the Township ten (10%) of any and all fees they have collected from running a class/program with a maximum length of 8 weeks per session or \$200.00, whichever is greater. The minimum \$200.00 is due prior to the first class and the balance due, if any, must be paid no later than two (2) weeks from the last class of the session. This fee shall be in lieu of the fees set forth above for non-Township sponsored events. In the event the professional fails to pay to the Township the money owed, the professional will be precluded from performing such services for the Township in the future.</p>	<p>With Application With Application</p>
<p>Picnic/Park Fees</p> <p>Weekdays/Evenings Edison Residents Applicants must show proof of residency.</p> <p>Non-Resident</p> <p>Weekends/Holidays Edison Residents</p> <p>Non-Resident</p>	<p>\$150.00 For the First 2 Hours – 2 Hour Minimum \$25.00 Each Additional Hour *The Edison Police Auxiliary, Edison Police Explorers, Edison Volunteer Fire Companies and the Edison Volunteer EMT Squads shall be exempt from said picnic fees. Any individual applying on behalf of the foregoing entities shall certify in writing that he/she is submitting the application for and on behalf of said entity. Does not apply for personal use.</p> <p>\$150.00 For the First 2 Hours – 2 Hour Minimum \$50.00 Each Additional Hour</p> <p>\$200.00 For the First 2 Hours – 2 Hour Minimum \$50.00 Each Additional Hour</p> <p>\$200.00 For the First 2 Hours – 2 Hour Minimum \$75.00 Each Additional Hour</p>	<p>Payment For All Hours Reserved Is Due One (1) Week Prior To Use.</p> <p>Same As Above</p> <p>Same As Above</p> <p>Same As Above</p>
<p>Athletic Facilities</p>	<p>\$50.00 Application Processing Fee</p>	<p>With Application</p>
<p>Weight Exercise Room Both Community Centers Edison Resident</p> <p>Non-Resident</p>	<p>Resident Sr. Citizens, 65 Years of Age or Older – No Charge – Must show proof of age and residency</p> <p>\$10.00 \$50.00 \$100.00 \$30.00 \$150.00 \$300.00</p>	<p>Monthly Every 6 Months Yearly Monthly Every 6 Months Yearly</p>

PROGRAM	FEE	PAYMENT DUE
PROGRAMS		
Adult Classes		
Edison Residents	\$30.00 Per Class/ session	With Application
Non-Resident	\$60.00 Per Class/session	With Application
Aerobics		
Edison Residents	\$50.00 Per Person	Quarterly
Non-Resident	\$100.00 Per Person	Quarterly
Community Center Membership		
Adult Edison Residents	\$30.00 Per Person	Yearly – Year Begins 1/01
Adult Non-Residents	\$60.00 Per Person	Yearly – Year Begins 1/01
Teen Residents Only	\$10.00 Per Person	Yearly – Year Begins 1/01
Teen Non-Residents	\$20.00 Per Person	Yearly – Year Begins 1/01
Karate		
Resident	\$160.00 Per Person	Yearly – Year Begins 1/01
Non-Resident	\$200.00 Per Person	Yearly – Year Begins 1/01
Resident	\$40.00 Per Person	Quarterly
Non-Resident	\$50.00 Per Person	Quarterly
Kids’ Fun Clubs	\$10.00 Per Class/Per Session	With Application
New Developed Programs	\$10.00 Per Person	With Application
Special Population Programs	\$10.00 Per Person	With Application
Dance	\$5.00 Per Person/ Per Dance	With Application
Summer Playground Program	\$50.00 Per Person/Per summer session	With Application
Various Trips	Established by Trip Location + Transportation	With Application
Yoga		
Edison Residents	\$50.00 Per Person	Quarterly
Non-Residents	\$100.00 Per Person	Quarterly
SPECIAL EVENTS		
Easter Fun Day	\$ 5.00 Per Person	With Application
Edison/Metuchen Bike Tour	\$10.00 Per Person	With Application
Festivals		
Craft Vendors	\$75.00 Per Space	With Application
Food Vendors	\$75.00 Per Space	With Application
Fishing Derby	\$10.00 Per Person	With Application
Lil Darlins’ Dance	\$30.00 Per Couple	With Application

RESOLUTION R.695-122019

DRIVE SOBER OR GET PULLED OVER 2019 Year End Statewide Crackdown Grant Approval

WHEREAS, the Division of Police has been approved for grant funding in the amount of \$5500.00 to provide additional manpower hours to enforce DWI Laws; and

WHEREAS, in 2017, Nationwide, there were over 37,000 traffic fatalities due to alcohol; and

WHEREAS, an enforcement crackdown is planned to combat violations related to DWI Laws to reduce the number of fatalities related to impaired drivers; and

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the State to participate in the grant; and

WHEREAS; the project will involve increased enforcement from December 6, 2019 through January 1, 2020; and

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

THEREFORE, be it resolved that the Edison Township Council on behalf of the Division of Police wishes to accept the Drive Sober or Get Pulled Over 2019 Year End Statewide Crackdown Grant, between December 6, 2019 – January 1, 2020, and pledges to increase awareness of DWI Laws.

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

RESOLUTION R.696-122019

**MUNICIPAL COUNCIL
OF THE TOWNSHIP OF EDISON**

SCHEDULE OF MEETINGS – 2020

WORKSESSION - 6:00PM
(Unless otherwise noted)

REGULAR - 7:00PM
(Unless otherwise noted)

January

Monday, January 6 -Re-org. & Worksession
Wednesday, January 22

Wednesday, January 8
Wednesday, January 22
(To be combined with Worksession starting at 6:00pm)

February

Monday, February 10
(To be combined with Regular Meeting starting at 6:00)

Monday, February 10

Monday, February 24
(To be combined with Regular Meeting starting at 6:00)

Monday, February 24

March

Monday, March 9
Monday, March 23

Wednesday, March 11
Wednesday, March 25

April

Monday, April 6
(To be combined with Regular Meeting starting at 6:00)

Monday, April 6

Monday, April 20

Wednesday, April 22

May

Monday, May 11
Wednesday, May 27

Wednesday, May 13
Wednesday, May 27
(To be combined with Worksession starting at 6:00pm)

June

Monday, June 8
Monday, June 22

Wednesday, June 10
Wednesday, June 24

July

Monday, July 20

Wednesday, July 22

August

Monday, August 24

Wednesday, August 26

September

Wednesday, September 9

Wednesday, September 9
(To be combined with Worksession starting at 6:00pm)

Monday, September 21

Wednesday, September 23

October

Wednesday, October 14

Wednesday, October 14
(To be combined with Worksession starting at 6:00pm)
Wednesday, October 28

Monday, October 26

November

Monday, November 9
(To be combined with Regular Meeting starting at 6:00)

Monday, November 9

Monday, November 23
(To be combined with Regular Meeting starting at 6:00)

Monday, November 23

December

Monday, December 7

Wednesday, December 9

Monday, December 21

Wednesday, December 23

RESOLUTION R.697-122019

EXPLANATION: A resolution requesting that the Township Planning Board review a draft resolution designating Block 266, Lots 39, 40, 41, 43.A and 49, and Block 198, Lot 29 (aka in the area of 1000 U.S. Route 1), 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 Block 266, Lots 39,

40, 41, 43.A and 49, and Block 198, Lot 29 (aka in the area of 1000 U.S. Route 1) (aka in the area of 1000 U.S. Route 1) (the “**Study Area**”) 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 property (such as the Study Area) 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, the Township seeks the review and recommendations of the Planning Board in connection with the Township’s finding that: 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, is expected to prevent further stagnation and deterioration and to promote the overall development of the community; and

WHEREAS, based on the foregoing, the Municipal Council intends to designate the Study Area as an area in need of rehabilitation pursuant to the Redevelopment Law by way of the adoption of a resolution substantially in the form attached hereto as *Exhibit A*.

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 directs that the Township Clerk transmit a copy of this Resolution, inclusive of *Exhibits A*, to the Planning Board for its review and recommendation to the Municipal Council, returnable within forty-five (45) days of receipt of this Resolution, pursuant to Section 14 of the Redevelopment Law, *N.J.S.A. 40A:12A-14(a)*.

Section 3. A copy of this Resolution shall be available for public inspection at the offices of the Township.

Section 4. This Resolution shall take effect immediately.

RESOLUTION R.698-122019

EXPLANATION: A Resolution authorizing the entering of a Shared Services Agreement with Piscataway Township for shared construction costs regarding certain roadway improvements on or affecting certain parcels of land situated on Brotherhood Street in both the Township of Edison and Piscataway Township.

WHEREAS, the Township of Edison (the “Township”) is a municipal corporation of the State of New Jersey authorized under the Uniform Shared Services and Consolidation Act, *N.J.S.A. 40A:65-1 et seq.* (“Shared Services Act”) to enter into an agreement with other local units to provide jointly (or through the agency of one of them on behalf of the other) any service which such entity may legally perform for itself; and

WHEREAS, in the spirit of mutual cooperation, the Township has the capacity to and seeks to enter into an agreement with Piscataway Township (“Piscataway”) (together with the Township, the “Parties”), to share the costs associated with certain necessary street reconstruction, curb construction and drainage improvements on or affecting properties designated on the Piscataway tax maps as Block 8705, Lot 23; Block 8705, Lot 22.01; Block 20-A, Lot 6; Block 20-B; Lot 1-A; Block 20-B, Lot 1-B; and Block 8802, Lot 4, that are situated on Brotherhood Street in both the Township and Piscataway, for the purpose of promoting efficiency in government and reducing each Party’s respective expense for such services; and

WHEREAS, in furtherance, the Parties desire to enter a Shared Services Agreement (the “Agreement”), in the form attached hereto as *Exhibit A*, pursuant to the Shared Services Act to establish the terms of these shared services for a term beginning January 1, 2020 and ending December 31, 2020; and

WHEREAS, the Agreement provides for and shall be subject to cancellation by either Party upon thirty (30) days’ written notice; and

WHEREAS, the Municipal Council of the Township (“Municipal Council”) seeks to hereby authorize the Township’s entering and execution of the Agreement.

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

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

Section 2. The form of the Agreement is hereby approved, and the Municipal Council hereby authorizes and directs the Mayor 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 on behalf of the Township. A copy of this Resolution and the executed Agreement shall be maintained on file with the Township Clerk.

Section 3. The Township Clerk is hereby instructed to forward a copy of the signed Agreement to the Director of the Division of Local Government Services in the New Jersey Department of Community Affairs, for informational purposes, in accordance with the Shared Services Act.

Section 4. This Resolution shall take effect immediately.

RESOLUTION R.700-122019

EXPLANATION: This Resolution authorizes additional funds to retain Dressel/Malikschnitt LLP to provide professional legal services to the Municipal Council in connection with the committee of the whole created pursuant to R.111-022019.

WHEREAS, the Municipal Council (“**Municipal Council**”) of the Township of Edison (“**Township**”) has determined that it is in its best interests and those of Township residents to engage legal counsel, and the Township is authorized pursuant to the Local Public Contracts Law, *N.J.S.A. 40A:11-1 et seq.* (“**Local Contracts Law**”) to contract for “professional services” as it may require; and

WHEREAS, pursuant to R. 111-022019, adopted by the Municipal Council on February 27, 2019, a committee of the whole Municipal Council was established for the purpose of conducting an inquiry as to certain local election issues, pursuant to *N.J.S.A. 40:69A-36, N.J.S.A. 40:69A-37 and N.J.S.A. 40:48-25*; and

WHEREAS, the Municipal Council retained Dressel/Malikschnitt LLP (“**Counsel**”) to provides legal services related to such matters; and

WHEREAS, the Municipal Council entered into a contract for legal services with Counsel in accordance with the terms set forth in an Agreement of Retention to provide for the representation of the Municipal Council as a committee of the whole pursuant to R.111-022019 (“**Retention Agreement**,”); and

WHEREAS, the Retention Agreement was not awarded through a “fair and open process” pursuant to *N.J.S.A. 19:44A-20.5, et seq.*; and

WHEREAS, compensation for the professional legal services included under the Retention Agreement was rendered at the hourly rate of \$175.00 per hour, payable monthly, and as further set forth in the Retention Agreement; and

WHEREAS, in furtherance of the representation as set forth in the Retention Agreement, the Municipal Council hereby authorizes an additional Seven Thousand Five Hundred Dollars (\$7,500.00) for Counsel’s legal services.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. A certificate showing the additional funds of Seven Thousand Five Hundred Dollars (\$7,500.00) pursuant to the Retention Agreement is authorized hereby and will be provided by the Chief Financial Officer of the Township and will be made a part hereof indicating that the appropriation for the within expenditure is charged to the applicable accounts and is contingent upon the adoption of a temporary and/or permanent budget for the 2019 calendar year.
3. No payments in excess of any amounts set forth in this Resolution will be approved, unless such services or expenditures are negotiated and agreed upon in advance of service delivery.
4. Any modification to the Retention Agreement shall be in writing and signed by both parties, and upon obtaining said signatures shall immediately become a part of the contract.
5. This Resolution shall take effect immediately.

RESOLUTION R.701-122019

**RESOLUTION AWARDED CONTRACT/PURCHASE ORDER TO GLOBAL DISTRIBUTORS, INC.
C/O CANTON OFFICE FURNITURE FOR THE PURCHASE OF OFFICE FURNITURE FOR THE
TOWNSHIP OF EDISON**

WHEREAS, there is a need to purchase office furniture for various offices within the Township; 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, GLOBAL DISTRIBUTORS INC. C/O CANTON OFFICE FURNITURE, 17 W. STOW ROAD, PO BOX 562, MARLTON, NJ 08053, has been awarded Contract # ESCNJ 17/18-16-Furniture and Accessories under NJ state approved coop #65MCESCCPS; and

WHEREAS, the total amount of this contract, not to exceed \$300,000.00, 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, 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.

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)).

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

1. The Mayor, or her designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$300,000.00 and any other necessary documents, with GLOBAL DISTRIBUTORS INC. C/O CANTON OFFICE FURNITURE, 17 W. STOW ROAD, PO BOX 562, MARLTON, NJ 08053 the approved Educational Services Commission of New Jersey Cooperative Pricing System 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.

RESOLUTION R.702-122019

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO CDW GOVERNMENT LLC FOR THE FURNISHING OF COMPUTER EQUIPMENT FOR THE TOWNSHIP OF EDISON

WHEREAS, there is a need to purchase Hewlett Packard computer equipment, printers, etc., for the Township of Edison; and

WHEREAS, CDW GOVERNMENT LLC, 230 N. Milwaukee Ave, Vernon Hills, IL 60061, has been awarded State Contract Number 89974 under M-0483/NASPO Valuepoint Computer; 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 \$35,000.00 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 in the amount not to exceed \$35,000.00 and any other necessary documents, with CDW GOVERNMENT LLC, 230 N. Milwaukee Ave, Vernon Hills, IL 60061 as described herein.

2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract, No. 89974 under M-0483.

RESOLUTION R.703-122019

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO BSN SPORTS, PASSONS SPORTS & US GAMES FOR RECREATION GAMES AND EQUIPMENT

WHEREAS, bids were received by the Township of Edison on July 30, 2019 for Public Bid No. 19-04-24-Recreation Games and Equipment; and

WHEREAS, BSN SPORTS, PASSONS SPORTS & US GAMES, P.O. Box 49, Jenkintown, PA 19046, 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 \$15,000.00, 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 by BSN SPORTS, PASSONS SPORTS & US GAMES, P.O. Box 49, Jenkintown, PA 19046 for Recreation Games and Equipment 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 \$15,000.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents with BSN SPORTS, PASSONS SPORTS & US GAMES as described herein.

RESOLUTION R.704-122019

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO METUCHEN CENTER, INC. FOR RECREATION GAMES AND EQUIPMENT

WHEREAS, bids were received by the Township of Edison on July 30, 2019 for Public Bid No. 19-04-24-Recreation Games and Equipment; and

WHEREAS, METUCHEN CENTER, INC., 10-12 Embroidery St., Sayreville, NJ 08872, 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 \$10,000.00, and cannot be encumbered at this time; and

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

WHEREAS, no amount shall be chargeable or certified until such time as goods or services are ordered or otherwise called for. Prior to incurring the liability by placing the order, the certification of available funds shall be made by the Chief Financial Officer or Certifying Financial Officer. It shall be the responsibility of the official

responsible for issuing the purchase order to notify and seek the certification of availability of funds of the Chief Financial Officer or Certifying Finance Officer, as appropriate (N.J.A.C. 5:30-5.5(b)); and

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

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

3. All bids have been reviewed, and the bid by METUCHEN CENTER, INC., 10-12 Embroidery St., Sayreville, NJ 08872 for Recreation Games and Equipment is determined to be the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet.
4. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$10,000.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents with METUCHEN CENTER, INC. as described herein.

RESOLUTION R.705-122019

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO SCHOOL SPECIALTY, INC. FOR RECREATION GAMES AND EQUIPMENT

WHEREAS, bids were received by the Township of Edison on July 30, 2019 for Public Bid No. 19-04-24-Recreation Games and Equipment; and

WHEREAS, SCHOOL SPECIALTY, INC., 140 Marble Dr., Lancaster, PA 17601, 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 \$10,000.00, 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 by SCHOOL SPECIALTY, INC., 140 Marble Dr., Lancaster, PA 17601 for Recreation Games and Equipment 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 \$10,000.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents with SCHOOL SPECIALTY, INC., as described herein.

RESOLUTION R.706-122019

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO S&S WORLDWIDE, INC. FOR RECREATION GAMES AND EQUIPMENT

WHEREAS, bids were received by the Township of Edison on July 30, 2019 for Public Bid No. 19-04-24-Recreation Games and Equipment; and

WHEREAS, S&S WORLDWIDE, INC., 75 Mill St., Colchester, CT 06415 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 \$15,000.00, 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 by S&S WORLDWIDE, INC., 75 Mill St., Colchester, CT 06415 for Recreation Games and Equipment 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 \$15,000.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents with S&S WORLDWIDE, INC., as described herein.

RESOLUTION R.707-122019

RESOLUTION AWARDING NON FAIR AND OPEN CONTRACT TO PS&S FOR ARCHITECTURE AND ENGINEERING SERVICES FOR RESTROOM RENOVATIONS FOR THE DIVISION OF POLICE

WHEREAS; Edison Township is in need of an architecture firm to submit plans for restroom renovations for the Division of Police; and

WHEREAS; PS&S, 67A Mountain Blvd Ext, PO Box 4039, Warren, NJ 07059, has submitted a proposal to provide said services for a price not to exceed \$16,500.00; and

WHEREAS, funds in the amount of \$16,500.00 have been certified to be available in the Section 20 Costs Account, No. C-04-15-1914-490-000; and

WHEREAS, this shall be awarded 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 could exceed \$17,500.00; and

WHEREAS, prior to entering into a contract PS&S, 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 PS&S 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:

5. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$16,500.00, and any other documents with PS&S, 67A Mountain Blvd Ext, PO Box 4039, Warren, NJ 07059 in accordance with the proposal.
6. This contract is awarded pursuant to N.J.S.A. 19:44A-20.5 et. seq.
7. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.
8. 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 **\$16,500.00** are available for the above contract in Account No. **C-04-15-1914-490-000**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.708-122019

RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO PURCHASE SIX (6) NEW AND UNUSED 2020 FORD EXPLORER BASE 4WD WITH OPTIONS FROM BEYER FORD THROUGH THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY (ESCNJ) COOPERATIVE PRICING SYSTEM FOR THE DIVISION OF CONSTRUCTION CODE ENFORCEMENT

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, the Township of Edison, Division of Construction Code Enforcement is in need of six (6) new and unused 2020 Ford Explorer Base 4WD with options; and

WHEREAS, BEYER FORD, 31 Williams Parkway, East Hanover, NJ 07936 has been awarded Contract # ESCNJ 17/18-21 – Trucks-Pick-Ups, Vans and Sport Utility Vehicles under NJ state approved coop #65MCESCCPS; and

WHEREAS, the total amount of this contract shall not to exceed \$178,001.70 (\$29,666.95 for each vehicle); and

WHEREAS, funds in the amount of \$178,001.70 have been certified to be available in the Construction Enforcement Agency Purchase of Vehicles Account, Number 9-01-22-0195-000-051; 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 in the amount not to exceed \$178,001.70, and any other necessary documents, with BEYER FORD, 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 **\$178,001.70** are available for the above in Account No. **9-01-22-0195-000-051**.

/s/Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.709-122019

RESOLUTION AWARDDING FORTY EIGHT MONTH LEASE FOR ONE (1) MULTI FUNCTION COPIER FOR THE DEPARTMENT OF PUBLIC WORKS TO KYOCERA DOCUMENT SOLUTIONS

WHEREAS, The Department of Public Works in need of a 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, the lease shall be forty eight (48) months in the amount not to exceed \$4,000.00 per year (\$165.77 per month for the lease and .007 per b/w copy, .043 per color copy) not to exceed \$16,000.00 for the term of the lease; and

WHEREAS, this Kyocera TASKalfa 5053ci includes all maintenance and supplies except paper; 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 \$16,000.00, cannot be encumbered at this time; and

WHEREAS, as this is a multi-year Contract, for the additional calendar years it is contingent upon the adoption of temporary and/or permanent budgets for those years; 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 total amount not to exceed \$16,000.00 for a four year lease as indicated herein 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.

RESOLUTION R.710-122019

RESOLUTION AUTHORIZING APPROPRIATION OF FUNDS TO VOLUNTEER FIRE COMPANIES AND VOLUNTEER FIRE CHIEFS FOR CLOTHING ALLOWANCE FOR 2019

WHEREAS, it is the desire of the Township of Edison to appropriate funds to the Volunteer Firefighters for Clothing Allowance; and

WHEREAS, the total amount to be distributed to Volunteer Fire Chiefs and Volunteer Fire Companies for clothing allowance shall be \$69,997.60; and

WHEREAS, funds in the amount of \$69,997.60 have been certified to be available in the Aid to Volunteer Fire Clothing and Uniform Account, Number 9-01-25-0255-000-032; and

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

NOW, THEREFORE, IT IS RESOLVED by the Municipal Council of the Township of Edison, Middlesex County, New Jersey that the Volunteer Firefighters are hereby authorized to receive clothing allowance as set forth above.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount **\$69,997.60** are available for the above contract in Account No. **9-01-25-0255-000-032**.

/s/Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.711-122019

RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO ALL HANDS FIRE EQUIPMENT, LLC FOR FIRE DEPARTMENT EQUIPMENT AND TOOLS-SUPPLY AND REPAIR

WHEREAS, bids were received by the Township of Edison on November 14, 2019 for Public Bid No. 19-05-18, Fire Department Equipment and Tools-Supply and Repair; and

WHEREAS, ALL HANDS FIRE EQUIPMENT, LLC, P.O. Box 1245, Wall, NJ 07719, submitted the lowest legally responsible, responsive bid for various items of the bid as listed on the summary 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 \$100,000.00, and cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid submitted by ALL HANDS FIRE EQUIPMENT, LLC, P.O. Box 1245, Wall, NJ 07719, for Fire Department Equipment and Tools-Supply and Repair for the Division of Fire, is determined to be the lowest legally responsible, responsive bid for various items of the bid as listed on the summary spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$100,000.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents, with ALL HANDS FIRE EQUIPMENT, LLC as described herein.

RESOLUTION R.712-122019

RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO CAMPBELL SUPPLY CO., LLC FOR FIRE DEPARTMENT EQUIPMENT AND TOOLS-SUPPLY AND REPAIR

WHEREAS, bids were received by the Township of Edison on November 14, 2019 for Public Bid No. 19-05-18, Fire Department Equipment and Tools-Supply and Repair; and

WHEREAS, CAMPBELL SUPPLY CO., LLC, 1015 Cranbury South River Rd., Monroe, NJ 08831, submitted the lowest legally responsible, responsive bid for various items of the bid as listed on the summary 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 \$25,000.00, 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 CAMPBELL SUPPLY CO., LLC, 1015 Cranbury South River Rd., Monroe, NJ 08831, for Fire Department Equipment and Tools-Supply and Repair for the Division of Fire, is determined to be the lowest legally responsible, responsive bid for various items of the bid as listed on the summary spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$25,000.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents, with CAMPBELL SUPPLY CO., LLC as described herein.

RESOLUTION R.713-122019

RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO CONTINENTAL FIRE & SAFETY, INC. FOR FIRE DEPARTMENT EQUIPMENT AND TOOLS-SUPPLY AND REPAIR

WHEREAS, bids were received by the Township of Edison on November 14, 2019 for Public Bid No. 19-05-18, Fire Department Equipment and Tools-Supply and Repair; and

WHEREAS, CONTINENTAL FIRE & SAFETY, 2740 Kuser Rd., Hamilton, NJ 08691, submitted the lowest legally responsible, responsive bid for various items of the bid as listed on the summary 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 \$175,000.00, 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 CONTINENTAL FIRE & SAFETY, 2740 Kuser Rd., Hamilton, NJ 08691, for Fire Department Equipment and Tools-Supply and Repair for the Division of Fire, is determined to be the lowest legally responsible, responsive bid for various items of the bid as listed on the summary spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$175,000.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents, with CONTINENTAL FIRE & SAFETY as described herein.

RESOLUTION R.714-122019

RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO ESI EQUIPMENT, INC. FOR FIRE DEPARTMENT EQUIPMENT AND TOOLS-SUPPLY AND REPAIR

WHEREAS, bids were received by the Township of Edison on November 14, 2019 for Public Bid No. 19-05-18, Fire Department Equipment and Tools-Supply and Repair; and

WHEREAS, ESI EQUIPMENT, INC., 119 Keystone Dr., Montgomeryville, PA 18936, submitted the lowest legally responsible, responsive bid for various items of the bid as listed on the summary 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 \$175,000.00, 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 ESI EQUIPMENT, INC., 119 Keystone Dr., Montgomeryville, PA 18936, for Fire Department Equipment and Tools-Supply and Repair for the Division of Fire, is determined to be the lowest legally responsible, responsive bid for various items of the bid as listed on the summary spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$175,000.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents, with ESI EQUIPMENT, INC. as described herein.

RESOLUTION R.715-122019

RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO MUNICIPAL EMERGENCY SERVICES, INC. FOR FIRE DEPARTMENT EQUIPMENT AND TOOLS-SUPPLY AND REPAIR

WHEREAS, bids were received by the Township of Edison on November 14, 2019 for Public Bid No. 19-05-18, Fire Department Equipment and Tools-Supply and Repair; and

WHEREAS, MUNICIPAL EMERGENCY SERVICES, INC., 7150 Airport Highway, Pennsauken, NJ 08109, submitted the lowest legally responsible, responsive bid for various items of the bid as listed on the summary 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:

9. All bids have been reviewed, and the bid submitted by MUNICIPAL EMERGENCY SERVICES, INC., 7150 Airport Highway, Pennsauken, NJ 08109, for Fire Department Equipment and Tools-Supply and Repair for the Division of Fire, is determined to be the lowest legally responsible, responsive bid for various items of the bid as listed on the summary spreadsheet.
10. 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 MUNICIPAL EMERGENCY SERVICES, INC. as described herein.

RESOLUTION R.716-122019

RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO WITMER PUBLIC SAFETY GROUP, INC. FOR FIRE DEPARTMENT EQUIPMENT AND TOOLS-SUPPLY AND REPAIR

WHEREAS, bids were received by the Township of Edison on November 14, 2019 for Public Bid No. 19-05-18, Fire Department Equipment and Tools-Supply and Repair; and

WHEREAS, WITMER PUBLIC SAFETY GROUP, INC., 104 Independence Way, Coatesville, PA 19320, submitted the lowest legally responsible, responsive bid for various items of the bid as listed on the summary 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 \$175,000.00, 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 WITMER PUBLIC SAFETY GROUP, INC., 104 Independence Way, Coatesville, PA 19320, for Fire Department Equipment and Tools-Supply and Repair for the Division of Fire, is determined to be the lowest legally responsible, responsive bid for various items of the bid as listed on the summary spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$175,000.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents, with WITMER PUBLIC SAFETY GROUP as described herein.

RESOLUTION R.717-122019

RESOLUTION AWARDING ESI EQUIPMENT, INC. FOR THE CONVERSION OF HYDRAULIC JAWS OF LIFE FIREFIGHTING EQUIPMENT AND SUPPLIES FOR THE TOWNSHIP OF EDISON

WHEREAS, there is a need to purchase and convert our current hydraulic Jaws of Life firefighting equipment and supplies to current standards for the Township of Edison; and

WHEREAS, ESI EQUIPMENT, INC., 119 Keystone Drive, Montgomeryville, PA 18936 has been awarded State Contract Number 17-FLEET-00820 under T0790 Firefighter Protective Clothing and Equipment; and

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

WHEREAS, the total amount of this contract shall not to exceed \$17,796.16; and

WHEREAS, funds in the amount of \$17,796.16 have been certified to be available in the Fire Fighting Other Equipment & Supplies Account, Number 9-01-25-0265-001-058; 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 \$17,796.16, and any other necessary documents, with ESI EQUIPMENT, INC., 119 Keystone Drive, Montgomeryville, PA 18936 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-00820 under T0790.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$17,796.16** are available for the above in Account No. **9-01-25-0265-001-058**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.718-122019

WHEREAS, the Division of Engineering Services advises that an inspection has been made of 7 Progress Street , Edison, NJ 08820 Application #P55-2016 located in Block # 412.A Lot 4: and

WHEREAS, the applicant was required to post engineering inspection fees, pursuant to Township Ordinance; and

WHEREAS, on August 30,2017 Gayatri Associates posted a check #1415037 in the amount of \$16,288.75, for engineering fees; and

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

WHEREAS, the sum expended for engineering inspections totals \$ 8,917.88; and

WHEREAS, it is in now in order that the sum of \$7,370.87 which represents the amount due and owing the applicant, be returned to Gaytri Associates LLC.; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of \$ 7,370.87 be refunded to Gaytri Associates LLC. having offices at 29 Stonehurst Blvd. , Freehold, N.J. 07728; and

BE IT FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund said sum of \$7,370.87 plus any accrued interest in account # EI170829GA to the applicant.

RESOLUTION R.719-122019

EXPLANATION: This Resolution authorizes the settlement of tax appeals filed by Freedman Service Center for the Tax Years 2016 and 2017.

WHEREAS, Freedman Service Center (“Taxpayer”), the owner of property located at 518 Old Post Road, Block 198.L Lot 40 on the Township of Edison’s Tax Assessment Maps (“Property”), filed Tax Appeals for the years 2016 and 2017 with the Tax Court of New Jersey under Docket Numbers 000531-2016 and 000911-2017.

WHEREAS, the Township Council for the Township of Edison met and discussed the aforesaid tax appeal 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 2016 and 2017 as follows:

Land:	\$1,406,100.00
Improvements:	<u>\$3,357,500.00</u>
Total:	\$4,763,600.00

WHEREAS, the proposed settlement provides for an assessment of the 2016 and 2017 Tax Years as follows:

	2016	2017
Land:	\$1,406,100.00	\$1,406,100.00
Improvements:	<u>\$2,642,900.00</u>	<u>\$2,642,900.00</u>
Total:	\$4,049,000.00	\$4,049,000.00

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 Trust Account of Sapiro Gorrlieb & Kroll” and forwarded to Lawrence C. Kroll, Esq, Sapiro Gottlieb & Kroll, One Auer Court, East Brunswick, New Jersey 08816 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 \$37,702.29 for the 2016 tax year and \$38,416.90 for the 2017 tax year.

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

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

Land:	\$1,406,100.00
Improvements:	<u>\$2,642,900.00</u>
Total:	\$4,049,000.00
- Interest is waived on the refund, provided such refund is provided as specified herein; and
- 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 2016 and 2017 under Docket Numbers 000531-2016 and 000911-2017 by the Taxpayer, owner of the property located at 518 Old Post Road, Block 198.L Lot 40.
- The Freeze Act shall not apply to the judgments to be issued by the New Jersey Tax Court; and
- 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.720-122019

EXPLANATION: This Resolution authorizes the settlement of tax appeal filed by Emba Realty Corp for the Tax Year 2015.

WHEREAS, Emba Realty Corp. (“Taxpayer”), the owner of property located 141 Fieldcrest Avenue, Block 390.E, Lot 6.01 on the Township of Edison’s Tax Assessment Maps (“Property”), filed Tax Appeal for the year 2015 with the Tax Court of New Jersey under Docket Number 006506-2015.

WHEREAS, the Township Council for the Township of Edison met and discussed the aforesaid tax appeal 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>
Land:	\$ 699,400.00
Improvements:	<u>\$1,831,500.00</u>
Total:	<u>\$2,530,900.00</u>

WHEREAS, the proposed settlement provides for an assessment of the 2015 Tax Year as follows:

	<u>2015</u>
Land:	\$ 699,400.00
Improvements:	<u>\$1,791,500.00</u>
Total:	<u>\$2,490,900.00</u>

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 Zipp & Tannenbaum, LLC” and forwarded to Peter J. Zipp, Esq., Zipp & Tannenbaum, LLC, 280 Raritan Center Parkway, Edison, New Jersey 08837 within sixty (60) days of the date of the entry of the 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 of \$2,029.60 for 2015.

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 Tax Year, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvement as follows:

	<u>2015</u>
Land:	\$ 699,400.00
Improvements:	<u>\$1,791,500.00</u>
Total:	<u>\$2,490,900.00</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 year 2015 under Docket Number 006506-2015 by the Taxpayer, owner of the property located 141 Fieldcrest Avenue, Block 390.E, Lot 6.01 .

4. The Freeze Act will not 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.721-122019

EXPLANATION: This Resolution authorizes the settlement of Tax Appeals filed by Ketankumar R. Shah and Priya K. Shah for the Tax Years 2018 and 2019.

WHEREAS, Ketankumar R. Shah and Priya K. Shah (“Taxpayers”), the owners of property located 5 Fairway Court, Block 557.J , Lot 2 on the Township of Edison’s Tax Assessment Maps (“Property”), filed Tax Appeals for the years 2018 and 2019 with the Tax Court of New Jersey under Docket Numbers 010057-2018 and 010972-2019.

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 for the 2018 and 2019 tax years as follows:
Land: \$195,400.00
Improvements: \$252,300.00
Total: \$447,700.00

WHEREAS, the proposed settlement provides for an assessment of the 2018 and 2019 Tax Years as follows:
Land: \$195,400.00
Improvements: \$119,600.00
Total: \$315,000.00

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 McKirdy, Riskin, Olson & DellaPelle, PC, Attorneys for Plaintiff" and forwarded to Thomas M. Olson, Esq., 136 South Street, P.O. Box 2379, Morristown, New Jersey 07962-2379 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 **\$6,995.00 for 2018 and \$7,128.65 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 2018 and 2019 Tax Years, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvement as follows:

Land: \$195,400.00
Improvements: \$119,600.00
Total: \$315,000.00

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 2018 and 2019 under Docket Numbers 010057-2018 and 010972-2019 by the Taxpayers, owners of the property located at 5 Fairway Court, Block 557.J, Lot 2.
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.

RESOLUTION R.722-122019

EXPLANATION: This Resolution authorizes the settlement of tax appeals filed by NL Cedars Group, LLC for the Tax Years 2014, 2015, 2016 and 2018.

WHEREAS, NL Cedars Group, LLC (“Taxpayer”), the owner of property located 250 Carter Avenue, Block 22, Lot 15.A on the Township of Edison’s Tax Assessment Maps (“Property”), filed Tax Appeals for the years 2014, 2015, 2016 and 2018 with the Tax Court of New Jersey under Docket Numbers 005468-2014, 002734-2015, 004551-2016 and 006611-2018.

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 as follows:

	<u>2014</u>	<u>2015</u>	<u>2016</u>	<u>2018</u>
Land:	\$ 2,808,200.00	\$ 2,808,200.00	\$ 2,808,200.00	\$ 2,808,200.00
Improvements:	<u>\$ 8,791,800.00</u>	<u>\$ 8,791,800.00</u>	<u>\$ 8,791,800.00</u>	<u>\$ 8,791,800.00</u>
Total:	\$11,600,000.00	\$11,600,000.00	\$11,600,000.00	\$11,600,000.00

WHEREAS, the proposed settlement provides for an assessment of the 2014, 2015, 2016 and 2018 Tax Years as follows:

	<u>2014</u>	<u>2015</u>	<u>2016</u>	<u>2018</u>
Land:	\$ 2,808,200.00	\$ 2,808,200.00	\$ 2,808,200.00	\$ 2,808,200.00
Improvements:	\$ 8,191,800.00	\$ 8,191,800.00	\$ 8,191,800.00	\$ 8,791,800.00
Total:	\$11,000,000.00	\$11,000,000.00	\$11,000,000.00	\$11,600,000.00

WHEREAS, the 2020 tax assessment will be set on-the-books at \$10,600,000.00.

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 Trust Account of Michael A. Vespasiano” 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 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 **\$28,356.00** for 2014, **\$29,184.00** for 2015 and **\$30,336.00** for 2016.

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, 2018 and 2020 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>2018</u>
Land:	\$ 2,808,200.00	\$ 2,808,200.00	\$ 2,808,200.00	\$ 2,808,200.00
Improvements:	\$ 8,191,800.00	\$ 8,191,800.00	\$ 8,191,800.00	\$ 8,791,800.00
Total:	\$11,000,000.00	\$11,000,000.00	\$11,000,000.00	\$11,600,000.00

	<u>2020</u>
Land:	\$ 2,808,200.00
Improvements:	\$ 7,791,800.00
Total:	\$10,600,000.00

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 2014, 2015, 2016 and 2018 under Docket Numbers 005468-2014, 002734-2015, 004551-2016 and 006611-2018 by the Taxpayer, owner of the property located 250 Carter Avenue, Block 22, Lot 15.A.

4. The Freeze Act will not 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.723-122019

RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT TO EXCEL ENVIRONMENTAL RESOURCES, INC. FOR ENVIRONMENTAL CONSULTING SERVICES

WHEREAS, the Township of Edison (“Township”) has the need to renew their professional services contract with **EXCEL ENVIRONMENTAL RESOURCES, INC.**, 111 North Center Drive, North Brunswick, NJ 08902 to continue to act as an environmental consultant to the Township of Edison, pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq and N.J.S.A. 19:44A-20.5, et seq.; and

WHEREAS, the Township of Edison, through Excel Environmental, applied for and received a grant from the Hazardous Discharge Site Remediation Fund (HDSRF) through the New Jersey Department of Environmental Protection and that balance is \$64,832.54; and

WHEREAS, the Township is in need of other Environmental Consulting Services which shall not exceed \$30,167.46 for this contract and shall include assessment of 47 Langstaff Avenue in the amount of \$5,260.00; and

WHEREAS, the total compensation paid under this contract shall not exceed \$95,000.00 (\$64,832.54 for the Muller Machinery Company Hazardous Discharge Site Remediation Grant, \$5,260.00 for the assessment of Langstaff and \$24,907.46 for any other Environmental Consulting Services; and

WHEREAS, prior to the execution of the Services Contract, **EXCEL ENVIRONMENTAL RESOURCES, INC.** will have completed and submitted a Business Entity Disclosure Certification to the Township, which certifies that no individual with a ten percent (10%) interest or larger in the Company has made any reportable contributions to a political or candidate committee in the Municipal Council in the previous year, and that the Services Contract will prohibit an individual with a ten percent (10%) interest or larger in the Company from making any reportable contributions through the term of the Services Contract, pursuant to *N.J.S.A. 19:44A-20.5, et seq.*; and

WHEREAS, the Services Contract shall not be awarded through a “fair and open process” pursuant to *N.J.S.A. 19:44A-20.4, 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, the Township Council accepts Edison Township’s recommendations as described herein.

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

3. The Mayor, or his designee, is hereby authorized to execute a contract in an amount not to exceed \$95,000.00 and any other necessary documents with **EXCEL ENVIRONMENTAL RESOURCES, INC.**, 111 North Center Drive, North Brunswick, NJ 08902 for Environmental Consulting Services as described herein.
4. The Services Contract is awarded without competitive bidding as a “professional service” under the provisions of the Local Contracts Law, more specifically *N.J.S.A. 40A:11-5*, because the services in question are of a specialized, technical and professional nature.
5. The Mayor of the Township may, upon ten (10) days written notice, and without cause, terminate the Services Contract.
6. In accordance with *N.J.S.A. 40A:11-5* of the Local Contracts Law, the Municipal Council hereby directs the Township Clerk to publish once in the official newspaper of the Township, a brief notice, stating the nature, duration, service and amount of the Services Contract authorized for execution herein, which notice shall state that a copy of this Resolution and the Services Contract are on file and available for public inspection in the office of the Township Clerk.
7. The Services Contract has been awarded as a non-fair and open contract pursuant to *N.J.S.A. 19:44A-20.5* without competitive bidding.

RESOLUTION R.724-122019

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO CDW-GOVERNMENT FOR THE PURCHASE OF FIVE (5) PANASONIC TOUGHBOOKS WITH SERVICE AGREEMENTS FOR THE WATER DEPARTMENT

WHEREAS, there is a need to purchase five (5) Panasonic Toughbooks with service agreements for the Water Department; and

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

WHEREAS, the Township intends to purchase these under State contract Number 89980 in the total amount of \$21,875.00 (\$4,375.00 ea.); and

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

WHEREAS, funds in the amount of \$21,875.00 have been certified to be available in the Water Utility Charges Account, No. 9-07-55-0501-000-110; 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 \$21,875.00 and any other necessary documents, with CDW-GOVERNMENT, 230 North Milwaukee Ave., Vernon Hills, IL 60061, as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract, number 89980/M-0483.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$21,875.00** are available for the above in Account No. **9-07-55-0501-000-110**.

/s/ Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.725-1220019

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.

and

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.

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

ABSENT -

NAYS - None

COMMUNICATIONS

a. Email received from Ralph Bucci regarding moving School Board Election back to April.

On a motion made by Councilmember Diehl seconded by Councilmember Sendelsky and duly carried, the above Communications were received.

ORAL PETITIONS AND REMARKS

Council President Gomez opened the meeting for public comment.

Jeff Bowden, Teachers Union, 2 Ethel Road, he reported stats on how many people who voted on this referendum. We have heard for over 20 years Edison hasn't gotten their fair share. We are still down on loss revenue and I look forward to working with all of you.

Susan Campione, 8 Shifter Court, she appreciates that you listened, yesterday was very political. Maybe Mayor and Board of Education cannot campaign together. Regarding the Library Board meeting the Mayor should be ashamed of the people he appointed who should be serving the children and residents.

Councilmember Coyle defended the Mayor. He doesn't believe everyone that is appointed to a board is a political hack. The Mayor's intention is to get people who want to be involved.

Councilmember Joshi, since he has been on the council he is very proud to have gone against and apposed from the administration. He has no problem appointing people that are qualified.

Councilmember Gomez, agrees with Councilmember Coyle.

Matt Revnack, Vice President of ETA he thanked the council for pulling that resolution off the agenda tonight. He met with 'Dr. Breagan. I want to have a working relationship with the Council. Happy holidays to everyone.

Councilmember Gomez, if we work together we can achieve together.

Bruce Diamond, 74 Calvert Avenue, asked what happens if Tree is dead in 2 years. Two houses next to him where their trees are dead.

Mr. Northgrave replied he thinks the tree need to be replaced.

Bruce Diamond asked how many people on boards are committee people. He feels the town should reach out to residents that don't have an agenda. Start looking at different type of people.

Walt Stochel, 2118 Oak Tree Road, expressed his opinion we need to have a seminar with Election Law. He added we should get a lawyer to explain slander and free speech.

Virginia White, the problem of overcrowding would it be possible to get Stelton School functional.

Beth Maroney, 107 Stephenville Pkwy. She is speaking as a resident of Edison. She commended the council for listening and rethinking that resolution. That is the beginning of dialog between Council and Board of Education. She hopes in 2020 we are more harmonious.

Elizabeth Conway, 20 Netherwood Circle, she would like to have a strong Township moving forward in a positive way.

Anthony DeAmorin, 15 Rodak Circle, he announced his Toy Drive being held at Grave Reform Church.

Maryanne Henessey, 20 Carmelo Drive, she doesn't want Jaffe Communications hired for this town. She asked the Mayor to remove the people on the library board.

Kathy Lynch, We all need to do better in 2020. We need to all help each other.

Maria Orchid, 83 Jefferson Avenue, announced the Cara Barton holiday party just bring a dish. She thanked the Recreation Department on the Holiday Stroll event on Saturday.

Joyce Ship-freeman, 41 South Main Street, suggested you give a list of rules to the board members.

Hearing no further comments from the public Councilmember Lombardi made a motion to close the public hearing, which was seconded by Councilmember Patil 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 8:52 p.m.

Alvaro Gomez
Council President

Cheryl Russomanno, RMC
Municipal Clerk