AGENDA
MUNICIPAL COUNCIL
COMBINED MEETING
Wednesday, May 27, 2015
6:00 p.m.

1. Call to Order and Pledge of Allegiance.

2. Roll Call.

3. 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 11, 2014, and posted in the Main Lobby of the Municipal Complex on the same date.

4. REVIEW OF MINUTES:
   a. Worksession Meeting of May 11, 2015

5. REPORTS FROM ALL COUNCIL COMMITTEES:

6. POINTS OF LIGHT

7. FROM THE BUSINESS ADMINISTRATOR:
   b. Introduction of CY 2015 Solid Waste Budget
   c. Ordinance to exceed the Municipal Budget Appropriation Limits and establish a Cap Bank. (Ordinance O.1906-2015)
   d. Resolution authorizing the sale of surplus property no longer needed for public use on an online auction website (Resolution R.353-052015)
   e. Award of Contract/Purchase Order for the purchase, repair and maintenance of Radio Communication Equipment and Accessories (Resolution R.354-052015)
   f. Resolution authorizing additional funds for the furnishing of Data and Voice Services for Contract #12-01-23 (Resolution R.355-052015)
   g. Resolution rejecting Bid received for Police Promotional written testing examination services for positions of Sergeant, Lieutenant and Captain (Resolution R.357-052015)

8. FROM THE DEPARTMENT OF FINANCE:
   b. Resolution authorizing refund in the amount of $1,127,902.40 for redemption of tax sale certificates (Resolution R.322-052015)
   c. Resolution authorizing refund of tax over payments, totaling $18,031.78 (Resolution R.323-052015)
   d. Resolutions authorizing overpayment refund caused by Successful Tax Court Appeals (Resolution R.324-052015 through R.333-052015).
9. FROM THE DEPARTMENT OF LAW:
   a. Ordinance appropriating $500,000 from insurance proceeds for the acquisition of fire vehicles and equipment by the Township of Edison in the County of Middlesex (Ordinance O.1907-2015)
   b. Ordinance amends the Edison Township Code to designate additional multi-way stop intersections on certain street in the township. (Ordinance O.1908-2015)
   c. Ordinance amending the Township code to provide that commercial mobile service providers are not subject to the local licensing requirements applicable to entities engaged in the purchase and sale of used electronics equipment. (Ordinance O.1909-2015)
   d. Ordinance referring a Redevelopment Plan for the Roosevelt Care Center site to the Township Planning Board for review and comment and adopting same, pursuant to Local Redevelopment and Housing law N.J.S.A. 40A:12A-1 et seq. (Ordinance O.1910-2015)
   e. Resolution instructing the Township Planning Board to study and report as to whether the property commonly known as Block 366.B, Lots 4.B1, 14.A 15 and 16 on the tax map of the township satisfies the criteria to be designated “an area in need of redevelopment pursuant to the Local Redevelopment and Housing Law, N.J.S.A., 40A:12-A-1 et seq. (Resolution R.358-052015)
   f. Resolution commemorating June 21st as International Yoga Day in the Township of Edison as first recognized by the United Nations General Assembly (Resolution R.359-052015)
   g. Resolution of the township Edison, County of Middlesex, New Jersey authorizing the Planning Board to investigate whether the property commonly known as Block 755.B, Lot 38 and Block 390A Lot 1.A4 on the Tax Map f the Township of Edison, State of New Jersey should be designated as an area in need of redevelopment pursuant to the local redevelopment and Housing Law N.J.S.A. 40A:12A-1 et seq. (Resolution R.360-052015)
   h. Resolution requesting the Township Planning Board review a draft resolution designation certain properties along Amboy Avenue as an ‘area in need of rehabilitation’ pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (Resolution R.361-052015)
   i. Resolution authorizing the Mayor to execute an Amended Redevelopment Agreement with Edison Land Investment, LLC with respect to the Town Center Redevelopment Project, as well as additional necessary documents in connection therewith (Resolution R.362-052015)

10. FROM THE DEPARTMENT OF PLANNING AND ENGINEERING:
   a. Resolutions authorizing the grant of certain funds from the Township’s Affordable Housing Emergency Generator Program (Resolution R.337-052015 and R.338-052015).
   c. Resolution refunding Tree Maintenance Bond (Resolution R.341-052015)
   d. Awarding Contracts for Home Improvements as part of the Community
Development Block Grant Program (Resolution R.348-052015 and R.349-052015)

11. FROM THE DEPARTMENT OF PUBLIC WORKS:
   c. Awarding change order for roof repair and replacement for parks garage (Resolution R.351-052015)
   d. Awarding of state contract/purchase order for walk-in building supplies for the township (Resolution R.352-052015)
   e. Award of a Non-Bid Contract/Purchase order for the recycling of the Townships Single stream recyclables through December 2015 (Resolution R.356-052015)

12. FROM THE CHIEF OF FIRE:
   a. Approval of Volunteer Firefighters.

13. FROM THE CHIEF OF POLICE:
   a. Resolution Edward Byrne Memorial Justice Assistance Grant application and approval (Resolution R.342-052015)
   b. Resolution to authorize the Development and submission of 2015 U.S. Department of Justice Office of Justice programs Bureau of Justice Assistance Body-Worn Camera Pilot Implementation Program Grant (Resolution R.343-052015)
   c. Award of Contract/Purchase order for purchase and installation of software/hardware for recording of phones.(Resolution R.350-052015)

14. FROM THE TOWNSHIP CLERK:

15. FROM THE COUNCIL MEMBER TO THE PLANNING BOARD:

16. UNFINISHED BUSINESS:
ORDINANCES FOR FURTHER CONSIDERATION, PUBLIC HEARING, AND FINAL ADOPTION:

O.1903-2015 AN ORDINANCE AMENDING THE TOWNSHIP CODE TO UPDATE THE ADDRESS LIST OF PERSONS ENTITLED TO HANDICAPPED PARKING SPACES.

O.1905-2015 THIS ORDINANCE AMENDS THE EDISON TOWNSHIP CODE TO REVISE AND UPDATE THE PER GALLON WATER RATES THE TOWNSHIP CHARGES RESIDENTIAL AND NON-RESIDENTIAL USERS FOR THE DISCHARGE OR NORMAL DOMESTIC SEWAGE AND ALSO CREATES A CATEGORY AND ASSOCIATED STANDARDS FOR SAMPLING AND TESTING RESPECTING SIGNIFICANT INDUSTRIAL USERS OF THE TOWNSHIP’S SEWER SYSTEM.

17. PROPOSED RESOLUTIONS:

R.291-052015 Resolution designating the Roosevelt Care Center site as an ‘area in need of rehabilitation ‘ pursuant to the Local Redevelopment and Housing Law N.J.S.A. 40A:12A-1 et seq.

18. COMMUNICATIONS:

a. Electronic Mail received from Lois Wolke regarding Pakistan Parade.

19. DISCUSSION ITEMS:

Council President Diehl
None

Councilmember Gomez
None

Councilmember Karabinchak
None

Councilmember Lombardi
None

Councilmember Mascola
None

Councilmember Prasad
None
Councilmember Shah  
a. Resolution of Recognition- Karan Menon

20. CLOSED SESSION:  
a. Personnel

21. APPROVAL OF MINUTES:  
a. Worksession Meeting of May 11, 2015

22. COUNCIL PRESIDENT'S REMARKS

23. RESOLUTION OF RECOGNITION:  
Resolution R.320-052015 – Karan Menon – 2015 National Geographic Bee

24. CY 2015 MUNICIPAL BUDGET  
a. Introduction of the CY 2015 Municipal Budget  
b. Introduction of the CY 2015 Solid Waste Budget

25. APPROVAL OF VOLUNTEER FIREFIGHTERS:  
Edison Volunteer Fire Company #1  
Ryan Greve  
Oak Tree Volunteer Fire Company  
Jurrien Kratz

26. UNFINISHED BUSINESS:  
ORDINANCES FOR FURTHER CONSIDERATION, PUBLIC HEARING, AND FINAL ADOPTION:

O.1903-2015  
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THIS ORDINANCE AMENDS THE EDISON TOWNSHIP CODE TO REVISE AND UPDATE THE PER GALLON WATER RATES THE TOWNSHIP CHARGES RESIDENTIAL AND NON-RESIDENTIAL USERS FOR THE DISCHARGE OR
NORMAL DOMESTIC SEWAGE AND ALSO CREATES A CATEGORY AND ASSOCIATED STANDARDS FOR SAMPLING AND TESTING RESPECTING SIGNIFICANT INDUSTRIAL USERS OF THE TOWNSHIP’S SEWER SYSTEM.

27. **NEW BUSINESS:**
**PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR WEDNESDAY, JUNE 10, 2015.**

O.1906-2015 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK

O.1907-2015 ORDINANCE APPROPRIATING $500,000 FROM INSURANCE PROCEEDS FOR THE ACQUISITION OF FIRE VEHICLES AND EQUIPMENT BY THE TOWNSHIP OF EDISON IN THE COUNTY OF MIDDLESEX.

O.1908-2015 ORDINANCE AMENDS THE EDISON TOWNSHIP CODE TO DESIGNATE ADDITIONAL MULTI-WAY STOP INTERSECTIONS ON CERTAIN STREET IN THE TOWNSHIP

O.1909-2015 ORDINANCE AMENDING THE TOWNSHIP CODE TO PROVIDE THAT COMMERCIAL MOBILE SERVICE PROVIDERS ARE NOT SUBJECT TO THE LOCAL LICENSING REQUIREMENTS APPLICABLE TO ENTITIES ENGAGED IN THE PURCHASE AND SALE OF USED ELECTRONICS EQUIPMENT


28. **PUBLIC COMMENT ON THE RESOLUTIONS**

29. **PROPOSED RESOLUTION:**

R.291-052015 Resolution designating the Roosevelt Care Center site as an ‘area in need of rehabilitation’ pursuant to the Local Redevelopment and Housing Law N.J.S.A. 40A:12A-1 et seq.

30. **PROPOSED RESOLUTIONS**
Copies of these Resolutions are available for review only and are posted in the Council Chambers. Anyone desiring a copy may contact the Township Clerk after the meeting.

**Consent Agenda**

R.321-052015 Resolution approving disbursements for the period ending May 21, 2015.
R.322-052015 Resolution authorizing refund in the amount of $1,127,902.40 for redemption of tax sale certificates.
R.323-052015 Resolution authorizing refund of tax overpayments, totaling $18,031.78.
R.324-052015 Resolution authorizing overpayment refund caused by Successful Tax Court Appeal to Dolly K. Patel, Block 593 Lot 63, 163 Coppertree Ct. in the amount of $3,385.92.
R.325-052015 Resolution authorizing overpayment refund caused by Successful Tax Court Appeals to Robert A. Prongay, Block 593, Lot 63, 161 Coppertree Ct. in the amount of $2,715.70.
R.326-052015 Resolution authorizing overpayment refund caused by Successful Tax Court Appeal to Jon Gao & Sha Cheg, Block 593 Lot 63, 175 Tiffany Dr. in the amount of $3,106.86.
R.327-052015 Resolution authorizing overpayment refund caused by Successful Tax Court Appeal to Lois Hurley, Block 593 Lot 63, 56 Chatsworth Ct. in the amount of $3,106.86.
R.328-052015 Resolution authorizing overpayment refund caused by Successful Tax Court Appeal to Leeland Ande, Block 593 Lot 63, 51 Chatsworth Ct. in the amount of $3,720.80.
R.329-052015 Resolution authorizing overpayment refund caused by Successful Tax Court Appeal to Nancy Juman, Block 593, Lot 63, 134 Coppertree Ct, in the amount of $3,106.86.
R.330-052015 Resolution authorizing overpayment refund caused by Successful Tax Court Appeal to Marc & Paula Greene, Block 593 Lot 63, 105 Alderberry Ct. in the amount of $3,144.08.
R.331-052015 Resolution authorizing overpayment refund caused by Successful Tax Court Appeal to Robert Lestuk, Block 593 Lot 63, 101 Alderberry Ct. in the amount of $3,246.39.
R.332-052015 Resolution authorizing overpayment refund caused by Successful Tax Court Appeal Statish Ladda & Shilpa Kabra, Block 593 Lot 63, 96 Kingwood Ct. in the amount of $3,385.92.
R.333-052015 Resolution authorizing overpayment refund caused by Successful Tax Court Appeal to Chong Won & Sunok Kim, Block 593 Lot 63, 71 Chatsworth Ct. in the amount of $3,655.69.
R.335-052015 Resolution to release Street Opening Escrow to Arpita S., Desai for 1 Lilly Ct. in the amount of $480.00.
R.336-052015 Resolution to release Street Opening Escrow to ATC Associates, Inc. for 3 Terri Lane in the amount of $100.00.
R.337-052015 Resolution authorizing the grant of certain funds from the Township’s Affordable Housing Emergency Generator Program in the amount of $12,000.00 to SERV Properties and Management, Inc.

R.338-052015 Resolutions authorizing the grant of certain funds from the Township’s Affordable Housing Emergency Generator Program in the amount of $7,550.00 to Keystone Community Living Inc.

R.339-052015 Resolution refunding Cash Performance and Performance Bond to Fox & Foxx Development, LLC Sanitary Sewer Extension at 3 Wright St.

R.340-052015 Resolution refunding Cash Performance to Fox & Foxx Development LLC for account #7760013384.

R.341-052015 Resolution refunding Tree Maintenance Bond to Leonard Cursi, Permit 12-129 Account #7762575673 in the amount of $900.00.

R.342-052015 Resolution Edward Byrne Memorial Justice Assistance Grant application and approval.


R.344-052015 Resolution waving permit fees to Keystone Community Living, Inc. for the Emergency Generator.

R.345-052015 Resolution waving permit fees to SERV Behavior Health Systems, Inc. for the Emergency Generator.

R.346-052015 Resolution waving permit fees to Amandla Crossing for the Emergency Generator.


R.348-052015 Awarding Contract to A-Plus Construction, Inc. for Home Improvements as part of the Community Development Block Grant Program in the amount of $7,400.00.

R.349-052015 Awarding Contract to New Venture Construction, Inc. for Home Improvements as part of the Community Development Block Grant Program in the amount of $15,530.00.

R.350-052015 Award of Contract/Purchase order to Office Solutions Inc. for purchase and installation of software/hardware for recording of phones in the amount of $38,324.96.

R.351-052015 Awarding change Order 1 & 2 to Integrity Roofing, Inc. for the roof repair and replacement parks garage – Contract No. 14-10-23 in the amount not to exceed $34,935.00.

R.352-052015 Awarding of state contract/purchase order for walk-in building supplies for the Township to Lowes Home Centers, LLC in an amount not to exceed $20,000.00.

R.353-052015 Resolution authorizing the sale of surplus property no longer needed for public use on an online auction website.

R.354-052015 Award of Contract/Purchase Order for the purchase, repair and maintenance of Radio Communication Equipment and Accessories to Motorola in the amount not to exceed $412,769.48.
R.355-052015 Resolution authorizing additional funds for the furnishing of Data and Voice Services for Contract #12-01-23 to Data Network Solutions in an amount not to exceed $10,000.00.

R.356-052015 Award of a Non-Bid Contract/Purchase order for the recycling of the Townships Single stream recyclables through December 2015 to Colgate Paper Stock Company, Inc. in the amount not to exceed $50,000.00.

R.357-052015 Resolution rejecting Bid received for Police Promotional written testing examination services for positions of Sergeant, Lieutenant and Captain.

R.358-052015 Resolution instructing the Township Planning Board to study and report as to whether the property commonly known as Block 366.B, Lots 4.B1, 14.A 15 and 16 on the tax map of the township satisfies the criteria to be designated “an area in need of redevelopment pursuant to the Local Redevelopment and Housing Law, N.J.S.A., 40A:12-A-1 et seq.

R.359-052015 Resolution commemorating June 21st. as International Yoga Day in the Township of Edison as first recognized by the United Nations General Assembly.

R.360-052015 Resolution of the township Edison, County of Middlesex, New Jersey authorizing the Planning Board to investigate whether the property commonly known as Block 755.B, Lot 38 and Block 390A Lot 1.A4 on the Tax Map of the Township of Edison, State of New Jersey should be designated as an area in need of redevelopment pursuant to the local redevelopment and Housing Law N.J.S.A. 40A:12A-1 et seq.

R.361-052015 Resolution requesting the Township Planning Board review a draft resolution designation certain properties along Amboy Avenue as an ‘area in need of rehabilitation’ pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.

R.362-052015 Resolution authorizing the Mayor to execute an Amended Redevelopment Agreement with Edison Land Investment, LLC with respect to the Town Center Redevelopment Project, as well as additional necessary documents in connection therewith.

31. COMMUNICATIONS:
   a. Electronic Mail received from Lois Wolke regarding Pakistan Parade.

32. ORAL PETITIONS AND REMARKS

33. ADJOURNMENT
EXPLANATION: An Ordinance amending the Township Code to update the address list of persons entitled to handicapped parking spaces.

EDISON TOWNSHIP

ORDINANCE O.1903-2015

WHEREAS, the Township of Edison (‘‘Township’’) is a public body corporate and politic of the State of New Jersey; and

WHEREAS, the Township’s Code of General Ordinances (‘‘Code’’) currently lists the addresses of owners and/or occupants entitled to handicapped parking spaces within the Township; and

WHEREAS, Subchapter 7-39.5 of the Code by its terms provides that entitlement to a handicapped parking space in the Township expires after five (5) years from its grant unless the holder provides response verification of continued occupancy and qualification; and

WHEREAS, the municipal council (‘‘Municipal Council’’) of the Township has determined to update Subchapter 7-39.5 of the Code with the new list of addresses of persons entitled to handicapped parking spaces; and

WHEREAS, the Municipal Council has determined to amend Subchapter 7-39.5 of the Code to read as follows (additions are underlined and deletions are in [brackets]):

‘‘7-39.5 Certain Handicapped Ordinances Require Verification to Township Clerk After Five (5) Years.

The provisions of certain subsections creating a handicapped parking space and those ordinances creating the following handicapped parking spaces shall expire five years from the effective date of the ordinance codified in this chapter unless the owner or occupant at the locations indicated verifies to the Township Clerk on or before the date of expiration that the circumstances requiring a handicapped parking space have not changed and that an individual who qualifies under the terms of N.J.S.A. 39:4-201, et seq. is in residence at the property adjacent to the location of the handicapped space designated below.

135-A Grandview Avenue, Apartment 4;
145-A Grandview Avenue, Apartment 1;
[123 Greenwood Avenue;]
[No. 13 Sine Road;]
112 Wallace Street;
[99 Mill Road;]
74 Fourth Street;
11 A Evergreen Road;
[11 Highway Terrace;]
253-D Lafayette Road, Apt. 3-A;
NOW THEREFORE, BE IT ORDAINED by the Municipal Council of the Township of Edison, County of Middlesex, New Jersey that:

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

2. The Municipal Council hereby amends Subchapter 7-39.5 of the Code to read as follows:

“7-39.5 Certain Handicapped Ordinances Require Verification to Township Clerk After Five (5) Years.

The provisions of certain subsections creating a handicapped parking space and those ordinances creating the following handicapped parking spaces shall expire five years from the effective date of the ordinance codified in this chapter unless the owner or occupant at the locations indicated verifies to the Township Clerk on or before the date of expiration that the circumstances requiring a handicapped parking space have not changed and that an individual who qualifies under the terms of N.J.S.A. 39:4-201, et seq. is in residence at the property adjacent to the location of the handicapped space designated below.

135-A Grandview Avenue, Apartment 4;
145-A Grandview Avenue, Apartment 1;
112 Wallace Street;
74 Fourth Street;
11 A Evergreen Road;
253-D Lafayette Road, Apt. 3-A;
29 Harrison Avenue;
7 Koster Boulevard, Apt. 7-A;
130 College Drive;
203 Woodhaven Drive; and
307 Central Avenue.”

3. It is the intent of the Municipal Council to incorporate the additions, amendments and/or supplements contained in this Ordinance in to the Code. All of the remaining provisions in Chapter 7 of the Code shall remain unchanged and have full force and legal effect. All other resolutions and ordinances governing parking on Township streets enacted and inconsistent herewith are hereby modified pursuant to the terms of this Ordinance.
4. If any section, paragraph, subdivision, clause, sentence, phrase or provision of this Ordinance is declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

5. A copy of this Ordinance shall be available for public inspection at the offices of the Township Clerk.

6. This Ordinance shall take effect after twenty (20) days of its final passage by the Municipal Council, upon approval by the Mayor and publication as required by law.
**Explanation:** This Ordinance amends the Edison Township Code to clarify that the rate changes implemented by Ordinance O.1862-2014, finally adopted on April 9, 2014 and concerning the per gallon water rates the Township charges for the discharge of domestic sewage, apply as of January 1, 2014.

**EDISON TOWNSHIP**

**ORDINANCE**

**O.1904-2015**

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

WHEREAS, the municipal council (“Municipal Council”) of the Township finally adopted Ordinance O.1862-2014 on April 9, 2014 which served to amend the Edison Township Code (“Code”) to revise and update the per gallon water rates the Township charges residential and non-residential users for the discharge of normal domestic sewage as to calendar year 2014 and thereafter; and

WHEREAS, the Municipal Council desires to further amend the Code to clarify that the changes implemented under Ordinance O.1862-2014 are retroactive to January 1, 2014; and

WHEREAS, the Municipal Council has determined to amend Chapter 27, Subchapter 8.1(a) of the Code to read as follows (additions are underlined and deletions are in [brackets]):

“a. All residential users of the Township sanitary sewer system discharging normal domestic sewage, as herein described in the sanitary sewer use regulations, shall be charged at a rate of $0.003722 per gallon of water consumed, provided that the users are using metered water. This rate shall be effective as of January 1, 2014 and shall remain unchanged in all subsequent calendar years unless modified by ordinance. All users of the aforesaid sanitary sewer system whose discharged water originated from a well or nonmetered source shall, except as provided in subparagraph h. below, be charged as follows:

$225.00 in 2008. This amount shall remain unchanged in all subsequent calendar years unless modified by ordinance.”

WHEREAS, the Municipal Council has determined to amend Chapter 27, Subchapter 8.1(c) of the Code to read as follows (additions are underlined and deletions are in [brackets]):

“c. Nonresidential users shall be charged per gallon of water consumed, as follows:
2006 2014*

<table>
<thead>
<tr>
<th>Class</th>
<th>2006</th>
<th>2014*</th>
</tr>
</thead>
<tbody>
<tr>
<td>I</td>
<td>$0.00317</td>
<td>0.004755</td>
</tr>
<tr>
<td>II</td>
<td>$0.00439</td>
<td>0.006585</td>
</tr>
<tr>
<td>III</td>
<td>$0.00499</td>
<td>0.007485</td>
</tr>
<tr>
<td>IV</td>
<td>$0.00593</td>
<td>0.008895</td>
</tr>
</tbody>
</table>

*The water rates for 2014 established above shall be effective as of January 1, 2014 and shall remain unchanged in all subsequent calendar years unless modified by ordinance.*

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

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

2. The Municipal Council hereby amends Chapter 27, Subchapter 8.1(a) of the Code to read as follows:

   “a. All residential users of the Township sanitary sewer system discharging normal domestic sewage, as herein described in the sanitary sewer use regulations, shall be charged at a rate of $0.003722 per gallon of water consumed, provided that the users are using metered water. This rate shall be effective as of January 1, 2014 and shall remain unchanged in all subsequent calendar years unless modified by ordinance. All users of the aforesaid sanitary sewer system whose discharged water originated from a well or nonmetered source shall, except as provided in subparagraph h. below, be charged as follows:

   $225.00 in 2008. This amount shall remain unchanged in all subsequent calendar years unless modified by ordinance.”

3. The Municipal Council hereby amends Chapter 27, Subchapter 8.1(c) of the Code to read as follows:

   “c. Nonresidential users shall be charged per gallon of water consumed, as follows:

   2006 2014*

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<td>IV</td>
<td>$0.00593</td>
<td>0.008895</td>
</tr>
</tbody>
</table>
4. It is the intent of the Municipal Council to incorporate the additions, amendments and/or supplements contained in this Ordinance into the Code. All of the remaining provisions in Chapter 27 of the Code shall remain unchanged and have full force and legal effect. All other resolutions and ordinances governing the per gallon water rates the Township charges residential and non-residential users for the discharge of normal domestic sewage heretofore enacted and inconsistent herewith are hereby modified pursuant to the terms of this Ordinance.

5. If any section, paragraph, subdivision, clause, sentence, phrase or provision of this Ordinance is declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

6. A copy of this Ordinance shall be available for public inspection at the offices of the Township Clerk.

7. This Ordinance shall take effect after twenty (20) days of its final passage by the Municipal Council, upon approval by the Mayor and publication as required by law.
Explanation: This Ordinance amends the Edison Township Code, to revise and update the per gallon water rates the Township charges residential and non-residential users for the discharge of normal domestic sewage, and also creates a category and associated standards for sampling and testing respecting Significant Industrial Users of the Township’s Sewer System.

**ORDINANCE**
**O.1905-2015**

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

**WHEREAS**, the municipal council ("Municipal Council") of the Township has determined to amend the Edison Township Code ("Code"), to revise and update the per gallon and annual water rates the Township charges residential and non-residential users for the discharge of normal domestic sewage, and also has determined to create a category and associated standards for sampling and testing respecting Significant Industrial Users of the Township’s Sewer System, as that term is defined below in the proposed changes to the Code; and

**WHEREAS**, the Municipal Council has determined to amend Chapter 27, Subchapter 7.2 of the Code to read as follows (additions are underlined and deletions are in [brackets]):

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27-7.2 Definitions.

As used in this section:

*Industrial wastes* means any solid, liquid or gaseous substance discharged, permitted to flow or escaping in the course of any industrial, manufacturing, trade or business process or in the course of the development, recovery or processing of natural resources, as distinct from normal sewage.

[NOTE to Codifier: existing text not appearing herein has been deleted solely for brevity. NO CHANGE] ….

*Sewage* means the combination of water-carried wastes from residences, businesses, industries and other buildings, institutions and factories.

*Significant Industrial User* or *SIU*, means all users who discharge sewage of particular characteristics or flow in excess of one (1) or more of the following threshold amounts:

1. Total sewage flow (flow). Flow of sewage in excess of twenty-five thousand (25,000) gallons per day.
2. Biochemical oxygen demand (BOD) present in sewage. BOD in excess of fifty-three pounds per day; or,
3. Suspended solids (SS) present in sewage. SS in excess of forty-two (42) pounds per day.

Unpolluted water or liquids means any water or liquid containing none of the following:

…. [ NOTE to Codifier: existing text not appearing herein has been deleted solely for brevity. NO CHANGE ] ….”; and,

WHEREAS, the Municipal Council has determined to amend Chapter 27, Subchapter 8.1(a) of the Code to read as follows (additions are underlined and deletions are in [brackets]):

“27-8.1 Sewer System Fees and Rates.

“a. All residential users of the Township sanitary sewer system discharging normal domestic sewage, as herein described in the sanitary sewer use regulations, shall be charged at a rate of $[0.003722]0.003815 per gallon of water consumed, provided that the users are using metered water. This rate shall be effective as of January 1, [2014] 2015 and shall remain unchanged in all subsequent calendar years unless modified by ordinance. All users of the aforesaid sanitary sewer system whose discharged water originated from a well or nonmetered source shall, except as provided in subparagraph h. below, be charged as follows:

$[225.00]236.25 in [2008] 2015. This amount shall remain unchanged in all subsequent calendar years unless modified by ordinance.”; and,

WHEREAS, the Municipal Council has determined to amend Chapter 27, Subchapter 8.1(b) of the Code to read as follows (additions are underlined and deletions are in [brackets]):

“b. All nonresidential users of the Township sanitary sewer system shall be classified as follows:

1. Class I: Retail and commercial.

…. [ NOTE to Codifier: existing text not appearing herein has been deleted solely for brevity. NO CHANGE ] …. 


5. Significant Industrial Users as defined in the Code.

6. Uses not specifically referenced in the above descriptions will be assigned class designations by the Township Engineer.”; and,
WHEREAS, the Municipal Council has determined to amend Chapter 27, Subchapter 8.1(c) of the Code to read as follows (additions are underlined and deletions are in [brackets]):

“c. Nonresidential users shall be charged per gallon of water consumed, as follows:

<table>
<thead>
<tr>
<th></th>
<th>[2006]</th>
<th>2014[*]</th>
<th>2015*</th>
</tr>
</thead>
<tbody>
<tr>
<td>Class I</td>
<td>[$0.00317]</td>
<td>0.004755</td>
<td>0.005677</td>
</tr>
<tr>
<td>Class II</td>
<td>[$0.00439]</td>
<td>0.006585</td>
<td>0.007862</td>
</tr>
<tr>
<td>Class III</td>
<td>[$0.00499]</td>
<td>0.007485</td>
<td>0.008937</td>
</tr>
<tr>
<td>Class IV</td>
<td>[$0.00593]</td>
<td>0.008895</td>
<td>0.010621</td>
</tr>
</tbody>
</table>

*The sewer rate for [2014] 2015 established above shall be effective as of January 1, [2014] 2015 and shall remain unchanged in all subsequent calendar years unless modified by ordinance.

The volume of sewage and/or industrial waste from each industrial establishment or SIU may be determined by meters paid for and installed and maintained by the owner or such user, actual water meter records and/or private well meter records combined with Township water records, or from estimates or measurements made by the Township Consulting Engineer, as the case may be. The user fee of SIUs shall be calculated using one of the aforementioned methods of measuring SIU usage and volume, and shall be charged as follows:

2015

1. Flow $730.36 per million gallons
2. BOD (Bio-Oxygen Demand) $929.15 per ton
3. SS (Suspended Solids) $960.33 per ton
4. CD (Chlorine Demand) $232.58 per cwt”; and,

WHEREAS, the Municipal Council has determined to amend Chapter 27 of the Code, to add the following new provisions to Subchapter 7, thus:

“27-7.9 Sampling.

The Township will regularly sample and test the sewage emanating from all significant industrial users, or rely on available equivalent records of sampling and testing for such users. The Township may impose a sampling fee not to exceed seventy-five ($75.00) dollars per sample. The samples must be drawn from a Township prescribed sampling point. The purpose of such sampling is to provide for equitable charges to significant industrial users, consistent with the rates set forth in the Code, based upon quantity and strength of wastewater discharge in compliance with Federal Regulation 18 CFR 601.34, dated July 2, 1970 as amended and supplemented from time to time.
27-7.10 Discharges Regulated.

a. Acceptable Wastes. In addition to any other requirements of the Code, no industrial liquid waste shall be discharged into the sanitary sewer system of the Township, unless it is amenable to secondary or biological treatment processes. No toxic materials or wastes containing explosive or flammable substances which would be detrimental to the collection system, including pumping stations and all treatment plant facilities and equipment or treatment processes, shall be permitted to be discharged into the collection system. The subsections of this Chapter 27 set forth, in further detail, requirements concerning limitations on the quality of industrial waste characteristics.

b. Chemical Analyses Submitted. Every industry proposing to connect with the Township sewer system and to discharge industrial waste into same shall submit a complete chemical analysis of the waste, including biochemical oxygen demand (BOD), chemical oxygen demand (COD), suspended solids, chlorine demand, phosphates, nitrates and other waste characteristics required by the regulatory agencies and the New Jersey Department of Environmental Protection.

c. Charges. Every industrial user, including SIUs, connected to the Township system and discharging industrial wastes, shall pay to the Township those rates for the processing of such waste as are set forth in Chapter 27-8.1(c), or as are otherwise set by ordinance from time to time. The Township reserves the right to include additional charges for industrial waste characteristics as may be imposed by the Township or its sewer utility, or to modify the rates based upon actual cost to the Township.

d. Sampling and Testing. The Township shall undertake periodic sampling and testing of the waste to determine both volume and strength or waste characteristics. The owner or SIU shall reimburse the Township for all costs of sampling and testing.

e. Determination of Volume. The volume of sewage and/or industrial waste from each industrial establishment or SIU may be determined by meters paid for and installed and maintained by the owner or such user, actual water meter records and/or private well meter records combined with Township water records, or from estimates or measurements made by the Township Consulting Engineer, as the case may be.

f. Determination of Waste Characteristics. The characteristics of the industrial waste shall be determined from actual samplings or other approved means, and shall be based upon analyses made in accordance with the procedures outlined in the latest edition of Standard Methods of Analysis of Water and Sewage, published by the American Public Health Association. The
Township may require the installation of automatic samplers at the cost of the owner to obtain representative samples during a calendar quarter or as may be required.

g. Additional Determinations. Additional classifications of waste characteristics or modifications of the rate schedule may be established by the Township from time to time as deemed necessary.

h. Agreement to Accept Wastes. The Township will accept industrial wastes into the sanitary sewerage system upon execution of a formal, written agreement, and under and subject to the provisions appearing in the agreement and the rules, regulations and rates stated herein. The agreement will set out in detail as necessary the characteristics of the wastes, the flow conditions which shall govern and the conditions with respect to the physical connection or connections. It will be the policy of the Township to consider each application on its own merits, and to establish specific conditions applicable to the particular situation for each agreement. No connection shall be made prior to execution of the agreement.

i. Applicant to Submit Data. Prior to approving an application for a connection involving the acceptance of industrial liquid wastes or any SIU, the applicant shall submit complete data with respect to the following:

1. Average, maximum and minimum rates of flow to be expected daily and seasonally.
2. Flow diagram, showing points of applications of chemicals, type and quantity of each chemical used per day, and per shift, a schedule of operations, expected chemical characteristics of the untreated wastes and the point or points of connection to the sewerage system. The normal situation will require the separation of and separate points of connection for domestic sewage and industrial wastes from each industrial establishment or SIU.
3. Chemical analyses and waste characteristics of liquid industrial waste to be discharged into the system.

27-7.11 Preliminary Treatment.

a. The Township reserves the right to require preliminary treatment where the chemical characteristics of the proposed industrial wastes of any SIU, in the opinion of the Township or in the opinion of the State Department of Environmental Protection or the local health officials, make such preliminary treatment desirable or mandatory. Some of the characteristics which may dictate preliminary treatment are listed below:

1. Five (5) day BOD in excess of three hundred fifty (350) milligrams per liter.
2. Suspended solids in excess of three hundred fifty (350) milligrams per liter.
3. Presence of arsenic, barium, cadmium, chloride, copper, cyanide, fluoride, iron, lead, magnesium, manganese, nickel, nitrate, selenium, sulfate, zinc or pH values outside the acceptable limits.
4. pH below or above the allowable limits.
5. A chlorine demand in excess of thirty (30) mg/l.

b. In such instances where it is agreed that the industrial waste will be received following preliminary treatment, drawings and specifications shall be submitted for approval, showing all pertinent details of the construction proposed to accomplish the preliminary treatment, to include details of the indicator-record-register type of fluid meter and the housing to be used to meter the flow of industrial wastes, as the case may be, and also details of the control manhole to be constructed on the industrial wastes connection within the sidewalk area. The control manhole shall be provided with adequate access manhole covers of approved type, through which access shall be possible to the Township personnel at all times. Drawings, specifications, reports, etc. shall be submitted in quadruplicate and shall be prepared by a registered professional engineer.

c. Where preliminary treatment facilities are required, they shall be provided and continuously maintained in an effectively operating condition at all times, at the expense of the owner or SIU.

d. Each owner or SIU connected shall be responsible for maintaining a quality of effluent from their premises which conforms to the provisions established in their agreement with the Township. Sampling and analysis shall be done to conform with accepted practice, and in accordance with the current edition of "Standard Methods for Examination of Water, Sewage and Industrial Wastes" published by the American Public Health Association.

e. The cost of preparing and submitting this data for consideration by the Township shall be borne by the industrial owner or SIU; likewise, the cost of sampling and analysis to determine compliance with the terms of the agreement shall be borne by the owner or the SIU, although conducted by the Township or its duly authorized representative.

27-7.12 Control Manholes and Meters.
Industries and SIUs permitted to connect to Township sewers, even though not initially required to provide preliminary treatment, may be required to provide a control manhole and/or meter, as described herein.

27-7.13 Flow Meters; Inspections.
a. Where the owner or SIU provides its own water supply, entirely separate from that supplied by the Township, or provides from its own sources a portion of the water consumed on the premises, which eventually finds its way into the sewerage system of the Township, all aforementioned provisions will apply. This does not relieve the owner or SIU from the requirements to furnish, install and maintain a meter of the indicator-register-record type to measure the discharge of industrial wastes, as the case may be, all as provided in this Chapter. All costs of furnishing, installing and maintaining any industrial waste flow meter will be borne by the owner.
b. The Township representative shall have access at reasonable times to industrial establishments, and to any meters used to determine waste volumes discharged into the sewer system or excluded from the sewer system.

**27-7.14 Prohibited Connections; Penalties for Illegal Connections.**

Under no circumstances will any of the following be connected to the sanitary sewers, directly or indirectly:

a. Floor drain, area drain or yard drain.
b. Rain conductor or downspout.
c. Grease pit.
d. Air-conditioning equipment.
e. Stormwater inlets or catch basins.
f. Drains from pieces of equipment or manufacturing process, except when specifically authorized under the provisions of these rules and regulations.
g. No cesspool, privy vault, subsoil or cellar drains, rainwater or surface drains. Only the sewerage system of the premises shall be so connected.

Any residential user found to have any illegal connection to the sanitary sewer system shall be fined $1,000.00. Any commercial user or any SIU found to have any illegal connection to the sanitary sewer system shall be fined $5,000.00. Such fines and penalties shall be enforceable by the Township in any court of competent jurisdiction, and shall be collected as provided by this Code or applicable law.

**27-7.15 Domestic Sewage To Be Separate From Industrial Waste.**

A separate connection shall be provided for domestic sewage, and the waste shall not be commingled with the industrial waste within the plant or by any SIU. The Township shall determine the equivalent household connections from the discharge of domestic sewage from each industrial plant, owner or SIU. This shall be determined by dividing the average daily domestic sewage flow by three hundred (300) gallons per day; the latter representing the average household domestic sewage discharge. The annual rate for discharge of domestic sewage into the Township sewer system shall be computed by multiplying the number of equivalent units, as determined by the formula above, times the annual sewer charge applied to each household or residential unit.
**27-7.16 Payments as a Lien.**

In supplementation of any other provision of this Code, the charges and rents provided for under Chapter 27 shall draw interest and be a lien upon the premises until paid, and the Township shall have and exercise the remedies for the collection thereof with interest, costs and penalties provided in N.J.S.A. 40:63-8 and as it has by law for the collection of taxes upon real estate.”

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

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

2. The Municipal Council hereby amends Chapter 27, Subchapter 7.2 of the Code to read as follows:

   **“27-7.2 Definitions.**

   As used in this section:

   *Industrial wastes* means any solid, liquid or gaseous substance discharged, permitted to flow or escaping in the course of any industrial, manufacturing, trade or business process or in the course of the development, recovery or processing of natural resources, as distinct from normal sewage.

   …. [ NOTE to Codifier: existing text not appearing herein has been deleted solely for brevity. NO CHANGE ] ….  

   *Sewage* means the combination of water-carried wastes from residences, businesses, industries and other buildings, institutions and factories.

   *Significant Industrial User,* or *SIU,* means all users who discharge sewage of particular characteristics or flow in excess of one (1) or more of the following threshold amounts:

   1. Total sewage flow (flow). Flow of sewage in excess of twenty-five thousand (25,000) gallons per day.
   2. Biochemical oxygen demand (BOD) present in sewage. BOD in excess of fifty-three (53) pounds per day; or,
   3. Suspended solids (SS) present in sewage. SS in excess of forty-two (42) pounds per day.

   *Unpolluted water or liquids* means any water or liquid containing none of the following:

   …. [ NOTE to Codifier: existing text not appearing herein has been deleted solely for brevity. NO CHANGE ] ….”
3. The Municipal Council hereby amends Chapter 27, Subchapter 8.1(a) of the Code to read as follows:

“a. All residential users of the Township sanitary sewer system discharging normal domestic sewage, as herein described in the sanitary sewer use regulations, shall be charged at a rate of $0.003815 per gallon of water consumed, provided that the users are using metered water. This rate shall be effective as of January 1, 2015 and shall remain unchanged in all subsequent calendar years unless modified by ordinance. All users of the aforesaid sanitary sewer system whose discharged water originated from a well or nonmetered source shall, except as provided in subparagraph h. below, be charged as follows:

$236.25 in 2015. This amount shall remain unchanged in all subsequent calendar years unless modified by ordinance.”

4. The Municipal Council hereby amends Chapter 27, Subchapter 8.1(b) of the Code to read as follows:

“b. All nonresidential users of the Township sanitary sewer system shall be classified as follows:

1. Class I: Retail and commercial.

   .... [ NOTE to Codifier: existing text not appearing herein has been deleted solely for brevity. NO CHANGE ] ....


5. Significant Industrial Users as defined in the Code.

6. Uses not specifically referenced in the above descriptions will be assigned class designations by the Township Engineer.

5. The Municipal Council hereby amends Chapter 27, Subchapter 8.1(c) of the Code to read as follows:

“c. Nonresidential users shall be charged per gallon of water consumed, as follows:

<table>
<thead>
<tr>
<th>Class</th>
<th>2014</th>
<th>2015*</th>
</tr>
</thead>
<tbody>
<tr>
<td>Class I</td>
<td>0.004755</td>
<td>0.005677</td>
</tr>
<tr>
<td>Class II</td>
<td>0.006585</td>
<td>0.007862</td>
</tr>
<tr>
<td>Class III</td>
<td>0.007485</td>
<td>0.008937</td>
</tr>
</tbody>
</table>
Class IV 0.008895 0.010621

*The sewer rate for 2015 established above shall be effective as of January 1, 2015 and shall remain unchanged in all subsequent calendar years unless modified by ordinance.

The volume of sewage and/or industrial waste from each industrial establishment or SIU may be determined by meters paid for and installed and maintained by the owner or such user, actual water meter records and/or private well meter records combined with Township water records, or from estimates or measurements made by the Township Consulting Engineer, as the case may be. The user fee of SIUs shall be calculated using one of the aforementioned methods of measuring SIU usage and volume, and shall be charged as follows:

<table>
<thead>
<tr>
<th>No.</th>
<th>Description</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 Flow</td>
<td>$730.36 per million gallons</td>
<td></td>
</tr>
<tr>
<td>2 BOD (Bio-Oxygen Demand)</td>
<td>$929.15 per ton</td>
<td></td>
</tr>
<tr>
<td>3 SS (Suspended Solids)</td>
<td>$960.33 per ton</td>
<td></td>
</tr>
<tr>
<td>4 CD (Chlorine Demand)</td>
<td>$232.58 per cwt.</td>
<td></td>
</tr>
</tbody>
</table>

6. The Municipal Council hereby amends Chapter 27 of the Code, to add the following new provisions to Subchapter 7, thus:

**“27-7.9 Sampling.”**

The Township will regularly sample and test the sewage emanating from all significant industrial users, or rely on available equivalent records of sampling and testing for such users. The Township may impose a sampling fee not to exceed seventy-five ($75.00) dollars per sample. The samples must be drawn from a Township prescribed sampling point. The purpose of such sampling is to provide for equitable charges to significant industrial users, consistent with the rates set forth in the Code, based upon quantity and strength of wastewater discharge in compliance with Federal Regulation 18 CFR 601.34, dated July 2, 1970 as amended and supplemented from time to time.

**27-7.10 Discharges Regulated.**

a. **Acceptable Wastes.** In addition to any other requirements of the Code, no industrial liquid waste shall be discharged into the sanitary sewer system of the Township, unless it is amenable to secondary or biological treatment processes. No toxic materials or wastes containing explosive or flammable substances which would be detrimental to the collection system, including pumping stations and all treatment plant facilities and equipment or treatment processes, shall be permitted to be discharged into the collection system. The subsections of this Chapter 27 set forth, in further detail, requirements concerning limitations on the quality of industrial waste characteristics.
b. **Chemical Analyses Submitted.** Every industry proposing to connect with the Township sewer system and to discharge industrial waste into same shall submit a complete chemical analysis of the waste, including biochemical oxygen demand (BOD), chemical oxygen demand (COD), suspended solids, chlorine demand, phosphates, nitrates and other waste characteristics required by the regulatory agencies and the New Jersey Department of Environmental Protection.

c. **Charges.** Every industrial user, including SIUs, connected to the Township system and discharging industrial wastes, shall pay to the Township those rates for the processing of such waste as are set forth in Chapter 27-8.1(c), or as are otherwise set by ordinance from time to time. The Township reserves the right to include additional charges for industrial waste characteristics as may be imposed by the Township or its sewer utility, or to modify the rates based upon actual cost to the Township.

d. **Sampling and Testing.** The Township shall undertake periodic sampling and testing of the waste to determine both volume and strength or waste characteristics. The owner or SIU shall reimburse the Township for all costs of sampling and testing.

e. **Determination of Volume.** The volume of sewage and/or industrial waste from each industrial establishment or SIU may be determined by meters paid for and installed and maintained by the owner or such user, actual water meter records and/or private well meter records combined with Township water records, or from estimates or measurements made by the Township Consulting Engineer, as the case may be.

f. **Determination of Waste Characteristics.** The characteristics of the industrial waste shall be determined from actual samplings or other approved means, and shall be based upon analyses made in accordance with the procedures outlined in the latest edition of Standard Methods of Analysis of Water and Sewage, published by the American Public Health Association. The Township may require the installation of automatic samplers at the cost of the owner to obtain representative samples during a calendar quarter or as may be required.

g. **Additional Determinations.** Additional classifications of waste characteristics or modifications of the rate schedule may be established by the Township from time to time as deemed necessary.

h. **Agreement to Accept Wastes.** The Township will accept industrial wastes into the sanitary sewerage system upon execution of a formal, written agreement, and under and subject to the provisions appearing in the agreement and the rules, regulations and rates stated herein. The agreement will set out in detail as necessary the characteristics of the wastes, the flow conditions which shall govern and the conditions with respect to the physical connection or connections. It will be the policy of the Township to consider each application on its own merits, and to establish specific conditions applicable to the particular situation for each agreement. No connection shall be made prior to execution of the agreement.
i. **Applicant to Submit Data.** Prior to approving an application for a connection involving the acceptance of industrial liquid wastes or any SIU, the applicant shall submit complete data with respect to the following:

1. Average, maximum and minimum rates of flow to be expected daily and seasonally.
2. Flow diagram, showing points of applications of chemicals, type and quantity of each chemical used per day, and per shift, a schedule of operations, expected chemical characteristics of the untreated wastes and the point or points of connection to the sewerage system. The normal situation will require the separation of and separate points of connection for domestic sewage and industrial wastes from each industrial establishment or SIU.
3. Chemical analyses and waste characteristics of liquid industrial waste to be discharged into the system.

### 27-7.11 Preliminary Treatment.

a. The Township reserves the right to require preliminary treatment where the chemical characteristics of the proposed industrial wastes of any SIU, in the opinion of the Township or in the opinion of the State Department of Environmental Protection or the local health officials, make such preliminary treatment desirable or mandatory. Some of the characteristics which may dictate preliminary treatment are listed below:

1. Five (5) day BOD in excess of three hundred fifty (350) milligrams per liter.
2. Suspended solids in excess of three hundred fifty (350) milligrams per liter.
3. Presence of arsenic, barium, cadmium, chloride, copper, cyanide, fluoride, iron, lead, magnesium, manganese, nickel, nitrate, selenium, sulfate, zinc or pH values outside the acceptable limits.
4. pH below or above the allowable limits.
5. A chlorine demand in excess of thirty (30) mg/l.

b. In such instances where it is agreed that the industrial waste will be received following preliminary treatment, drawings and specifications shall be submitted for approval, showing all pertinent details of the construction proposed to accomplish the preliminary treatment, to include details of the indicator-record-register type of fluid meter and the housing to be used to meter the flow of industrial wastes, as the case may be, and also details of the control manhole to be constructed on the industrial wastes connection within the sidewalk area. The control manhole shall be provided with adequate access manhole covers of approved type, through which access shall be possible to the Township personnel at all times. Drawings, specifications, reports, etc. shall be submitted in quadruplicate and shall be prepared by a registered professional engineer.
c. Where preliminary treatment facilities are required, they shall be provided and continuously maintained in an effectively operating condition at all times, at the expense of the owner or SIU.

d. Each owner or SIU connected shall be responsible for maintaining a quality of effluent from their premises which conforms to the provisions established in their agreement with the Township. Sampling and analysis shall be done to conform with accepted practice, and in accordance with the current edition of "Standard Methods for Examination of Water, Sewage and Industrial Wastes" published by the American Public Health Association.

e. The cost of preparing and submitting this data for consideration by the Township shall be borne by the industrial owner or SIU; likewise, the cost of sampling and analysis to determine compliance with the terms of the agreement shall be borne by the owner or the SIU, although conducted by the Township or its duly authorized representative.

27-7.12 Control Manholes and Meters.

Industries and SIUs permitted to connect to Township sewers, even though not initially required to provide preliminary treatment, may be required to provide a control manhole and/or meter, as described herein.

27-7.13 Flow Meters; Inspections.

a. Where the owner or SIU provides its own water supply, entirely separate from that supplied by the Township, or provides from its own sources a portion of the water consumed on the premises, which eventually finds its way into the sewerage system of the Township, all aforementioned provisions will apply. This does not relieve the owner or SIU from the requirements to furnish, install and maintain a meter of the indicator-register-record type to measure the discharge of industrial wastes, as the case may be, all, as provided in this Chapter. All costs of furnishing, installing and maintaining any industrial waste flow meter will be borne by the owner.

b. The Township representative shall have access at reasonable times to industrial establishments, and to any meters used to determine waste volumes discharged into the sewer system or excluded from the sewer system.

27-7.14 Prohibited Connections; Penalties for Illegal Connections.

Under no circumstances will any of the following be connected to the sanitary sewers, directly or indirectly:

a. Floor drain, area drain or yard drain.
b. Rain conductor or downspout.
c. Grease pit.
d. Air-conditioning equipment.
e. Stormwater inlets or catch basins.

f. Drains from pieces of equipment or manufacturing process, except when specifically authorized under the provisions of these rules and regulations.

g. No cesspool, privy vault, subsoil or cellar drains, rainwater or surface drains. Only the sewerage system of the premises shall be so connected.

Any residential user found to have any illegal connection to the sanitary sewer system shall be fined $1,000.00. Any commercial user or any SIU found to have any illegal connection to the sanitary sewer system shall be fined $5,000.00. Such fines and penalties shall be enforceable by the Township in any court of competent jurisdiction, and shall be collected as provided by this Code or applicable law.

27-7.15 Domestic Sewage To Be Separate From Industrial Waste.

A separate connection shall be provided for domestic sewage, and the waste shall not be commingled with the industrial waste within the plant or by any SIU. The Township shall determine the equivalent household connections from the discharge of domestic sewage from each industrial plant, owner or SIU. This shall be determined by dividing the average daily domestic sewage flow by three hundred (300) gallons per day; the latter representing the average household domestic sewage discharge. The annual rate for discharge of domestic sewage into the Township sewer system shall be computed by multiplying the number of equivalent units, as determined by the formula above, times the annual sewer charge applied to each household or residential unit.

27-7.16 Payments as a Lien.

In supplementation of any other provision of this Code, the charges and rents provided for under Chapter 27 shall draw interest and be a lien upon the premises until paid, and the Township shall have and exercise the remedies for the collection thereof with interest, costs and penalties provided in N.J.S.A. 40:63-8 and as it has by law for the collection of taxes upon real estate.”

7. It is the intent of the Municipal Council to incorporate the additions, amendments and/or supplements contained in this Ordinance into the Code. All of the remaining provisions in Chapter 27 of the Code shall remain unchanged and have full force and legal effect, except to the extent modified herein. All other resolutions and ordinances governing the per gallon and/or annual water rates the Township charges residential, non-residential and/or SIU users for the discharge of sewage heretofore enacted and inconsistent herewith, are hereby modified pursuant to the terms of this Ordinance.

8. If any section, paragraph, subdivision, clause, sentence, phrase or provision of this Ordinance is declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

9. A copy of this Ordinance shall be available for public inspection at the offices of the Township Clerk.
10. This Ordinance shall take effect after twenty (20) days of its final passage by the Municipal Council, upon approval by the Mayor and publication as required by law.
ORDIANNCE O.1906-2015

TOWNSHIP OF EDISON
COUNTY OF MIDDLESEX, NEW JERSEY

CALENDAR YEAR 2015
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 1.5% unless authorized by ordinance to increase it to 3.5% over the previous year’s final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Council of the Township of Edison in the County of Middlesex, N.J., finds it advisable and necessary to increase its CY 2015 budget by up to 3.5% over the previous year’s final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township Council hereby determines that a 3.5% increase in the budget for said year, amounting to $2,059,737.05 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Township Council hereby determines that any amount authorized hereinafore that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Township Council of the Township of Edison in the County of Middlesex, N.J., a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2015 budget year, the final appropriations of the Township of Edison shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to $3,604,539.83 and that the CY 2015 municipal budget for the Township of Edison be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinafore that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.
ORDINANCE O.1907-2015

ORDINANCE APPROPRIATING $500,000 FROM INSURANCE PROCEEDS FOR THE ACQUISITION OF FIRE VEHICLES AND EQUIPMENT BY THE TOWNSHIP OF EDISON, IN THE COUNTY OF MIDDLESEX, NEW JERSEY.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON, IN THE COUNTY OF MIDDLESEX, NEW JERSEY AS FOLLOWS:

Section 1. $500,000 is hereby appropriated from insurance proceeds for the acquisition of fire vehicles and equipment by the Township of Edison, in the County of Middlesex, New Jersey (the "Township"), including all related costs and expenditures incidental thereto.

Section 2. The Township Business Administrator and Chief Financial Officer are each hereby authorized to take all actions necessary to effectuate the appropriation contemplated in Section 1 hereof.

Section 3. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 4. This ordinance shall take effect after final adoption and publication and otherwise as provided by law.
**Explanation:** This Ordinance amends the Edison Township Code to designate additional multi-way stop intersections on certain streets in the Township.

**EDISON TOWNSHIP**

**ORDINANCE**

**O.1908-2015**

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

**WHEREAS**, the municipal council (“Municipal Council”) of the Township has determined to amend the Edison Township Code (“Code”) to designate additional multi-way stop intersections on certain streets in the Township; and

**WHEREAS**, the Municipal Council has determined to amend Chapter 7, Subchapter 7-21(b) of the Code to read as follows (additions are underlined and deletions are in [brackets]):

“b.  *Three (3)-Way Stops.*

<table>
<thead>
<tr>
<th>Intersection (Location)</th>
<th>Stop Sign(s) On</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ashley Road and Sturgis Road</td>
<td>1. Ashley Road (north) intersection with Sturgis Road</td>
</tr>
<tr>
<td></td>
<td>2. Sturgis Road (northeast) intersection with Ashley Road</td>
</tr>
<tr>
<td></td>
<td>3. Sturgis Road (southwest) intersection with Ashley Road (north) intersection</td>
</tr>
</tbody>
</table>

…. [ NOTE to Codifier: existing text not appearing herein has been deleted solely for brevity. NO CHANGE ] ….  

| Suttons Lane and Truman Drive | 1. Truman Drive and the southern intersection of Suttons Lane |
|                              | 2. Suttons Lane and the eastern intersection of Truman Drive |
|                              | 3. Truman Drive and the northern intersection of Suttons Lane |

| Beatrice Parkway and West Hegel Avenue | 1. Beatrice Parkway (north) intersection with West Hegel Avenue |
|                                        | 2. West Hegel Avenue (east) intersection |
**WHEREAS**, the Municipal Council has determined to amend Chapter 7, Subchapter 7-21(c) of the Code to read as follows (additions are underlined and deletions are in [brackets]):

“c.  *Four (4)-Way Stops.*

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| Roxy Avenue and McKinley Avenue | 1. Roxy Avenue (south) and McKinley Avenue |
| | 2. Roxy Avenue (north) and McKinley Avenue |
| | 3. McKinley Avenue (west) and Roxy Avenue |
| | 4. McKinley Avenue (east) and Roxy Avenue |

<p>| Wood Avenue and West 1&lt;sup&gt;st&lt;/sup&gt; Street | 1. Wood Avenue (south) intersection with West 1&lt;sup&gt;st&lt;/sup&gt; Street |
| | 2. West 1&lt;sup&gt;st&lt;/sup&gt; Street (east) intersection with Wood Avenue |
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<td>Loring Avenue and Ovington Avenue</td>
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NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the Township of Edison, Middlesex County, State of New Jersey, as follows:

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

2. The Municipal Council hereby amends Chapter 7, Subchapter 7-21(b) of the Code to read as follows:

   “b. *Three (3)-Way Stops.*

   **Intersection (Location)**                  **Stop Sign(s) On**

   Ashley Road and Sturgis Road

   1. Ashley Road (north) intersection with Sturgis Road

   2. Sturgis Road (northeast) intersection with Ashley Road

   3. Sturgis Road (southwest) intersection with Ashley Road (north) intersection

.... | NOTE to Codifier: existing text not appearing herein has been deleted solely for brevity. NO CHANGE | ....
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3. The Municipal Council hereby amends Chapter 7, Subchapter 7-21(c) of the Code to read as follows:

“c. *Four (4)-Way Stops.*

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Loring Avenue and Ovington Avenue

1. Loring Avenue (south) intersection with Ovington Avenue

2. Ovington Avenue (east) intersection with Loring Avenue

3. Loring Avenue (north) intersection with Ovington Avenue

4. Ovington Avenue (west) intersection with Loring Avenue

Penn Avenue and Ovington Avenue

1. Penn Avenue (south) intersection with Ovington Avenue

2. Ovington Avenue (east) intersection with Penn Avenue

3. Penn Avenue (north) intersection with Ovington Avenue

4. Ovington Avenue (west) intersection with Penn Avenue"

4. It is the intent of the Municipal Council to incorporate the additions, amendments and/or supplements contained in this Ordinance in to the Code. All of the remaining provisions in Chapter 7 of the Code shall remain unchanged and have full force and legal effect, except to the except modified herein. All other resolutions and ordinances governing the designation of stop intersections on municipal streets heretofore enacted and inconsistent herewith, are hereby modified pursuant to the terms of this Ordinance.

5. The Township Police Department is authorized and directed to coordinate with the Township Engineer and the Township’s Public Works Department to install stop signs consistent with the provisions herein. All signs or traffic controls shall conform to the Manual on Uniform Traffic Control Devices for Streets and Highways and any other applicable laws and regulations relating thereto.
6. If any section, paragraph, subdivision, clause, sentence, phrase or provision of this Ordinance is declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

7. A copy of this Ordinance shall be available for public inspection at the offices of the Township Clerk.

8. This Ordinance shall take effect after twenty (20) days of its final passage by the Municipal Council, upon approval by the Mayor and publication as required by law.
EXPLANATION: An Ordinance amending the Township Code to provide that commercial mobile service providers are not subject to the local licensing requirements applicable to entities engaged in the purchase and sale of used electronics equipment.

EDISON TOWNSHIP

ORDINANCE O.1909-2015

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

WHEREAS, the Township’s Code of General Ordinances (“Code”) currently provides that no person, firm, corporation or other legal entity in the Township shall conduct or operate the business of purchasing or selling used electronic equipment from or to members of the public without first obtaining a license from the Township; and

WHEREAS, the aforesaid licensing requirement in the Code is intended to apply to pawn shops and other similar-type local businesses that may be prone to be brought stolen or mishandled goods, and is not intended to apply to the electronic(s) upgrade transactions of commercial mobile service providers; and

WHEREAS, the municipal council (“Municipal Council”) of the Township has determined to update Subchapter 11-6 of the Code to explicitly exempt certain transactions of commercial mobile service providers from the aforesaid licensing requirement; and

WHEREAS, the Municipal Council has determined to amend Subchapter 11-6.9 of the Code to read as follows (additions are underlined and deletions are in [brackets]):

“11-6.9 Exemption.

Nothing contained herein applies to (i) the wholesale purchase of electronic equipment by regularly established businesses, from wholesale dealers and suppliers, which purchases are made for retail sale to the public in the regular course of business[,] or (ii) transactions involving the trade-in of electronic equipment to a provider of commercial mobile services, as defined in 47 U.S.C. 332(d), or to their authorized agents or retailers that have contractual relationships with such providers to sell the providers’ authorized products and services, when the trade-in value of the used electronics equipment, if any, is applied as a credit on a customer’s account or in a form of credit or a gift card that may only be redeemed with the provider or its agents or retailers.”

NOW THEREFORE, BE IT ORDAINED by the Municipal Council of the Township of Edison, County of Middlesex, New Jersey that:

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council hereby amends Subchapter 11-6.9 of the Code to read as follows:

“11-6.9 Exemption.

Nothing contained herein applies to (i) the wholesale purchase of electronic equipment by regularly established businesses, from wholesale dealers and suppliers, which purchases are made for retail sale to the public in the regular course of business[.], or (ii) transactions involving the trade-in of electronic equipment to a provider of commercial mobile services, as defined in 47 U.S.C. 332(d), or to their authorized agents or retailers that have contractual relationships with such providers to sell the providers’ authorized products and services, when the trade-in value of the used electronics equipment, if any, is applied as a credit on a customer’s account or in a form of credit or a gift card that may only be redeemed with the provider or its agents or retailers.”

7. It is the intent of the Municipal Council to incorporate the additions, amendments and/or supplements contained in this Ordinance in to the Code. All of the remaining provisions in Chapter 11 of the Code shall remain unchanged and have full force and legal effect. All other resolutions and ordinances governing the licensing of businesses purchasing or selling used electronic equipment from or to members of the public (or advertising for same) inconsistent herewith are hereby modified pursuant to the terms of this Ordinance.

8. If any section, paragraph, subdivision, clause, sentence, phrase or provision of this Ordinance is declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

9. A copy of this Ordinance shall be available for public inspection at the offices of the Township Clerk.

10. This Ordinance shall take effect after twenty (20) days of its final passage by the Municipal Council, upon approval by the Mayor and publication as required by law.
EXPLANATION: An Ordinance referring a Redevelopment Plan for the Roosevelt Care Center site to the Township Planning Board for review and comment, and adopting same, pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.

EDISON TOWNSHIP

ORDINANCE O.1910-2015

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

WHEREAS, in accordance with the Redevelopment Law, the municipal council (the “Municipal Council”) of the Township of Edison (the “Township”) has determined to investigate whether the Roosevelt Care Center site located at 1 Roosevelt Drive, Edison (on the property commonly known as Block 690, Lots 1 and 2.B on the tax map of the Township) (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, on May 27, 2015, the Municipal Council, acting by resolution, referred a copy of a draft resolution (designating the Study Area as an area in need of rehabilitation) to the Planning Board for review and comment pursuant to N.J.S.A. 40A:12A-14; and

WHEREAS, Bignell Planning Consultants (the “Township Planner”) prepared a report for the Township and Planning Board dated May 15, 2015 (the “Rehabilitation Report”), which finds that the majority of the water and sewer infrastructure within the Study Area is at least 50 years old and in need of repair or substantial maintenance and that a program of rehabilitation will help prevent further deterioration and promote the overall development of the Township; and

WHEREAS, based on the Rehabilitation Report, the Planning Board determined at a meeting held on June 15, 2015 that the Study Area satisfies the statutory criteria to be designated as an area in need of rehabilitation under Section 14 of the Redevelopment Law, N.J.S.A. 40:12A-14(a), and transmitted to the Municipal Council the recommendation that it adopt the resolution which designates the Study Area as an area in need of rehabilitation; and

WHEREAS, in light of the recommendation of the Planning Board, the Municipal Council determined that the designation of the Study Area as an area in need of rehabilitation, and the development of a program of rehabilitation therefor, is expected to prevent further deterioration and promote the overall development of the Township in accordance with the
requirements of Section 14 of the Redevelopment Law, N.J.S.A. 40:12A-14, and, accordingly, adopted a resolution at its meeting on June 24, 2015 which designated the Study Area as an area in need of rehabilitation (the “Rehabilitation Area”); and

WHEREAS, by commission of the Municipal Council, the Township Planner has prepared a redevelopment plan for the Rehabilitation Area entitled the “Roosevelt Care Center Rehabilitation Plan” dated May 22, 2015 (the “Redevelopment Plan,” attached hereto as Exhibit A), which Redevelopment Plan was referred to the Planning Board on May 27, 2015 for review and comment pursuant to N.J.S.A. 40A:12A-7(e) by the Municipal Council, by virtue of the introduction and referral of this Ordinance; and

WHEREAS, on June 15, 2015, the Planning Board reviewed the Redevelopment Plan and adopted a resolution recommending its adoption; and

WHEREAS, upon review of the Planning Board’s recommendation of the Redevelopment Plan, the Municipal Council has determined to adopt the Redevelopment Plan to ensure the success of redevelopment within the Rehabilitation Area, in conformity with the Township’s redevelopment objectives.

NOW, THEREFORE, BE IT ORDAINED, 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. Upon introduction and first reading, the Municipal Clerk shall forward a copy of this Ordinance, and the Redevelopment Plan attached hereto, to the Planning Board for review and comment. The Planning Board is hereby instructed to transmit a report to the Municipal Council containing its recommendation as to the Redevelopment Plan within forty-five (45) after referral.

Section 3. The Redevelopment Plan, attached hereto as Exhibit A, is hereby adopted pursuant to the terms of N.J.S.A. 40A:12A-7.

Section 4. The zoning district map included in the zoning ordinance of the Township is hereby amended to include the Rehabilitation Area per the boundaries described in the Redevelopment Plan. All of the provisions of the Redevelopment Plan shall supersede the applicable development regulations of the Township’s municipal code, as and where indicated.

Section 5. If any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Ordinance.

Section 6. A copy of this Ordinance and the Redevelopment Plan shall be available for public inspection at the office of the Municipal Clerk during regular business hours.

Section 7. This Ordinance shall take effect in accordance with all applicable laws.
EXPLANATION: A resolution designating the Roosevelt Care Center site as an ‘area in need of rehabilitation’ pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.

EDISON TOWNSHIP

RESOLUTION R.291-052015

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

WHEREAS, in accordance with the Redevelopment Law, the municipal council (the “Municipal Council”) of the Township of Edison (the “Township”) has determined to investigate whether the Roosevelt Care Center site located at 1 Roosevelt Drive, Edison on the property commonly known as Block 690, Lots 1 and 2.B on the tax map of the Township) (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, on May 13, 2015, the Municipal Council, acting by resolution, referred a copy of a resolution, substantively as written herein, to the Planning Board for review and comment pursuant to N.J.S.A. 40A:12A-14; and

WHEREAS, Bignell Planning, Township Planner, prepared a report for the Township dated May __, 2015, a copy of which is attached hereto as Exhibit A (the “Rehabilitation Report”), which finds that the majority of the water and sewer infrastructure within the Study Area is at least 50 years old and in need of repair or substantial maintenance and that a program of rehabilitation will help prevent further deterioration and promote the overall development of the Township; and

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

WHEREAS, the Municipal Council believes that the designation of the Study Area as an area in need of rehabilitation, and the development of a program of rehabilitation therefor, is expected to prevent further deterioration and promote the overall development of the Township in accordance with the requirements of Section 14 of the Redevelopment Law, N.J.S.A. 40:12A-14.
NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison as follows:

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

Section 2. The Municipal Council hereby designates the Study Area as an “area in need of rehabilitation” pursuant to Section 14 of the Redevelopment Law, N.J.S.A. 40:12A-14.

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

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

Section 5. This Resolution shall take effect immediately.
RESOLUTION R.321-052015


WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through May 21, 2015.

<table>
<thead>
<tr>
<th>FUND</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Current</td>
<td>$12,043,780.49</td>
</tr>
<tr>
<td>Affordable Housing</td>
<td>0.00</td>
</tr>
<tr>
<td>Capital</td>
<td>46,190.22</td>
</tr>
<tr>
<td>Cash Performance</td>
<td>0.0</td>
</tr>
<tr>
<td>CDBG</td>
<td>8,000.00</td>
</tr>
<tr>
<td>Developers Escrow</td>
<td>32,566.54</td>
</tr>
<tr>
<td>Dog (Animal Control)</td>
<td>7,160.06</td>
</tr>
<tr>
<td>Federal Forfeited</td>
<td>0.00</td>
</tr>
<tr>
<td>Grant Funds</td>
<td>47,530.31</td>
</tr>
<tr>
<td>Law Enforcement</td>
<td>0.00</td>
</tr>
<tr>
<td>Open Space</td>
<td>0.00</td>
</tr>
<tr>
<td>Payroll Deduction</td>
<td>499,512.15</td>
</tr>
<tr>
<td>Sanitation Fund</td>
<td>98,460.92</td>
</tr>
<tr>
<td>Sewer Utility</td>
<td>88,452.90</td>
</tr>
<tr>
<td>Tax Sale Redemption</td>
<td>238,786.09</td>
</tr>
<tr>
<td>Street Opening</td>
<td>0.00</td>
</tr>
<tr>
<td>Tree Planting</td>
<td>0.00</td>
</tr>
<tr>
<td>Trust</td>
<td>106,758.61</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$13,217,198.29</strong></td>
</tr>
</tbody>
</table>

/s/ Agnes Yang
Acting 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.322-052015

WHEREAS, 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 said tax sale certificates have been redeemed thereof, and 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 Director of Finance is hereby authorized to draw checks to the noted parties in the amounts specified on the attached listing, totaling $1,127,902.40.

May 27, 2015
RESOLUTION  R.323-052015

Whereas, 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 said overpayments, totaling $18,031.78 and

Whereas, the attached listing is a detail of the requested refund.

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison that the Director of Finance shall and is hereby authorized to draw checks to the parties in the amounts specified on the attached listing.

May 27, 2015
RESOLUTION  R.324-052015
Authorizing Overpayment Refund caused by Successful Tax Court Appeal

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

<table>
<thead>
<tr>
<th>TAXPAYER</th>
<th>PATEL, DOLLY K</th>
</tr>
</thead>
<tbody>
<tr>
<td>PROPERTY LOCATION</td>
<td>163 COPPERTREE CT</td>
</tr>
<tr>
<td>BLOCK / LOT / QUALIFIER</td>
<td>593/63/C0163</td>
</tr>
</tbody>
</table>

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

<table>
<thead>
<tr>
<th>DOCKET NUMBER</th>
<th>TAX YEAR</th>
<th>ASSESSMENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>016201-2013</td>
<td>2013</td>
<td>36,400</td>
</tr>
<tr>
<td>016201-2013 FREEZE ACT</td>
<td>2014</td>
<td>36,400</td>
</tr>
</tbody>
</table>

WHEREAS, the reduction in assessed value has caused a real estate tax overpayment in the amount of $3,385.92 for the years as follows:

<table>
<thead>
<tr>
<th>TAX YEAR</th>
<th>TAX AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>2013</td>
<td>1,665.66</td>
</tr>
<tr>
<td>2014</td>
<td>1,720.26</td>
</tr>
</tbody>
</table>

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

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison, shall and is hereby authorized to draw checks to the property owner or legal representative in the amounts of $3,385.92.

May 27, 2015
RESOLUTION  R.325-052015
Authorizing Overpayment Refund caused by Successful Tax Court Appeal

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

<table>
<thead>
<tr>
<th>TAXPAYER</th>
<th>PRONGAY, ROBERT A</th>
</tr>
</thead>
<tbody>
<tr>
<td>PROPERTY LOCATION</td>
<td>161 COPPERTREE CT</td>
</tr>
<tr>
<td>BLOCK / LOT / QUALIFIER</td>
<td>593/63/C0161</td>
</tr>
</tbody>
</table>

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

<table>
<thead>
<tr>
<th>DOCKET NUMBER</th>
<th>TAX YEAR</th>
<th>ASSESSMENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>016198-2013</td>
<td>2013</td>
<td>220,400</td>
</tr>
<tr>
<td>016198-2013 FREEZE ACT</td>
<td>2014</td>
<td>220,400</td>
</tr>
</tbody>
</table>

WHEREAS, the reduction in assessed value has caused a real estate tax overpayment in the amount of $2,715.70 for the years as follows:

<table>
<thead>
<tr>
<th>TAX YEAR</th>
<th>TAX AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>2013</td>
<td>1,601.60</td>
</tr>
<tr>
<td>2014</td>
<td>1,654.10</td>
</tr>
</tbody>
</table>

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

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison, shall and is hereby authorized to draw checks to the property owner or legal representative in the amounts of $2,715.70.

May 27, 2015
WHEREAS, The Office of the Tax Collector has received a successful tax appeal judgment from the Tax Court of New Jersey for the case below:

TAXPAYER: GAO, JOHN & CHEG, SHA
PROPERTY LOCATION: 175 TIFFANY DR.
BLOCK / LOT / QUALIFIER: 593/63/C0175

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

<table>
<thead>
<tr>
<th>DOCKET NUMBER</th>
<th>TAX YEAR</th>
<th>ASSESSMENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>016180-2013</td>
<td>2013</td>
<td>220,400</td>
</tr>
<tr>
<td>016180-2013 Freeze Act</td>
<td>2014</td>
<td>220,400</td>
</tr>
</tbody>
</table>

WHEREAS, the reduction in assessed value has caused a real estate tax overpayment in the amount of $3,106.86 for the years as follows:

<table>
<thead>
<tr>
<th>TAX YEAR</th>
<th>TAX AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>2013</td>
<td>$1,528.38</td>
</tr>
<tr>
<td>2014</td>
<td>$1,578.48</td>
</tr>
</tbody>
</table>

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

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison, shall and is hereby authorized to draw checks to the property owner or legal representative in the amounts of $3,106.86.
WHEREAS, The Office of the Tax Collector has received a successful tax appeal judgment from the Tax Court of New Jersey for the case below:

<table>
<thead>
<tr>
<th>TAXPAYER</th>
<th>HURLEY, LOIS</th>
</tr>
</thead>
<tbody>
<tr>
<td>PROPERTY LOCATION</td>
<td>56 CHATSWORTH CT</td>
</tr>
<tr>
<td>BLOCK / LOT / QUALIFIER</td>
<td>593/63/C0056</td>
</tr>
</tbody>
</table>

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

<table>
<thead>
<tr>
<th>DOCKET NUMBER</th>
<th>TAX YEAR</th>
<th>ASSESSMENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>016171-2013</td>
<td>2013</td>
<td>220,400</td>
</tr>
<tr>
<td>016171-2013 Freeze Act</td>
<td>2014</td>
<td>220,400</td>
</tr>
</tbody>
</table>

WHEREAS, the reduction in assessed value has caused a real estate tax overpayment in the amount of $3,106.86 for the years as follows:

<table>
<thead>
<tr>
<th>TAX YEAR</th>
<th>TAX AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>2013</td>
<td>1,528.38</td>
</tr>
<tr>
<td>2014</td>
<td>1,578.48</td>
</tr>
</tbody>
</table>

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

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison, shall and is hereby authorized to draw checks to the property owner or legal representative in the amounts of $3,106.86.

May 27, 2015
RESOLUTION R.328-052015
Authorizing Overpayment Refund caused by Successful Tax Court Appeal

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

<table>
<thead>
<tr>
<th>TAXPAYER</th>
<th>ANDE, LEELA SEKHARU BABU</th>
</tr>
</thead>
<tbody>
<tr>
<td>PROPERTY LOCATION</td>
<td>51 CHATSWORTH CT.</td>
</tr>
<tr>
<td>BLOCK / LOT / QUALIFIER</td>
<td>593/63/C0051</td>
</tr>
</tbody>
</table>

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

<table>
<thead>
<tr>
<th>DOCKET NUMBER</th>
<th>TAX YEAR</th>
<th>ASSESSMENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>016021-2013</td>
<td>2013</td>
<td>220,400</td>
</tr>
<tr>
<td>016021-2013 Freeze Act</td>
<td>2014</td>
<td>220,400</td>
</tr>
</tbody>
</table>

WHEREAS, the reduction in assessed value has caused a real estate tax overpayment in the amount of $3,720.80 for the years as follows:

<table>
<thead>
<tr>
<th>TAX YEAR</th>
<th>TAX AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>2013</td>
<td>1,830.40</td>
</tr>
<tr>
<td>2014</td>
<td>1,890.40</td>
</tr>
</tbody>
</table>

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

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison, shall and is hereby authorized to draw checks to the property owner or legal representative in the amounts of $3,720.80.

May 27, 2015
RESOLUTION R.329-052015
Authorizing Overpayment Refund caused by Successful Tax Court Appeal

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

<table>
<thead>
<tr>
<th>TAXPAYER</th>
<th>JUMAN, NANCY</th>
</tr>
</thead>
<tbody>
<tr>
<td>PROPERTY LOCATION</td>
<td>134 COPPERTREE CT.</td>
</tr>
<tr>
<td>BLOCK / LOT / QUALIFIER</td>
<td>593/63/C0134</td>
</tr>
</tbody>
</table>

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

<table>
<thead>
<tr>
<th>DOCKET NUMBER</th>
<th>TAX YEAR</th>
<th>ASSESSMENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>016169-2013</td>
<td>2013</td>
<td>220,400</td>
</tr>
<tr>
<td>016169-2013 Freeze Act</td>
<td>2014</td>
<td>220,400</td>
</tr>
</tbody>
</table>

WHEREAS, the reduction in assessed value has caused a real estate tax overpayment in the amount of $3,106.86 for the years as follows:

<table>
<thead>
<tr>
<th>TAX YEAR</th>
<th>TAX AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>2013</td>
<td>$1,528.38</td>
</tr>
<tr>
<td>2014</td>
<td>$1,578.48</td>
</tr>
</tbody>
</table>

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

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison, shall and is hereby authorized to draw checks to the property owner or legal representative in the amounts of $3,106.86.

May 27, 2015
WHEREAS, The Office of the Tax Collector has received a successful tax appeal judgment from the Tax Court of New Jersey for the case below:

<table>
<thead>
<tr>
<th>TAXPAYER</th>
<th>GREENE, MARC &amp; PAULA</th>
</tr>
</thead>
<tbody>
<tr>
<td>PROPERTY LOCATION</td>
<td>105 ALDERBERRY CT.</td>
</tr>
<tr>
<td>BLOCK / LOT / QUALIFIER</td>
<td>593/63/C0105</td>
</tr>
</tbody>
</table>

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

<table>
<thead>
<tr>
<th>DOCKET NUMBER</th>
<th>TAX YEAR</th>
<th>ASSESSMENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>016175-2013</td>
<td>2013</td>
<td>220,400</td>
</tr>
<tr>
<td>016175-2013 Freeze Act</td>
<td>2014</td>
<td>220,400</td>
</tr>
</tbody>
</table>

WHEREAS, the reduction in assessed value has caused a real estate tax overpayment in the amount of $\textbf{3,144.08}$ for the years as follows:

<table>
<thead>
<tr>
<th>TAX YEAR</th>
<th>TAX AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>2013</td>
<td>$1,546.69</td>
</tr>
<tr>
<td>2014</td>
<td>$1,597.39</td>
</tr>
</tbody>
</table>

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

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison, shall and is hereby authorized to draw checks to the property owner or legal representative in the amounts of $\textbf{3,144.08}$.

May 27, 2015
WHEREAS, The Office of the Tax Collector has received a successful tax appeal judgment from the Tax Court of New Jersey for the case below:

<table>
<thead>
<tr>
<th>TAXPAYER</th>
<th>LESTUK, ROBERT</th>
</tr>
</thead>
<tbody>
<tr>
<td>PROPERTY LOCATION</td>
<td>101 ALDERBERRY CT</td>
</tr>
<tr>
<td>BLOCK / LOT / QUALIFIER</td>
<td>593/63/C0101</td>
</tr>
</tbody>
</table>

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

<table>
<thead>
<tr>
<th>DOCKET NUMBER</th>
<th>TAX YEAR</th>
<th>ASSESSMENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>016221-2013</td>
<td>2013</td>
<td>220,400</td>
</tr>
<tr>
<td>016221-2013 Freeze Act</td>
<td>2014</td>
<td>220,400</td>
</tr>
</tbody>
</table>

WHEREAS, the reduction in assessed value has caused a real estate tax overpayment in the amount of $3,246.39 for the years as follows:

<table>
<thead>
<tr>
<th>TAX YEAR</th>
<th>TAX AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>2013</td>
<td>1,597.02</td>
</tr>
<tr>
<td>2014</td>
<td>1,649.37</td>
</tr>
</tbody>
</table>

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

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison, shall and is hereby authorized to draw checks to the property owner or legal representative in the amounts of $3,246.39.

May 27, 2015
WHEREAS, The Office of the Tax Collector has received a successful tax appeal judgment from the Tax Court of New Jersey for the case below:

<table>
<thead>
<tr>
<th>TAXPAYER</th>
<th>LADDA, SATISH &amp; SHILPA KABRA</th>
</tr>
</thead>
<tbody>
<tr>
<td>PROPERTY LOCATION</td>
<td>96 KINGSWOOD CT</td>
</tr>
<tr>
<td>BLOCK / LOT / QUALIFIER</td>
<td>593/63/C0096</td>
</tr>
</tbody>
</table>

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

<table>
<thead>
<tr>
<th>DOCKET NUMBER</th>
<th>TAX YEAR</th>
<th>ASSESSMENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>016020-2013</td>
<td>2013</td>
<td>220,400</td>
</tr>
<tr>
<td>016020-2013 Freeze Act</td>
<td>2014</td>
<td>220,400</td>
</tr>
</tbody>
</table>

WHEREAS, the reduction in assessed value has caused a real estate tax overpayment in the amount of \$3,385.92 for the years as follows:

<table>
<thead>
<tr>
<th>TAX YEAR</th>
<th>TAX AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>2013</td>
<td>1,665.66</td>
</tr>
<tr>
<td>2014</td>
<td>1,720.26</td>
</tr>
</tbody>
</table>

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

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison, shall and is hereby authorized to draw checks to the property owner or legal representative in the amounts of \$3,385.92.

May 27, 2015
RESOLUTION R.333-052015
Authorizing Overpayment Refund caused by Successful Tax Court Appeal

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

<table>
<thead>
<tr>
<th>TAXPAYER</th>
<th>KIM, CHONG WON &amp; SUNOK</th>
</tr>
</thead>
<tbody>
<tr>
<td>PROPERTY LOCATION</td>
<td>71 CHATSWORTH CT</td>
</tr>
<tr>
<td>BLOCK / LOT / QUALIFIER</td>
<td>593/63/C0071</td>
</tr>
</tbody>
</table>

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

<table>
<thead>
<tr>
<th>DOCKET NUMBER</th>
<th>TAX YEAR</th>
<th>ASSESSMENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>016207-2013</td>
<td>2013</td>
<td>220,400</td>
</tr>
<tr>
<td>016207-2013 Freeze Act</td>
<td>2014</td>
<td>220,400</td>
</tr>
</tbody>
</table>

WHEREAS, the reduction in assessed value has caused a real estate tax overpayment in the amount of $3,655.69 for the years as follows:

<table>
<thead>
<tr>
<th>TAX YEAR</th>
<th>TAX AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>2013</td>
<td>1,798.37</td>
</tr>
<tr>
<td>2014</td>
<td>1,857.32</td>
</tr>
</tbody>
</table>

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

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison, shall and is hereby authorized to draw checks to the property owner or legal representative in the amounts of $3,655.69.

May 27, 2015
WHEREAS, the NJ Department of Environmental Protection (NJDEP) Division of Solid & Hazardous Waste (DSHW) Bureau of Recycling & Hazardous Waste Management (BRHWM) recently distributed a notice as to the NOFA/RFP for the 2015 NJDEP DSHW BRHWM Recycling Bonus Grant Program; and

WHEREAS, the focus of the 2015 NJDEP DSHW BRHWM Recycling Bonus Grant Program is to encourage the enhancement of local Food Waste, Abandoned Tires and Public Space Recycling; and

WHEREAS, the 2015 NJDEP DSHW BRHWM Recycling Bonus Grant Program has a total budget of $400,000 from which to award maximum grants of $25,000, statewide; and

WHEREAS, a 100% ($25,000) cash match is required to apply for 2015 NJDEP DSHW BRHWM Recycling Bonus Grant Program funding; and

WHEREAS, the Edison Department of Public Works, as well as the Edison Department of Health and Human Services Clean Community Program have repeatedly achieved record levels of Recycling throughout Middlesex County and the State of NJ; and

WHEREAS, the Edison Department of Public Works desires to develop and submit a viable and competitive grant application to the 2015 NJDEP DSHW BRHWM Recycling Bonus Grant Program for a maximum award amount of $25,000; and

WHEREAS, the Edison Department of Public Works shall utilize all resources and grant funds awarded by the 2015 NJDEP DSHW BRHWM Recycling Bonus Grant Program in full compliance with all applicable Federal, State of New Jersey, Middlesex County and Township of Edison requirements, guidelines, regulations and statutes.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, County of Middlesex, State of New Jersey, does hereby approve and authorize the development and submission of said 2015 NJDEP DSHW BRHWM Recycling Bonus Grant Program grant application, by the Edison Department of Public Works, at a regularly-scheduled, combined Work Session and Public Meeting on Wednesday, May 27, 2015.
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 STO0000148, to the following:

<table>
<thead>
<tr>
<th>Permit Number:</th>
<th>0533</th>
</tr>
</thead>
<tbody>
<tr>
<td>Opening Location:</td>
<td>1 Lily Court</td>
</tr>
<tr>
<td>Block/Lot:</td>
<td>412/70.A</td>
</tr>
<tr>
<td>Applicant’s Name &amp; Address:</td>
<td>Alfonza Mechanical Contracting</td>
</tr>
<tr>
<td></td>
<td>419 15th Avenue</td>
</tr>
<tr>
<td></td>
<td>Newark, NJ 07103</td>
</tr>
<tr>
<td>Initial Deposit Date:</td>
<td>02/13/15</td>
</tr>
<tr>
<td>Deposit Amount:</td>
<td>$480.00</td>
</tr>
<tr>
<td>Paid by &amp; refunded to:</td>
<td>Arpita S. Desai</td>
</tr>
<tr>
<td></td>
<td>1 Lily Court</td>
</tr>
<tr>
<td></td>
<td>Edison, NJ 08820</td>
</tr>
</tbody>
</table>

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.
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 STO0000148, to the following:

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<tr>
<td>Applicant’s Name &amp; Address:</td>
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</tr>
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<td>Initial Deposit Date:</td>
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<td>Deposit Amount:</td>
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</tr>
<tr>
<td>Paid by &amp; refunded to:</td>
<td>Arpita S. Desai 1 Lily Court Edison, NJ 08820</td>
</tr>
</tbody>
</table>

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: A Resolution authorizing the grant of certain funds from the Township’s Affordable Housing Emergency Generator Program in the amount of $12,000 to SERV Properties and Management, Inc.

RESOLUTION R.337-052015
EDISON TOWNSHIP

WHEREAS, by Resolution dated February 25, 2015 the Township Council approved, authorized and established an Emergency Generator Program for the purchase and installation of emergency generators pursuant to N.J.A.C. 5:97-8.8(a) by certain qualified applicants and committed $500,000 from the Township’s Affordable Housing Trust Fund for this purpose; and

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

WHEREAS, an application to participate in the Program was submitted by SERV Properties and Management, Inc. and was reviewed and deemed complete and in compliance with the Program requirements; and

WHEREAS, the Township Council desires to award a grant to SERV Properties and Management, Inc. in the amount of $12,000.00 for the purchase and installation of an emergency generator under the Township’s Emergency Generator Program and to authorize the execution of an Agreement between the Township and SERV Properties and Management, Inc. with respect to such grant.

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

1. The Township Council hereby approves and authorizes a grant in the amount of $12,000.00 from the Township’s Affordable Housing Trust Fund with respect to the Township’s Emergency Generator Program, to SERV Properties and Management, Inc. for the purchase and installation of an emergency generator, and authorizes the execution of an Agreement with The Arc Middlesex County with respect to such grant.

2. An original copy of this resolution shall be forwarded to the Municipal Housing Liaison.
Explanation: A Resolution authorizing the grant of certain funds from the Township’s Affordable Housing Emergency Generator Program in the amount of $7,550 to Keystone Community Living, Inc.

RESOLUTION R.338-052015
EDISON TOWNSHIP

WHEREAS, by Resolution dated February 25, 2015 the Township Council approved, authorized and established an Emergency Generator Program for the purchase and installation of emergency generators pursuant to N.J.A.C. 5:97-8.8(a) by certain qualified applicants and committed $500,000 from the Township’s Affordable Housing Trust Fund for this purpose; and

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

WHEREAS, an application to participate in the Program was submitted by Keystone Community Living, Inc. and was reviewed and deemed complete and in compliance with the Program requirements; and

WHEREAS, the Township Council desires to award a grant to Keystone Community Living, Inc. in the amount of $7,550.00 for the purchase and installation of an emergency generator under the Township’s Emergency Generator Program and to authorize the execution of an Agreement between the Township and Keystone Community Living, Inc. with respect to such grant.

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

1. The Township Council hereby approves and authorizes a grant in the amount of $7,550.00 from the Township’s Affordable Housing Trust Fund with respect to the Township’s Emergency Generator Program, to Keystone Community Living, Inc. for the purchase and installation of an emergency generator, and authorizes the execution of an Agreement with Keystone Community Living, Inc. with respect to such grant.
2. An original copy of this resolution shall be forwarded to the Municipal Housing Liaison.
EXPLANATION: Resolution refunding Cash Performance & Performance Bond to Fox & Foxx Development LLC, for project Sanitary Sewer Extension 3 Wright St.

RESOLUTION   R.339-052015

WHEREAS, the Township Engineer advises that an inspection has been made of 3 Wright Street, located in Block: 16202, Lots: 1.02, and said inspection indicates all improvements are complete and in accordance with Site Plan approval and Municipal Standards of the Township of Edison; and

WHEREAS, the Township Engineer recommends the release of the Surety Bond #5031688 in the amount of $14,288.40, with the Township of Edison, principal being Bond Safeguard Insurance Company, 256 Jackson Meadows Dr., Suite 201, Hermitage, TN 37076.

WHEREAS, the Township Engineer, recommends the release of the Cash Performance Bond, in the amount of $1,587.60, plus accrued interest, if applicable, on deposit in account #7760013345 with the Township of Edison, principal being Fox & Foxx Development LLC, having offices at 940 Amboy Ave, Suite 101, Edison, N.J. 08837

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the aforementioned improvements are hereby complete and satisfactory and the Township Clerk be and is hereby authorized to return the aforesaid Performance Surety Bond #5031688 in the amount of $14,288.40,

BE IT FURTHER RESOLVED that the Township Clerk and the Director of Finance be and is hereby authorized to return the aforesaid Cash Performance Bond in the amount of $1,587.60, plus accrued interest, if applicable, on deposit in account #7760013345 to the applicant.

S:Eng-Karen-RetReso-CashPerf&PerfBond-Fox&Foxx3WrightStSewer
EXPLANATION: Resolution refunding Cash Performance to Fox & Foxx Development LLC, for project Sanitary Sewer Extension 3 Wright St.

RESOLUTION R.340-052015

WHEREAS, the Township Engineer advises that an inspection has been made of 3 Wright Street, located in Block: 16202, Lots: 1.02, and said inspection indicates all improvements are complete and in accordance with Site Plan approval and Municipal Standards of the Township of Edison; and

WHEREAS, the Township Engineer, recommends the release of the Cash Performance in the amount of $10,000.00, plus accrued interest, if applicable, on deposit in account #7760013384 with the Township of Edison, principal being Fox & Foxx Development LLC, having offices at 940 Amboy Ave, Suite 101, Edison, N.J. 08837

BE IT FURTHER RESOLVED that the Township Clerk and the Director of Finance be and is hereby authorized to return the aforesaid Cash Performance in the amount of $10,000.00, plus accrued interest, if applicable, on deposit in account #7760013384 to the applicant.

S:Eng-Karen-RetReso-CashPerf-Fox&Foxx3WrightStSewer
EXPLANATION: Resolution Refunding Tree Maintenance Bond to Leonard Cursi
Permit 12-129 Account # 7762575673, Address 3808 Fleet Avenue, South Plainfield, NJ 07080-4801

TOWNSHIP OF EDISON

RESOLUTION R.341-052015

WHEREAS, on April 25, 2013 Leonard Cursi Construction C Inc., posted Tree Maintenance Bond fees in the amount of $900.00 on deposit with the Township of Edison in account #7762575673 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit #12-129 for property located at 256 Fleet Ave

WHEREAS, an inspection by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the trees planted have remained alive for 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 Herein above 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, on deposit in Account #7762575673 to Leonard Cursi having an address of 3808 Fleet Avenue, South Plainfield, N.J. 07080-4801

S:Eng-TreeMaintBondRefundReso-#12-129LeonardCursi-256FleetAve
Resolution  R.342-052015
Edward Byrne Memorial Justice Assistance Grant
(FY 2015 Local Solicitation)
Grant Application and Approval

Whereas; the Division of Police wishes to apply for and approve acceptance of grant funding in the amount of $12,402.00 to use towards the overall purchase of a new fully equipped police vehicle; and

Whereas; the Edison Division of Police is one of four police departments in Middlesex County that is eligible to receive funding from the Edward Byrne Memorial Justice Assistance Grant; and

Whereas; the grant allows for police departments to purchase much needed additional equipment in the fight against crime.

Now, therefore, be it resolved that the Edison Township Council and the Division of Police declares it's support for the grant application and to approve acceptance of the Edward Byrne Memorial Justice Assistance Grant in the amount of $12,402.00.

Be It Further Resolved, that the Business Administrator be and is hereby authorized to sign the aforesaid grant application and execute the grant agreement for and on behalf of the Township of Edison.
TOWNSHIP OF EDISON
MUNICIPAL RESOLUTION R.343-052015

WHEREAS, the US Department of Justice (USDOJ) Office of Justice Programs (OJP) Bureau of Justice Assistance recently published the NOFA/RFP for the Body-Worn Camera Pilot Implementation Program FY 2015 Competitive Grant Announcement; and

WHEREAS, under Category 3: Implementation Of New BWC Program For Small Agencies Competition ID: BJA-2015-4171, small police agencies (e.g.: Edison Division of Police), with 250 or less sworn officers may apply for a maximum of $250,000 for no less than 25 Body-Worn Cameras, with supporting technology, training, related services and costs; and

WHEREAS, the USDOJ OJP BJA estimates that sixteen (16) awards shall be made nationwide in this category for an estimated total of $2,000,000 from the $20,000,000 federally budgeted for the entire 2015 USDOJ OJP BJA Body-Worn Camera Pilot Implementation Program; and

WHEREAS, a 50% combined cash (25%) and in-kind (25%) match is required to apply for 2015 USDOJ OJP BJA Body-Worn Camera Pilot Implementation Program grant resources, representing a total, combined, maximum value of $125,000, of which $62,500 (25%) would be cash and $62,500 (25%) would be qualified, in-kind contributions; and

WHEREAS the Edison Division of Police (EDP) of the Edison Department of Public Safety desires to develop and submit a viable and competitive grant application to the 2015 USDOJ OJP BJA Body-Worn Camera Pilot Implementation Program, for one hundred (100) Body-Worn Cameras, supporting technology, training, related services and costs for a maximum, request amount of $250,000; and

WHEREAS, the Edison Division of Police of the Edison Department of Public Safety will utilize all resources and grant funds awarded by the 2015 USDOJ OJP BJA Body-Worn Camera Pilot Implementation Program in full compliance with all applicable Federal, State of New Jersey, Middlesex County and Township of Edison requirements, guidelines, regulations and statutes.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Edison, County of Middlesex, State of New Jersey, does hereby approve and authorize the development and submission of said 2015 USDOJ OJP BJA Body-Worn Camera Pilot Implementation Program grant application, by the Edison Division of Police, at a regularly-scheduled, public meeting on Wednesday, May 27, 2015.
RESOLUTION R.344-052015

WHEREAS, Keystone Community Living, Inc., South Plainfield, NJ, has requested a waiver of any and all permit and/or application fees concerning the Emergency Generator installed at the Edison Location.

WHEREAS, under the building code, Keystone Community Living, Inc., as a non-profit tax exempt organization, is entitled to a waiver of fees due to the Township of Edison, except the DCA fee; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Township of Edison, that it does hereby waive any application fees and/or building fees, except the DCA fee, due to the Township of Edison as a result of the application being submitted by Keystone Community Living, Inc.
RESOLUTION R.345-052015

WHEREAS, Serv Behavioral Health System, Inc., Middlesex County, NJ, has requested a waiver of any and all permit and/or application fees concerning the Emergency Generator installed at the Edison Location.

WHEREAS, under the building code, Keystone Community Living, Inc., as a non-profit tax exempt organization, is entitled to a waiver of fees due to the Township of Edison, except the DCA fee; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Township of Edison, that it does hereby waive any application fees and/or building fees, except the DCA fee, due to the Township of Edison as a result of the application being submitted by Keystone Community Living, Inc.
RESOLUTION R.346-052015

WHEREAS, Amandla Crossing, Edison, NJ, has requested a waiver of any and all permit and/or application fees concerning the Emergency Generator installed.

WHEREAS, under the building code, Amandla Crossing, as a non-profit tax exempt organization, is entitled to a waiver of fees due to the Township of Edison, except the DCA fee; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Township of Edison, that it does hereby waive any application fees and/or building fees, except the DCA fee, due to the Township of Edison as a result of the application being submitted by Amandla Crossing.
EXPLANATION: Resolution Refunding Cash Performance Bond & Performance Bond to Markim Developers, LLC. Application #PZ30-2014, 42 Cinder Road Bond #34251 Account #7763342331

TOWNSHIP OF EDISON
RESOLUTION R.347-052015

WHEREAS, the Township Engineer advises that an inspection has been made of 42 Cinder Road Application #Z30-2014 Block: 643-DD Lot(s): 125-DD & 15-L, and said inspection indicates all site improvements are complete and in accordance with Site Plan approval and Municipal Standards of the Township of Edison; and

WHEREAS, the Township Engineer, recommends the release of the Cash Performance Check posted on October 1, 2014 in the amount of $8,527.86, plus accrued interest, if applicable, on deposit in account #7763342331 with the Township of Edison, principal being Markim Developers, LLC having offices at 910 Amboy Avenue, Edison, NJ 08837, and acceptance of the subject improvements; and

BE IT FURTHER RESOLVED that the Township Clerk and the Director of Finance be and is hereby authorized to return the aforesaid Cash Performance in the amount of $8,527.86 plus accrued interest, if applicable, on deposit in account #7763342331 to the applicant.

WHEREAS, the Township Engineer recommends release of performance bond No. 34251 posted on August 25, 2014 of the Service Insurance Company, Inc. in the amount of $76,750.74
RESOLUTION ACCEPTING QUOTE AND AWARDING CONTRACT TO A-PLUS CONSTRUCTION, INC. FOR HOME IMPROVEMENTS AS PART OF THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

WHEREAS, The Community Development Block Grant (CDBG) funds are used to facilitate various projects throughout the community as outlined in the Program Year 2014 Consolidated Annual Action Plan; and

WHEREAS, part of the funding is for improvements to qualified single family, owner occupied dwellings located in Edison; and

WHEREAS, quotes were received by the Township of Edison for Case Number 0314; and

WHEREAS, A-PLUS CONSTRUCTION, INC., 18 Station Road, Lincoln Park, NJ 07035, submitted the lowest quote in the amount of $7,400.00; and

WHEREAS, funds in the amount of $7,400.00 have been certified to be available in the CDBG Housing Rehabilitation Account Number T-14-13-0510-000-001; and

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

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

1. Quotes have been reviewed and the quote in the amount of $7,400.00 by A-PLUS CONSTRUCTION, INC., 18 Station Road, Lincoln Park, NJ 07035 for home improvements (Case #0314) is determined to be the lowest quote.

2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount of $7,400.00 and any other necessary documents, with A-PLUS CONSTRUCTION, INC. as described herein.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of $7,400.00 are available for the above contract in Account No. T-14-13-0510-000-001.

________________________________________
Maureen Ruane
Business Administrator

________________________________________
Date
RESOLUTION ACCEPTING QUOTE AND AWARDING CONTRACT TO NEW VENTURE CONSTRUCTION FOR HOME IMPROVEMENTS AS PART OF THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

WHEREAS, The Community Development Block Grant (CDBG) funds are used to facilitate various projects throughout the community as outlined in the Program Year 2014 Consolidated Annual Action Plan; and

WHEREAS, part of the funding is for improvements to qualified single family, owner occupied dwellings located in Edison; and

WHEREAS, quotes were received by the Township of Edison for Case Number 0414; and

WHEREAS, NEW VENTURE CONSTRUCTION, 716 Old Post Road, Edison, NJ 08817, submitted the lowest quote in the amount of $15,530.00; and

WHEREAS, funds in the amount of $15,530.00 have been certified to be available in the CDBG Housing Rehabilitation Account Number T-14-13-0510-000-001; and

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

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

1. Quotes have been reviewed and the quote in the amount of $15,530.00 by NEW VENTURE CONSTRUCTION, 716 Old Post Road, Edison, NJ 08817 for home improvements (Case #0414) is determined to be the lowest quote.

2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount of $15,530.00 and any other necessary documents, with NEW VENTURE CONSTRUCTION as described herein.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of $15,530.00 are available for the above contract in Account No. T-14-13-0510-000-001.

__________________________________________
Maureen Ruane
Business Administrator

Date
RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO OFFICE SOLUTIONS INCORPORATED FOR THE PURCHASE AND INSTALLATION OF SOFTWARE/HARDWARE FOR RECORDING OF PHONES FOR THE DIVISION OF POLICE

WHEREAS, the Township has a need for Software & Hardware for the Recording of phones within the Police Department; and

WHEREAS, OFFICE SOLUTIONS INCORPORATED, 217 Mount Horeb Road, Warren, NJ 07059 has been awarded State Contract Number 80802 under T-1316/Telecommunications Equipment and Services; and

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

WHEREAS, funds in the amount of $38,324.96 have been certified to be available in the Acquisition of Audio Recording & 911 Upgrade Account, Number C-04-14-1872-240-000; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed $38,324.96 and any other necessary documents, with OFFICE SOLUTIONS INCORPORATED, 217 Mount Horeb Road, Warren, NJ 07059, 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. 80802 under T-1316.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of $38,324.96 are available for the above in Account No. C-04-14-1872-240-000.

________________________________________
Maureen Ruane
Business Administrator

________________________________________
Date
RESOLUTION AWARDING CHANGE ORDER NO. 1 & 2 TO INTEGRITY ROOFING, INC. FOR ROOF REPAIR AND REPLACEMENT PARKS GARAGE – CONTRACT NO. 14-10-23 - IN THE AMOUNT NOT TO EXCEED $34,935.00 FOR A TOTAL REVISED CONTRACT AMOUNT OF $202,275.00

WHEREAS, INTEGRITY ROOFING, INC., 1385 Witherspoon Street, Rahway, NJ 07065 was awarded Contract No. 14-10-23 ROOF REPAIR AND REPLACEMENT PARKS GARAGE on November 18, 2014 through resolution R.735-112014 in the amount of $167,340.00; and

WHEREAS, during the performance of said contract it has been discovered that there was an additional 6,687 SF of roof decking that needed to be replaced resulting in a need for Change Order #1 in the amount of $33,435.00; and

WHEREAS, the plans and specifications provide for installing 2” flat insulation but the Township has been advised that this would cause ponding of the water due to lack of a pitch; therefore, Change Order #2 reflects an additional cost to use tapered insulation at a cost of $1,500.00; and

WHEREAS, the Township recommends authorization of Change Orders No. 1 & 2 in the total amount of $34,935.00 be made to INTEGRITY ROOFING, INC. for a total contract amount of $202,275.00; and

WHEREAS, the changes will not alter the contract in such a manner as to nullify the effect of the competitive determination of lowest responsible bidder which was made at the time of the contract award; and

WHEREAS, the total amount of Change order No. 1 & 2 is $34,935.00. The total which is more than 20% of the original contract; and

WHEREAS, funds in the amount of $34,935.00 have been certified to be available in the Various Roof Repairs – Municipal Bldg Account, Number C-04-10-1721-310-002; 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. Change Order No. 1 & 2 be awarded to INTEGRITY ROOFING, INC., in an amount not to exceed $34,935.00 resulting in a total contract amount of $202,275.00 for 14-10-23, ROOF REPAIR AND REPLACEMENT PARKS GARAGE.

2. A brief notice shall be printed once in an official newspaper and filed with the Township Clerk indicating the additional amount to be expended, the original contract price, the nature of the original and additional work, and why it is necessary to expend the additional funds.
3. Notice of this change order shall be filed on an Appendix to the Annual Budget and included as supplemental material in the Annual Audit.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of $34,935.00 are available for the above in Account No. C-04-10-1721-310-002.

______________________________
Maureen Ruane
Business Administrator

______________________________
Date
WHEREAS, there is a need to purchase building supplies for the Township of Edison; and

WHEREAS, LOWES HOME CENTERS LLC, 1605 Curtis Bridge Road, Mailcode ABECS, Wilkesboro NC 28697, has been awarded State Contract Number 82951 under M-8001/Walk-In Building Supplies; 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 $20,000.00, cannot be encumbered at this time; and

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

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

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order(s) in the amount not to exceed $20,000.00 and any other necessary documents, with LOWES HOME CENTERS LLC, 1605 Curtis Bridge Road, Mailcode ABECS, Wilkesboro, NC 28697 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. 82951/M-8001.
RESOLUTION OF THE TOWNSHIP OF EDISON AUTHORIZING THE SALE OF SURPLUS PERSONAL PROPERTY NO LONGER NEEDED FOR PUBLIC USE ON AN ONLINE AUCTION WEBSITE

WHEREAS, The Township of Edison has determined that the property described on Schedule A attached hereto and incorporated herein is no longer needed for public use; and

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

WHEREAS, the Township of Edison intends to utilize the online auction services of US GOVBID, A DIVISION OF AUCTION LIQUIDATION SERVICES, PO BOX 1216 Eatontown, NJ 07724, web address www.usgovbid.com, for the amount of three and one half percent (3 1/2%) of the receipts of sales; and

WHEREAS, the sales are being conducted pursuant to the Division of Local Government Services' Local Finance Notice 2008-9 – Revised October, 2011.

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

1. The Township of Edison is hereby authorized to sell the surplus personal property as indicated on Schedule A on the online auction website entitled US GOVBID, A DIVISION OF AUCTION LIQUIDATION SERVICES, www.usgovbid.com.
2. The terms and conditions of the sale are available at www.usgovbid.com.
3. That a certified copy of this Resolution be forwarded to the Division of Local Government Services.
RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO MOTOROLA SOLUTIONS, INC. FOR THE PURCHASE, REPAIR AND MAINTENANCE OF RADIO COMMUNICATION EQUIPMENT AND ACCESSORIES

WHEREAS, there is a need for all Township of Edison Departments to maintain, purchase and repair radio communication equipment and accessories for a one year term beginning August 1, 2015 through July 31, 2016; and

WHEREAS, MOTOROLA SOLUTIONS, INC., P.O. Box 305, Bordentown, NJ 08505 has been awarded State Contract Number A83909 under T-0109/Radio Communication Equipment and Accessories; and

WHEREAS, this will be a multi part contract that will cover purchases and maintenance for the infrastructure of the Township’s entire radio system and repairs to the portable and vehicle radios which are no longer covered by the maintenance contract due to their age; and

WHEREAS, the maintenance portion of the contract covers all parts and labor as well as a preventative maintenance inspection. This portion of the contract is $187,407.36; and

WHEREAS, the repairs portion of the contract covers time and materials repairs to the portable and vehicle radios not covered by the maintenance contract. This expense will be capped at a not to exceed amount of $95,000.00; and

WHEREAS, purchases in the amount not to exceed $130,362.12, as needed, shall make up the balance of this contract to bring the amount of this contract to a not to exceed amount of $412,769.48; 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 amount for this contract cannot be determined at this time, and the total amount of the award of this contract cannot be encumbered; and

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

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

WHEREAS, the Township Council accepts Edison Township’s recommendations as described herein.
NOW, THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison, as follows:

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed $412,769.48 and any other necessary documents, with MOTOROLA SOLUTIONS, INC., P.O. Box 305, Bordentown, NJ 08505 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. 83909/T-0109.
RESOLUTION AUTHORIZING ADDITIONAL FUNDS FOR THE FURNISHING OF DATA AND VOICE SERVICES WITH BUSINESS AUTOMATION TECHNOLOGIES, INC./DATA NETWORK SOLUTIONS IN AN AMOUNT NOT TO EXCEED $10,000.00

WHEREAS, BUSINESS AUTOMATION TECHNOLOGIES, INC./DATA NETWORK SOLUTIONS was awarded Contract No. 12-01-23 Data and Voice Service through resolution R.187-042014 in the amount of $35,000.00, and that amount has been depleted and the contract expires on May 20, 2015; and

WHEREAS, the Purchasing Agent awarded the new Data and Voice Service contract (No. 15-01-23) to BUSINESS AUTOMATION TECHNOLOGIES, INC./DATA NETWORK SOLUTIONS through resolution R.284-052015 dated May 13, 2015, but the contract has yet to be fully executed; and

WHEREAS, the Township recommends we add additional funds in the amount not to exceed $10,000.00 to replenish the original contract in the interim with all prices, terms, and conditions to remain the same until such a time as the new contract is fully executed; and

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

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

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

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

NOW, THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison the Mayor, or his designee, is hereby authorized to award additional funds and amend the contract in the amount not to exceed $10,000.00, and any other necessary documents, with BUSINESS AUTOMATION TECHNOLOGIES, INC./DATA NETWORK SOLUTIONS described herein.
RESOLUTION AUTHORIZING THE AWARD OF A NON-BID CONTRACT/PURCHASE ORDER TO COLGATE PAPER STOCK COMPANY, INCORPORATED FOR THE RECYCLING OF THE TOWNSHIP’S SINGLE STREAM RECYCLABLES THROUGH DECEMBER 2015

WHEREAS, the Township of Edison has a need to dispose of single stream recycling for the Township of Edison; and

WHEREAS, COLGATE PAPER STOCK COMPANY, INCORPORATED, 12 Industrial Drive, New Brunswick, NJ 08901, has been accepting our recyclables at a fee of $10.00 per ton; and

WHEREAS, the fees from March – December 2015 shall not exceed $50,000.00; and

WHEREAS, such services are exempt from public bidding pursuant to Local Public Contracts Law N.J.S.A. 40:11-5(s) and N.J.S.A. 19:44A-20.5 et seq; and

WHEREAS, the Purchasing Agent has determined and certified in writing that these fees shall exceed $17,500.00; and

WHEREAS, prior to entering into a contract, COLGATE PAPER STOCK COMPANY, INCORPORATED, 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 COLGATE PAPER STOCK COMPANY, INCORPORATED from making any reportable contributions through the term of the contract; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order(s) in the amount not to exceed of $50,000.00 and any other necessary documents with COLGATE PAPER STOCK COMPANY, INCORPORATED, 12 Industrial Drive, New Brunswick, NJ 08901 for recycling of single stream recyclables as described herein.
2. This contract is awarded pursuant to N.J.S.A. 40:11-5(s) and N.J.S.A. 19:44A-20.5 et seq.
3. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.
4. The Township Clerk shall advertise notice of this action in a legal newspaper pursuant to N.J.S.A. 40A:11-1, et seq. and in compliance with the Local Public Contracts Law guidelines.
RESOLUTION REJECTING BID RECEIVED FOR POLICE PROMOTIONAL WRITTEN TESTING EXAMINATION SERVICES FOR POSITIONS OF SERGEANT, LIEUTENANT AND CAPTAIN

WHEREAS, the Township of Edison advertised on the Township website for Request for Proposals on April 23, 2015, for RFP 15-05, Police Promotional Written Testing Examination Services for Positions of Sergeant, Lieutenant and Captain with a bid opening date of May 5, 2015; and

WHEREAS, there was one (1) bid received from BOOTH RESEARCH GROUP, INC., 19029 E. Plaza Dr., Suite 200, Parker, CO 80134 which was rejected due to failure to have a New Jersey Business Registration at the time of bid opening; 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, County of Middlesex, State of New Jersey that the bid submittal from BOOTH RESEARCH GROUP, INC. is hereby rejected and the Purchasing Agent is authorized to rebid said project.
EXPLANATION: A Resolution instructing the Township Planning Board to study and report as to whether the property commonly known as Block 366.B, Lots 4.B1, 14.A, 15 and 16 on the tax map of the Township satisfies the criteria to be designated ‘an area in need of redevelopment’ pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.

EDISON TOWNSHIP

RESOLUTION R.358-052015

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 redevelopment; and

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

WHEREAS, the Municipal Council hereby requests that an investigation occur with respect to the property commonly known as Block 366.B, Lots 4.B1, 14.A, 15 and 16 on the tax map of the Township of Edison, State of New Jersey (the “Study Area”, as depicted on the map attached hereto as Exhibit A), to determine whether the Study Area meets the criteria set forth in the Redevelopment Law, specifically N.J.S.A. 40A:12A-5, and should be designated as an area in need of redevelopment; and

WHEREAS, if the Planning Board determines to recommend that the Study Area should be designated as an area in need of redevelopment, pursuant to Section 7(f) of the Redevelopment Law, the Municipal Council requests that the Planning Board also prepare a redevelopment plan for the Study Area and submit same to the Municipal Council for its consideration; and

WHEREAS, if the Study Area is determined to meet the criteria for designation as an area in need of redevelopment, the Municipal Council further authorizes the Township to use all of those powers provided under the Redevelopment Law for use in a redevelopment area, including the power of eminent domain pursuant to N.J.S.A. 40A:12A-8(c) (as designated, a “Condemnation Redevelopment Area”); and

WHEREAS, the Municipal Council has determined that it is in the best interests of the Township to direct the Planning Board to undertake a preliminary investigation of the Study Area pursuant to the procedures of the Redevelopment Law, provide its recommendations to the Municipal Council, and prepare a draft redevelopment plan for same, if redevelopment designation is recommended.

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

Section 1. The foregoing recitals are incorporated herein as if set forth in full.
Section 2. The Planning Board is hereby authorized and directed to conduct an investigation pursuant to N.J.S.A. 40A:12A-6 to determine whether the Study Area satisfies the criteria set forth in N.J.S.A. 40A:12A-5 to be designated as an area in need of redevelopment, which designation would permit the Township to utilize all of the redevelopment powers, including eminent domain.

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

Section 4. The Planning Board shall conduct a public hearing in accordance with the Redevelopment Law, specifically N.J.S.A. 40A:12A-6, after giving due notice of the proposed boundary of the Study Area, the date of the hearing and the municipal option to exercise the power of eminent domain to any persons who are interested in or would be affected by a determination that the Study Area is an area in need of redevelopment. The notice of the hearing shall specifically state that the redevelopment area determination would authorize the Township or Municipal Council to exercise the power of eminent domain to acquire any property in the delineated area, for the Study Area is being investigated as a possible Condemnation Redevelopment Area.

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

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

Section 7. If the Planning Board recommends the Study Area be designated as a Condemnation Redevelopment Area, the Planning Board is further directed to prepare a redevelopment plan for the Study Area pursuant to Section 7(f) of the Redevelopment Law. Upon completion of the redevelopment plan, the Planning Board shall transmit the plan to the Municipal Council for its consideration.

Section 8. This Resolution shall take effect immediately.
EXPLANATION: A Resolution commemorating June 21st as International Yoga Day in the Township of Edison, as first recognized by the United Nations General Assembly.

EDISON TOWNSHIP

RESOLUTION R.359-052015

WHEREAS, the General Assembly of the United Nations has declared June 21st to be commemorated each year as the ‘International Day of Yoga’ (or World Yoga Day); and

WHEREAS, yoga is an invaluable gift from ancient tradition, which unifies the mind and body and furthers a holistic approach to health and well-being; and

WHEREAS, yoga has spread internationally and has come to symbolize peace, communion with the spirit and the importance of diversity of culture; and

WHEREAS, practicing yoga can yield significant health benefits and is an activity for people of all ages; and

WHEREAS, the Municipal Council desires to commemorate June 21, 2015 in the Township of Edison as International Yoga Day, in recognition of the many health benefits afforded by the practice of yoga and in support of the ideals of peace, spiritual harmony and cultural diversity.

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

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


3. This Resolution shall take effect immediately.

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 redevelopment; and

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

WHEREAS, the Municipal Council hereby requests that an investigation occur with respect to the property commonly known as Block 755.B, Lot 38 and Block 390.A, Lot 1.A4 on the tax map of the Township of Edison, State of New Jersey (the “Study Area”), to determine whether the Study Area meets the criteria set forth in the Redevelopment Law, specifically N.J.S.A. 40A:12A-5, and should be designated as an area in need of redevelopment; and

WHEREAS, if the Planning Board determines to recommend that the Study Area should be designated as an area in need of redevelopment, pursuant to Section 7(f) of the Redevelopment Law, the Municipal Council requests that the Planning Board also prepare a redevelopment plan for the Study Area and submit same to the Municipal Council for its consideration; and

WHEREAS, if the Study Area is determined to meet the criteria for designation as an area in need of redevelopment, the Municipal Council further authorizes the Township to use all of those powers provided under the Redevelopment Law for use in a redevelopment area, except for the power of eminent domain pursuant to N.J.S.A. 40A:12A-8(c) (as designated, a “Non-Condemnation Redevelopment Area”); and

WHEREAS, the Municipal Council has determined that it is in the best interests of the Township to direct the Planning Board to undertake a preliminary investigation of the Study Area pursuant to the procedures of the Redevelopment Law, provide its recommendations to the Municipal Council, and prepare a draft redevelopment plan for same, if redevelopment designation is recommended.
NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, NEW JERSEY AS FOLLOWS:

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

Section 2. The Planning Board is hereby authorized and directed to conduct an investigation pursuant to N.J.S.A. 40A:12A-6 to determine whether the Study Area satisfies the criteria set forth in N.J.S.A. 40A:12A-5 to be designated as an area in need of redevelopment, which designation would permit the Township to utilize all of the redevelopment powers, except for eminent domain.

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

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

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

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

Section 7. If the Planning Board recommends the Study Area be designated as a Non-Condemnation Redevelopment Area, the Planning Board is further directed to prepare a redevelopment plan for the Study Area pursuant to Section 7(f) of the Redevelopment Law. Upon completion of the redevelopment plan, the Planning Board shall transmit the plan to the Municipal Council for its consideration.

Section 8. This Resolution shall take effect immediately.
EXPLANATION: A resolution requesting that the Township Planning Board review a draft resolution designating certain properties along Amboy Avenue as an ‘area in need of rehabilitation’ pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.

EDISON TOWNSHIP

RESOLUTION _R.361-052015

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

WHEREAS, in accordance with the Redevelopment Law, the municipal council (the “Municipal Council”) of the Township of Edison (the “Township”) has determined to investigate whether the property bounded by Amboy Avenue and Hoover Avenue to the North, I-95 New Jersey Turnpike to the East, Pierson Avenue to the West and the Middlesex Greenway to the South, as more fully detailed on the map attached hereto as Exhibit A (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 more than half of the housing stock in the Study Area is at least 50 years old and that a program of rehabilitation will help prevent further deterioration and promote the overall development of the Township; 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 B.

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 and B, 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.
EXPLANATION: A Resolution authorizing the Mayor to execute an Amended Redevelopment Agreement with Edison Land Investment, LLC with respect to the Town Center Redevelopment Project, as well as additional necessary documents in connection therewith.

EDISON TOWNSHIP

RESOLUTION _R.362-052015

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq., as amended from time to time (“Redevelopment Law”), provides a process for municipalities to participate in the redevelopment and improvement of areas in need of redevelopment; and

WHEREAS, pursuant to Resolution R.353-072006 adopted on July 10, 2006, the Township Council (“Township Council”) of the Township of Edison, New Jersey (the “Township”), in accordance with N.J.S.A. 40A:12A-6(a), authorized the Township Planning Board to determine if Block 198L, Lots 19PI, 27E, 27G, 28B, 28C, 32, 33A, 34C, 34DI, 37AI and 38 on the tax map of the Township (the “Study Area”) met the statutory criteria for designation as an “area in need of redevelopment” pursuant to the Redevelopment Law; and

WHEREAS, pursuant to Section 4 of the Redevelopment Law (N.J.S.A. 40A:12A-4), the Township has determined to act as the “redevelopment entity” (as such term is defined at N.J.S.A. 40A:12A-3) for the Redevelopment Area (as defined herein) and to exercise the powers contained in the Redevelopment Law to facilitate the development of same; and

WHEREAS, Clarke Caton Hintz, P.C., as planner for the Township (the “Planner”), prepared a preliminary investigation of the Study Area dated July 21, 2006 (the “Preliminary Investigation Study”), which Preliminary Investigation Study concluded that the Study Area met the statutory requirements to be determined an “area in need of redevelopment” pursuant to the Redevelopment Law; and

WHEREAS, based upon the Preliminary Investigation Study, the Township Planning Board (the “Planning Board”) adopted a resolution on October 4, 2006 determining, among other things, to recommend to the Township Council that the Study Area be designated an “area in need of redevelopment”; and

WHEREAS, on October 12, 2006, the Township Council, following the recommendation of the Planning Board, adopted Resolution R.487-102006 which determined that the Study Area constituted an “area in need of redevelopment” pursuant to the Redevelopment Law (the “Redevelopment Area”); and

WHEREAS, on July 24, 2007, the Planning Board heard a presentation from the Planner and adopted a resolution recommending that the Township adopt a redevelopment plan entitled the “Ford Assembly Plant Redevelopment Plan;” and

WHEREAS, after reviewing the recommendation of the Planning Board and the redevelopment plan, the Township Council introduced an ordinance on September 26, 2007
approving the “Ford Assembly Plant Redevelopment Plan” with certain changes as recommended by the Planning Board and, after a public hearing, adopted such redevelopment plan with such changes on October 18, 2007 (the “Redevelopment Plan”); and

WHEREAS, the Redevelopment Plan allows for the construction of a mixed-use commercial-retail center consisting of, among other things, a central public plaza with a mix of large, medium and small format retail stores, restaurants, service establishments, a multi-screen movie theatre, a hotel, an office component and a community facility; and

WHEREAS, the Township entered a redevelopment agreement dated December 8, 2009 (“Redevelopment Agreement”) with Edison Land Investment, LLC (“Redeveloper”) with respect to the redevelopment of the Redevelopment Area, pursuant to which the Redeveloper was designated the “redeveloper” (as defined in the Redevelopment Law) of the Redevelopment Area and is to construct a redevelopment project thereon; and

WHEREAS, the Redeveloper has received preliminary site plan approval for private improvements for the Redevelopment Area which include (i) an outdoor public plaza in the middle of the mixed-use commercial-retail center and (ii) the dedication of an approximately 7.5 acre parcel of land to the Township as an extension of the adjoining park known as Paterniti Park (the “Public Property”); and

WHEREAS, the addition of the Public Property to Paterniti Park allows for the expansion of the open space, athletic fields and recreational facilities in such area; and

WHEREAS, the Township has determined that the Redeveloper, and its plan for the redevelopment of the Redevelopment Area, meets all necessary criteria under the Redevelopment Law, which includes financial capabilities, experience, expertise and project concept; and

WHEREAS, the Redeveloper has agreed to implement the Redevelopment Plan and effectuate the private improvements as described herein, and in connection therewith, the Redeveloper has agreed to devote substantial assets and borrowed funds to complete the private improvements; and

WHEREAS, due to requirements of the New Jersey Department of Transportation, among other things, Redeveloper has been required to significantly reduce the size and scope of the redevelopment project as originally contemplated by the Redevelopment Agreement; and

WHEREAS, the Township and Redeveloper now desire to amend the Redevelopment Agreement to reflect the changed conditions;

WHEREAS, in order to implement the redevelopment, financing, construction, operation and management of the proposed redevelopment project, the Township has determined to enter into an amended redevelopment agreement with the Redeveloper substantially in the form as attached hereto as Exhibit A (the “Amended Redevelopment Agreement”) which shall supersede and restate the existing Redevelopment Agreement, and which Amended
Redevelopment Agreement shall specify the rights and responsibilities of the Township and the Redeveloper with respect to the scheduled redevelopment project.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL AS FOLLOWS:

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

2. The Mayor or his designee is hereby authorized to execute the Amended Redevelopment Agreement in the form as attached hereto as Exhibit A, subject to such additions, deletions, modifications or amendments deemed necessary in consultation with counsel that do not substantially alter the rights and responsibilities of the parties, and to take all other necessary and appropriate action to effectuate said agreement. The Mayor or his designee is further authorized to execute any and all necessary documents in furtherance of the implementation of the Amended Redevelopment Agreement, including the tenant estoppel in the form attached hereto as Exhibit B in support of the Redeveloper’s financial commitments for the redevelopment project.

2. This Resolution shall take effect immediately.