

**AGENDA
MUNICIPAL COUNCIL
COMBINED MEETING
MONDAY, JULY 26, 2021
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, the Sentinel and Desai Talk on December 11, 2020 and posted in the Main Lobby of the Municipal Complex on the same date.
4. **PRESENTATION REGARDING VETERANS PARK RENOVATIONS**
5. **REVIEW OF MINUTES:**
 - a. Combined Meeting of June 28, 2021
 - b. Closed Session of January 11, 2021
6. **ADMINISTRATIVE AGENDA:
FROM MAYOR THOMAS LANKEY:**
 - a. Appointing Members to the Library Board of Trustees
7. **REPORTS FROM ALL COUNCIL COMMITTEES:**
8. **POINTS OF LIGHT**
9. **FROM THE BUSINESS ADMINISTRATOR:**
 - a. Resolution Department of Environmental Protection Green Acres Enabling Resolution to obtain state funding for the Glendale Park Acquisition Project (Resolution R.349-072021)
 - b. Resolution awarding Contract/Purchase Order for One Year Renewal for GPS Real Time Tracking systems (not to exceed \$138,876.00) (Resolution R.372-072021)
 - c. Resolution awarding Contract/Purchase Order for Psychological Exams (in an amount not to exceed \$50,000.00) (Resolution R.373-072021)
 - d. Resolution authorizing a Professional Services Contract for Grant Research, Writing and Management Services (not to exceed \$69,000.00) (Resolution R.374-072021)
10. **FROM THE DEPARTMENT OF FINANCE:**
 - a. Report of Disbursements through July 22, 2021 (Resolution R.342-072021)
 - b. Resolution authorizing refund in the amount of \$253,420.68 for redemption of tax sale certificates (Resolution R.342-072021)
 - c. Resolution authorizing refund for Tax Overpayments totaling \$16,384.54 (Resolution R.344-072021)
 - d. Resolution authorizing refund for Water Overpayments, totaling \$1,049.04 (Resolution R.345-072022)
 - e. Resolution authorizing cancelation and refund of taxes for Exempted Disabled Veteran totaling \$2,359.60. (Resolution R.346-072021)
 - f. Resolution authorizing overpayment refund caused by Successful Tax Court Appeal (Resolution R.347-072021)
11. **FROM THE DEPARTMENT OF LAW:**
 - a. Resolution providing the Municipal Council's advice and consent to the re-appointment by the Mayor of Chief Judge Gary M. Price, Judge Mary Casey and Judge Parag Patel as judges of the Municipal Court of the Township (Resolution R.383-072021)

- b. Resolution rescinding the designation of the property commonly known on the Township tax maps as Block 692.E, Lots 8.B, 9.A, 10, 11, 12, 13 and 14 (with frontage along but no access to U.S. Route 1, between Johns Street and Thomas Place), as an area in need of redevelopment (condemnation) and directing the Planning Board to further investigate and conduct a hearing as to whether the aforementioned properties meet the statutory criteria for such designation under the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1, et seq* (Resolution R. 384-072021)
- c. Resolution authorizing the discharge of certain mortgages made pertaining to assistance made available under the Township's Community Development Block Grant Program regarding respectively: Block 156, Lot 28 (163 Redwood Avenue); Block 337.A, Lot 8 (35 Lloyd Street); and, Block 1145, Lot 29 (17 Stony Road) (Resolution R.385-072021)
- d. Resolution authorizing and directing the execution of, and entry into, a Release and Waiver of Liability, Indemnification and Hold Harmless Agreement with Edison Community Beautification (Resolution R.386-072021)
- e. An Ordinance adopting the EPA/GSA Redevelopment Plan – Block 390, Lot 54 and Block 394, Lot 2 (also known as EPA-GSA Redevelopment Area) in the Township, pursuant to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1, et seq.* (Ordinance O.2111-2021)
- f. An Ordinance amending and supplementing the Township Code Chapter 11 (“General Licensing and Business Regulations”) and Chapter 37 (“Zoning”) to establish licensing requirements and land use regulations for cannabis businesses (Ordinance O. 2112-2021)
- g. Ordinance clarifying and restating an amendment to the Township Code Chapter 14, “Building and Construction,” to require new and modified developments include Electric Vehicle Charging Stations, unless such provision is specifically waived (Ordinance O.2113-2021).

12. **FROM THE DEPARTMENT OF PLANNING AND ENGINEERING:**

- a. This Resolution authorizes the release of \$100,000.00 from the Township's Affordable Housing Development Trust Fund to The Arc Middlesex County to be used for the purchase, due diligence, and closing costs of a Township property (161 Orange Street) that will provide four (4) units of Supportive Shared Living housing (\$25,000.00 per unit). (Resolution R.348-072021)
- b. Resolution refunding Cash Performance Bond & Performance Guarantee (Resolution R.351-072021)
- c. Resolution authorizing a Performance Bond Reduction and Cash Bond Reduction (Resolution R.352-072021)
- d. Resolutions refunding Engineering Inspections Fees (Resolution R.353-072021 through R.356-072021)
- e. Resolution refunding of Senior Resident Plumbing Permit fees (Resolution R.357-072021)
- f. Resolutions refunding of Tree Maintenance Bonds (Resolution R.358-072021 through R.361-072021).
- g. Resolution authorizing Change Order #1 to the Contract with J.A. Alexander, Inc. for NJDOT FT 2019 Local Freight Impact Fund – Heller Park Road Reconstruction (\$44,440.55) (Resolution R.379-072021)
- h. Resolution authorizing a professional services contract to Colliers Engineering & Design, Inc. for the Edison Landfill closure evaluation and conceptual design modification (\$300,000.00) (Resolution R.380-072021)
- i. Resolution Awarding Contract for Public Bid No. 121-25-01 CDBG Funded Roadway Resurfacing project – Willard Dunham Drive and Avenue C (\$165,902.00) (Resolution R.381-072021)

13. **FROM THE DEPARTMENT OF PUBLIC WORKS:**

- a. Resolutions to release Street Opening Escrows (Resolution R.362-072021 through R.364-072021)
- b. Resolution to release Street Opening Application fee (Resolution R.365-072021)

- c. Resolution authorizing the Township’s intent to enter into an Interlocal Services Agreement with the Middlesex County Improvement Authority for the provision of Yard Waste Recycling and Marketing Services (Resolution R.378-072021)
 - d. Resolution authorizing a Professional Services Contract for Landscape Architecture Services (\$35,000.00) (Resolution R.382-072021)
14. **FROM THE DEPARTMENT OF RECREATION:**
- a. Resolution authorizing a refund of park rental fee (Resolution R.366-072021)
15. **FROM THE DEPARTMENT OF WATER AND SEWER:**
- a. Resolution Awarding Contract/Purchase Order for Welder and Accessories for the Sewer Utility (\$12,933.26) (Resolution R.377-072021)
16. **FROM THE CHIEF OF FIRE:**
- a. Approval of Volunteer Firefighters
 - b. Resolution authorizing the refund of Fire Prevention collected but not required (Resolution R.350-072021).
 - c. Resolution Awarding Emergency Contract/Purchase order for the decommissioning of a Septic Tank, Backfill and Grading on Township owned property (\$3,100.00) (Resolution R.376-072021)
17. **FROM THE CHIEF OF POLICE:**
- a. Resolution approving participation in 2021 NJ State Body Armor Replacement Grant Funding Program (Resolution R.367-072021)
 - b. Resolution to apply for Drive Sober or Get Pulled Over 2021 Labor Day Crackdown Grant Application (Resolution R.368-072021)
 - c. Resolution 2022 Pedestrian Safety Enforcement and Education Grant Approval (Resolution R.369-072021)
 - d. Resolution authorizing the sale of Abandoned Vehicle (Resolution R.370-072021)
 - e. Resolution awarding Contract/Purchase Order for the purchase of Samsung/Hanwah Security Cameras (\$17,519.60) (Resolution R.375-072021)
18. **FROM THE TOWNSHIP CLERK:**
- a. Resolution approving Liquor License Renewal Term 2021-2022, Retail Consumption, Akbar Lounge and FRC Balance, LLC. (Resolution R.371-072021)
19. **FROM THE COUNCIL MEMBER TO THE PLANNING BOARD:**
20. **UNFINISHED BUSINESS:
ORDINANCES FOR FURTHER CONSIDERATION, PUBLIC HEARING, AND
FINAL ADOPTION:**

- O.2107-2021 Ordinance to exceed the Municipal Budget Appropriation Limits and to Establish Cap Bank**
- O.2109-2021 Ordinance amending the Township Code Chapter 7, Section 7-14 to prohibit parking on portions of Plymouth Place and Gibian Street within the Township at all times.**
- O.2110-2021 Ordinance amending the Township Code to update the address List of person entitled to handicapped parking spaces.**

21. **DISCUSSION ITEMS:**

Council President Diehl

- a. None

Councilmember Brescher

- a. None

Councilmember Coyle

a. None

Councilmember Gomez

a. None

Councilmember Joshi

a. None

Councilmember Patil

a. None

Councilmember Ship-Freeman

a. None

22. **APPROVAL OF MINUTES:**

- a. Combined Meeting of June 28, 2021
- b. Closed Session of January 11, 2021.

23. **COUNCIL PRESIDENT'S REMARKS**

24. **ADMINISTRATIVE AGENDA:
FROM MAYOR THOMAS LANKEY:**

- a. Appointment of Anthony DePasquale as Mayor's Representative on the Edison Library Board of Trustees, term ending December 31, 2021.
- b. Appointment of Jyothi Pamidimukkala to the Edison Library Board of Trustees, term ending December 31, 2025.

25. **APPROVAL OF VOLUNTEER FIREFIGHTERS:**

Oak Tree Volunteer Fire Company

Michael S. DiFabio
Michael J. Mocharski

26. **UNFINISHED BUSINESS:**

ORDINANCES FOR FURTHER CONSIDERATION, PUBLIC HEARING, AND FINAL ADOPTION:

O.2107-2021 Ordinance to exceed the Municipal Budget Appropriation Limits and to Establish Cap Bank

O.2109-2021 Ordinance amending the Township Code Chapter 7, Section 7-14 to prohibit parking on portions of Plymouth Place and Gibian Street within the Township at all times.

O.2110-2021 Ordinance amending the Township Code to update the address List of person entitled to handicapped parking spaces.

27. **NEW BUSINESS:**

PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR WEDNESDAY, AUGUST 25, 2021.

O.2111-2021 An Ordinance adopting the EPA/GSA Redevelopment Plan – Block 390, Lot 54 and Block 394, Lot 2 (also known as EPA-GSA Redevelopment Area) in the Township, pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, et seq.

O.2112-2021 An Ordinance amending and supplementing the Township Code Chapter 11 (“General Licensing and Business Regulations”) and Chapter 37 (“Zoning”) to establish licensing requirements and land use regulations for cannabis businesses.

O.2113-2021 Ordinance clarifying and restating an amendment to the Township Code Chapter 14, “Building and Construction,” to require new and modified developments include Electric Vehicle Charging Stations, unless such provision is specifically waived.

28. **PUBLIC COMMENT ON THE RESOLUTIONS**

29. **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.342-072021 Resolution approving disbursements for the period ending, July 22, 2021.

R.343-072021 Resolution authorizing refund in the amount of \$253,420.68 for redemption of tax sale certificates.

R.344-072021 Resolution authorizing refund of tax overpayments, totaling \$16,384.54.

R.345-072021 Resolution authorizing refund for Water Overpayments, totaling \$1,049-04.

R.346-072021 Resolution authorizing cancelation and refund of taxes for Exempted Disabled Veteran totaling \$2,359.60.

R.347-072021 Resolution authorizing overpayment refund caused by Successful Tax Court Appeal, totaling \$9,703.90.

R.348-072021 This Resolution authorizes the release of \$100,000.00 from the Township’s Affordable Housing Development Trust Fund to The Arc Middlesex County to be used for the purchase, due diligence, and closing costs of a Township property (161 Orange Street) that will provide four (4) units of Supportive Shared Living housing (\$25,000.00 per unit).

R.349-072021 Resolution Department of Environmental Protection Green Acres Enabling Resolution to obtain state funding for the Glendale Park Acquisition Project.

R.350-072021 Resolution authorizing the refund of Fire Prevention collected but not required.

R.351-072021 Resolution refunding Cash Performance Bond & Performance Guarantee for Application Z20-2017 aka 333-343 Thornall Street, Blk. 676 and Lots 2.A3 & 6.

R.352-072021 Resolution authorizing a Performance Bond Reduction and Cash Bond Reduction for Brandon Estates, 807-815 Wood Avenue, Blk. 500, Lots 9A,9B &10, Application #P5221.

R.353-072021 Resolution refunding Engineering Inspections Fees to Federal Business Center, for 1130 King George Post Road, acct.#E1181203FE.

R.354-072021 Resolution refunding Engineering Inspections Fees to Edison Route 27, LC for application #P10-2016, 2147 Lincoln Highway, Acct. #E1190516ED.

R.355-072021 Resolution refunding Engineering Inspections Fees to 343 Thornall SPEC, LLC, for 333-343 Thornall Street, Acct., #E118022634.

R.356-072021 Resolution refunding Engineering Inspections Fees to Edison Route 27 Association, LLC for Pet Smart & Triple A, 2220-2230 Lincoln Highway, Acct. #720002513.

R.357-072021 Resolution refunding of Senior Resident Plumbing Permit fees for Permit #2021-1960 for 1606 R.t 27 in the amount of \$60.00.

R.358-072021 Resolution refunding of Tree Maintenance Bond for 670 Grove Ave., Blk. 643W, Lot 18 in acct. TP181023KA.

- R.359-072021 Resolution refunding of Tree Maintenance Bond for 699 Denver Blvd, Block 407, Lot 25 in acct. #7763748373.
- R.360-072021 Resolution refunding of Tree Maintenance Bond for 1 Herron Road, Block 1009, Lot 1, in acct. #TP180904MA
- R.361-072021 Resolution refunding of Tree Maintenance Bond for 11 Madeline Drive, Block 410.F, Lot 6 in acct. # 7760275032.
- R.362-072021 Resolution to release Street Opening Escrow for permit DEV-21-0346, 119 Safran Ave., Blk. 739, Lot 01 in the amount of \$1,960.00.
- R.363-072021 Resolution to release Street Opening Escrow for permit DEV-20-0231, 9 Hilltop Road, Blk. 546.1, Lot 5 in the amount of \$2,960.00.
- R.364-072021 Resolution to release Street Opening Escrow for permit DEV-20-0469 for 6960/666 Denver Blvd., Block 498, Lot 20.02 in the amount of \$4,040.00.
- R.365-072021 Resolution to release Street Opening Application Fee for DEV-21-0376 for 30 Duclos Lane, Blk. 382, Lot 11 in the amount of \$200.00.
- R.366-072021 Resolution authorizing a reimbursement to Megan Zadlock for the Rental of Papaiani park in the amount of \$500.00.
- R.367-072021 Resolution approving participation in 2021 NJ State Body Armor Replacement Grant Funding Program
- R.368-072021 Resolution to apply for Drive Sober or Get Pulled Over 2021 Labor Day Crackdown Grant Application
- R.369-072021 Resolution 2022 Pedestrian Safety Enforcement and Education Grant Approval.
- R.370-072021 Resolution authorizing the sale of Abandoned Vehicle.
- R.371-072021 Resolution renewing Retail Consumption License Term 2021-2022 year for Akbar Lounge and FRC Balance, LLC.
- R.372-072021 Resolution awarding Contract/Purchase Order for One Year Renewal for GPS Real Time Tracking Systems to CDW Government, Inc. in an amount not to exceed \$138,876.00
- R.373-072021 Resolution awarding Contract/Purchase Order for Psychological Exams to the Institute for Forensic Psychology in an amount not to exceed \$50,000.00.
- R.374-072021 Resolution authorizing a Professional Services Contract for Grant Research, Writing and Management Services to Millennium Strategies in an amount not to exceed \$69,000.00.
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- R.380-072021 Resolution authorizing a professional services contract to Colliers Engineering & Design, Inc. for the Edison Landfill closure evaluation and conceptual design modification in the amount of \$300,000.00.
- R.381-072021 Resolution Awarding Contract for Public Bid No. 121-25-01 CDBG Funded Roadway Resurfacing project – Willard Dunham Drive and Avenue C to P & A Construction Inc. in the amount of \$165,902.00.
- R.382-072021 Resolution authorizing a Professional Services Contract for Landscape Architecture Services to Live Oak Landscape Contractors in the amount of \$35,000.00.

- R.383-072021 Resolution providing the Municipal Council's advice and consent to the re-appointment by the Mayor of Chief Judge Gary M. Price, Judge Mary Casey and Judge Parag Patel as judges of the Municipal Court of the Township.
- R.384-072021 Resolution rescinding the designation of the property commonly known on the Township tax maps as Block 692.E, Lots 8.B, 9.A, 10, 11, 12, 13 and 14 (with frontage along but no access to U.S. Route 1, between Johns Street and Thomas Place), as an area in need of redevelopment (condemnation) and directing the Planning Board to further investigate and conduct a hearing as to whether the aforementioned properties meet the statutory criteria for such designation under the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1, et seq.*
- R.385-072021 Resolution authorizing the discharge of certain mortgages made pertaining to assistance made available under the Township's Community Development Block Grant Program regarding respectively: Block 156, Lot 28 (163 Redwood Avenue); Block 337.A, Lot 8 (35 Lloyd Street); and, Block 1145, Lot 29 (17 Stony Road).
- R.386-072021 Resolution authorizing and directing the execution of, and entry into, a Release and Waiver of Liability, Indemnification and Hold Harmless Agreement with Edison Community Beautification.

31. **ORAL PETITIONS AND REMARKS**

32. **ADJOURNMENT**