

**AGENDA  
MUNICIPAL COUNCIL  
COMBINED MEETING  
MONDAY, FEBRUARY 10, 2020  
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 News India Times on December 13, 2019 posted in the Main Lobby of the Municipal Complex on the same date.
4. **PRESENTATION FOR A 100 YEAR OLD RESIDENT**  
William G. Enoch
5. **REVIEW OF MINUTES:**
  - a. Regular Meeting of January 8, 2020
  - b. Combined Meeting of January 22, 2020
6. **REPORTS FROM ALL COUNCIL COMMITTEES:**
7. **POINTS OF LIGHT**
8. **FROM THE DEPARTMENT OF FINANCE:**
  - a. Report of Disbursements through February 6, 2020 (Resolution R.072-022020)
  - b. Resolution authorizing refund in the amount of \$185,765.60 for redemption of tax sale certificates (Resolution R.073-022020)
  - c. Resolution authorizing refund of tax overpayments, totaling \$41,292.70 (Resolution R.074-022020)
  - d. Resolution authorizing refund of Water overpayments totaling \$2,115.10 (Resolution R.079-022020)
9. **FROM THE DEPARTMENT OF LAW:**
  - a. An Ordinance modifying the membership parameters of the Human Relations Commission of the Township of Edison (Ordinance O.2067-2020)
  - b. Resolution authorizing the entering of a Shared Services Agreement with the Township of Highland Park for the Township of Edison's provision of animal control and sheltering services. (Resolution R.083-022020)
  - c. This Resolution authorizes the Mayor to execute the attached Developer's Agreement with Federal Business Centers, with respect to Block 390-D, Lot 9-A on the Edison Township Tax Map, and more commonly known as 140 Fieldcrest Avenue.(Resolution R.084-0202020)
  - d. Resolution authorizes the Mayor to execute the attached Developer's Agreement

with Shopping Center Associates, with respect to Block 619.B, Lots 6J, 6K, 6M and 7E on the Edison Township Tax Map, and more commonly known as 1521 US Highway 1.(Resolution R.085-022020)

- e. A resolution authorizing the execution of, and entry into, a License Agreement with the County of Middlesex with respect to median management and beautification within the County's right-of-way along the Silver Lake Road Exit off of County Route 514.(Resolution R.086-022020)

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

- a. Resolution authorizing a grant of \$15,000 from the Township's Affordable Housing Down Payment/Closing Cost Affordability Assistance Program for the purchase of an *affordable* housing unit by an income certified buyer. (Resolution R.075-022020)
- b. Resolutions returning of Performance Guarantee Bonds (Resolutions R.076-022020 and R.077-022020)
- c. Resolution returning of Maintenance Bond (Resolution R.078-022020)

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

- a. Resolution releasing the Street Opening Escrow (Resolution R.080-022020)
- b. Resolution awarding Contract for Public Bid No. 19-10-03, Generator Maintenance and Repair (not to exceed \$60,000.00) (Resolution R.087-022020)
- c. Resolutions awarding Contracts for Public Bid No. 19-06-14 Sweeper Parts ( 2 vendors not to exceed \$75,000.00) (Resolution R.088-022020 & R.089-022020)
- d. Resolution awarding Contract for Public Bid No. 19-05-20 Retread Tires (not to exceed \$100,000.00) (Resolution R.090-022020)
- e. Resolution authorizing Change Order #1 (Additional Funds) for the furnishing of Retread Tires to F & S Tire Corp., Inc. (not to exceed \$16,000.00) (Resolution R.091-022020)
- f. Resolution awarding Contract for Public Bid No. 19-07-21 Hydraulic System and Repair Service (not to exceed \$45,000.00) (Resolution R.092-022020)
- g. Resolution authorizing change order #1(Additional Funds) for the furnishing of Hydraulic System supply and repair services to The Hose Shop (not to exceed \$5,000.00) Resolution R.093-022020)
- h. Resolution awarding Contracts for Public Bid No. 19-03-08 Materials (4- Vendors not to exceed \$580,000.00) Resolutions R.094-022020 through R.097-022020)
- i. Resolution awarding Contract for Public Bid No. 20-10-26 Ground Materials (2- Vendors not to exceed \$150,000.000 (Resolution R.098-022020 and R.099-022020)

12. **FROM THE DEPARTMENT OF RECREATION:**

- a. Resolution authorizing a reimbursement for the ABC Program (Resolution R.110-022020)

13. **FROM THE DEPARTMENT OF WATER & SEWER:**

- a. Resolution authorizing Change Order #1 (Additional Funds) for the furnishing Electrical Services for Sewer Pump Stations to Longo Electrical-Mechanical, Inc. in an amount not to exceed \$6,000.00 (Resolution R.100-022020)

- b. Resolution awarding Contract for Public Bid No. 19-12-12 Electrical Services for Sewer Pump Stations (not to exceed \$100,000.00) (Resolution R.101-022020)
- c. Resolution authorizing Change Order #1 (Additional Funds ) for the furnishing of Emergency Sanitary Collection Systems Repairs to B & W Construction Company in an amount to exceed \$100,000.00) (Resolution R.102-022020)
- d. Resolution awarding Contract for Public Bid No. #19-09-09 Emergency Sanitary Collection System Repairs (not to exceed \$750,000.00) (Resolution R.103-022020)
- e. Resolution awarding Contract/Purchase Order to A.P. Certified Testing, LLC for Logger Leak Detection System (\$15,570.00) (Resolution R.104-022020)
- f. Resolution authorizing the Township to purchase one (1) John Deer 410L Backhoe from Jesco, Inc. through the Educational Services Commission of New Jersey Cooperative Pricing System. (\$151,308.85) (Resolution R.105-022020)
- g. Resolution authorizing the Township to purchase one (1) John Deer 344L Wheel Loader from Jesco, Inc. through the Educational Services Commission of New Jersey Cooperative Pricing System (145,845.08) (Resolution R.106-022020)
- h. Resolution authorizing the Township to purchase one (1) John Deer 75G Excavator from Jesco, Inc. through the Educational Services Commission of New Jersey Cooperative Pricing System (\$124,254.19) (Resolution R.107-022020)

14. **FROM THE CHIEF OF POLICE:**

- a. Resolution authorizing a reimbursement FNL Service from the January 29, 2020 Sale of Abandoned Vehicles (Resolution R.081-022020)
- b. Resolution awarding Contract/Purchase Order for Maintenance and Support for the Phone and Radio Systems (\$25,061.76) (Resolution R.108-022020)
- c. Resolution awarding Contract for Public Bid No. 19-07-09 Extended Warranties for ten (10) Various Ford Police Vehicles (\$18,000.00) (Resolution R.109-022020)

15. **FROM THE TOWNSHIP CLERK:**

- a. Resolution re-appointing 2<sup>nd</sup> Alternate to the Zoning Board (Resolution R.082-022020)

16. **FROM THE COUNCIL MEMBER TO THE PLANNING BOARD:**

17. **UNFINISHED BUSINESS:**

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

**O.2063-2020                    ORDINANCE ADOPTING THE “PATRICK AVENUE REDEVELOPMENT PLAN – BLOCK 203, LOT 17, QUALIFIER C0003 AND BLOCK 206, LOTS 1A AND 2 THROUGH 15,” (FOR SUCH PROPERTIES IN THE AREA OF AND BOUNDED BY PATRICK STREET AND ROUTE 287), PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.**

**O.2064-2020                    ORDINANCE AMENDING THE TOWNSHIP CODE CHAPTER XVI, FIRE PROTECTION AND PREVENTION,**

**TO PROVIDE FOR VARIOUS AMENDMENTS TO THE  
TOWNSHIP'S FIRE PREVENTION CODE TO FURTHER  
ENSURE COMPLIANCE WITH THE STATE OF NEW  
JERSEY'S FIRE PREVENTION REGULATIONS**

**O.2065-2020            ORDINANCE ESTABLISHING THE NOT-TO-EXCEED  
SALARIES OF TOWNSHIP OF EDISON COUNCIL  
MEMBERS**

**O.2066-2020            ORDINANCE CODIFIES THE POLICY OF THE  
TOWNSHIP OF EDISON REGARDING MILITARY LEAVE  
LAW FOR TOWNSHIP EMPLOYEES**

**18.    DISCUSSION ITEMS:**

**Council President Ship-Freeman**

a.   None

**Councilmember Brescher**

a.   None

**Councilmember Coyle**

a.   None

**Councilmember Diehl**

a.   None

**Councilmember Gomez**

a.   None

**Councilmember Joshi**

a.   None

**Councilmember Patil**

a.   None

**19.    APPROVAL OF MINUTES:**

- a.     Regular Meeting of January 8, 2020
- b.     Combined Meeting of January 22, 2020

20. **COUNCIL PRESIDENT'S REMARKS**

21. **UNFINISHED BUSINESS:**

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

**O.2063-2020**            **ORDINANCE ADOPTING THE “PATRICK AVENUE REDEVELOPMENT PLAN – BLOCK 203, LOT 17, QUALIFIER C0003 AND BLOCK 206, LOTS 1A AND 2 THROUGH 15,” (FOR SUCH PROPERTIES IN THE AREA OF AND BOUNDED BY PATRICK STREET AND ROUTE 287), PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.**

**O.2064-2020**            **ORDINANCE AMENDING THE TOWNSHIP CODE CHAPTER XVI, FIRE PROTECTION AND PREVENTION, TO PROVIDE FOR VARIOUS AMENDMENTS TO THE TOWNSHIP’S FIRE PREVENTION CODE TO FURTHER ENSURE COMPLIANCE WITH THE STATE OF NEW JERSEY’S FIRE PREVENTION REGULATIONS**

**O.2065-2020**            **ORDINANCE ESTABLISHING THE NOT-TO-EXCEED SALARIES OF TOWNSHIP OF EDISON COUNCIL MEMBERS**

**O.2066-2020**            **ORDINANCE CODIFIES THE POLICY OF THE TOWNSHIP OF EDISON REGARDING MILITARY LEAVE LAW FOR TOWNSHIP EMPLOYEES**

22. **NEW BUSINESS:**

**PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR MONDAY, FEBRUARY 24, 2020.**

**O.2067-2020**            **AN ORDINANCE MODIFYING THE MEMBERSHIP PARAMETERS OF THE HUMAN RELATIONS COMMISSION OF THE TOWNSHIP OF EDISON**

23. **PUBLIC COMMENT ON THE RESOLUTIONS**

24. **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.072-022020 Resolution approving disbursements for the period ending February 6, 2020.
- R.073-022020 Resolution authorizing refund in the amount of \$185,765.60 for redemption of tax sale certificates.
- R.074-022020 Resolution authorizing refund of tax overpayments, totaling \$41,292.70.
- R.075-022020 Resolution authorizing a grant of \$15,000 from the Township's Affordable Housing Down Payment/Closing Cost Affordability Assistance Program for the purchase of an *affordable* housing unit by an income certified buyer.
- R.076-022020 Resolution returning of Performance Guarantee Bonds for Edison Rt. 27 Associates, LLC for Pet Smart, application #P02-04/05, Surety Bond #S29623.
- R.077-022020 Resolution returning of Performance Guarantee Bond for Antmar LLC, Application #P5087, Surety Bond #15008.
- R.078-022020 Resolution returning of Maintenance Bond for application #SIP-08-063, Block 652, Lot 10, 65 Union Avenue, Acct. # CP191217GO in the amount of \$25,700.00.
- R.079-022020 Resolution authorizing refund of Water overpayments, totaling \$2,115.70.
- R.080-022020 Resolution releasing the Street Opening Escrow for Permit No. DEV-0134 Block 498, Lot 31.A, 660 New Dover Road, in the amount of \$8,640.00.
- R.081-022020 Resolution authorizing a reimbursement FNL Service from the January 29, 2020 Sale of Abandoned in the amount of \$350.00.
- R.082-022020 Resolution re-appointing 2<sup>nd</sup> Alternate to the Zoning Board to Ashwani K. Bedi, term to expire December 31, 2021.
- R.083-022020 Resolution authorizing the entering of a Shared Services Agreement with the Township of Highland Park for the Township of Edison's provision of animal control and sheltering services.
- R.084-022020 This Resolution authorizes the Mayor to execute the attached Developer's Agreement with Federal Business Centers, with respect to Block 390-D, Lot 9-A on the Edison Township Tax Map, and more commonly known as 140 Fieldcrest Avenue.
- R.085-022020 Resolution authorizes the Mayor to execute the attached Developer's Agreement with Shopping Center Associates, with respect to Block 619.B, Lots 6J, 6K, 6M and 7E on the Edison Township Tax Map, and more commonly known as 1521 US Highway 1.
- R.086-022020 A resolution authorizing the execution of, and entry into, a License Agreement with the County of Middlesex with respect to median management and beautification within the County's right-of-way along the Silver Lake Road Exit off of County Route 514.
- R.087-022020 Resolution awarding Contract for Public Bid No. 19-10-03, Generator Maintenance and Repair to GMH Associates American, Inc. in an amount not to exceed \$60,000.00.
- R.088-022020 Resolution awarding Contracts for Public Bid No. 19-06-14 Sweeper Parts to W.E.Timmerman Co. in an amount not to exceed \$45,000.00.
- R.089-022020 Resolution awarding Contracts for Public Bid No. 19-06-14 Sweeper Parts to H.A. Dehart & Song in an amount not to exceed \$30,000.00.

- R.090-022020 Resolution awarding Contract for Public Bid No. 19-05-20 Retread Tires to Barnwell House of Tires Co., Inc. in an amount not to exceed \$100,000.00.
- R.091-022020 Resolution authorizing Change Order #1 (Additional Funds) for the Furnishing of Retread Tires to F & S Tire Corp., Inc. in an amount not to exceed \$16,000.00.
- R.092-022020 Resolution awarding Contract for Public Bid No. 19-07-21 Hydraulic System and Repair Service to The Hose Shop, Inc. in an amount not to exceed \$45,000.00.
- R.093-022020 Resolution authorizing change order #1(Additional Funds) for the furnishing of Hydraulic System supply and repair services to The Hose Shop in an amount not to exceed \$5,000.00.
- R.094-022020 Resolution awarding Contracts for Public Bid No. 19-03-08 Materials to Trap Rock Industries, Inc. in an amount not to exceed \$490,000.00.
- R.095-022020 Resolution awarding Contracts for Public Bid No. 19-03-08 Materials to Stovalo Construction Materials in an amount not to exceed \$40,000.00.
- R.096-022020 Resolution awarding Contracts for Public Bid No. 19-03-08 Materials to Chemung Supply Corp. in an amount not to exceed \$25,000.00.
- R.097-022020 Resolution awarding Contracts for Public Bid No. 19-03-08 Materials to Raritan Group, Inc. in an amount to exceed \$25,000.00.
- R.098-022020 Resolution awarding Contract for Public Bid No. 20-10-26 Ground Materials to Britton Industries, Inc. in an amount not to exceed \$75,000.00.
- R.099-022020 Resolution awarding Contract for Public Bid No. 20-10-26 Ground Materials to Siteone Landscape Supply in an amount not to exceed \$75,000.00.
- R.100-022020 Resolution authorizing Change Order #1 (Additional Funds) for the furnishing Electrical Services for Sewer Pump Stations to Longo Electrical-Mechanical, Inc. in an amount not to exceed \$6,000.00.
- R.101-022020 Resolution awarding Contract for Public Bid No. 19-12-12 Electrical Services for Sewer Pump Stations in an amount not to exceed \$100,000.00.
- R.102-022020 Resolution authorizing Change Order #1 (Additional Funds) for the furnishing of Emergency Sanitary Collection Systems Repairs to B & W Construction Company in an amount to exceed \$100,000.00.
- R.103-022020 Resolution awarding Contract for Public Bid No. #19-09-09 Emergency Sanitary Collection System Repairs in an amount not to exceed \$750,000.00.
- R.104-022020 Resolution awarding Contract/Purchase Order to A.P. Certified Testing, LLC for Logger Leak Detection System in the amount of \$15,570.00.
- R.105-022020 Resolution authorizing the Township to purchase one (1) John Deer 410L Backhoe from Jesco, Inc. through the Educational Services Commission of New Jersey Cooperative Pricing System in the amount of \$151,308.85.
- R.106-022020 Resolution authorizing the Township to purchase one (1) John Deer 344L Wheel Loader from Jesco, Inc. through the Educational Services

Commission of New Jersey Cooperative Pricing System in the amount of \$145,845.08.

R.107-022020 Resolution authorizing the Township to purchase one (1) John Deer 75G Excavator from Jesco, Inc. through the Educational Services Commission of New Jersey Cooperative Pricing System in the amount of \$124,254.19.

R.108-022020 Resolution awarding Contract/Purchase Order for Maintenance and Support for the Phone and Radio Systems in the amount of \$25,061.76.

R.109-022020 Resolution awarding Contract for Public Bid No. 19-07-09 Extended Warranties for ten (10) Various Ford Police Vehicles in the amount of \$18,000.00.

R.110-022020 Resolution authorizing a reimbursement for the ABC Program to Zulisa Rodriguez in the amount of \$285.00.

25. **ORAL PETITIONS AND REMARKS**

26. **ADJOURNMENT**



## **ORDINANCE O.2063-2020**

**EXPLANATION:** An Ordinance adopting the “Patrick Avenue Redevelopment Plan – Block 203, Lot 17, Qualifier C0003 and Block 206, Lots 1A and 2 through 15,” (for such properties in the area of and bounded by Patrick Street and Route 287), pursuant to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.*

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

**WHEREAS**, to make such a determination under the Redevelopment Law, the municipal council (the “Municipal Council”) of the Township of Edison (the “Township”), by way of Resolution R.408-0820196, authorized and directed the planning board of the Township (the “Planning Board”) to conduct a preliminary investigation of the property identified on the tax maps of the Township as Block 203, Lot 17, Qualifier C0003 and Block 206, Lots 1A and 2 through 15 (in the area of the north side of Patrick Avenue and Route 287) (the “Study Area”), and to determine whether the Study Area meets the criteria as an area in need of rehabilitation, pursuant to Section 14 of the Redevelopment Law, *N.J.S.A. 40A:12A-14a*; and

**WHEREAS**, on October 15, 2019, the Planning Board, after providing due notice, conducted a public hearing in accordance with the Redevelopment Law, at which hearing it determined that the Study Area qualified as an area in need of rehabilitation and recommended that the Municipal Council designate the Study Area as an area in need of rehabilitation pursuant to the criteria and requirements of the Redevelopment Law; and

**WHEREAS**, on October 23, 2019, the Municipal Council accepted the recommendation of the Planning Board and adopted a resolution which designated Block 203, Lot 17, Qualifier C0003 and Block 206, Lots 1A and 2 through 15 (in the area of the north side of Patrick Avenue and Route 287) as an “area in need of rehabilitation” (“Rehabilitation Area”) in accordance with the Redevelopment Law;

**WHEREAS**, on December 16, 2019, pursuant to *N.J.S.A. 40A:12A-7f*, the Planning Board prepared a redevelopment plan entitled “Patrick Avenue Redevelopment Plan – Block 203, Lot 17, Qualifier C0003 and Block 206, Lots 1A and 2 through 15” (the “**Redevelopment Plan**”), held a hearing regarding same, and ultimately referred the Redevelopment Plan to the Municipal Council for adoption;

**WHEREAS**, upon review of the Planning Board’s referral of the Redevelopment Plan, the Municipal Council has determined to adopt the Redevelopment Plan (in the form attached hereto as Exhibit A), to ensure the success of redevelopment within the Redevelopment Area in conformity with the Township’s redevelopment objectives.

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

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

Section 2. The Redevelopment Plan, attached hereto as Exhibit A, is hereby adopted pursuant to the terms of *N.J.S.A. 40A:12A-7*.

Section 3. A copy of this Ordinance and the Redevelopment Plan shall be available for public inspection at the office of the Township Clerk during regular business hours.

Section 4. This Ordinance shall take effect in accordance with all applicable laws.

## **ORDINANCE O.2064-2020**

**EXPLANATION:** An Ordinance amending the Township Code Chapter XVI, Fire Protection and Prevention, to provide for various amendments to the Township's fire prevention code to further ensure compliance with the State of New Jersey's fire prevention regulations.

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

**WHEREAS**, the Township Code of General Ordinances (the "**Code**") provides rules, regulations and standards to regulate fire prevention and protection measures, pursuant to Chapter XVI of the Code; and

**WHEREAS**, the Township desires to amend various sections of Chapter XVI to ensure continued compliance with the State of New Jersey's fire prevention regulations; and

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

### **CHAPTER XVI FIRE PREVENTION AND PROTECTION**

#### **16-1 UNIFORM FIRE SAFETY ACT LOCAL ENFORCING AGENCY.**

##### **16-1.1 Local Enforcement.**

Pursuant to Section 11 of the Uniform Fire Safety Act (P.L. 1983, c. 383; N.J.S.A. 52:27D-202), the New Jersey Uniform Fire Code (N.J.A.C. 5:70-1.1 et seq.) shall be locally enforced in the municipality of the Township of Edison. (New)

##### **16-1.2 Enforcing Agency Designated; Duties; Organization.**

- a. *Agency Designation.* The local enforcing agency shall be the Bureau of Fire Prevention. The Bureau of Fire Prevention shall hereinafter be known as the local enforcing agency.
- b. *Duties of Agency.* The local enforcement agency shall enforce the Uniform Fire Safety Act (N.J.S.A. 52:27D-192 et seq.) and the codes and regulations adopted under it in all buildings, structures and premises within the established boundaries of the Township of Edison, other than owner-occupied one- and two-family dwellings and buildings owned or operated by the Federal government, the State and interstate agencies and shall faithfully comply with the requirements of the Uniform Fire Safety Act and the Uniform Fire Code.

- c. *Organization.* The local enforcing agency shall be under the direct supervision and control of the Chief Fire Inspector/Fire Official, who shall report directly to the Chief of the Division of Fire.

### **16-1.3 Inspection of Life Hazard Uses.**

The local enforcing agency established in this section shall carry out the periodic inspections of life hazard uses required by the Uniform Fire Code on behalf of the Commissioner of Community Affairs.

- a. *Registration Fees.* All life hazard uses are subject to a one-time registration fee. This fee is to be submitted along with the Business Registration form prior to opening and or conducting business within the Township. The form and fee are to be submitted to the Fire Prevention Bureau. Listed below is the fee schedule that is based on the square footage of building and or structure.
1. Up to four hundred and ninety-nine (499) square feet of occupiable space: twenty-five (\$25.00) dollars.
  2. Five hundred (500) square feet to nine hundred and ninety-nine (999) square feet of occupiable space: fifty (\$50.00) dollars.
  3. One thousand (1000) square feet to two thousand four hundred ninety-nine (2499) square feet of occupiable space: one hundred (\$100.00) dollars.
  4. Two thousand five hundred (2500) square feet to four thousand nine hundred ninety-nine (4999) square feet of occupiable space: one hundred fifty (\$150.00) dollars.
  5. Five thousand (5000) square feet to eleven thousand nine hundred and ninety-nine (11,999) square feet of occupiable space: two hundred (\$200.00) dollars.
  6. Twelve thousand (12,000) square feet to fifty thousand (50,000) square feet of occupiable space: two hundred seventy-five (275.00) dollars.
  7. An additional fifteen dollars (\$15.00) for each thousand (1,000) square feet over fifty thousand (50,000) square feet of occupiable space to be inspected.
  8. Any person who shall violate the provisions of this section shall be penalized by a fine equal to their registration fee.
- b. The owner(s) of businesses, occupancies, buildings, structures, or premises to be inspected shall submit an owner registration application for each space to be inspected.

It shall be a violation of this subsection for an owner to fail to return such forms within thirty (30) days. If the ownership is transferred whether by sale, gift, reorganization, receivership, foreclosure or execution of process, the new owner shall file with the local enforcement agency within thirty (30) days of transfer.

Applications shall be accompanied by fees in accordance with the subsection.

(1999 Code § 18-12-030; New; Ord. No. O.1828-2013; Ord. No. O.2019-2018)

#### **16-1.4 Inspection of Non-Life Hazard Uses.**

A non-life hazard use shall include any use that is not a life hazard use under the Uniform Fire Code.

- a. *Inspections.* The local enforcing agency shall inspect all non-life hazard buildings, structures or premises other than one- and two-family dwellings during a two-year cycle for the purpose of ascertaining and causing to be corrected any conditions liable to cause fire, contribute to the spread of fire, interfere with fire operations, endanger life, or any conditions constituting violation of the provision or intent of the Uniform Fire Code.
- b. *Registration Fees.* The owner(s) of all businesses, occupancies, buildings, structures or premises to be inspected in paragraph a. shall be subject to the following annual fee schedule.
  1. Up to four hundred ninety-nine (499) square feet of occupiable space: twenty-five (\$25.00) dollars.
  2. Five hundred (500) to nine hundred ninety-nine (999) square feet of occupiable space: [one hundred (\$100.00) dollars] Fifty (\$50.00) dollars.
  3. One thousand (1,000) square feet to two thousand four hundred ninety-nine (2,499) square feet of occupiable space: one hundred (\$100.00) dollars.
  4. Two thousand five hundred (2,500) square feet to four thousand nine hundred ninety-nine (4,999) square feet of occupiable space: one hundred fifty (\$150.00) dollars.
  5. Five thousand (5,000) square feet to eleven thousand nine hundred ninety-nine (11,999) square feet of occupiable space: two hundred (\$200.00) dollars.
  6. Twelve thousand (12,000) square feet to fifty thousand (50,000) square feet of occupiable space: two hundred seventy-five (\$275) dollars.
  7. An additional fifteen dollars (\$15.00) for each thousand (1,000) square feet over fifty thousand (50,000) square feet of occupiable space to be inspected.
  8. Any person who shall violate the provisions of this section shall be penalized by a fine equal to their registration fee.
- c. The owner(s) of businesses, occupancies, buildings, structures or premises to be inspected shall submit an owner registration application for each space to be inspected.

It shall be a violation of this section for an owner to fail to return such forms within thirty (30) days. If the ownership is transferred whether by sale, gift, reorganization, receivership, foreclosure or execution of process, the new owner shall file with the local enforcement agency within thirty (30) days of transfer.

Applications shall be accompanied by fees in accordance with the section.

(1999 Code § 8.12.045; Ord. No. O.2019-2018)

### 16-1.5 Permit Fees; Fire Code Status Requests.

- a. *Permit Fees.* The application fee for a permit shall be as follows:

Permit	Fee
Type 1	\$54.00
Type 2	\$214.00
Type 3	\$427.00
Type 4	\$641.00
Type 5	\$1,380.00
<b>Special Event Permit Fees:</b>	
Per special event, up to 3 days duration, including setup and takedown	\$100.00
Per special event, 4 days to 6 days of duration, including setup and takedown	\$150.00
Per special event, 7 days to 10 days of duration, including setup and takedown	\$200.00
Per special event, 10 days of duration or longer, including setup and takedown	\$250.00
<b>Tent Permit Fees:</b>	
Per tent up to 900 square feet in area	\$25.00
Per tent from 900-16,800 square feet in area	\$42.00
Per tent 16,800 square feet in area and greater	\$250.00
<b>Storage of Solid or Liquid Oxidizing Agent Permit Fees:</b>	
Pool chlorine storage fee	\$250.00
<u>Mobile Food Truck Semi-Annual Permit</u>	<u>\$350.00</u>
<u>Late Permit Processing Fee</u>	<u>\$50.00</u>

- b. *Permits Required.*

1. Type 1, 2, 3, 4 and 5 permits are required per N.J.A.C. 570-1.1 et seq., of the Uniform Fire Code.
2. Special Event Permits shall be required for short-term special events, including but not limited to concerts, conferences, conventions, demonstrations, exhibits, expositions, fairs and sports events, wherein an unusual mass assembly of persons is expected to occur. This permit shall apply to convention centers, cultural centers and exhibition halls. Public buildings and events permitted under

the Township Public Event Permit are excluded. This permit shall be required for each special event and shall be in addition to any other permits or approvals required by law.

3. Tent Permits shall be required for the erection, operation, or maintenance of any tent, tensioned membrane structure, or canopy, excluding those used for recreational camping purposes. This permit shall be required for each tent erected and shall be in addition to any other permits or approvals required by law.
  4. Storage of Solid or Liquid Oxidizing Agent Permits shall be required for the seasonal storage of chlorine in solid or liquid forms. This permit shall also be required for any building used for the storage or distribution of solid or liquid oxidizing agents.
  5. Mobile Food Truck operators may apply for a semi-annual permit which will satisfy the requirement of a Type I Permit at multiple venues for a period of six (6) months. Applications for said permit must be accompanied by a valid Fire Suppression System Test Report, Kitchen Hood Cleaning Report, and Proof of Class K Fire Extinguisher Inspection. Operator must notify the Fire Code Official at least 72 hours in advance of each event, failure to do so will result in a late permit processing fee of fifty (\$50.00) dollars. Mobile Food Trucks shall be subject to inspection at every event.
  6. Any person who fails to obtain a permit prior to said activity shall be subject to the late permit processing fee of fifty (\$50.00) dollars.
- c. Request for Fire Code Status. Request for Fire Code Status, as required in N.J.A.C. 5:70-1.1 et seq., shall be obliged only after the completion of a fire safety inspection, the fee for which shall be fifty (\$50.00) dollars.

(1999 Code § 8.12.090; Ord. No. O.2019-2018)

#### **16-1.6 Registration; Inspection; Fees.**

The following buildings are subject to registration and inspection fees with the Edison Division of Fire and five-year periodic inspections that are not covered by the New Jersey State Fire Code, N.J.A.C. 5:70-1.1 et seq.

- a. *Multiple Dwelling[s]* Inspection fees.
  1. All multiple dwellings with less than thirteen (13) units per building shall be inspected every five (5) years. The [registration] inspection fee shall be [one hundred twenty (\$120.00)] one hundred fifty (\$150.00) dollars per building.
  2. All multiple dwellings with thirteen (13) units and no more than twenty-four (24) units per building shall be inspected every five (5) years. The [registration] inspection fee shall be [one hundred eighty (\$180.00)] two hundred (\$200.00) dollars per building.

3. All multiple dwellings with more than twenty-four (24) units per building shall be inspected every five (5) years. The [registration] inspection fee shall be [two hundred forty (\$240.00)] three hundred (\$300.00) dollars per building.
4. The [registration] inspection fee shall be paid [prior to] within thirty (30) days of the [inspection and] Certificate of Housing Inspection and shall remain valid for a period of five (5) years.
5. All multiple dwellings shall be subject to a reinspection fee of [twenty-five (\$25.00)] fifty (\$50.00) dollars per building.

**b. Multiple Dwelling Registration**

1. All multiple dwellings with one (1) to five (5) buildings shall have an annual registration fee of one hundred (\$100.00)
2. All multiple dwellings with six (6) to ten (10) buildings shall have an annual registration fee of one hundred fifty (\$150.00)
3. All multiple dwellings with eleven (11) to fifteen (15) buildings shall have an annual registration fee of two hundred (\$200.00)
4. All multiple dwellings with sixteen (16) or more buildings shall have an annual registration fee of three hundred (\$300.00)

[b.] c. *Hotel/Motels.* All hotels/motels that constitute life hazard uses which are subject to registration with the Edison Division of Fire and are covered by the New Jersey State Fire Code, N.J.A.C. 5:70-1.1 et seq., shall be exempt.  
(1999 Code § 8.12.100)

**16-2 RESERVED.**

**16-3 SMOKE DETECTORS.**

**16-3.1 Definitions.**

As used in this section:

*Dwelling* means a building or structure which is wholly or partly used or intended to be used for living or sleeping by human occupants.

*Dwelling unit* means any building, structure or trailer containing one (1) or more rooms arranged for the use of one (1) or more persons as a single housekeeping unit.

*Smoke detector* means a device sensing visible or invisible smoke particles or combustion which, when activated, shall provide an alarm sufficiently audible to warn occupants in the dwelling unit, whether such occupants are sleeping or awake. Any such smoke detector shall bear a seal, tested and listed by an approved, nationally recognized fire testing laboratory, shall comply in design to all applicable State, Federal and industrial requirements, and, if such



smoke detector is electrically operated, then it shall be installed in conformance with the National Electrical Code Standard 70 and comply with all applicable permits and building subcode inspection requirements.  
(1999 Code § 8.40.010)

### **16-3.2 Exceptions.**

Any new, rehabilitated or existing dwelling which is required by law or regulation to have installed therein any smoke detector or fire prevention system other than that which is required by this section and does in fact have such system installed shall be exempted from the provisions of this section. (1999 Code § 8.40.020)

### **16-3.3 Existing Dwellings.**

- a. One (1) smoke detector shall be installed on the highest habitable level of every dwelling unit and on each floor level, including the basement, where one (1) of such detectors shall be located on the basement or cellar ceiling as close as possible to the stairway opening. Additionally, smoke detectors shall be installed within ten (10) feet of each sleeping area. (1999 Code § 8.40.030)
- b. The smoke alarms required in (a) above shall be located and maintained in accordance with NFPA 72.
- c. Ten-year sealed battery-powered single station smoke alarms shall be installed and shall be listed in accordance with ANSI/UL 217. However, A/C-powered single or multiple-station smoke alarms installed as part of the original construction or rehabilitation project shall not be replaced with battery-powered smoke alarms.
- d. A/C-powered smoke alarms shall be accepted as meeting the requirements of this section provided that they are not more than ten (10) years in age.

### **16-3.4 Responsibility for Installation and Maintenance.**

- a. It shall be the responsibility of the owner of each dwelling unit to comply with this section. It shall be unlawful for any owner to fail or refuse to install such detectors in accordance with this section or fail to maintain the detectors in proper working order.
- b. It shall be the duty of the tenant or occupant of a dwelling unit, at his or her own cost and expense, to maintain and replace all batteries of battery-operated and hardwired battery backup smoke detector devices installed by the owner in the dwelling unit. Any tenant who fails to so maintain and replace such batteries shall be guilty of violating this section.
- c. The duty of the tenant to maintain the batteries shall not relieve the owner of the duty to maintain the detector unit in proper operating order other than the batteries in the dwelling unit, as well as the duty to maintain both the batteries and the unit installed in the common areas of the dwelling.
- d. Upon compliance with this section and the Uniform Fire Code, N.J.A.C. 5:70-1 et seq., by any owner by resale or change in occupancy of a single-family dwelling, a CO and a certificate of smoke detector compliance shall be issued by the Fire Code Official in

charge of enforcement. Requests ten (10) business days prior to issuance, sixty (\$60.00) dollars. Requests four (4) to ten (10) business days prior, ninety (\$90.00) dollars. Requests fewer than four (4) business days prior, one hundred forty (\$140.00) dollars. Should a reinspection be required due to a failure to appear for an appointment a fifty (\$50.00) dollar fee shall be applied. Should a reinspection be required due to a failure to comply with the conditions set forth within the Uniform Fire Code a twenty (\$20.00) dollar fee shall be applied.

(1999 Code § 8.40.040; Ord. No. O-1828-2013; Ord. No. O.2016-2018)

### **16-3.5 Interference with Detectors.**

It is unlawful for any tenant, occupant, owner or any other person to tamper with, damage, destroy, steal, paint over or do anything to cause such smoke detector to malfunction or fail to operate. (1999 Code § 8.40.050)

### **16-3.6 Enforcement.**

a. Effective immediately, no certificate of occupancy shall be issued for any new dwelling or newly rehabilitated dwelling unless the Division of Fire certifies that such dwelling has complied with this section.

b. After the enactment of this section, the Tax Collector shall promptly notify all owners of record of dwelling units and thereafter all new owners of record of dwelling units of the requirements of this section and, in the same communication, forward the owners a certification, to be executed under penalty of perjury, reciting that the owner has complied with the requirements of this section and to be returned to the Division of Fire.  
(1999 Code § 8.40.060)

### **16-3.7 Enforcing Official.**

The Construction Official responsible for enforcement shall be the Fire Protection Subcode Official and Electrical Official and any other duly qualified inspector whose responsibilities are directly related to the function, whether or not specifically provided for. (1999 Code § 8.40.070)

### **16-3.8 Right to File Complaint.**

In addition to the enforcement of this section by the Township Officials, any person may institute and file a complaint in the Municipal Court of Edison against any other person who is found violating any provisions of this section. (1999 Code § 8.40.080)

### **16-3.9 Violations; Penalties.**

Any person violating this section shall be liable for a minimum fine of fifty (\$50.00) dollars and a maximum fine not to exceed the penalty stated in Chapter I, Section 1-5 together with the penalty stated in N.J.S.A. 52:27D-198.3. (1999 Code § 8.40.090)

## **16-4 UNIFORM FIRE CODE.**

### **16-4.1 Adoption of Standards.**

There is adopted by the Township, for the purpose of prescribing regulations governing conditions hazardous to life and property from fire and explosion, that certain Code known as the "Uniform Fire Code, State of New Jersey, of the New Jersey Administrative Code" thereof and all changes and additions that are adopted from time to time, of which Code not less than three (3) copies have been and are now filed in the office of the Clerk of the Township; and the same is adopted and incorporated as fully as if set forth herein, the provisions thereof shall be controlling within the limits of the Township. (1999 Code § 8.12.010)

## **16-5 FIRE PREVENTION STANDARDS ADOPTED.**

### **16-5.1 Storage of Explosives.**

The limits referred to in Article 26 of the Uniform Fire Code, in which storage of explosives and blasting agents is prohibited, are established as prescribed in the zoning ordinance of the Township. (1999 Code § 8.16.040)

### **16-5.2 Storage of Flammable Liquids.**

a. The limits referred to in Article 28 of the Uniform Fire Code, in which storage of flammable liquids in outside aboveground tanks is prohibited, are established as prescribed in the zoning ordinance of the Township.

b. The limits referred to in Article 28 of the Uniform Fire Code, in which new bulk plants for flammable or combustible liquids are prohibited, are established as prescribed in the zoning ordinance of the Township.  
(1999 Code § 8.16.050)

### **16-5.3 Storage of Liquefied Petroleum Gases.**

The limits referred to in Article 30 of the Uniform Fire Code, in which bulk storage of liquefied petroleum gas is restricted, are established as prescribed in the zoning ordinance of the Township. (1999 Code § 8.16.060)

### **16-5.4 New Materials, Processes or Occupancies Which May Require Permits.**

The Director of Public Safety, the Chief of the Paid Fire Division and a member of the Fire Prevention Bureau shall act as a committee to determine and specify, after giving affected persons an opportunity to be heard, any new materials, processes or occupancies which shall require permits in addition to those now enumerated in the Uniform Fire Code. The Chief of the Paid Fire Division shall post such list in a conspicuous place in his or her office and distribute copies thereof to interested persons. (1999 Code § 8.16.070)

#### **16-5.5 Fire and Emergency Access Lanes.**

- a. Authority is vested in the Chief of the Fire Department and the Chief of Police or his/her designee to establish and designate fire and emergency access lanes in and around private property, parking areas and parking places which are open to the public or to which the public is invited.
- b. The fire and emergency access lanes may include, but are not limited to, no-parking or no-standing areas, traffic directional lanes and areas designated solely for pedestrian traffic. Parking shall be in the designated areas.
- c. Fire and emergency access lanes shall be in those locations and of sufficient design as may be reasonably required by the public safety and welfare. The purpose of these lanes is to guarantee unimpaired ingress and egress in and around public parking areas and to and around all buildings located in these areas in the event of fire or other emergency, for police, fire and other emergency vehicles. These lanes shall be installed by the property owner with acceptable signs and paint on the pavement provided by the property owner and installed and maintained under the guidance and direction of the Chief of the Fire Department and the Chief of Police or his/her designee.
- d. No person, firm or corporation, or any of their agents or employees, shall leave standing or cause to be parked any vehicle in any of the aforementioned lanes nor cause any other obstruction in these designated lanes.
- e. All fire hydrants, standpipes and ten (10) feet on either side of the hydrant and standpipes shall be designated as fire zones. Such designation shall apply to all fire hydrants and standpipes located within the Township.
- f. The Chief of the Fire Department and the Chief of Police or his/her designee shall have concurrent jurisdiction to enforce the provision of this subsection by the issuance of summonses or complaints. In addition to the penalties provided hereafter, any vehicle parked in violation of the regulations provided under this subsection may be towed away summarily by the Police Department at the expense of the violator.
- g. Any person who shall violate the provisions of this section shall be punished by a fine of not more than five hundred (\$500.00) dollars or by imprisonment of not more than ninety (90) days, or both, at the discretion of the court.  
(1999 Code § 8.16.080; Ord. No. O.1607-2008 § 7; Ord. No. O.1722-2009 § 2)

#### **16-5.6 Barbecue Grills.**

- a. Barbecue grills using propane fuel with fuel tanks attached shall not be located or operated within or upon any building or within five (5) feet laterally of any building, wall or overhang.
- b. Barbecue grills using charcoal or wood fuel shall not be operated within or upon any building or within five (5) feet laterally of any building, wall or overhang. (1999 Code § 8.16.090)

#### **16-5.7 Key Lock Box System.**

a. The following structures shall be equipped with a key lock box at or near the main entrance or such other location required by the Fire Official:

1. Commercial or industrial structures protected by an automatic alarm system or automatic suppression system, or such structures that are secured in a manner that restricts access during an emergency;

2. Multi-family residential structures that have restricted access through locked doors and have a common corridor for access to the living units;

3. Governmental structures and nursing care facilities.

b. All newly constructed structures subject to this subsection shall have the key lock box installed and operational prior to the issuance of an occupancy permit. All structures in existence on the effective date of this section and subject to this section shall have one (1) year from the effective date of this section to have a key lock box installed and operational.

c. The Fire Official shall designate the type of key lock box system to be implemented within the Township and shall have the authority to require all structures to use the designated system.

d. The owner of or operator of a structure required to have a key lock box shall, at all times, keep a key in the lock box that will allow for access to the structure.

e. *Key Box Maintenance.* The operator of the building shall immediately notify the Fire Official and provide the new keys when a lock is changed or re-keyed. The key to such lock shall be secured in the key box (N.J.A.C. 5:70-3, 506.2).

f. The Fire Official shall be authorized to implement rules and regulations for the use of the lock box system.

g. Any person who owns or operates a structure subject to this section shall be subject to the penalties set forth in Section 16-6 of this Code for any violation of this subsection, provided that the MAXIMUM fine for a conviction for a violation of this section shall be two thousand (\$2,000.00) dollars.

(Ord. No. O.1725-2009 § I)

#### **16-5.8 Modifications of Provisions.**

The Chief of the Paid Fire Division shall have power to modify any of the provisions of the Uniform Fire Code upon application in writing by the owner or lessee or his or her duly authorized agent when there are practical difficulties in the way of carrying out the strict letter of the Uniform Fire Code, provided that the spirit of the Uniform Fire Code shall be observed, public safety secured and substantial justice done. The particulars of such modification, when granted or allowed, and the decision of the Chief of the Paid Fire Division thereon shall be entered upon the records of the Division, and a signed copy shall be furnished to the applicant. (1999 Code § 8.16.100; Ord. No. O.1725-2009 § I)

### **16-5.9 Appeals.**

Whenever the Chief of the Paid Fire Division shall disapprove an application or refuse to approve a permit applied for, or when it is claimed that the provisions of the Uniform Fire Code do not apply or that the true intent and meaning of the Uniform Fire Code have been misconstrued or wrongly interpreted, the applicant may appeal from the decision of the Chief of the Paid Fire Division to the Board of Adjustment of the Township within thirty (30) days from the date of the decision appealed. Pursuant to Sections 15 and 17 of the Uniform Fire Safety Act, (see N.J.S.A. 52-27D-206 and N.J.S.A. 52-27D-208) any person aggrieved by any order of the local enforcement agency or agencies shall have the right to appeal to the Construction Board of Appeals of the County of Middlesex. (1999 Code § 8.16.110; Ord. No. O.1725-2009 § I)

### **16-6 VIOLATIONS; PENALTIES.**

a. Any person who shall violate any of the provisions of the Uniform Fire Code or fail to comply therewith, or who shall violate or fail to comply with any order made thereunder, or who shall build in violation of any detailed statement of specifications or plans submitted and approved thereunder and from which no appeal has been taken or who shall fail to comply with such an order as affirmed or modified by the Board of Adjustment of the Township or by a court of competent jurisdiction within the time fixed herein, shall severally for each and every such violation and noncompliance respectively be liable, upon conviction, to the penalty stated in N.J.A.C. 5:70-2.12. The imposition of one (1) penalty for any violation shall not excuse the violation or permit it to continue; and all such persons shall be required to correct or remedy such violations or defects within a reasonable time; and when not otherwise specified, each ten (10) days that prohibited conditions are maintained shall constitute a separate offense.

b. The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions.

c. *Fire Department Costs.*

1. When an owner has been given notice of the existence of a violation of this Code and has not abated the violation, he or she shall be liable to a penalty in the amount of the actual cost to the Fire Department of suppressing any fire directly or indirectly resulting from the violation.

2. Such cost shall be certified by the Chief of the Paid Fire Division, and he or she shall assess the amount certified and collect it under the Penalty Enforcement Law (N.J.S.A. 2A:58-1 et seq.) in the Superior Court, County district court or Municipal Court.

3. All moneys collected pursuant to this subsection shall be paid to the Municipality and appropriated to the Fire Department to defray the certified costs.  
(1999 Code § 8.16.120; Ord. No. O.1725-2009 § I)

**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 Township Code Chapter XVI, as set forth herein above.
3. 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 XVI of the Code shall remain unchanged and have full force and legal effect.
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.

## **ORDINANCE O.2065-2020**

**EXPLANATION:** An Ordinance establishing the not-to-exceed salaries of Township of Edison Council members.

**WHEREAS**, the municipal council (“Municipal Council”) of the Township of Edison (“Township”) seeks to establish the not-to-exceed salaries of the Council.

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

**Section 1.** The not-to-exceed annual base salaries for Council Members shall be as follows:

<b><u>Municipal Council</u></b>	<b><u>Salary (not-to-exceed)</u></b>
Council President	\$19,500.00
Councilperson	\$18,000.00

**Section 2.** The above salaries shall be adjusted annually commensurate with adjustments given to union employees in each year succeeding the adoption of this Ordinance.

**Section 3.** All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed. The Chief Financial Officer of the Township is hereby authorized to transfer such sums as may be necessary to cover such payroll as authorized herein.

**Section 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.

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

**Section 6.** This ordinance shall become effective upon final passage and publication according to law.



## **ORDINANCE O.2066-2020**

**Explanation: Codifies the policy of the Township of Edison (the "Township") regarding Military Leave Law for Township employees, not including temporary or seasonal employees, who are called to active military duty or service, or in-active duty training**

**WHEREAS**, Executive Order No. 1-2019 establishes the policy of the Township of Edison (the "Township") regarding Military Leave Law for Township employees, not including temporary or seasonal employees, who are called to active military duty or service, or in-active duty training; and

**WHEREAS**, the municipal council ("Municipal Council") of the Township of Edison ("Township") seeks to amend and codify Executive Order No. 1-2019; and

**WHEREAS**, in accordance with 26 U.S. Code § 112, the term "Combat Zone" means any area which the President of the United States by Executive Order designates as an area in which Armed Forces of the United States are or have engaged in combat; and

**WHEREAS**, service is performed in a Combat Zone only if performed on or after the date designated by the President by Executive Order as the date of the commencing of combatant activities in such zone, and on or before the date designated by the President by Executive Order as the date of the termination of combatant activities in such zone;

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

### **I. ACTIVE DUTY TRAINING AND/OR SERVICE, STATE OF NEW JERSEY NATIONAL GUARD (AIR/ARMY/NAVAL/STATE GUARD UNITS)**

The policy of the Township regarding any employee, not including any temporary or seasonal employee of the Township, who is called to active duty training and/or service for any division of the New Jersey National Guard, in addition to any benefits, rights or privileges set forth in any state or federal law, is as follows:

- A. The Township must allow leave for up to 90 work days per calendar year with full pay. If leave extends into a new calendar year, the employee will be eligible to receive full pay for an additional 90 days of active duty training and/or service for that calendar year.
- B. The employee will continue to accrue vacation, personal and sick time during each 90 day period of paid active duty training/service period.

C. If the employee is called to active duty training and/or service and is deployed to a Combat Zone, the employee will continue to earn pay and accrue vacation, personal and sick time after the expiration of the 90 day period set forth above, until such time that the employee is no longer deployed in a Combat Zone. including any leave and reconstitution time accrued for service in said combat zone.

D. For employees who are called to active duty training/service and are not deployed to a Combat Zone, after expiration of 90 paid work days per calendar year,

1. The Township has no obligation to pay the employee.
2. The Township can stop the accruing of agency time off (which includes vacation, personal and/or sick days).
3. The Township can stop making pension payments, but if the employee buys that time back, the Township must pay the Township's portion.
4. If the employee wishes to continue with Township based health benefits, the employee must pay the premiums for said benefits.
5. If the employee chooses to suspend Township health benefits while on active duty training, said benefits will be reinstated immediately upon return to work.

E. The employee does not lose seniority while on active duty training.

F. The employee may (if he/she opts to do so) utilize accrued vacation, personal or accumulated time (but not sick time) for active duty training and/or service that exceeds 90 paid days, but cannot be forced to do so.

## **II. ACTIVE DUTY TRAINING AND/OR SERVICE, FEDERAL RESERVES (ARMY/NAVAL/AIR FORCE/MARINE CORPS/COAST GUARD RESERVES & NATIONAL GUARD FROM OTHER STATES)**

The policy of the Township regarding any employee, not including any temporary or seasonal employee of the Township, who is called to active duty training and/or service for any division of the Federal Reserves, or for the National Guard from a state other than New Jersey, in addition to any benefits, rights or privileges set forth in any state or federal law is as follows:

A. The Township must allow up to 90 work days per calendar year with full pay. If leave extends into a new calendar year, the employee will be eligible to receive full pay for an additional 90 days of active duty training and/or service for that calendar year.

B. The employee continues to accrue vacation, personal and sick time during the 90 day paid active duty training/service requirement.

C. If the employee is called to active duty training and/or service and is deployed to a Combat Zone, the employee will continue to earn pay and continue to accrue vacation, personal and sick time after the expiration of the 90 day period set forth above, until such time that the employee is no longer deployed in a Combat Zone. including any leave and reconstitution time accrued for service in said combat zone.

D. For employees who are called to active duty training and/or service and who are not deployed to a Combat Zone, after expiration of 90 paid work days per calendar year,

The Township has no obligation to pay the employee.

- The Township can stop the accruing of agency time off (which includes vacation, personal, and sick days).
- The Township can stop making pension payments, but if the employee buys that time back, the Township must pay the Township's portion.
- If the employee wishes to continue with Township based health benefits, the employee must pay the premiums for said benefits.
- If the employee chooses to suspend Township health benefits while on active duty training/service, said benefits will be reinstated immediately upon return to work.

E. The employee does not lose seniority while on active duty training and/or service.

F. The employee may (if he/she opts to do so) utilize accrued vacation, personal or accumulated time (but not sick time) for active duty training and/or service that exceeds 90 paid days, but cannot be forced to do so.

### **III. IN-ACTIVE DUTY TRAINING**

The policy of the Township regarding any employee, not including any temporary or seasonal employee of the Township, who is called to in-active duty training, in addition to any benefits, rights or privileges set forth in any state or federal law is as follows:

A. The Township must allow the employee to attend in-active duty training without loss of time or pay.

B. The Edison Municipal Council has the right to provide additional pay over 90 days on a case by case as necessary

### **IV. SEVERABILITY**

If any part(s) of this ordinance shall be deemed invalid, such part(s) shall be severed and the invalidity thereof shall not affect the remaining parts of this ordinance.

**V. EFFECTIVE DATE**

This ordinance shall take effect in accordance with applicable law.

**ORDINANCE O.2067-2020**

**EXPLANATION:** An Ordinance modifying the membership parameters of the Human Relations Commission of the Township of Edison.

**AN ORDINANCE SUPPLEMENTING AND AMENDING  
CHAPTER \_\_\_\_ ENTITLED "HUMAN RELATIONS  
COMMISSION" BY REPEALING SAME IN IT  
ENTIRETY AND BY REPLACING IT WITH THE FOLLOWING**

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

Section I. Chapter \_\_\_\_ entitled "Human Relations Commission" is hereby repealed and deleted in its entirety, and replaced with a new Chapter to read as follows:

Section - Appointment of Voting Members.

The voting members of the Human Relations Commission (sometimes simply, the "Commission") shall consist of up to fifteen (15) voting members, who shall either reside and/or work in the Township of Edison and who shall serve without compensation. The Mayor shall appoint, with the advice and consent of the Township Council, the voting members with no consideration of political affiliation, a liaison from the Mayor to the Commission and designate the Chairperson or Co-Chairpersons. In addition to the foregoing, the Township Council shall appoint from among its members a liaison to the Human Rights Commission. The aggregate voting membership of the Commission shall be representative of the various racial, religious, national, cultural and other social groups within the Township of Edison, or the County of Middlesex. The appointment of one or more voting members younger than eighteen (18) years of age at the time of their appointment is permitted and, in fact, encouraged in order to promote a broad spectrum of understanding between all age groups. The initial term of all voting members of the Commission shall be staggered as follows:

- (a) 5 voting members shall be appointed for terms of 1 year;
- (b) 5 voting members shall be appointed for terms of 2 years;
- (c) 5 voting members shall be appointed for terms of 3 years.

Upon the expiration of the initial term of appointment, all subsequent voting appointees shall serve for a term of 3 years.

Section - Powers and Duties; Purpose.

The Human Relations Commission is hereby empowered to make recommendations for the development of policies and procedures in general, and for programs of formal and informal education, that will aid in eliminating all types of discrimination based on, but not limited to, race, creed, religion, national origin, ancestry, disability, ethnicity, health, age, marital status, sexual orientation or gender, or the perception of these qualities.

Section - Term of Voting Members.

Five (5) voting members of the Commission shall serve for a one year term, five (5) voting members of the Commission shall serve for a two year terms, and five (5) voting members of the Commission shall serve for three year terms.

Section - Quorum.

Nine (9) voting members of the Human Relations Commission shall constitute a quorum for the transaction of business.

Section - Appointment of non-voting members; Advisory Committee; duties; term.

The Commission shall also have up to five (5) non-voting members, who shall reside in the Township of Edison, County of Middlesex, and/or the State of New Jersey, and who shall serve without compensation. The Mayor shall appoint, with the advice and consent of the Township Council, the non-voting members with no consideration of political affiliation. The term of all non-voting members of the Commission shall be for a term of 2 years. The non-voting members of the Commission shall comprise a standing Advisory Committee to the Commission, and its voting membership. In that capacity, the Advisory Committee shall be vested with the authority to conduct workshops and to otherwise facilitate the Powers and Duties of the Commission as set forth within this Chapter, all under the direction of the voting membership of the Commission.

Section II. If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged, and the remainder of the Ordinance shall be deemed valid and effective.

Section III. This Ordinance shall take effect upon final passage and publication according to law.

**RESOLUTION R.072-022020**

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING February 6, 2020.

**WHEREAS**, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through, February 6, 2020.

<b>FUND</b>	<b>AMOUNT</b>
Current	\$26,900,530.62
Affordable Housing	101,346.00
Capital	407,169.27
Cash Performance	40,078.24
CDBG	42,418.37
Developers Escrow	61,324.80
Dog (Animal Control)	13,988.60
Federal Forfeited	0.00
Grant Funds	4,545.00
Law Enforcement	0.00
Open Space	0.00
Park Improvements	1,709.12
Payroll Deduction	0.00
Sanitation Fund	289,470.45
Self Insurance	0.00
Sewer Utility	200,716.42
Tax Sale Redemption	194,574.90
Tree Fund	0.00
Tree Planting	0.00
Trust	31,959.24
Edison Water Utility	295,582.08
Edison Landfill Closure Trust	0.00
<b>TOTAL</b>	<b>\$28,585,413.11</b>

/s/ Nicholas C. Fargo  
Chief Financial Officer

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the Township of Edison, that the above-referenced disbursements report is hereby approved.

**RESOLUTION R.073-022020**

**Authorizing refund for redemption of tax sale certificates**

**WHEREAS**, the Tax Collector of the Township of Edison, Lina Vallejo, reports and advises that at various sales of land for delinquent taxes held by the Edison Township Collector of Taxes, Middlesex County, New Jersey, the attached listing of tax sale certificates were sold; and

**WHEREAS**, the Tax Collector further reports that the said tax sale certificates have been redeemed thereof, and further advises that the purchasers of said property are legally entitled to a refund of monies paid at the time of redemption.

**NOW THEREFORE, BE IT RESOLVED**, by the Municipal Council of the Township of Edison, that the aforementioned recitals are incorporated herein as though fully set forth at length.

**BE IT FURTHER RESOLVED**, by the Municipal Council of the Township of Edison, that the appropriate official of the Township is hereby authorized to draw checks to the noted parties in the amounts specified on the attached listing, totaling **\$185,765.60**.



**RESOLUTION R.074-022020**

**Authorizing refund for tax overpayments**

**WHEREAS,** the Tax Collector of the Township of Edison, Lina Vallejo, reports and advises that on various properties located within the Township of Edison, overpayments of real estate taxes have been made due to erroneous or duplicate payments, and

**WHEREAS,** applications have been made to the Tax Collector for refunds of the said overpayments, and the Tax Collector advises that the requesters are entitled to refunds as provided the attached listing; and

**NOW THEREFORE, BE IT RESOLVED,** by the Municipal Council of the Township of Edison, that the aforementioned recitals are incorporated herein as though fully set forth at length.

**BE IT FURTHER RESOLVED,** by the Municipal Council of the Township of Edison that the appropriate official of the Township is hereby authorized to draw checks to the noted parties in the amounts specified on the attached listing totaling **\$41,292.70**.

**February 10, 2020**

## **RESOLUTION R.075-022020**

**Explanation:** A Resolution authorizing a grant of \$15,000 from the Township's Affordable Housing Down Payment/Closing Cost Affordability Assistance Program for the purchase of an *affordable* housing unit by an income certified buyer.

**WHEREAS**, by Resolution the Township Council approved, authorized and established a Market To Affordable Program pursuant to N.J.A.C. 5:97-8.8(a), to assist eligible owner/s in the purchase of eligible *affordable* housing units in the Township of Edison, to use these existing properties as Affordable Housing units (Unit), and committed one million dollars 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 Down Payment/Closing Cost Affordability Assistance Program in accordance with the Court'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 purchase under the Program; and

**WHEREAS**, a Unit was located and an application to participate in the Program was submitted, reviewed and deemed complete and in compliance with the requirements; and

**WHEREAS**, the Buyers, have entered into a Sales Contract to purchase an *affordable* housing unit, as approved by the Township's Administrative Agent and qualifies for a grant of \$15,000 to be paid from the Township's Affordable Housing Trust Fund in order to provide affordability assistance by reducing the costs for the Buyers; and

**WHEREAS**, the title company, known as Golden Title Agency, LLC, will distribute such funds on behalf of the Buyer at the time of the Closing to subsidize the down payment or closing costs; and

**WHEREAS**, the Township Council desires to award this grant to provide assistance in the purchase of an *affordable* unit at 137 Liddle Avenue, Edison, NJ, known as Block 757, Lot 41, in the amount of \$15,000 for the purpose set forth herein under the Down Payment/Closing Cost Affordability Assistance Program; and to authorize the execution of an Agreement between the Township and Changwook Jang and Lily Eunju Do Jang, the Buyer(s), 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 subsidy grant in the amount of \$15,000 from the Township's Affordable Housing Trust Fund account T-13-00-0000-000-006 with respect to the Down Payment/Closing Cost Affordability Assistance Program, to be paid to Golden Title Agency, LLC, 1818 Old Cuthbert Road, Suite 100, Cherry Hill, NJ 08034, for the purposes set forth herein and authorizes the execution of an Agreement between the Township and Changwook Jang and Lily Eunju Do Jang, 137 Liddle Avenue, Edison, NJ 08837 with respect to such grant.
2. That an original certified copy of this resolution shall be forwarded to the Municipal Housing Liaison.

**RESOLUTION R.076-022020**

**EXPLANATION: Resolution Returning the Performance Guarantee for Edison Rt. 27 Associates LLC. for Pet Smart , Edison ,NJ 08817 Application #P02-04/05 Performance Surety Bond #S296263**

**WHEREAS, Edison Route 27 Associates: posted;**

Enclosed is a Performance Surety Bond #**S296263** dated October 3, 2014 of The Main Street American Group, in the amount of **\$158,464.08** posted by Edison Rt. 27 Associates for Pet Smart. This is the surety portion of the performance guarantee.

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

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON**, that the Township Clerk is hereby authorized to return the aforesaid Surety Bond #**S296263** in the amount of **\$158, 464.08** to The Main Street American Group, 220 Salina Meadows, Suite 200, Syracuse, NY, 13212-4528 and copy also Edison Rt. 27 Associates LLC. Having offices at 820 Morris Turnpike Suite 301, Short Hills, NJ , 07078

## **RESOLUTION R.077-022020**

**EXPLANATION:** Resolution Returning the Performance Guarantee for Antmar LLC.492 Inman Avenue,  
Colonia, NJ 07067 Application #P5087 Performance Surety Bond #15008

**WHEREAS, Antmar LLC. : posted;**

Enclosed is a Performance Surety Bond **#15008** dated October 20, 2006 of The United States Surety Company, in the amount of **\$70,226.46** posted by having offices at 20 West Aylesbury Road, Timonium, MD. This is the surety portion of the performance guarantee.

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

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON**, that the Township Clerk is hereby authorized to return the aforesaid Surety Bond **#15008** in the amount of **\$70,226.46** to The United States Surety Company, 20 West Aylesbury Road, Timonium, MD. and copy also to Antmar, LLC. having offices at 492 Iman Avenue Colonia, NJ , 07067

**RESOLUTION R.078-022020**

**WHEREAS**, the Township Engineer advises that an inspection has been made of **65 Union Avenue Block: 652 and Lot: 10, Application # SIP- 18-063**, and said inspection indicates all improvements are complete and in accordance with the Municipal Standards of the Township of Edison; and

**WHEREAS**, on December 13, 2019, Goldstar Development **posted a Maintenance Bond Check # 9728314057 in the amount of \$ 25,700.00 on deposit in account # CP191217GO** with the Township of Edison, to guarantee the integrity of the site improvements with the Township of Edison. The maintenance period has elapsed with no defects developing; and

**WHEREAS**, the Township Engineer, recommends the release of the Maintenance Bond check # **9728314057** in the amount of **\$ 25,700.00**, plus accrued interest, if applicable, principal being Goldstar Development having offices at 87 Long Hill Road , Little Falls ,NJ 07424 and acceptance of the subject improvements; and

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON** Director of Finance hereby authorized to return the aforesaid Maintenance Bond in the amount of **\$25,700.00** plus accrued interest, if applicable, to the applicant; and

**BE IT FURTHER RESOLVED** the Director of Finance be and is hereby authorized to return the aforesaid Maintenance Bond in the amount of **\$ 25,700.00**, plus accrued interest, if applicable, on deposit in account # **CP191217GO** to the applicant.

**RESOLUTION R.079-022020**

**Authorizing refund for water overpayments**

**WHEREAS,** the Tax Collector of the Township of Edison, Lina Vallejo, reports and advises that on various properties located within the Township of Edison, overpayments of water utility have been made due to erroneous or duplicate payments, and

**WHEREAS,** applications have been made to the Tax Collector for refunds of the said overpayments, and the Tax Collector advises that the requesters are entitled to refunds as provided the attached listing; and

**NOW THEREFORE, BE IT RESOLVED,** by the Municipal Council of the Township of Edison, that the aforementioned recitals are incorporated herein as though fully set forth at length.

**BE IT FURTHER RESOLVED,** by the Municipal Council of the Township of Edison that the appropriate official of the Township is hereby authorized to draw checks to the noted parties in the amounts specified on the attached listing totaling **\$2,115.10**.

**RESOLUTION R.080-022020**

**RESOLUTION TO RELEASE STREET OPENING ESCROW**

**WHEREAS**, the Township Department of Public Works advises the following have deposited Escrow Funds for Street Opening Permits; and

**WHEREAS**, notification has been received stating that all work has been inspected and restored as per the requirements of the Road Opening Permit; and

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON**, that the Finance Department is hereby authorized to release Street Opening Escrow Funds, under reference number STO0000384, to the following:

**Permit Number: DEV-0134**

**Opening Location: 660 New Dover Rd**

**Block/Lot: 498/31.A**

**Applicant's Name & Address:**

**L.N. ROTHBERG & SON INC.  
550 CEDAR AVE  
PO BOX: 550  
MIDDLESEX, NJ 08846**

**Initial Deposit Date: 08/19/2019**

**Deposit Amount: \$8640.00**

**Paid by & refunded to:**

**L.N. ROTHBERG & SON INC.  
550 CEDAR AVE  
PO BOX: 550  
MIDDLESEX, NJ 08846**

**BE IT FURTHER RESOLVED** that the Township Council of the Township of Edison forwards a certified true copy of the resolution to the Director of Finance.

**RESOLUTION R.081-022020**

**AUTHORIZING A REIMBURSEMENT TO  
FNL SERVICE CENTER FROM THE  
JANUARY 29, 2020 SALE OF ABANDONED VEHICLES**

**WHEREAS**, on January 29, 2020 the TOWNSHIP OF EDISON conducted an auction for the sale of abandoned vehicles; and

**WHEREAS**, the auction inventory identified Number 19050497 as a 2017 Nissan Altima bearing VIN 1N4AL21EX7N423740, with a minimum bid of One Hundred Dollars (\$100.00); and

**WHEREAS**, the winning bidder for this vehicle was FNL Service Center, 1600 Perrineville Road, Monroe, NJ 08831 with a bid in the amount of Three Hundred Fifty Dollars (\$350.00); and

**WHEREAS**, upon conclusion of the auction payment was made in full to the TOWNSHIP OF EDISON by FNL Service Center; and

**WHEREAS**, FNL Service Center conducted a VIN Search after conclusion of the auction and payment, and it revealed the auctioned vehicle was a 2007 Nissan Altima, not a 2017 Nissan Altima; and

**WHEREAS**, the Township of Edison Police Department contacted the New Jersey Motor Vehicle Commission, and it was revealed that the Motor Vehicle Commission made a typographical error on the APPLICATION FOR CERTIFICATE OF TITLE that was previously issued to the TOWNSHIP OF EDISON for this vehicle; and

**WHEREAS**, FNL Service Center is no longer interested in purchasing this vehicle due to the significant difference in model years; and

**NOW THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison shall refund the amount of Three Hundred Fifty Dollars (\$350.00) to FNL Service Center, 1600 Perrineville Road, Monroe, NJ 08831.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of Three Hundred Fifty Dollars (\$350.00) are available in Account 001-55-0291-0000

Nicholas C. Fargo  
Chief Financial Officer



**RESOLUTION R.082-022020**

**WHEREAS**, it is the duty of the Municipal Council to appoint 2<sup>nd</sup> Alternate Member to the Zoning Board of Adjustment; and

**WHEREAS**, the Municipal Council has selected Ashwani Bedi to be appointed to said Board.

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the Township of Edison, Middlesex County, New Jersey, that 13 Melbloum Lane, Edison, NJ be and he is hereby appointed as a Member of the Zoning Board of Adjustment, said term to expire December 31, 2021.

**RESOLUTION R.083-022020**

**EXPLANATION: A Resolution authorizing the entering of a Shared Services Agreement with the Township of Highland Park for the Township of Edison's provision of animal control and sheltering services.**

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

**WHEREAS**, in the spirit of mutual cooperation, the Township has the capacity to and seeks to provide animal control and sheltering services, including the regulation, collection and housing of stray animals, to the Township of Highland Park ("**Highland Park**") and, together with the Township, the "**Parties**", for the purpose of promoting efficiency in government and reducing each Party's respective expense for such services; and

**WHEREAS**, in furtherance, the Parties desire to enter a Shared Services Agreement ("**Agreement**," in the form attached hereto as *Exhibit A*) pursuant to the Shared Services Act to establish the terms of the Township's provision of animal control and sheltering services to Highland Park for a term beginning January 1, 2020 and ending December 31, 2021; and

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

**WHEREAS**, the Municipal Council of the Township ("**Municipal Council**") seeks to hereby authorize the Township's entering and execution of the Agreement.

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

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

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

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

Section 4.           This Resolution shall take effect immediately.

**RESOLUTION R.084-022020**

**EXPLANATION: This Resolution authorizes the Mayor to execute the attached Developer's Agreement with Federal Business Centers, with respect to Block 390-D, Lot 9-A on the Edison Township Tax Map, and more commonly known as 140 Fieldcrest Avenue.**

**WHEREAS**, Block 390-D, Lot 9-A, more commonly known as 140 Fieldcrest Avenue, as shown on the Township of Edison tax maps (the "**Property**") was the subject of an application before the Planning Board of the Township of Edison (hereinafter the "**Board**") made by Federal Business Centers ("**Developer**") for amended final site plan approval to construct a 74,012 square foot addition to an existing 59,690 square foot warehouse, which will also add 19 loading docks and 40 parking stalls at the Property (the "**Project**"); and

**WHEREAS**, the Board granted amended site plan approval for the Project by adoption of a resolution on September 16, 2019 (the "**Resolution**"); and

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

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

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

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

1. The Mayor is hereby authorized to execute the Agreement substantially in the form as attached hereto as Exhibit A, subject to such additions, deletions, modifications or amendments deemed necessary by the Mayor in his discretion in consultation with counsel, which additions, deletions, modifications or amendments do not alter the substantive rights and obligations of the parties thereto, and to take all other necessary and appropriate action to effectuate the Agreement.

2. The Township Clerk is hereby authorized to forward the original and certified copies of the Agreement to the Township Attorney for recording with the Clerk of the County of Middlesex.

3. This Resolution shall take effect immediately.

**RESOLUTION R.085-022020**

**EXPLANATION:** This Resolution authorizes the Mayor to execute the attached Developer's Agreement with Shopping Center Associates, with respect to Block 619.B, Lots 6J, 6K, 6M and 7E on the Edison Township Tax Map, and more commonly known as 1521 US Highway 1.

**WHEREAS**, Block 619.B, Lots 6J, 6K, 6M and 7E, more commonly known as 1521 US Highway 1, as shown on the Township of Edison tax maps (the "**Property**") was the subject of an application before the Planning Board of the Township of Edison (hereinafter the "**Board**") made by Shopping Center Associates ("**Developer**") for preliminary and final site plan approval with variances to permit the demolition of an existing restaurant building and the construction of a new restaurant building with two (2) separate units, along with a front-yard setback deviation, a parking lot line variance and signage variance at the Property (the "**Project**"); and

**WHEREAS**, the Board granted final site plan approval for the Project by adoption of a resolution on July 15, 2019 (the "**Resolution**"); and

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

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

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

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

1. The Mayor is hereby authorized to execute the Agreement substantially in the form as attached hereto as Exhibit A, subject to such additions, deletions, modifications or amendments deemed necessary by the Mayor in his discretion in consultation with counsel, which additions, deletions, modifications or amendments do not alter the substantive rights and obligations of the parties thereto, and to take all other necessary and appropriate action to effectuate the Agreement.

2. The Township Clerk is hereby authorized to forward the original and certified copies of the Agreement to the Township Attorney for recording with the Clerk of the County of Middlesex.

3. This Resolution shall take effect immediately.

**RESOLUTION R.086-022020**

**EXPLANATION: A resolution authorizing the execution of, and entry into, a License Agreement with the County of Middlesex with respect to median management and beautification within the County's right-of-way along the Silver Lake Road Exit off of County Route 514.**

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

**WHEREAS**, the Township wants to authorize and direct the Mayor ("Mayor") to execute and enter into a certain License Agreement with the County of Middlesex ("County") with respect to median management and beautification by the Township within the County's right-of-way along the Silver Lake Road Exit off of County Route 514 (hereinafter the "Agreement"), in order to facilitate the same under the terms and conditions of the Agreement; and

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

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

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

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

Section 2. The execution of the Agreement by and hereby is, approved, all consistent with the above recitals, and at the request of the County and the Township, respectively, with respect thereto.

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

Section 4. This Resolution shall take effect immediately.

**RESOLUTION R.087-022020**

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO GMH ASSOCIATES OF AMERICA, INC. FOR GENERATOR MAINTENANCE AND REPAIR**

**WHEREAS**, bids were received by the Township of Edison on December 19, 2019 for Public Bid No. 19-10-03, Generator Maintenance and Repair; and

**WHEREAS**, GMH ASSOCIATES OF AMERICA, INC., 5 Cheltenham Way, Bldg.15, Trenton, NJ 08638, submitted the lowest legally responsible, responsive bid; and

**WHEREAS**, the initial contract shall be for one (1) year from execution of the contract with options to renew for two (2) one (1) year renewals at the sole discretion of the Township at the same prices, conditions, requirements and terms of the contract, subject to and contingent upon appropriation of sufficient funds each renewal year; and

**WHEREAS**, the total amount of the first year and any succeeding renewal year shall not exceed \$60,000.00, and cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid submitted by GMH ASSOCIATES OF AMERICA, INC., 5 Cheltenham Way, Bldg.15, Trenton, NJ 08638, for Generator Maintenance and Repair is determined to be the lowest legally responsible, responsive bid.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$60,000.00 for the first year and any succeeding renewal year and any other necessary documents, with GMH ASSOCIATES OF AMERICA, INC. as described herein.

**RESOLUTION R.088-022020**

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO W. E. TIMMERMAN CO., INC.  
FOR SWEEPER PARTS**

**WHEREAS**, bids were received by the Township of Edison on December 17, 2019 for Public Bid No. 19-06-14-Sweeper Parts (Elgin & Schwarze); and

**WHEREAS**, W. E. TIMMERMAN CO., INC., 3554 Route 22 West, Whitehouse, NJ 08888, submitted the lowest legally responsible, responsive bid for Elgin Parts as listed on the spreadsheet; and

**WHEREAS**, the initial contract shall be for one (1) year from execution of the contract with options to renew for two (2) one (1) year renewals at the sole discretion of the Township at the same prices, conditions, requirements and terms of the contract, subject to and contingent upon appropriation of sufficient funds each renewal year; and

**WHEREAS**, the total amount of this contract, not to exceed \$45,000.00, cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid submitted by W. E. TIMMERMAN CO., INC., 3554 Route 22 West, Whitehouse, NJ 08888 for Sweeper Parts (Elgin & Schwarze), is determined to be the lowest legally responsible, responsive bid for various items as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$45,000.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents with W. E. TIMMERMAN CO., INC., as described herein.

**RESOLUTION R.089-022020**

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO H.A. DEHART & SON, INC. FOR  
SWEEPER PARTS**

**WHEREAS**, bids were received by the Township of Edison on December 17, 2019 for Public Bid No. 19-06-14-Sweeper Parts (Elgin & Schwarze); and

**WHEREAS**, H.A. DEHART & SON, INC., 311 Crown Point Rd., Thorofare, NJ 08086, submitted the lowest legally responsible, responsive bid for Schwarze Parts as listed on the spreadsheet; and

**WHEREAS**, the initial contract shall be for one (1) year from execution of the contract with options to renew for two (2) one (1) year renewals at the sole discretion of the Township at the same prices, conditions, requirements and terms of the contract, subject to and contingent upon appropriation of sufficient funds each renewal year; and

**WHEREAS**, the total amount of this contract, not to exceed \$30,000.00, cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid submitted by H.A. DEHART & SON, INC., 311 Crown Point Rd., Thorofare, NJ 08086 for Sweeper Parts (Elgin & Schwarze), is determined to be the lowest legally responsible, responsive bid for various items as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$30,000.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents with H.A. DEHART & SON, INC., as described herein.



**RESOLUTION R.090-022020**

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO  
BARNWELL HOUSE OF TIRES CO., INC. FOR RETREAD TIRES**

**WHEREAS**, bids were received by the Township of Edison on November 26, 2019 for Public Bid No. 19-05-20-Retread Tires; and

**WHEREAS**, BARNWELL HOUSE OF TIRES CO., INC., 112 Lehigh Dr., Fairfield, NJ 07004, submitted the lowest legally responsible, responsive bid; and

**WHEREAS**, the initial contract shall be for one (1) year from execution of the contract with options to renew for two (2) one (1) year renewals at the sole discretion of the Township at the same prices, conditions, requirements and terms of the contract, subject to and contingent upon appropriation of sufficient funds each renewal year; and

**WHEREAS**, the amount of the first year and any succeeding renewal year shall not exceed \$100,000.00, and cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid submitted by BARNWELL HOUSE OF TIRES CO., INC., 112 Lehigh Dr., Fairfield, NJ 07004 for Retread Tires, is determined to be the lowest legally responsible, responsive bid for various items as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$100,000.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents with BARNWELL HOUSE OF TIRES CO., INC. as described herein.

**RESOLUTUION R.091-022020**

**RESOLUTION AUTHORIZING CHANGE ORDER #1 (ADDITIONAL FUNDS) FOR THE FURNISHING OF RETREAD TIRES TO F&S TIRE CORP., INC. IN AN AMOUNT NOT TO EXCEED \$16,000.00**

**WHEREAS**, F&S TIRE CORP., INC., 58 Brunswick Ave., Edison, NJ 08817, was awarded Contract No. 17-05-20-Retread Tires through resolution R.547-092017 for the renewal period of November 2, 2018- November 1, 2019 in the amount of \$80,000.00, and that amount has been depleted; and

**WHEREAS**, the Purchasing Agent is in the process of awarding the Retread Tires; and

**WHEREAS**, the Township recommends we add additional funds in the amount not to exceed \$16,000.00 with all prices, terms and conditions to remain the same until such a time as the new contracts are executed; and

**WHEREAS**, the total amount of these additional funds, not to exceed \$16,000.00, 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 that Change Order #1 to the contract with F & S Tire Corp., 58 Brunswick Ave., Edison, NJ 08817 is hereby authorized in the amount not to exceed \$16,000.00 for a total amended contract amount of \$96,000.00.

**RESOLUTION R.092-022020**

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO THE HOSE SHOP INC. FOR  
HYDRAULIC SYSTEM SUPPLY AND REPAIR SERVICE**

**WHEREAS**, bids were received by the Township of Edison on November 26, 2019 for Public Bid No. 19-07-21-Hydraulic System Supply and Repair Service; and

**WHEREAS**, THE HOSE SHOP INC., 100 New England Ave., Piscataway, NJ 08854 submitted the lowest legally responsible, responsive bid; and

**WHEREAS**, the contract is for a period of one year with the option of two, one year renewals at the Township's sole discretion should the township renew after the first year; and

**WHEREAS**, the amount of the first year and any succeeding renewal year shall not exceed \$45,000.00, and cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid submitted by THE HOSE SHOP INC., 100 New England Ave., Piscataway, NJ 08854 for Hydraulic System Supply and Repair Service, is determined to be the lowest legally responsible, responsive bid.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$45,000.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents, with THE HOSE SHOP INC.

**RESOLUTION R.093-022020**

**RESOLUTION AUTHORIZING CHANGE ORDER #1 (ADDITIONAL FUNDS) FOR THE FURNISHING OF HYDRAULIC SYSTEM SUPPLY AND REPAIR SERVICE TO THE HOSE SHOP IN AN AMOUNT NOT TO EXCEED \$5,000.00**

**WHEREAS**, THE HOSE SHOP, 100 New England Ave., Piscataway, NJ 08854, was awarded Contract No. 16-07-21-Hydraulic System Supply and Repair Service through resolution R.795-112016 for the renewal period of December 7, 2018- December 6, 2019 in the amount of \$25,000.00, and that amount has been depleted; and

**WHEREAS**, the Purchasing Agent is in the process of awarding the Hydraulic System Supply and Repair Service; and

**WHEREAS**, the Township recommends we add additional funds in the amount not to exceed \$5,000.00 with all prices, terms and conditions to remain the same until such a time as the new contracts are executed; and

**WHEREAS**, the total amount of these additional funds, not to exceed \$5,000.00, 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 that Change Order #1 to the contract with THE HOSE SHOP is hereby authorized in the amount not to exceed \$5,000.00 for a total amended contract amount of \$30,000.00.

**RESOLUTION R.095-022020**

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO STAVOLA CONSTRUCTION MATERIALS FOR THE FURNISHING OF MATERIALS**

**WHEREAS**, bids were received by the Township of Edison on December 19, 2019 for Public Bid No. 19-03-08-Materials; and

**WHEREAS**, STAVOLA CONSTRUCTION MATERIALS, 175 Drift Road, Tinton Falls, NJ 07724, submitted the lowest legally responsible bid for various items as listed on the spreadsheet; and

**WHEREAS**, the contract shall be for a period of eighteen (18) months; and

**WHEREAS**, the total amount of the contract shall not exceed \$40,000.00, and cannot be encumbered at this time; and

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

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

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

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

3. All bids have been reviewed, and the bid by STAVOLA CONSTRUCTION MATERIALS, 175 Drift Road, Tinton Falls, NJ 07724, for Materials is determined to be the lowest legally responsible bid for various items as listed on the spreadsheet.
4. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$40,000.00 and any other necessary documents with STAVOLA CONSTRUCTION MATERIALS as described herein.

**RESOLUTION R.094-022020**

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO TRAP ROCK INDUSTRIES  
INCORPORATED FOR THE FURNISHING OF MATERIALS**

**WHEREAS**, bids were received by the Township of Edison on December 19, 2019 for Public Bid No. 19-03-08-Materials; and

**WHEREAS**, TRAP ROCK INDUSTRIES INCORPORATED, P.O. Box 419, Kingston, NJ 08528, submitted the lowest legally responsible bid for various items as listed on the spreadsheet; and

**WHEREAS**, the contract shall be for a period of eighteen (18) months; and

**WHEREAS**, the total amount of the contract shall not exceed \$490,000.00, and cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid submitted by TRAP ROCK INDUSTRIES INCORPORATED, P.O. Box 419, Kingston, NJ 08528, for Materials is determined to be the lowest legally responsible bid for various items as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$490,000.00 and any other necessary documents with TRAP ROCK INDUSTRIES INCORPORATED as described herein.

**RESOLUTION R.096-022020**

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO CHEMUNG SUPPLY CORP.  
FOR THE FURNISHING OF MATERIALS**

**WHEREAS**, bids were received by the Township of Edison on December 19, 2019 for Public Bid No. 19-03-08-Materials; and

**WHEREAS**, CHEMUNG SUPPLY CORP., P.O. Box 527, Elmira, NY 14902, submitted the lowest legally responsible bid for various items as listed on the spreadsheet; and

**WHEREAS**, the contract shall be for a period of eighteen (18) months; and

**WHEREAS**, the total amount of the contract shall not exceed \$25,000.00, and cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid by CHEMUNG SUPPLY CORP., P.O. Box 527, Elmira, NY 14902 for Materials is determined to be the lowest legally responsible bid for various items as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$25,000.00 and any other necessary documents with CHEMUNG SUPPLY CORP. as described herein.

**RESOLUTION R.097-022020**

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO RARITAN GROUP, INC. FOR  
THE FURNISHING OF MATERIALS**

**WHEREAS**, bids were received by the Township of Edison on December 19, 2019 for Public Bid No. 19-03-08-Materials; and

**WHEREAS**, RARITAN GROUP, INC., 301 Meadow Rd., Edison, NJ 08817, submitted the lowest legally responsible bid for various items as listed on the spreadsheet; and

**WHEREAS**, the contract shall be for a period of eighteen (18) months; and

**WHEREAS**, the total amount of the contract shall not exceed \$25,000.00, and cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid by RARITAN GROUP, INC., 301 Meadow Rd., Edison, NJ 08817 for Materials is determined to be the lowest legally responsible bid for various items as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$25,000.00 any other necessary documents with RARITAN GROUP, INC. as described herein.



**RESOLUTION R.098-022020**

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO BRITTON INDUSTRIES, INC.  
FOR THE FURNISHING OF GROUND MATERIALS**

**WHEREAS**, bids were received by the Township of Edison on January 7, 2020 for Public Bid No. 20-10-26 -Ground Materials; and

**WHEREAS**, BRITTON INDUSTRIES, INC., 227 Bakers Basin Rd., Lawrenceville, NJ 08648, submitted the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet; and

**WHEREAS**, the initial contract shall be for one (1) year from execution of the contract with options to renew for two (2) one (1) year renewals at the sole discretion of the Township at the same prices, conditions, requirements and terms of the contract, subject to and contingent upon appropriation of sufficient funds each renewal year; and

**WHEREAS**, the amount of the first year and any succeeding renewal year shall not exceed \$75,000.00, and cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid submitted by BRITTON INDUSTRIES, INC., 227 Bakers Basin Rd., Lawrenceville, NJ 08648 for Ground Materials is determined to be the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet .
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$75,000.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents, with BRITTON INDUSTRIES, INC.
3. The Purchasing Agent is hereby authorized to rebid those items in the bid where no bids were received.

**RESOLUTION R.099-022020**

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO SITEONE LANDSCAPE  
SUPPLY FOR THE FURNISHING OF GROUND MATERIALS**

**WHEREAS**, bids were received by the Township of Edison on January 7, 2020 for Public Bid No. 20-10-26 -Ground Materials; and

**WHEREAS**, SITEONE LANDSCAPE SUPPLY, 1385 East 36<sup>th</sup> St., Cleveland, OH 44114, submitted the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet; and

**WHEREAS**, the initial contract shall be for one (1) year from execution of the contract with options to renew for two (2) one (1) year renewals at the sole discretion of the Township at the same prices, conditions, requirements and terms of the contract, subject to and contingent upon appropriation of sufficient funds each renewal year; and

**WHEREAS**, the amount of the first year and any succeeding renewal year shall not exceed \$75,000.00, and cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid submitted by SITEONE LANDSCAPE SUPPLY, 1385 East 36<sup>th</sup> St., Cleveland, OH 44114 for Ground Materials is determined to be the lowest legally responsible, responsive bid for various items of the bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$75,000.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents, with SITEONE LANDSCAPE SUPPLY.
3. The Purchasing Agent is hereby authorized to rebid those items in the bid where no bids were received.

**RESOLUTION R.100-022020**

**RESOLUTION AUTHORIZING CHANGE ORDER #1 (ADDITIONAL FUNDS) FOR THE  
FURNISHING OF ELECTRICAL SERVICES FOR SEWER PUMP STATIONS TO LONGO  
ELECTRICAL-MECHANICAL, INC. IN AN AMOUNT NOT TO EXCEED \$6,000.00**

**WHEREAS**, LONGO ELECTRICAL-MECHANICAL, LLC, 1 Harry Shupe Blvd., Wharton, NJ 07885, was awarded Contract No. 16-12-12-Electrical Services for Sewer Pump Stations through resolution R.049-012017 for the renewal period of February 16, 2019- February 15, 2020 in the amount of \$30,000.00, and that amount has been depleted; and

**WHEREAS**, the Purchasing Agent is in the process of awarding the Electrical Services for Sewer Pump Stations; and

**WHEREAS**, the Township recommends we add additional funds in the amount not to exceed \$6,000.00 with all prices, terms and conditions to remain the same until such a time as the new contracts are executed; and

**WHEREAS**, the total amount of these additional funds, not to exceed \$6,000.00, 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 that Change Order #1 to the contract with LONGO ELECTRICAL-MECHANICAL, LLC is hereby authorized in the amount not to exceed \$6,000.00 for a total amended contract amount of \$36,000.00.

**RESOLUTION R.101-022020**

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO LONGO ELECTRICAL MECHANICAL INC. FOR THE FURNISHING OF ELECTRICAL SERVICES FOR SEWER PUMP STATIONS**

**WHEREAS**, bids were received by the Township of Edison on November 26, 2019 for Public Bid No. 19-12-12-Electrical Services for Sewer Pump Stations; and

**WHEREAS**, LONGO ELECTRICAL MECHANICAL INC., 1 Harry Shupe Blvd., Wharton, NJ 07885, submitted the lowest legally responsible, responsive bid; and

**WHEREAS**, the initial contract shall be for one (1) year from execution of the contract with options to renew for two (2) one (1) year renewals at the sole discretion of the Township at the same prices, conditions, requirements and terms of the contract, subject to and contingent upon appropriation of sufficient funds each renewal year; and

**WHEREAS**, the amount of the first year and any succeeding renewal year shall not exceed \$100,000.00, and cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid submitted by LONGO ELECTRICAL MECHANICAL INC., 1 Harry Shupe Blvd., Wharton, NJ 07885, for Electrical Services for Sewer Pump Stations, is determined to be the lowest legally responsible, responsive bid.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$100,000.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents, with LONGO ELECTRICAL MECHANICAL INC.

**RESOLUTION R.102-022020**

**RESOLUTION AUTHORIZING CHANGE ORDER #1 (ADDITIONAL FUNDS ) FOR THE FURNISHING  
OF EMERGENCY SANITARY COLLECTION SYSTEM REPAIRS TO B&W CONSTRUCTION  
COMPANY IN AN AMOUNT NOT TO EXCEED \$100,000.00**

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

**WHEREAS**, the Purchasing Agent is in the process of awarding the Electrical Services for Sewer Pump Stations; and

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

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

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

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

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

**NOW, THEREFORE, IT IS RESOLVED** by the Township Council of the Township of Edison that Change Order #1 to the contract with B&W CONSTRUCTION COMPANY is hereby authorized in the amount not to exceed \$100,000.00 for a total amended contract amount of \$600,000.00.

**RESOLUTION R.103-022020**

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO J. FLETCHER CREAMER & SON, INC. FOR EMERGENCY SANITARY COLLECTION SYSTEM REPAIRS**

**WHEREAS**, bids were received by the Township of Edison on November 26, 2019 for Public Bid No. 19-09-09-Emergency Sanitary Collection System Repairs; and

**WHEREAS**, J. FLETCHER CREAMER & SON, INC., 101 East Broadway, Hackensack, NJ 07601 submitted the lowest legally responsible, responsive bid; and

**WHEREAS**, the initial contract shall be for one (1) year from execution of the contract with option for an additional one (1) year renewal at the sole discretion of the Township at the same prices, conditions, requirements and terms of the contract, subject to and contingent upon appropriation of sufficient funds for renewal year; and

**WHEREAS**, the amount of the first year and any succeeding renewal year shall not exceed \$750,000.00, and cannot be encumbered at this time; and

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

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

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

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

1. All bids have been reviewed, and the bid submitted by J. FLETCHER CREAMER & SON, INC., 101 East Broadway, Hackensack, NJ 07601, for Emergency Sanitary Collection System Repairs, is determined to be the lowest legally responsible, responsive bid.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$750,000.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents with J. FLETCHER CREAMER & SON, INC. as described herein.
3. The Township of Edison Purchasing Agent is hereby authorized to return any and all deposits and/or bonds of the unsuccessful bidders.

**RESOLUTION R.104-022020**

**RESOLUTION ACCEPTING QUOTES AND AWARDING A CONTRACT/PURCHASE ORDER TO A.P. CERTIFIED TESTING, LLC, FOR A LOGGER LEAK DETECTION SYSTEM**

**WHEREAS**, quotes were solicited by the Township of Edison for the purchase of a Logger Leak Detection System for the Water Department; and

**WHEREAS**, A.P. CERTIFIED TESTING, LLC, 5 Jayne Terrace, Ringwood, NJ 07456, submitted the lowest responsible, responsive quote in the amount of \$15,570.00; and

**WHEREAS**, for the prior twelve months, the Township expended \$4,160.75 with A.P. CERTIFIED TESTING, LLC and this purchase in the amount of \$15,570.00 will make a combined total amount of \$19,730.75 in a twelve month period; and

**WHEREAS**, this amount exceeds \$17,500.00 and therefore needs authorization through the provisions of N.J.S.A. 19:44A-20.5 et. seq.; and

**WHEREAS**, funds in the amount not to exceed \$15,570.00 have been certified to be available in the Various Capital Improvement & Start up Costs Account, No. C-06-19-2055-001-000; and

**WHEREAS**, prior to contract/Purchase order, A.P. CERTIFIED TESTING, LLC, will have completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Township of Edison in the previous one year, and that the contract will prohibit them 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. All quotes have been reviewed, and the quote as submitted by , A.P. CERTIFIED TESTING, LLC, 5 Jayne Terrace, Ringwood, NJ 07456, for a Logger Leak Detection System is determined to be the lowest, responsive, responsible quote.
2. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount of \$15,570.00 and any other necessary documents, with A.P. CERTIFIED TESTING, LLC.
3. This contract is awarded pursuant to N.J.S.A. 40A:11-6 et seq.
4. The Determination of Value shall be placed on file with this resolution.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$15,570.00** are available for the above in Account No. **C-06-19-2055-001-000**.

\_\_\_\_\_  
Nicholas C. Fargo  
Chief Financial Officer

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**RESOLUTION R.105-022020**

**RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO PURCHASE ONE (1) JOHN DEERE 410L BACKHOE FROM JESCO, INC. THROUGH THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY (ESCNJ) COOPERATIVE PRICING SYSTEM**

**WHEREAS**, N.J.S.A. 40A:11-11 et seq., authorizes contracting units to establish a cooperative pricing system and to enter into cooperative pricing agreements for its administration; and

**WHEREAS**, the Educational Services Commission of New Jersey hereinafter referred to as the "Lead Agency" has offered voluntary participation in a cooperative pricing system for the purchase of goods and services; and

**WHEREAS**, JESCO, INC., 118 St. Nicholas Ave., South Plainfield, NJ 07080-1808 has been awarded ESCNJ 18/19-25 GROUNDS EQUIPMENT under NJ State approved coop #65MCESCCPS; and

**WHEREAS**, the Township of Edison intends to enter into a contract/purchase order with JESCO, INC., for the purchase of one (1) John Deere 410L Backhoe with attachments and warranty at a total price of \$151,308.85; and

**WHEREAS**, the total amount of this contract shall not to exceed \$151,308.85; and

**WHEREAS**, funds in the amount of \$151,308.85 have been certified to be available in the Various Capital Improvements Account, Number C-06-19-2055-002-000; 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 \$151,308.85, and any other necessary documents, with JESCO, INC., 118 St. Nicholas Ave., South Plainfield, NJ 07080-1808, the approved Educational Services Commission of New Jersey vendor through this resolution, which shall be subject to all the conditions applicable to the current Educational Services Commission of New Jersey cooperative pricing system contract as set forth above.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-11 et seq.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$151,308.85** are available for the above in Account No. **C-06-19-2055-002-000**.

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Nicholas C. Fargo  
Chief Financial Officer

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Date



**RESOLUTION R.106-022020**

**RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO PURCHASE ONE (1) JOHN DEERE  
344L WHEEL LOADER FROM JESCO, INC. THROUGH THE EDUCATIONAL SERVICES  
COMMISSION OF NEW JERSEY (ESCNJ) COOPERATIVE PRICING SYSTEM**

**WHEREAS**, N.J.S.A. 40A:11-11 et seq., authorizes contracting units to establish a cooperative pricing system and to enter into cooperative pricing agreements for its administration; and

**WHEREAS**, the Educational Services Commission of New Jersey hereinafter referred to as the “Lead Agency” has offered voluntary participation in a cooperative pricing system for the purchase of goods and services; and

**WHEREAS**, JESCO, INC., 118 St. Nicholas Ave., South Plainfield, NJ 07080-1808 has been awarded ESCNJ 18/19-25 GROUNDS EQUIPMENT under NJ State approved coop #65MCESCCPS; and

**WHEREAS**, the Township of Edison intends to enter into a contract/purchase order with JESCO, INC., for the purchase of one (1) John Deere 344L Wheel Loader with attachments and warranty at a total price of \$145,845.08; and

**WHEREAS**, the total amount of this contract shall not to exceed \$145,845.08; and

**WHEREAS**, funds in the amount of \$145,845.08 have been certified to be available in the Various Capital Improvements Account, Number C-06-19-2055-002-000; 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:

3. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$145,845.08, and any other necessary documents, with JESCO, INC., 118 St. Nicholas Ave., South Plainfield, NJ 07080-1808, the approved Educational Services Commission of New Jersey vendor through this resolution, which shall be subject to all the conditions applicable to the current Educational Services Commission of New Jersey cooperative pricing system contract as set forth above.
4. This contract is awarded pursuant to N.J.S.A. 40A:11-11 et seq.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$145,845.08** are available for the above in Account No. **C-06-19-2055-002-000**.

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Nicholas C. Fargo  
Chief Financial Officer

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Date

**RESOLUTION R.107-022020**

**RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO PURCHASE ONE (1) JOHN DEERE 75G EXCAVATOR FROM JESCO, INC. THROUGH THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY (ESCNJ) COOPERATIVE PRICING SYSTEM**

**WHEREAS**, N.J.S.A. 40A:11-11 et seq., authorizes contracting units to establish a cooperative pricing system and to enter into cooperative pricing agreements for its administration; and

**WHEREAS**, the Educational Services Commission of New Jersey hereinafter referred to as the “Lead Agency” has offered voluntary participation in a cooperative pricing system for the purchase of goods and services; and

**WHEREAS**, JESCO, INC., 118 St. Nicholas Ave., South Plainfield, NJ 07080-1808 has been awarded ESCNJ 18/19-25 GROUNDS EQUIPMENT under NJ State approved coop #65MCESCCPS; and

**WHEREAS**, the Township of Edison intends to enter into a contract/purchase order with JESCO, INC., for the purchase of one (1) John Deere 75G Excavator with attachments and warranty at a total price of \$124,254.19; and

**WHEREAS**, the total amount of this contract shall not to exceed \$124,254.19; and

**WHEREAS**, funds in the amount of \$124,254.19 have been certified to be available in the Various Capital Improvements Account, Number C-06-19-2055-002-000; 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:

5. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$124,254.19, and any other necessary documents, with JESCO, INC., 118 St. Nicholas Ave., South Plainfield, NJ 07080-1808, the approved Educational Services Commission of New Jersey vendor through this resolution, which shall be subject to all the conditions applicable to the current Educational Services Commission of New Jersey cooperative pricing system contract as set forth above.
6. This contract is awarded pursuant to N.J.S.A. 40A:11-11 et seq.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$124,254.19** are available for the above in Account No. **C-06-19-2055-002-000**.

\_\_\_\_\_  
Nicholas C. Fargo  
Chief Financial Officer

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Date

**RESOLUTION R.108-022020**

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO VALUE ADDED VOICE  
SOLUTIONS FOR MAINTENANCE AND SUPPORT FOR THE PHONE AND RADIO SYSTEMS  
FOR THE TOWNSHIP OF EDISON**

**WHEREAS**, there is a need for maintenance and support for the recording systems for the phone and radio systems in the 911 Communication Center in the Township of Edison for the period of March 1, 2020 through February 28, 2021; and

**WHEREAS**, VALUE ADDED VOICE SOLUTIONS, 1111 Shore Dr., Brielle, NJ 08730, has been awarded State Contract Number 83908 under T-0109/Radio Communication Equipment and Accessories for this service; 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**, VALUE ADDED VOICE SOLUTIONS, has submitted a quote for this in the amount of \$25,061.76; and

**WHEREAS**, funds in the amount of \$25,061.76 have been certified to be available in the Dispatch 911 Maintenance of Other Equipment Account, Number 0-01-25-0250-000-026 subject to and contingent upon the availability of sufficient funds in the 2020 temporary and/or permanent budget; 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 \$25,061.76 subject to and contingent upon the availability of sufficient funds in the 2020 temporary and/or permanent budget and any other necessary documents, with VALUE ADDED VOICE SOLUTIONS, 1111 Shore Dr., Brielle, NJ 08730 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. 83908 under T-0109.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$25,061.76** have been certified to be available Account Number **0-01-25-0250-000-026** subject to and contingent upon the availability of sufficient funds in the 2020 temporary and/or permanent budget.

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Nicholas C. Fargo  
Chief Financial Officer

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Date

**RESOLUTION R.109-022020**

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO WINNER FORD OF FOR  
EXTENDED WARRANTIES FOR TEN (10) VARIOUS FORD POLICE VEHICLES**

**WHEREAS**, bids were received by the Township of Edison on October 10, 2019 for Public Bid No. 19-07-09-Extended Warranties for ten (10) various Ford Police Vehicles; and

**WHEREAS**, WINNER FORD, 250 Berlin Road, Cherry Hill, NJ 08034, submitted the lowest legally responsible, responsive bid; and

**WHEREAS**, the total amount of this contract shall not exceed \$18,800.00; and

**WHEREAS**, funds in the amount of \$18,800.00 have been certified to be available in the Police Vehicles Maintenance of Motor Vehicles Account, Number 0-01-26-0315-002-025 subject to and contingent upon the availability of sufficient funds in the 2020 temporary and/or permanent budget; and

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

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

1. All bids have been reviewed, and the bid submitted by WINNER FORD, 250 Berlin Road, Cherry Hill, NJ 08034 for Extended Warranties for ten (10) Various Ford Police Vehicles, is determined to be the lowest legally responsible, responsive bid.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$18,800.00, and any other necessary documents, with WINNER FORD as described herein.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$18,800.00** are available for the above contract in Account No. **0-01-26-0315-002-025** subject to and contingent upon the availability of sufficient funds in the 2020 temporary and/or permanent budget.

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Nicholas C. Fargo  
Chief Financial Officer

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Date

**RESOLUTION R.110-022020**

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO  
ZULISA RODRIGUEZ FOR THE ABC PROGRAM**

**WHEREAS** Zulisa Rodriguez made payment in the amount of \$285.00 for her children Isaiah Rodriguez and Andre Rodriguez's participation in the ABC Program at Washington Elementary School for the month of November 2019; and

**WHEREAS** Community Childcare Solutions also made payment for the same time period; and

**NOW; THEREFORE, IT IS RESOLVED** by the Township Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison shall refund the amount of \$285.00 to Zulisa Rodriguez, 1932 Route 27, Apt. 65., Edison, NJ 08817 which represents the amount for the ABC Program.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of \$285.00 are available in Account #0-01-55-0291-000-000.