

**AGENDA
MUNICIPAL COUNCIL
COMBINED MEETING
MONDAY, MARCH 8, 2021
6:00 p.m.**

1. Call to Order and Pledge of Allegiance.
2. Roll Call.
3. Adequate Notice of this meeting as required by the Open Public Meetings Act of 1975, has been provided by an Annual Notice sent to The Home News Tribune, The Star Ledger, the Sentinel and Desai Talk on December 11, 2020 and posted in the Main Lobby of the Municipal Complex on the same date.
4. **REVIEW OF MINUTES:**
 - a. Combined Meeting of February 22, 2021
5. **REPORTS FROM ALL COUNCIL COMMITTEES:**
6. **POINTS OF LIGHT**
7. **FROM THE BUSINESS ADMINISTRATOR:**
 - a. Resolutions Awarding of Contracts for Public Bid No. 21-04-04 Uniforms and Equipment –Police Crossing Guards, Transportation Drivers and Animal Control Personnel (2 vendors - \$\$65,000.00) (Resolution R.123-032021 & R.124-032021)
 - b. Resolution authorizing Excel Environmental Resources, Inc. to apply of Grant Funding by the New Jersey Department of Environmental protection for preliminary assessment, site investigation, remedial investigation and remedial action at the Tussell Landfill Property (former Bavosa Landfill) located at Butler Road and Frank Street in the Township of Edison, New Jersey (Resolution R.125-032021)
 - c. Resolution authorizing additional services from PS&S Integrated Services for the purpose of providing professional services related to noise monitoring and sound level readings in the community adjacent to the Amazon Fulfillment Center at the intersection of Route 27 and Vineyard Road in the Township.(\$15,800.00) (Resolution R.126-032021)
8. **FROM THE DEPARTMENT OF FINANCE:**
 - a. Report of Disbursements through March 4, 2021 (Resolution R.115-032021)
 - b. Resolution authorizing refund in the amount of \$540,983.75 for redemption of tax sale certificates (Resolution R.116-032021)
 - c. Resolution authorizing refund for Tax Overpayments, totaling \$9,990.38 (Resolution R.117-032021)
 - d. Resolution authorizing refund for Sewer Overpayments, totaling \$332.21 (Resolution R.118-032021)
 - e. Resolution authorizing refund for Water Overpayments, totaling \$2,815.06 (Resolution R.119-032021)
 - f. Resolution authorizing Overpayment Refund caused by Successful Tax Court Appeal (Resolution R.120-032021)
 - g. Resolution of the Township of Edison in the County of Middlesex, New Jersey making application to the Local Finance Board Pursuant to N.J.S.A.40A:2-26 € (Resolution R.121-032021)
 - h. Resolution authorizes the release of certain hydrant metering deposits held by the Township submitted in connection with hydrant metering applications WHM-0005-2020. (Resolution R.122-032021)
9. **FROM THE DEPARTMENT OF LAW:**
 - a. An Ordinance authorizing an Emergency Access Agreement between the Township of Edison and Patrick Avenue Adult Community, LLC for emergency access over and across Joel Avenue, an unimproved paper street within the Township.(Ordinance O.2097-2021)

10. **FROM THE DEPARTMENT OF PLANNING AND ENGINEERING:**
 - a. Resolution is to reduce the Performance Guarantee posted by DCK Developers, LLC., for improvements on the property formerly known as 100 & 106 Ethel Road, Block 20, Lots 4F & 4M, Application #P5129, now known as Plenge Court; (Resolution R.127-032021)
11. **FROM THE DEPARTMENT OF PUBLIC WORKS:**
 - a. Resolution to release Street Opening Escrow (Resolution R.128-032021)
12. **FROM THE TOWNSHIP CLERK:**
 - a. Ordinance regulating the fees charged to restaurants by third-party take-out and delivery service applications and internet websites, licensed by the Township of Edison, during such times when the restrictions upon such fees imposed by state law are suspended. (Ordinance O.2098-2021)
 - b. An Ordinance amending and supplementing Edison Municipal Code creating A Project Labor Agreement Requirement for Certain Public Works Contracts and Publicly Funded Projects (Ordinance O.2099-2021)
13. **FROM THE COUNCIL MEMBER TO THE PLANNING BOARD:**
14. **UNFINISHED BUSINESS:
ORDINANCES FOR FURTHER CONSIDERATION, PUBLIC HEARING, AND
FINAL ADOPTION:**

**O.2096-2021 ORDINANCE AMENDING THE TOWNSHIP CODE
CHAPTER 39-12.12, "ENFORCEMENT," TO FURTHER
CLARIFY THE REQUIREMENTS FOR COMPLIANCE
WITH APPROVALS GRANTED TO AN APPLICATION
FOR DEVELOPMENT.**

15. **DISCUSSION ITEMS:**

Council President Diehl

- a. None

Councilmember Brescher

- a. None

Councilmember Coyle

- a. None

Councilmember Gomez

- a. None

Councilmember Joshi

- a. None

Councilmember Patil

- a. None

Councilmember Ship-Freeman

- a. None

16. **APPROVAL OF MINUTES:**

- a. Combined Meeting of February 22, 2021

17. **COUNCIL PRESIDENT'S REMARKS**

18. **UNFINISHED BUSINESS:**

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

O.2096-2021 ORDINANCE AMENDING THE TOWNSHIP CODE CHAPTER 39-12.12, "ENFORCEMENT," TO FURTHER CLARIFY THE REQUIREMENTS FOR COMPLIANCE WITH APPROVALS GRANTED TO AN APPLICATION FOR DEVELOPMENT.

19. **NEW BUSINESS:**

PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR MONDAY, MARCH 22, 2021.

O.2097-2021 AN ORDINANCE AUTHORIZING AN EMERGENCY ACCESS AGREEMENT BETWEEN THE TOWNSHIP OF EDISON AND PATRICK AVENUE ADULT COMMUNITY, LLC FOR EMERGENCY ACCESS OVER AND ACROSS JOEL AVENUE, AN UNIMPROVED PAPER STREET WITHIN THE TOWNSHIP.

O.2098-2021 ORDINANCE REGULATING THE FEES CHARGED TO RESTAURANTS BY THIRD-PARTY TAKE-OUT AND DELIVERY SERVICE APPLICATIONS AND INTERNET WEBSITES, LICENSED BY THE TOWNSHIP OF EDISON, DURING SUCH TIMES WHEN THE RESTRICTIONS UPON SUCH FEES IMPOSED BY STATE LAW ARE SUSPENDED.

O.2099-2021 AN ORDINANCE AMENDING AND SUPPLEMENTING EDISON MUNICIPAL CODE CREATING A PROJECT LABOR AGREEMENT REQUIREMENT FOR CERTAIN PUBLIC WORKS CONTRACTS AND PUBLICLY FUNDED PROJECTS.

20. **PUBLIC COMMENT ON THE RESOLUTIONS**

21. **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.115-032021 Resolution approving disbursements for the period ending March 4, 2021.

R.116-032021 Resolution authorizing refund in the amount of \$540,983.75 for redemption of tax sale certificates.

R.117-032021 Resolution authorizing refund of tax overpayments, totaling \$9,990.38

R.118-032021 Resolution authorizing refund for Sewer Overpayments, totaling \$332.21

- R.119-032021 Resolution authorizing refund for Water Overpayments, totaling \$2,815.06.
- R.120-032021 Resolution authorizing Overpayment Refund caused by Successful Tax Court Appeal totaling \$4,347.17.
- R.121-032021 Resolution of the Township of Edison in the County of Middlesex, New Jersey making application to the Local Finance Board Pursuant to N.J.S.A.40A:2-26 €
- R.122-032021 Resolution authorizes the release of certain hydrant metering deposits held by the Township submitted in connection with hydrant metering applications WHM-0005-2020.
- R.123-032021 Resolution Awarding of Contract for Public Bid No. 21-04-04 Uniforms and Equipment –Police Crossing Guards, Transportation Drivers and Animal Control Personnel to Atlantic Tactical Inc. in the amount not to exceed \$30,000.00.
- R.124-032021 Resolution Awarding of Contract for Public Bid No. 21-04-04 Uniforms and Equipment –Police Crossing Guards, Transportation Drivers and Animal Control Personnel to Fit-Rite Uniform Co., Inc. in an amount not to exceed \$35,000.00.
- R.125-032021 Resolution authorizing Excel Environmental Resources, Inc. to apply of Grant Funding by the New Jersey Department of Environmental protection for preliminary assessment, site investigation, remedial investigation and remedial action at the Tussell Landfill Property (former Bavosa Landfill) located at Butler Road and Frank Street in the Township of Edison, New Jersey.
- R.126-032021 Resolution authorizing additional services from PS&S Integrated Services for the purpose of providing professional services related to noise monitoring and sound level readings in the community adjacent to the Amazon Fulfillment Center at the intersection of Route 27 and Vineyard Road in the Township in an amount not to exceed \$15,800.00.
- R.127-032021 Resolution is to reduce the Performance Guarantee posted by DCK Developers, LLC., for improvements on the property formerly known as 100 & 106 Ethel Road, Block 20, Lots 4F & 4M, Application #P5129, now known as Plenge Court.
- R.128-032021 Resolution to Release Street Opening Escrow for permit No DEV-0138, for 68 Runyon Avenue, Blk. 823. Lot 30 in the amount of \$2,400.00.

22. **ORAL PETITIONS AND REMARKS**

23. **ADJOURNMENT**