

**AGENDA  
MUNICIPAL COUNCIL  
COMBINED MEETING  
Wednesday, March 9, 2022  
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 Desi Talk on November 25, 2021 and posted in the Main Lobby of the Municipal Complex on the same date.
4. **REVIEW OF MINUTES:**
  - a. Combined Meeting of February 23, 2022
5. **ADMINISTRATIVE AGENDA:  
FROM MAYOR SAM JOSHI:**
  - a. Appointing Member to the Human Relations Committee
  - b. Re-Appointing Members to the Environmental Commission
6. **REPORTS FROM ALL COUNCIL COMMITTEES:**
7. **POINTS OF LIGHT**
8. **FROM THE BUSINESS ADMINISTRATOR:**
  - a. Resolution Awarding an Emergency Professional Services Contract/Purchase Order to All Covered For It Services (\$33,570.00) (Resolution R.170-032022)
9. **FROM THE DEPARTMENT OF FINANCE:**
  - a. Report of Disbursements through March 3, 2022 (Resolution R.152-032022)
  - b. Resolution authorizing refund in the amount of \$108,420.37 for redemption of tax sale certificates (Resolution R.153-032022)
  - c. Resolution authorizing refund for Tax Overpayment, totaling \$26,043.76 (Resolution R.154-032022)
  - d. Resolution authorizing refund for Sewer Overpayment, totaling \$1,081.73 (Resolution R.155-032022)
  - e. Resolution authorizing Overpayment refund caused by Successful Tax Court Appeal (Resolution R.156-032022)
10. **FROM THE DEPARTMENT OF LAW:**
  - a. An Ordinance amending the Township Code to update the address list of persons entitled to handicapped parking spaces and to delete a handicapped parking space that is no longer needed. (Ordinance O.2135-2022)

- b. Bond Ordinance Providing For The Acquisition Of Property In And By The Township Of Edison, In The County Of Middlesex, New Jersey, Appropriating \$12,975,000 Therefor And Authorizing The Issuance Of \$12,350,000 Bonds Or Notes Of The Township To Finance Part Of The Cost Thereof. (O.2136-2022)
- c. Resolution Awarding Contracts to CME Associates for General Engineer Consulting Services (\$125,000.00) (R.178-032022)

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

- a. Resolution provides for refund of the construction permit fee, less the DCA fee & Review fee, posted for a Hilltop Manor apartment buildings 1, 3,5,7,9 &11 for upgrade to smoke detectors and electric panels (Resolution R.158-032022)
- b. This resolution provides for Township Acceptance of the constructed improvements under Public Bid No. 19-05-13: NJDOT FY2017 Talmadge Road Phase 3 and Sutton Place Roadway Improvements; authorizes a Corrective Change Order No. 1 for Final As-Built Quantities; and authorizes FINAL CONTRACT PAYMENT for release of retainage and close-out of the construction project.( Resolution R.159-032022)
- c. This resolution provides for Township Acceptance of the constructed improvements under Public Bid No. 21-03-11: Suttons Lane Pedestrian Improvements; authorizes a Corrective Change Order No. 1 for Final As-Built Quantities; and authorizes FINAL CONTRACT PAYMENT for release of retainage and close-out of the construction project. (Resolution R.160-032022)
- d. Resolutions refunding of Tree Maintenance Bonds (Resolution R.161-032022 through R.163-032022)
- e. Resolutions refunding Engineering Inspection Fees (Resolutions R.164-032022 and R.165-032022)
- f. Resolution Releasing of Cash Maintenance Bond to DDMBA LLC, Inc., for 56 Vineyard Road, Application # P08-2013-House of Worship, Account # CP160620DD. (Resolution R.166-032022)
- g. Resolution Refunding Cash Performance to Drive-In Menlo Park, LLC having offices at 357 Flatbush Avenue, Brooklyn, NY 11234, for Drive-In Monmouth Sonic – Application # Z16-09/10 in Account # 7761416952. (Resolution R.167-032022)
- h. Resolution Irrevocable Standby Letter of Credit (Performance Surety Bond) # 20003820 to Drive-In Menlo Park LLC, having offices at 357 Flatbush Avenue, Brooklyn, NY 11234, for Drive-In Monmouth Sonic, Application Z16-09/10. (Resolution R.168-032022)
- i. Resolution awarding an Emergency Contract/Purchase Order to P & A Construction for the repair of a collapsed Storm Sewer Pipe (not to exceed \$200,000.00) (Resolution R.171-032022)

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

- a. Resolution awarding Contract/Purchase order for Tires, Tubes and Services (not to exceed \$50,000.00) (Resolution R.172-032022)
- b. Resolution awarding Contract/Purchase Order for Traffic signs through the Somerset County Cooperative (not to exceed \$40,000.00) (Resolution R.173-032022)

- c. Resolution awarding Contract for Public Bid No. No.22-05020 Retread Tires (2 vendors not to exceed \$125,000.00) (Resolution R.174-032022 & R.175-032022)
13. **FROM THE DEPARTMENT OF RECREATION:**
- a. Resolution authorizing a reimbursement for the ABC Program (Resolution R.157-32022)
14. **FROM THE DEPARTMENT OF WATER AND SEWER:**
- a. Resolution awarding an Emergency Contact/Purchase order and Change Order No. 3 to J. Fletcher Creamer for emergency repair of Sanitary Sewer Collection System repairs at 2170 Route 27. (\$109,368.50) (Resolution R.177-032022)
15. **FROM THE CHIEF OF FIRE:**
- a. Resolution accepting quote and awarding Contract/Purchase order to Visual Computer for Workforces Management Solution Software (\$12,183.60) (Resolution R.176-032022)
16. **FROM THE CHIEF OF POLICE:**
- a. Resolution Edward Memorial Justice Assistance Grant (FY2021 Local Solicitation) Grant Approval (Resolution R.169-032022)
17. **FROM THE COUNCIL MEMBER TO THE PLANNING BOARD:**
18. **DISCUSSION ITEMS:**
- Council President Coyle**
- a. None
- Councilmember Brescher**
- a. None
- Councilmember Harris**
- a. None
- Councilmember Patel**
- a. Resolution of Recognition – Balaji Prakash Rao
- Councilmember Patil**
- a. None
- Councilmember Poyner**
- a. None
- Councilmember Ship-Freeman**
- a. None

19. **CLOSED SESSION:**

- a. Personnel

20. **APPROVAL OF MINUTES:**

- a. Combined Meeting of February 23, 2022

21. **RESOLUTION OF RECOGNITION:**

R.179-032022 – Balaji Prakash Rao – Volunteer Service Award

22. **COUNCIL PRESIDENT'S REMARKS**

23. **ADMINISTRATIVE AGENDA:**

**FROM MAYOR SAM JOSHI:**

- a. Appointment of Manasi Mathur to the Human Relations Committee.
- b. Re-Appointment of Maria Orchid to the Environmental Commission
- c. Re-Appointment of Sally Yabra to the Environmental Commission

24. **NEW BUSINESS:**

**PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR WEDNESDAY, MARCH 23, 2022.**

**O.2135-2022 ORDINANCE AMENDING THE TOWNSHIP CODE TO UPDATE THE ADDRESS LIST OF PERSONS ENTITLED TO HANDICAPPED PARKING SPACES AND TO DELETE A HANDICAPPED PARKING SPACE THAT IS NO LONGER NEEDED.**

**O.2136-2022 BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF PROPERTY IN AND BY THE TOWNSHIP OF EDISON, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$12,975,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$12,350,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.**

25. **PUBLIC COMMENT ON THE RESOLUTIONS**

26. **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.152-032022 Resolution approving disbursements for the period ending March 4, 2022.
- R.153-032022 Resolution authorizing refund in the amount of \$108,420.37 for redemption of tax sale certificates.
- R.154-032022 Resolution authorizing refund of tax overpayments, totaling \$26,043.76.
- R.155-032022 Resolution authorizing refund for Sewer Overpayment, totaling \$1,081.73.
- R.156-032022 Resolution authorizing Overpayment refund caused by Successful Tax Court Appeal.
- R.157-02022 Resolution authorizing a reimbursement for the ABC Program to Akisha Dar in the amount of \$140.00.
- R.158-032022 Resolution provides for refund of the construction permit fee, less the DCA fee & Review fee, posted for a Hilltop Manor apartment buildings 1, 3,5,7,9 &11 for upgrade to smoke detectors and electric panels.
- R.159-032022 This resolution provides for Township Acceptance of the constructed improvements under Public Bid No. 19-05-13: NJDOT FY2017 Talmadge Road Phase 3 and Sutton Place Roadway Improvements; authorizes a Corrective Change Order No. 1 for Final As-Built Quantities; and authorizes FINAL CONTRACT PAYMENT for release of retainage and close-out of the construction project.
- R.160-032022 This resolution provides for Township Acceptance of the constructed improvements under Public Bid No. 21-03-11: Suttons Lane Pedestrian Improvements; authorizes a Corrective Change Order No. 1 for Final As-Built Quantities; and authorizes FINAL CONTRACT PAYMENT for release of retainage and close-out of the construction project.
- R.161-032022 Resolution Refunding Tree Maintenance Bond to Gulberg Builders, LLC, 26 Portland St., Edison, NJ 08820, Permit 16-138, Account # TP170830GU, Subaccount # 68391973.
- R.162-032022 Resolution Refunding Tree Maintenance Bond to Gulberg Builders, LLC, 28 Portland St., Edison, NJ 08820, Permit 16-141, Account # TP170829GU, Subaccount # 68391972.
- R.163-032022 Resolution Refunding Tree Maintenance Bond to A.T. & Ferraro Dev., 246 Brotherhood St., Edison, NJ 08817, Tree Permit 12-027, Account # 7762575558.
- R.164-032022 Resolution Refunding Engineering Inspection Fees to Drive-In Menlo, LLC, having offices at 357 Flatbush Avenue, Brooklyn, NY 11234, for Drive-In Monmouth Sonic, Application: Z16-09/10, Account # 7760296094.
- R.165-032022 Resolution Refunding Engineering Inspection Fees to KimMar Developers, LLC, having offices at 910 Amboy Avenue, Edison, NJ 08837, for Brandon Estates – 807-815 Wood Avenue, Application: P-5221, Account # EI201009KI.
- R.166-032022 Resolution Releasing of Cash Maintenance Bond to DDMBA LLC, Inc., for 56 Vineyard Road, Application # P08-2013-House of Worship, Account # CP160620DD.
- R.167-032022 Resolution Refunding Cash Performance to Drive-In Menlo Park, LLC having offices at 357 Flatbush Avenue, Brooklyn, NY 11234, for Drive-In Monmouth Sonic – Application # Z16-09/10 in Account # 7761416952.
- R.168-032022 Resolution Irrevocable Standby Letter of Credit (Performance Surety Bond) # 20003820 to Drive-In Menlo Park LLC, having offices at 357 Flatbush

Avenue, Brooklyn, NY 11234, for Drive-In Monmouth Sonic, Application Z16-09/10.

- R.169-032022 Resolution Edward Memorial Justice Assistance Grant (FY2021 Local Solicitation) Grant Approval.
- R.170-032022 Resolution Awarding an Emergency Professional Services Contract/Purchase Order to All Covered For It Services.
- R.171-032022 Resolution awarding an Emergency Contract/Purchase Order to P & A Construction for the repair of a collapsed Storm Sewer Pipe in the amount not to exceed \$200,000.00.
- R.172-032022 Resolution awarding Contract/Purchase order(s) to Service Tire Truck Center Inc., for the furnishing of tire, tubes, & services in an amount not to exceed \$50,000.00.
- R.173-032022 Resolution awarding Contract/Purchase Order(s) to Garden State Highway Products, Inc. through the Somerset County Cooperative pricing system for the purchase of traffic signs in an amount not to exceed \$40,000.00.
- R.174-032022 Resolution accepting bid & awarding a contract to F & S Tire Corp. ofr retread tires in an amount not to exceed \$50,000.00.
- R.175-032022 Resolution accepting bid & awarding a contract to Barnwell House of Tires, Inc. for retread tires in an amount not to exceed \$75,000.00
- R.176-032022 Resolution accepting quote and awarding Contract/Purchase order to Visual Computer for Workforces Management Solution Software not to exceed \$12,183.60.
- R.177-032022 Resolution awarding an Emergency Contact/Purchase order and Change Order No. 3 to J. Fletcher Creamer for emergency repair of Sanitary Sewer Collection System repairs at 2170 Route 27.
- R.178-032022 Resolution Awarding Contracts to CME Associates for General Engineer Consulting Services not to exceed \$125,000.00.

27. **ORAL PETITIONS AND REMARKS**

28. **ADJOURNMENT**

**ORDINANCE O.2135-2022**

**EXPLANATION: An Ordinance amending the Township Code to update the address list of persons entitled to handicapped parking spaces and to delete a handicapped parking space that is no longer needed.**

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

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

**WHEREAS**, the Township has received a request for an additional handicapped parking space outside of a certain private residences in the Township, and the Township desires to provide for same pursuant to *N.J.S.A. 39:4-197.6*; and

**WHEREAS** the Township has received a request for the removal of a handicapped parking space that is no longer needed outside a certain residence in the Township and the Township would like to remove the same; and

**WHEREAS**, the municipal council of the Township (“**Municipal Council**”) has determined to update Subchapter 7-39.2 of the Code to identify the new restricted parking zone in front of said residences in the Township occupied by a handicapped person who meets the requirements of *N.J.S.A. 39:4-197.6* and to remove a handicapped parking space that is no longer needed outside a residence; and

**NOW THEREFORE BE IT ORDAINED** by the Municipal Council of the Township of Edison that Chapter 7 Traffic, Subchapter 7-39.2(a) of the Code shall be amended to read as follows:

Deletions are noted by ~~strike throughs~~

Additions are indicated in **bold underline**

Language that remains unchanged is not highlighted in any way

**SECTION I**

**§7-39.2 Handicapped Parking on Streets for Private Residences.**

- a. In accordance with the provisions of *N.J.S.A. 39:4-197.6*, the following on-street locations are designated as handicapped parking spaces in front of private residences occupied by handicapped persons. Such spaces are for use by persons who have been issued special identification cards or plates or placards by the Motor Vehicle Commission, or a temporary placard issued by the Chief of Police. No other person shall be permitted in these spaces.

*Name of Street*

*Location*

*Permit Number*

Carlton Street  
College Drive  
Evergreen Road  
Fourth Street  
Grandview Avenue (CR #660)

Harrison Avenue  
Highway Terrace  
Hillcrest Avenue  
Jefferson Boulevard

Lafayette Road  
**Marie Lane**  
Mill Road (CR #667)  
Myrtle Street  
Paul Street (eastern side)  
Pleasant Avenue  
**Orange Street**  
Safran Avenue  
~~Sine Road~~  
Wallace Street  
Wildwood Avenue  
Willard Dunham Drive

Woodege Avenue  
Woodhaven Drive

16 Carlton Street  
130 College Drive  
11A Evergreen (CR #657)  
74 Fourth Street  
135-A Grandview Avenue  
(CR #660), Apartment 4  
145-A Grandview Avenue  
(CR #660), Apartment 1  
29 Harrison Avenue  
11 Highway Terrace  
48 Hillcrest Avenue  
Paul Street, 50' from Jefferson Boulevard  
intersection  
253-D Lafayette Road, Apt. 3-A  
**12 Marie Lane**  
99 Mill Road (CR #667)  
10 Myrtle Street  
Adjacent to 10 Jefferson Boulevard  
Adjacent to rear entrance door of Downtown Plaza  
**161 Orange Street**  
14 Safran Avenue  
~~No. 13 Sine Road~~  
112 Wallace Street  
82 Wildwood Avenue  
A-6 Avenue C  
A-3 Avenue C  
45 Woodedge, Apartment, Bldg. 38, Unit 6  
306 Woodhaven Drive

## **SECTION II. REPEALER**

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 7 of the Code shall remain unchanged and have full force and legal effect. All other resolutions and ordinances governing parking on Township streets enacted and inconsistent herewith are hereby modified pursuant to the terms of this Ordinance.

**SECTION III. EFFECTIVE DATE:** A copy of this Ordinance shall be available for public inspection at the offices of the Township Clerk. 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.2136-2022**

**BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF PROPERTY IN AND BY THE TOWNSHIP OF EDISON, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$12,975,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$12,350,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.**

**BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON, IN THE COUNTY OF MIDDLESEX, NEW JERSEY** (not less than two-thirds of all members thereof affirmatively concurring) **AS FOLLOWS:**

Section 1. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Township of Edison, in the County of Middlesex, New Jersey (the "Township") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$12,975,000, including the sum of \$625,000 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$12,350,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the acquisition of property, described as Block 340, Lots

1.02, 1.30 (all or a portion thereof), 2.01 and 2.02 on the official tax maps of the Township, including all related costs and expenditures incidental thereto.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 40 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$12,350,000, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$225,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

Section 7. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3(a) of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of the Treasury Regulations.

Section 8. Any grant moneys received for the purpose described in Section 3(a) hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with

its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**RESOLUTION R.152-032022**

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING MARCH 3, 2022.

**WHEREAS**, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through, March 3, 2022.

| <b>FUND</b>                   | <b>AMOUNT</b>          |
|-------------------------------|------------------------|
| Current                       | \$16,612,813.18        |
| Affordable Housing            | 6,468.00               |
| Capital                       | 353,413.63             |
| Cash Performance              | 685,500.78             |
| CDBG                          | 16,144.91              |
| Developers Escrow             | 35,934.71              |
| Dog (Animal Control)          | 4,719.08               |
| Federal Forfeited             | 0.00                   |
| Grant Funds                   | 36,000.76              |
| Law Enforcement               | 0.00                   |
| Open Space                    | 0.00                   |
| Park Improvements             | 28,444.50              |
| Payroll Deduction             | 589,115.73             |
| Sanitation Fund               | 152,206.19             |
| Self Insurance                | 0.00                   |
| Sewer Utility                 | 258,623.32             |
| Street Opening                | 1,200.00               |
| Tax Sale Redemption           | 989,695.46             |
| Tree Fund                     | 0.00                   |
| Tree Planting                 | 1,200.00               |
| Trust                         | 807,420.63             |
| Edison Water Utility          | 60,207.57              |
| Edison Landfill Closure Trust | 0.00                   |
| <b>TOTAL</b>                  | <b>\$20,637,108.45</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.153-032022**

**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 **\$108,420.37**.

**RESOLUTION R.154-032022**

**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 **\$26,043.76**.



**RESOLUTION R.155-032022**

**Authorizing refund for Sewer 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 sewer that 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 **\$1,081.73**.

**RESOLUTION R.156-032022**

**Authorizing Overpayment Refund caused by Successful Tax Court Appeal**

**WHEREAS**, The Office of the Tax Collector has received a successful tax appeal judgments from the Tax Court of New Jersey for the cases on list attached, and

**WHEREAS**, in accordance with the Tax Court of New Jersey, the assessed value of the properties has been reduced for the for the tax years indicated in the list, including Freeze Act Year(s), if any, as per provisions of N.J.S.A. 54:51A-8 (Freeze Act), and

**WHEREAS**, the reduction in assessed value has caused a real estate tax overpayment in the amount and for the years listed, totaling **\$ 34,853.84**, and may also cause additional real estate tax overpayments for affected tax years for which the tax rate or assessment may not have been finalized, or payment not received or posted at the time of this resolution, and

**WHEREAS**, per N.J.S.A. 54:3-27.2 (**Refund of Excess Taxes; Interest**), “in the event a taxpayer is successful in an appeal from an assessment on real estate property, the respective taxing district shall refund any excess taxes paid, together with interest thereon from the date of payment at a rate of 5% per annum, less any amount of taxes, interest, or both, which may be applied against delinquencies pursuant to section 2 of P.L.1983, c.137 (C.54:4-134), within 60 days of final judgment.”, and

**WHEREAS**, Upon request the tax payer or legal representative and confirmation of the Township’s Tax Appeal Lawyer for the cases interest may be owed, if not waived or if paid after the agreed deadline for waiving, and may be needed to be paid also.

**NOW THEREFORE, BE IT RESOLVED**, by the Municipal Council of the Township of Edison that the:

- 1) Aforementioned recitals are incorporated herein as though fully set forth at length.
- 2) Tax Collector shall and is hereby authorized to adjust the tax accounts to reflect the reductions of assessments ordered by the tax court as indicated above.
- 3) Appropriate official of the Township of Edison, shall and is hereby authorized to draw check to the property owner or legal representative in the amounts:
  - a. Listed as part of this resolution totaling **\$ 34,853.84**.
  - b. Calculated by the Tax Collector after the setting of the tax rate and final assessment or further review payments, if at such time the account reflects a further overpayment related to this resolution.
  - c. Of interest at a rate of 5% per annum from the due date to the date of the payments as calculated by the Tax Collector upon request and confirmation of the Township’s Tax Appeal Lawyer.

**RESOLUTION R.157-032022**

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO  
AISHA DAR FOR THE ABC PROGRAM**

**WHEREAS** Aisha Dar made payment in the amount of \$140.00 for her child Amber Nasrullah's participation in the ABC Program at Lincoln Elementary School for the month of March 2022; and

**WHEREAS** the child was removed from the ABC Program prior to attending in March; 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 \$140.00 to Aisha Dar, 31 Outcalt Rd., 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 \$140.00 are available in Account #2-01-55-0291-000-000.

**RESOLUTION R.158-032022**

**EXPLANATION:** This resolution provides for refund of the construction permit fee, less the DCA fee & Review fee, posted for a Hilltop Manor apartment buildings 1, 3,5,7,9 &11 for upgrade to smoke detectors and electric panels

**WHEREAS**, on November 26, 2019, a Construction Permits were issued for permits 2019-4280 thru 2019-4285 at various buildings at Hilltop Manor apartments located at Dayton drive in Edison Township for total amount of \$2,990.00 by Hilltop Manor Assoc. 90 Woodbridge Center Drive Suite 600 Woodbridge, NJ 07095

**WHEREAS**, appropriate documents have been submitted to the Township indicating that the work was never done and the permits was void by Edison Building department, as so a refund of permit cost in the amount of \$2,990.00 less DCA fees \$240.00, less 20 percent of review fees \$580.00, the total refund in the amount of \$2,320.00, this is the total refund for Hilltop Manor Association, 90 Woodbridge Center Dr. Suite 600, Woodbridge, NJ 07095

**WHEREAS**, the Township Construction Official recommends the refund of the municipal permit fee, on Construction Permits #2019-4280 thru 2019-4285, in the amount of \$2,320.00 for the referenced application;

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the Township of Edison that the sum not to exceed \$2,320.00 on construction permits 2019-4280 thru 2019-4285 to Hilltop Manor Assoc. 90 Woodbridge Center Drive, Woodbridge, NJ 07095.

**RESOLUTION R.159-032022**

**EXPLANATION:** This resolution provides for Township Acceptance of the constructed improvements under Public Bid No. 19-05-13: NJDOT FY2017 Talmadge Road Phase 3 and Sutton Place Roadway Improvements; authorizes a Corrective Change Order No. 1 for Final As-Built Quantities; and authorizes FINAL CONTRACT PAYMENT for release of retainage and close-out of the construction project.

**WHEREAS,** the Township of Edison advertised for a construction contract for the NJDOT FY2017 Talmadge Road Phase 3 and Sutton Place Roadway Improvements; authorizes Township of Edison, Middlesex County, New Jersey under Public Bid No. 19-05-13; and

**WHEREAS,** Top Line Construction Corporation, 22 Fifth Street, Somerville, NJ 08876 was awarded a construction contract through resolution R.323-062019 in a contract amount not to exceed \$1,238,541.18 for the project; and

**WHEREAS,** upon tabulation and review of as-built construction quantities and necessary field changes during construction, it has been determined by the Township Engineer that there is a net reduction of \$31,537.16 in the final construction costs resulting in a revised and final total construction contract amount of \$1,207,004.02, as detailed in the attached Change Order No. 1; and

**WHEREAS,** the Township Engineer has reviewed the project, has received a two-year maintenance bond in the amount equal to 100% of the total construction amount, and certifies the construction work has been completed, and therefore recommends project acceptance, release of the performance bond; and that final payment, including retainage, be made to Top Line Construction Corporation, in an amount of \$309,043.86 for a total construction contract as-built cost of \$1,207,004.02.

**NOW, THEREFORE BE IT RESOLVED** by the Municipal Council of the Township of Edison, Middlesex County, New Jersey that the project under Public Bid No. 19-05-13 : NJDOT FY2017 Talmadge Road Phase 3 and Sutton Place Roadway Improvements, is deemed accepted by the Township of Edison, and that the performance bond shall be released upon receipt of a fully executed Maintenance Bond, and that final payment, including retainage, shall be made to Top Line Construction Corporation, in an amount of \$309,043.86 for a total construction contract as-built cost of \$1,207,004.02., and that the remaining contract balance of \$31,537.16 be deducted from the contract, be unencumbered after final payment is made, and said unexpended contract amount shall be restored to the appropriate Township account.

**RESOLUTION R.160-032022**

**EXPLANATION:** This resolution provides for Township Acceptance of the constructed improvements under Public Bid No. 21-03-11: Suttons Lane Pedestrian Improvements; authorizes a Corrective Change Order No. 1 for Final As-Built Quantities; and authorizes FINAL CONTRACT PAYMENT for release of retainage and close-out of the construction project.

**WHEREAS,** the Township of Edison advertised for a construction contract for the Suttons Lane Pedestrian Improvements, Township of Edison, Middlesex County, New Jersey under Public Bid No. 21-03-11; and

**WHEREAS,** Berto Construction, Inc., 625 Leesville Avenue, PO Box 276, Rahway, NJ 07065 was awarded a construction contract through resolution R. 210-042021 in a contract amount not to exceed \$390,964.93 for the project; and

**WHEREAS,** upon tabulation and review of as-built construction quantities and necessary field changes during construction, it has been determined by the Township Engineer that there is a net reduction of \$8,625.28 in the final construction costs resulting in a revised and final total construction contract amount of \$382,339.65 as detailed in the attached Change Order No. 1; and

**WHEREAS,** the Township Engineer has reviewed the project, has received a two-year maintenance bond in the amount equal to 100% of the total construction amount, and certifies the construction work has been completed, and therefore recommends project acceptance, release of the performance bond; and that final payment, including retainage, be made to Berto Construction, Inc., in an amount of \$24,200.85 for a total construction contract as-built cost of \$382,339.65.

**NOW, THEREFORE BE IT RESOLVED** by the Municipal Council of the Township of Edison, Middlesex County, New Jersey that the project under Public Bid No. 21-03-11: Suttons Lane Pedestrian Improvements, is deemed accepted by the Township of Edison, and that the performance bond shall be released upon receipt of a fully executed Maintenance Bond, and that final payment, including retainage, shall be made to Berto Construction, Inc. in an amount of \$24,200.85 for a total construction contract as-built cost of \$382,339.65, and that the remaining contract balance of \$8,625.28 be deducted from the contract, be unencumbered after final payment is made, and said unexpended contract amount shall be restored to the appropriate Township account.

**RESOLUTION R.161-032022**

**EXPLANATION:** Resolution Refunding Tree Maintenance Bond to Gulberg Builders, LLC, 26 Portland St., Edison, NJ 08820, Permit 16-138, Account # TP170830GU, Subaccount # 68391973.

**WHEREAS,** on August 10, 2017, Gulberg Builders, LLC posted Tree Maintenance Bond fees in the amount of \$675.00, with Check No.223 on deposit with the Township of Edison in account # TP170830GU, Subaccount# 68391973, to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 26 Portland St., Block 590, Lot 2.08, Edison, NJ, 08820

**WHEREAS,** confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

**WHEREAS,** it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$675.00 be refunded to the applicant; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON,** that the Tree Maintenance Bond in the amount of \$675.00 hereinabove mentioned be refunded to the applicant; and

**BE IT FURTHER RESOLVED,** that the Director of Finance be and is hereby authorized to refund the sum of \$675.00, plus any accrued interest as applicable, on deposit in account # TP170830GU, subaccount# 68391973, to Gulberg Builders, LLC 3830 Park Ave., Edison NJ 08820, for the referenced property at 26 Portland St., Edison, NJ 08820.

**RESOLUTION R.162-032022**

**EXPLANATION:** Resolution Refunding Tree Maintenance Bond to Gulberg Builders, LLC, 28 Portland St., Edison, NJ 08820, Permit 16-141, Account # TP170829GU, Subaccount # 68391972.

**WHEREAS,** on August 10, 2017, Gulberg Builders, LLC posted Tree Maintenance Bond fees in the amount of \$750.00, with Check No.222 on deposit with the Township of Edison in account # TP170829GU, Subaccount# 68391972, to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 28 Portland St., Block 590, Lot 2.09, Edison, NJ, 08820

**WHEREAS,** confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

**WHEREAS,** it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$750.00 be refunded to the applicant; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON,** that the Tree Maintenance Bond in the amount of \$750.00 hereinabove mentioned be refunded to the applicant; and

**BE IT FURTHER RESOLVED,** that the Director of Finance be and is hereby authorized to refund the sum of \$750.00, plus any accrued interest as applicable, on deposit in account # TP170829GU, subaccount# 68391972, to Gulberg Builders, LLC., 3830 Park Ave., Edison NJ 08820, for the referenced property at 28 Portland St., Edison, NJ 08820.



**RESOLUTION R.163-032022**

**EXPLANATION:** Resolution Refunding Tree Maintenance Bond to A.T. & Ferraro Dev., 246 Brotherhood St., Edison, NJ 08817, Tree Permit 12-027, Account # 7762575558.

**WHEREAS**, on December 5, 2012, A.T. & Ferraro Developers, LLC posted Tree Maintenance Bond fees in the amount of \$600.00, with Check No.2189 on deposit with the Township of Edison in account # 7762575558, to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 246 Brotherhood St., Block 20.B, Lot 2.04 (Old Lot # 2.B), Edison, NJ, 08817

**WHEREAS**, confirmation by the Division of Engineering, under the supervision of the Township Engineer, has revealed that the maintenance period for the trees planted have exceeded the required two year maintenance period; and

**WHEREAS**, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$600.00 be refunded to the applicant; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON**, that the Tree Maintenance Bond in the amount of \$600.00 hereinabove mentioned be refunded to the applicant; and

**BE IT FURTHER RESOLVED**, that the Director of Finance be and is hereby authorized to refund the sum of \$600.00, plus any accrued interest as applicable, on deposit in account # 7762575558, to A.T. & Ferraro Developers, LLC, 2163 Oak Tree Rd, Suite 101, Edison NJ 08820, for the referenced property at 246 Brotherhood St., Edison, NJ 08817.

**RESOLUTION R.164-032022**

**EXPLANATION:** Resolution Refunding Engineering Inspection Fees to Drive-In Menlo, LLC, having offices at 357 Flatbush Avenue, Brooklyn, NY 11234, for Drive-In Monmouth Sonic, Application: Z16-09/10, Account # 7760296094.

**WHEREAS**, the Township Engineer advises that a final inspection was made of Drive-In Monmouth Sonic located in Block: 691-A Lot: 09/10 , Application # Z16-09/10, and said inspection indicates all site improvements are complete and in accordance with the Site Plan approval and Municipal Standards of Township of Edison and

**WHEREAS**, a certificate of occupancy was issued on August 1, 2011.

**WHEREAS**, the applicant has requested the return of the unused portion of Engineering Inspection fees, as provided by law; and

**WHEREAS**, it is in now in order that the sum of \$2,219.52, which represents the amount due and owing the applicant, be returned to Drive-In Menlo Park, LLC, having offices at 357 Flatbush Avenue, Brooklyn, NY 11234, for Drive-In Monmouth, Sonic, Account # 7760296094.

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON** that the sum of \$2,219.52 plus accrued interest, if applicable, be refunded to the applicant, Drive-In Menlo Park, LLC, having offices at 357 Flatbush Avenue, Brooklyn, NY 11234, for Drive-In Monmouth, Sonic, Account # 7760296094.

**BE IT FURTHER RESOLVED** that the Director of Finance be and is hereby authorized to refund said sum of **\$2,219.52**, plus any accrued interest, if applicable, in account # **7760296094** to the applicant, Drive-In Menlo Park, LLC, having an address of 357 Flatbush Avenue, Brooklyn, NY 11234.

**RESOLUTIONR.165-032022**

**EXPLANATION:** Resolution Refunding Engineering Inspection Fees to KimMar Developers, LLC, having offices at 910 Amboy Avenue, Edison, NJ 08837, for Brandon Estates – 807-815 Wood Avenue, Application: P-5221, Account # EI201009KI.

**WHEREAS**, the Township Engineer advises that a final inspection was made of Brandon Estates – 807-815 Wood Avenue, located in Block: 500 Lots: 9A, 9B, & 10, Application # P-5221, and said inspection indicates all site improvements are complete and in accordance with the Site Plan approval and Municipal Standards of Township of Edison and

**WHEREAS**, the applicant has requested the return of the unused portion of Engineering Inspection fees, as provided by law; and

**WHEREAS**, it is in now in order that the sum of \$3,018.92, which represents the amount due and owing the applicant, be returned to KimMar Developers, LLC, having offices at 910 Amboy Avenue, Edison, NJ 08837, for Brandon Estates – 807-815 Wood Avenue, Account # EI201009KI.

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON** that the sum of \$3,018.92 plus accrued interest, if applicable, be refunded to the applicant, KimMar Developers, LLC, having offices at 910 Amboy Avenue, Edison, NJ 08837, for Brandon Estates – 807-815 Wood Avenue, Account # EI201009KI.

**BE IT FURTHER RESOLVED** that the Director of Finance be and is hereby authorized to refund said sum of **\$3,018.92**, plus any accrued interest, if applicable, in account # **EI201009KI** to the applicant, KimMar Developers, LLC, having an address of 910 Amboy Avenue, Edison, NJ 08837.

**RESOLUTION R.166-032022**

**EXPLANATION:** Resolution Releasing of Cash Maintenance Bond to DDMBA LLC, Inc., for 56 Vineyard Road, Application # P08-2013-House of Worship, Account # CP160620DD.

**WHEREAS**, the Township Engineer advises that an inspection has been made of 56 Vineyard Road located at Block: 1111 and Lots: 52 & 53, Application #P08-2013-House of Worship, and said inspection indicates all improvements are complete and in accordance with the Municipal Standards of the Township of Edison; and

**WHEREAS**, a certificate of occupancy was issued on February 2, 2016.

**WHEREAS**, on June 17, 2016, DDMBA LLC, Inc., having offices at 56 Vineyard Road, Edison, NJ 08817, posted a Cash Maintenance Bond, Check #2673, in the amount of \$24,329.78 of TD Bank 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 Cash Maintenance Bond posted on June 17, 2016 in the amount of \$24,329.78, plus applicable interest, on deposit in account #CP160620DD. The principal being DDMBA LLC, Inc. having offices at 56 Vineyard Road and acceptance of the subject improvements; and

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON** that the aforementioned improvements are hereby complete and satisfactory and the Township Clerk be and is hereby authorized to release the aforesaid Cash Maintenance Bond in the amount of \$24,329.78, plus applicable interest.

**BE IT FURTHER RESOLVED** that the Director of Finance be and is hereby authorized to release the aforesaid Cash Maintenance Bond in the amount of \$24,329.78, plus accrued interest on deposit in account # CP160620DD, to the applicant DDMBA LLC, Inc., 56 Vineyard Road, Edison, NJ 08817.

**RESOLUTION R.167-032022**

**EXPLANATION:** Resolution Refunding Cash Performance to Drive-In Menlo Park, LLC having offices at 357 Flatbush Avenue, Brooklyn, NY 11234, for Drive-In Monmouth Sonic – Application # Z16-09/10 in Account # 7761416952.

**WHEREAS,** the Township Engineer advises that an inspection has been made of Drive-In Monmouth Sonic, Application # Z16-09/10, Block: 691-A Lot: 8-J, and said inspection indicates all site improvements are complete and in accordance with Site Plan approval and Municipal Standards of the Township of Edison; and

**WHEREAS,** a certificate of occupancy was issued on August 1, 2011.

**WHEREAS,** the Township Engineer, recommends the release of the Cash Performance posted on July 19, 2010, in the amount of \$36,776.61 plus accrued interest, if applicable on deposit in account # 7761416952 with the Township of Edison, principal being Drive-In Menlo Park, LLC, having offices at 357 Flatbush Avenue, Brooklyn, NY 11234, and acceptance of the subject improvements; and

**BE IT FURTHER RESOLVED** that the Director of Finance is hereby authorized to return the aforesaid Cash Performance in the amount of **\$36,970.11** plus accrued interest, if applicable, on deposit in account # **7761416952** to the applicant, Drive-In Menlo Park, LLC, having offices at 357 Flatbush Avenue, Brooklyn, NY 11234.

**RESOLUTION R.168-032022**

**EXPLANATION:** Resolution Irrevocable Standby Letter of Credit (Performance Surety Bond) # 20003820 to Drive-In Menlo Park LLC, having offices at 357 Flatbush Avenue, Brooklyn, NY 11234, for Drive-In Monmouth Sonic, Application Z16-09/10.

**WHEREAS,** Drive-In Menlo Park, LLC, having offices at 357 Flatbush Avenue, Brooklyn, NY 11234, posted an Irrevocable Standby Letter of Credit (Performance Surety Bond) # 20003820 on July 16, 2010 of TD Bank, NA, having offices at 6000 Atrium Way, Mount Laurel, NJ 08054 in the amount \$330,989.49, to guarantee the installation of improvements for the project known as Drive-In Monmouth Sonic located in Block 691-A and Lot # 8-J and designated Application #Z16-09/10; and

**WHEREAS,** a certificate of occupancy was issued on August 1, 2011.

**WHEREAS** a final inspection of the constructed improvements has been made, and the Township Engineer has determined that the project has been satisfactorily completed; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON,** that the Final Acceptance of the improvements be granted, and that the Irrevocable Standby Letter of Credit (Performance Surety Bond) #20003820 in the amount of \$330,989.49 be released.

**BE IT FURTHER RESOLVED,** that the Township Clerk be and is hereby authorized to release the Irrevocable Standby Letter of Credit (Performance Surety Bond) #20003820 in the amount of \$330,989.49, to Drive-In Menlo Park LLC, having offices at 357 Flatbush Avenue, Brooklyn, NY 11234.

**RESOLUTION R.169-032022**

**Resolution**

***Edward Byrne Memorial Justice Assistance Grant***

***(FY 2021 Local Solicitation)***

***Grant Approval***

**Whereas;** the Division of Police wishes approve acceptance of grant funding in the amount of \$17,022.53 to use towards the overall purchase of a new front line police vehicle; and

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

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

**Now, therefore,** be it resolved that the Edison Township Council and the Division of Police declares its support for the acceptance of the Edward Byrne Memorial Justice Assistance Grant in the amount of \$17,022.53.

**Be It Further Resolved,** that the Business Administrator be and is hereby authorized to sign the aforesaid grant application and execute the grant agreement for and on behalf of the Township of Edison.

**RESOLUTION R.170-032022**

**RESOLUTION AWARDING AN EMERGENCY PROFESSIONAL SERVICES CONTRACT/PURCHASE ORDER TO ALL COVERED FOR IT SERVICES**

**WHEREAS**, the Township of Edison is in need of IT Services; and

**WHEREAS**, ALL COVERED, 7000 Commerce Parkway, Suite A, Mt. Laurel, NJ 08054, has provided IT Services for the township as an emergency since February 7<sup>th</sup> in the amount not to exceed \$10,000.00 and these services are needed to continue; and

**WHEREAS**, All Covered has submitted a proposal to continue IT Services until April 30, 2022 in the amount of \$33,570.00; and

**WHEREAS**, the prior \$10,000.00 and this resolution in the amount of \$33,570.00 will make a combined contract total amount of \$43,570.00 in a twelve month period; and

**WHEREAS**, the Local Contracts Law, more specifically *N.J.S.A. 40A:11-5*, allows for the awarding of a contract for “professional services” without public advertising for bids; and

**WHEREAS**, the Purchasing Agent has determined and certified in writing that the value of the acquisition will exceed \$17,500.00; and

**WHEREAS**, the Services Contract shall not be awarded through a “fair and open process” pursuant to *N.J.S.A. 19:44A-20.4*, *et seq.*; and

**WHEREAS**, prior to entering into a contract, the vendor 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 the vendor from making any reportable contributions through the term of the contract; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute/process contract/Purchase Order in the amount not to exceed \$33,570.00, and any other necessary documents, with ALL COVERED, 7000 Commerce Parkway, Suite A, Mt. Laurel, NJ 08054, making a combined total amount of \$43,570.00 in a twelve month period.
2. This contract is awarded pursuant to *N.J.S.A. 40A:11-5* and *19:44A-20.5 et. seq.*, and without competitive bidding.
3. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.
4. The Township Clerk shall advertise notice of this action in a legal newspaper pursuant to *N.J.S.A. 40A:11-1*, *et seq.* and in compliance with the Local Public Contracts Law guidelines.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$33,570.00** are available for the above in Account No. 2-01-20-0100-001-029 subject to and contingent upon sufficient funds in the 2022 temporary and/or permanent budget.

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Nicholas C. Fargo  
Chief Financial Officer



**RESOLUTION R.171-032022**

**RESOLUTION AWARDING AN EMERGENCY CONTRACT/PURCHASE ORDER TO  
P&A CONSTRUCTION FOR THE REPAIR OF A COLLAPSED STORM SEWER PIPE**

**WHEREAS**, an emergency existed when a collapsed storm sewer pipe caused multiple sink holes along the length of the pipe at 11 Executive Avenue in Edison; and

**WHEREAS**, the corrective action and repair work needed for the emergency performed by P&A CONSTRUCTION, PO Box 28, Colonia, NJ 07067 is in the estimated not to exceed amount of \$200,000.00; and

**WHEREAS**, pursuant to Local Public Contract Law N.J.S.A. 40A:11-6 et seq, a contract may be awarded and immediate delivery of goods or the performance of services may be provided when an emergency affects the public health, safety or welfare; and

**WHEREAS**, funds in the amount of \$200,000.00 have been certified to be available in the Various Road and Drainage Project – Engineer Capital Account Number C-04-17-1988-107-000; 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/process contract/Purchase Order in the amount not to exceed \$200,000.00, and any other necessary documents, with P&A CONSTRUCTION, PO Box 28, Colonia, NJ 07067.
  
2. This contract is awarded pursuant to N.J.S.A. 40A:11-6 et seq.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$200,000.00** are available for the above in Account No. **C-04-17-1988-107-000**.

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

**RESOLUTION R.172-032022**

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER(S) TO SERVICE TIRE TRUCK CENTER INC FOR THE FURNISHING OF TIRES, TUBES, AND SERVICES**

**WHEREAS**, there is a need to purchase tires, tubes, and services for the Township of Edison; and

**WHEREAS**, SERVICE TIRE TRUCK CENTER INC., 2255 Avenue A, Bethlehem, PA 18017, has been awarded NJ State Contract 20-FLEET-00948 under M8000 Tires, Tubes, and Services; and

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

**WHEREAS**, the total amount of this contract, not to exceed \$50,000.00, cannot be encumbered at this time; and

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

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

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order(s) in the amount not to exceed \$50,000.00 and any other necessary documents, with SERVICE TIRE TRUCK CENTER INC., 2255 Avenue A, Bethlehem, PA 18017 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 20-FLEET-00948 under M8000.

**RESOLUTION R.173-032022**

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER(S) TO GARDEN STATE HIGHWAY PRODUCTS, INC. THROUGH THE SOMERSET COUNTY COOPERATIVE PRICING SYSTEM FOR THE PURCHASE OF TRAFFIC SIGNS**

**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 Township of Edison is a member of the Somerset County Cooperative Pricing System #2-SOCCP; and

**WHEREAS**, GARDEN STATE HIGHWAY PRODUCTS, INC., 301 Riverside Drive, Millville, NJ 08332 has been awarded Contract #CC-0099-21 Traffic Control Signs, Supports, Hardware & Safety Devices through this Cooperative Pricing System; and

**WHEREAS**, the Township of Edison intends to enter into a contract/purchase order(s) with GARDEN STATE HIGHWAY PRODUCTS, INC., for the purchase of traffic signs; and

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

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

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

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order(s) and any other necessary documents in the amount not to exceed \$40,000.00, with GARDEN STATE HIGHWAY PRODUCTS, INC., 301 Riverside Drive, Millville, NJ 08332, the approved Somerset County Cooperative Pricing System vendor through this resolution, which shall be subject to all the conditions applicable to the current Somerset County Cooperative Pricing System Contract as set forth above.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-11 et seq.

**RESOLUTION R.174-032022**

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO  
F&S TIRE CORP. FOR RETREAD TIRES**

**WHEREAS**, bids were received by the Township of Edison on January 25, 2022 for Public Bid No. 22-05-20-Retread Tires; and

**WHEREAS**, F&S TIRE CORP., 58 Brunswick Ave., Edison, NJ 08817, submitted the lowest legally responsible, responsive bid for various items 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 \$50,000.00, 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 F&S TIRE CORP., 58 Brunswick Ave., Edison, NJ 08817 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 \$50,000.00 for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents with F&S TIRE CORP. as described herein.

**RESOLUTION R.175-032022**

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

**WHEREAS**, bids were received by the Township of Edison on January 25, 2022 for Public Bid No. 22-05-20-Retread Tires; and

**WHEREAS**, BARNWELL HOUSE OF TIRES, INC., 112 Lehigh Dr., Fairfield, NJ 07004, submitted the lowest legally responsible, responsive bid for various items 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 BARNWELL HOUSE OF TIRES, 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 \$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 BARNWELL HOUSE OF TIRES, INC. as described herein.

**RESOLUTION R.176-032022**

**RESOLUTION ACCEPTING QUOTE AND AWARDING CONTRACT/PURCHASE ORDER TO VISUAL COMPUTER SOLUTIONS, INC. FOR WORKFORCE MANAGEMENT SOLUTION SOFTWARE**

**WHEREAS**, the Township is in need of workforce management solution software for the Division of Fire; and

**WHEREAS**, VISUAL COMPUTER SOLUTIONS, INC., 4400 US Highway 9, Suite 3500, Freehold, NJ 07728, submitted a quote in the amount of \$12,183.60; and

**WHEREAS**, for the prior twelve months, the Township expended \$10,694.56 with VISUAL COMPUTER SOLUTIONS, INC. and this resolution in the amount of \$12,183.60 will make a combined total amount of \$22,878.16 in a twelve month period; and

**WHEREAS**, funds in the amount of \$12,183.60 have been certified to be available in the Fire Fighting Computer Hardware & Software account, number 2-01-25-0265-001-059; 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**, the Purchasing Agent has determined and certified in writing that the value of the acquisition will exceed \$17,500.00; and

**WHEREAS**, prior to entering into a contract, the vendor 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 the vendor from making any reportable contributions through the term of the contract; and

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

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

1. The quote has been reviewed, and the quote by VISUAL COMPUTER SOLUTIONS, INC., 4400 US Highway 9, Suite 3500, Freehold, NJ 07728, for workforce management solution software, is approved.
2. The Mayor, or his designee, is hereby authorized to execute/process contract/Purchase Order in the amount not to exceed \$12,183.60, and any other necessary documents, with VISUAL COMPUTER SOLUTIONS, INC., making a combined total amount of \$22,878.16 in a twelve month period.
3. This contract is awarded pursuant to 19:44A-20.5 et. seq. and without competitive bidding.
4. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.
5. The Township Clerk shall advertise notice of this action in a legal newspaper pursuant to N.J.S.A. 40A:11-1, et seq. and in compliance with the Local Public Contracts Law guidelines.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$12,183.60** are available for the above in Account No. **2-01-25-0265-001-059**, subject to and contingent upon the availability of sufficient funds in the 2022 temporary and/or permanent budget.

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

**RESOLUTION R.177-032022**

**RESOLUTION AWARDING AN EMERGENCY CONTRACT/PURCHASE ORDER AND CHANGE ORDER NO. 3  
TO J. FLETCHER CREAMER FOR EMERGENCY REPAIR OF SANITARY SEWER COLLECTION SYSTEM  
REPAIRS AT 2170 ROUTE 27**

**WHEREAS**, an emergency condition existed at 2170 Route 27 causing needed repairs to the sanitary collection system sewer line; and

**WHEREAS**, Resolution R. 103-022020 dated February 10, 2020, authorized Contract 19-09-09 with J. FLETCHER CREAMER, 101 East Broadway, Hackensack, NJ 07601, for Emergency Sanitary Collection System Repair in the amount of \$750,000.00; and

**WHEREAS**, Resolutions R.545-102021 and R.630-112021 authorized changed orders for Hurricane IDA Damage to Harding Avenue Pump Station in the amount of \$3,050,000.00 which was in excess of 20% of the original contract for a total revised contract amount of \$3,800,000.00 (of which Harding Avenue's expenses were substantially less at \$1,504,259.32); and

**WHEREAS**, J. Fletcher Creamer made emergency sanitary collection system sewer repairs to 2170 Route 27 in the total amount of \$109,368.50 under an emergency and change order No. 3; and

**WHEREAS**, this amount and previous change orders is more than 20% of the original contract amount; and

**WHEREAS**, pursuant to Local Public Contract Law N.J.S.A. 40A:11-6 et seq, a contract may be awarded and immediate delivery of goods or the performance of services may be provided when an emergency affects the public health, safety or welfare; and

**WHEREAS**, funds in the amount of \$109,368.50 have been certified to be available in the Sewer Other Contractual Items Account, No. 2-07-55-0501-000-029; and

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

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

1. **Change Order # 3 to the contract with J. FLETCHER CREAMER, 101 East Broadway, Hackensack, NJ 07601 is hereby authorized in the amount of \$109,368.50, for a total amended contract of \$3,909,368.50.**
  2. **This contract is awarded pursuant to N.J.S.A. 40A:11-6 et seq. and under Contract No. 19-09-09.**
  3. **A brief notice shall be printed once in an official newspaper and filed with the Township Clerk indicating the additional amount to be expended, the original contract price, the nature of the original and additional work, and why it is necessary to expend the additional funds.**
  4. **Notice of this change order shall be filed on an Appendix to the Annual Budget and included as supplemental material in the Annual Audit.**

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$109,368.50** are available for the above in Account **No. 2-07-55-0501-000-029**.

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

**RESOLUTION R. 178-032022**

**RESOLUTION AWARDING CONTRACTS TO CME ASSOCIATES FOR GENERAL ENGINEER CONSULTING SERVICES**

**WHEREAS**, the Township of Edison advertised on the Township website for Request for Proposals on January 13, 2022 for RFP 22-07 General Engineer Consulting Services with a proposal opening date of January 25, 2022 and eight (8) proposals were received; and

**WHEREAS**, the proposals were solicited through a fair and open process in accordance the N.J.S.A. 19:44A-20.5 et seq.; and

**WHEREAS**, after review and evaluation of said proposals, it has been recommended by the Township that the contract be awarded to CME ASSOCIATES, 3141 Bordentown Ave., Parlin, NJ 08859; and

**WHEREAS**, collectively, the total amount of this contract award to CME ASSOCIATES for General Engineer Consulting Services shall be in the not to exceed amount of \$125,000.00; 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, BE IT RESOLVED** by the Municipal Council of the Township of Edison, County of Middlesex, State of New Jersey, as follows:

1. All proposals have been reviewed, and the proposals submitted by CME ASSOCIATES for General Engineer Consulting Services are hereby awarded.
2. The Mayor, or his designee, is hereby authorized to execute contracts in the amount not to exceed \$125,000.00 and any other necessary documents, with CME ASSOCIATES for the period of March 1 – December 31, 2022, as described herein.
3. No payments in excess of the “not-to-exceed” amount of \$125,000.00 for this contract will be approved.
4. Any modification to the Services Contract(s) shall be in writing and signed by all parties, and upon obtaining said signatures shall immediately become a part of the contract(s).
5. The Mayor of the Township may, upon ten (10) days written notice, and without cause, terminate the Services Contract(s).
6. The Services Contracts shall, for all purposes, be deemed a New Jersey contract and any provisions of the Services Contracts shall be governed and interpreted according to the laws of the State of New Jersey.
7. This Resolution shall take effect immediately.