

**AGENDA
MUNICIPAL COUNCIL
COMBINED MEETING**

May 11, 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. **ORAL PETITIONS AND REMARKS**
5. **REPORTS FROM ALL COUNCIL COMMITTEES:**
6. **POINTS OF LIGHT**
7. **FROM THE DEPARTMENT OF FINANCE:**
 - a. Report of Disbursements through May 5, 2022 (Resolution R.280-052022)
 - b. Resolution authorizing refund in the amount of \$292,673.57 for redemption of tax sale certificates (Resolution R.281-052022)
 - c. Resolution authorizing refund for tax overpayments totaling, \$1,850.59 (Resolution R.282-052022)
 - d. Resolution authorizing overpayments refund caused by Successful Tax Court Appeal. (\$23,450.00) (Resolution R.283-052022)
8. **FROM THE DEPARTMENT OF HEALTH:**
 - a. Resolution authorizing the purchase of a one (1) 2023 Diamond Coach Bus with options through the Hunterdon County Educational Services commission Cooperative Pricing System (\$123,520.92) (Resolution R.284-052022)
9. **FROM THE DEPARTMENT OF LAW:**
 - a. Ordinance amending the Township Code to update the address list of persons entitled to handicapped parking spaces. (Ordinance O.2144-2022)
10. **FROM THE DEPARTMENT OF PLANNING AND ENGINEERING:**
 - a. Resolutions provide for senior residents refund for permit fees (Resolution R.285-052022 –R.287-052022)
 - b. Resolution provides for refund of unused portion of Developers Escrow Fee (Resolution R.288-052022)
 - c. Resolution refunding Engineering Inspections Fees (Resolution R.289-052022)

- d. Resolution awarding of Contract for RFP 22-26 Consulting Service for Master Plan (Resolution R.299-052022) (\$160,000.00)
- 11. **FROM THE DEPARTMENT OF PUBLIC WORKS:**
 - a. Resolutions releasing of Street Opening Escrows (Resolution R.290-052022-R.292-052022)
 - b. Resolution accepting quote and awarding contract/purchase order for Cedar Lumber for the Community Garden (\$6,600.00) (Resolution R.293-052022)
- 12. **FROM THE DEPARTMENT OF RECREATION:**
 - a. Resolution authorizing a reimbursement for ABC program (Resolution R.294-052022)
 - b. Resolution awarding reimbursement to Various Volleyball Teams for ending the Season in Good Standing (Resolution R.295-052022)
 - c. Resolution awarding Contract for Engineering Services for Papaianni Park Turf Baseball Field Project (\$172,957.25) (Resolution R.296-052022)
- 13. **FROM THE CHIEF OF FIRE:**
 - a. Approval of Volunteer Firefighters
- 14. **FROM THE CHIEF OF POLICE:**
 - a. Resolution awarding a Non-Fair and Open Contract for the Maintenance and support of the proprietary Software Computer aided dispatch and Records Management system used by Police and Fire divisions. (\$53,600.00) (Resolution R.297-052022)
- 15. **FROM THE TOWNSHIP CLERK:**
 - a. Permit fee Wavier for The ARC (Resolution R.298-052022)
- 16. **FROM THE COUNCIL MEMBER OF THE PLANNING BOARD:**
- 17. **UNFINISHED BUSINESS:
ORDINANCES FOR FURTHER CONSIDERATION, PUBLIC HEARING, AND
FINAL ADOPTION:**

O.2143-2022	ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH CAP BANK.
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- 18. **COMMUNICATIONS:**
 - a. Email received from Ralph Bucci regarding 2022 Municipal budget.

19. **DISCUSSION ITEMS:**

Council President Coyle

a. None

Councilmember Brescher

a. None

Councilmember Harris

a. None

Councilmember Patel

a. None

Councilmember Patil

a. None

Councilmember Poyner

a. None

Councilmember Ship-Freeman

a. None

20. **COUNCIL PRESIDENT'S REMARKS**

21. **APPROVAL OF VOLUNTEER FIREFIGHTER:**

Raritan Engine Company #2

Joel A. Pratts

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

O.2143-2022

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET
APPROPRIATION LIMITS AND TO ESTABLISH CAP
BANK.**

23. **NEW BUSINESS:
PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR
WEDNESDAY, MAY 25, 2022.**

**O.2144-2022 ORDINANCE AMENDING THE TOWNSHIP CODE TO UPDATE
THE ADDRESS LIST OF PERSONS ENTITLED TO
HANDICAPPED PARKING SPACES.**

24. **PUBLIC COMMENT ON THE RESOLUTIONS**

25. **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.280-052022 Report of Disbursements through May 5, 2022.

R.281-052022 Resolution authorizing refund in the amount of \$292,673.57 for redemption of tax sale certificates.

R.282-052022 Resolution authorizing refund for tax overpayments totaling, \$1,850.59.

R.283-052022 Resolution authorizing overpayments refund caused by Successful Tax Court Appeal.(\$23,450.00).

R.284-052022 Resolution authorizing the purchase of a one (1) 2023 Diamond Coach Bus with options to H.A. Dehart & Son, Inc. through the Hunterdon County Educational Services commission Cooperative Pricing System in the amount of \$123,520.92.

R.285-052022 Resolution provide for a Senior Resident refund for permit fees for 8 Livingston Avenue in the amount of \$60.00.

R.286-052022 Resolution provide for a Senior Resident refund for permit fees for 311 Poll Place in the amount of \$473.00.

R.287-052022 Resolution provide for a Senior Resident refund for permit fees for 17 Sims Road in the amount of \$150.00.

R.288-052022 Resolution provides for refund of unused portion of Developers Escrow Fee posted by Freeman Service Co. for the Planning Board application concept in the amount of \$897.50.

R.289-052022 Resolution Refunding Engineering Inspection Fees to Nader, Anton/Nader, Antoun/Nader Antoun & Lilane and Affiliated Entities per Schedule A, c/o Asset Management Consultants, having offices at 12841 Fitzwater Drive, Nokesville, VA 20181, for Dunkin Donuts Drive-up Window, 2193 Route 27, Application: Z06-06/07, Account # 7760295976.

R.290-052022 Resolution releasing of Street Opening Escrows for Permit DEV-21-0433, Blk. 1205, Lot 160.S aka 31 Hull Dr. in the amount of \$900.00.

R.291-052022 Resolution releasing of Street Opening Escrows for Permit Dev-21-0378 Blk.1205, Lot 1022, aka 33 Homestead Rd., in the amount of \$7,240.00.

- R.292-052022 Resolution releasing of Street Opening Escrows for Permit DEV-22-0463, Blk. 1205, lot 692E, aka 15 John Street in the amount of \$900.00.
- R.293-052222 Resolution accepting quote and awarding contract/purchase order for Cedar Lumber for the Community Garden to Edison Millwork in the amount of \$6,600.00.
- R.294-052022 Resolution authorizing a reimbursement for ABC program to Mona Parmar in the amount of \$200.00.
- R.295-052022 Resolution awarding reimbursement to Various Volleyball Teams for ending the Season in Good Standing in the amount of \$400.00.
- R.296-052022 Resolution awarding Contract for Engineering Services for Papaianni Park Turf Baseball Field Project to CME Associates in the amount of \$172,957.25.
- R.297-052022 Resolution awarding a Non-Fair and Open Contract to Queues Enforth Development, Inc. for the Maintenance and support of the proprietary Software Computer aided dispatch and Records Management system used by Police and Fire divisions in the amount of \$53,600.00.
- R.298-052022 Permit fee Wavier for The ARC Middlesex County for 161 Orange Street.
- R.299-052022 Resolution awarding of Contract for RFP 22-26 Consulting Service for Master Plan to BFJ Planning in the amount of \$160, 00.00.

26. **COMMUNICATIONS:**

- a. Email received from Ralph Bucci regarding 2022 Municipal budget

27. **ORAL PETITIONS AND REMARKS**

28. **ADJOURNMENT**

ORDINANCE O.2143-2022

TOWNSHIP OF EDISON
COUNTY OF MIDDLESEX, NEW JERSEY

CALENDAR YEAR 2022

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

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

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

WHEREAS, the Township Council of the Township of Edison in the County of Middlesex, N.J., finds it advisable and necessary to increase its CY 2022 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township Council hereby determines that a 1.0 % increase in the budget for said year, amounting to **\$1,267,941.96** in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

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

NOW THEREFORE BE IT ORDAINED, by the Township Council of the Township of Edison in the County of Middlesex, N.J., a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2022 budget year, the final appropriations of the Township of Edison shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to **\$4,437,796.86** and that the CY 2022 municipal budget for the Township of Edison be approved and adopted in accordance with this ordinance; and,

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

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

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

ORDINANCE O.2144-2022

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

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 residence in the Township, and the Township desires to provide for same pursuant to *N.J.S.A. 39:4-197.6*; 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 residence in the Township occupied by a handicapped person who meets the requirements of *N.J.S.A. 39:4-197.6*; 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:

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.

<i>Name of Street</i>	<i>Location</i>	<i>Permit Number</i>
<u>Avenue C</u>	<u>A-1</u>	
Carlton Street	16 Carlton Street	
College Drive	130 College Drive	
Evergreen Road	11A Evergreen (CR #657)	
Fourth Street	74 Fourth Street	
Grandview Avenue (CR #660)	135-A Grandview Avenue (CR #660), Apartment 4 145-A Grandview Avenue (CR #660), Apartment 1	
Harrison Avenue	29 Harrison Avenue	
Highway Terrace	11 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
Wallace Street
Wildwood Avenue
Willard Dunham Drive

Woodedge Avenue
Woodhaven Drive

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
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.

RESOLUTION R.280-052022

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING May 4, 2022.

WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through, May 4, 2022.

FUND	AMOUNT
Current	\$21,421,066.27
Affordable Housing	0.00
Capital	168,241.56
Cash Performance	0.00
CDBG	0.00
Developers Escrow	10,636.00
Dog (Animal Control)	14,138.73
Federal Forfeited	0.00
Grant Funds	3,259.77
Law Enforcement	0.00
Open Space	0.00
Park Improvements	0.00
Payroll Deduction	491,346.40
Sanitation Fund	189,919.47
Self Insurance	0.00
Sewer Utility	660,701.65
Street Opening	0.0
Tax Sale Redemption	0.00
Tree Fund	0.00
Tree Planting	0.00
Trust	162,415.64
Edison Water Utility	580,559.15
Edison Landfill Closure Trust	0.00
TOTAL	\$23,702,287.64

/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.281-052022

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 **\$292,673.57**.

RESOLUTION R.282-052022

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 **\$1,850.59.**

RESOLUTION R.283-052022

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 **\$23,450.**, 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 **\$23,450.00.**
 - 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.284-052022

RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO PURCHASE ONE (1) 2023 DIAMOND COACH BUS WITH OPTIONS FROM H.A. DEHART & SON, INC. THROUGH THE HUNTERDON COUNTY EDUCATIONAL SERVICES COMMISSION (HCESC) COOPERATIVE PRICING SYSTEM FOR THE DEPARTMENT OF HEALTH

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 Hunterdon County Educational Services Commission 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, H.A. DeHART & SONS, INC., 311 Crown Point Road, Thorofare, NJ 08086 has been awarded #HCESC-Trans-19-11 Multipurpose Transportation Vehicles under NJ State approved coop #34HUNCCP; and

WHEREAS, the Township of Edison, Department of Health, is in need of one (1) ADA compliant, 24 passenger/20 passenger with 2 wheelchair capacity Ford E450 Bus with handicap access; and

WHEREAS, the Township of Edison, Department of Health, intends to enter into a contract/purchase order with H.A. DeHART & SONS, INC., for this purchase of one (1) 2023 Diamond Coach Buses with options at a total price of \$123,520.92; and

WHEREAS, the total amount of this contract shall not to exceed \$123,520.92; and

WHEREAS, funds in the amount of \$123,520.92 have been certified to be available in the Acquisition of Bus and Animal Control Van Capital Account, number C-04-21-2128-103-001; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$123,520.92, and any other necessary documents, with H.A. DeHART & SONS, INC., 311 Crown Point Road, Thorofare, NJ 08086, the approved Hunterdon County Educational Services Commission vendor through this resolution, which shall be subject to all the conditions applicable to the current Hunterdon County Educational Services Commission 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 **\$123,520.92** are available for the above in Account No. **C-04-21-2128-103-001**.

Nicholas C. Fargo
Chief Financial Officer

Date

RESOLUTION R.285-052022

EXPLANATION: This resolution provides for Senior Resident refund to contractor 1 800 Heaters Inc permit fee, less the DCA fee, posted for water heater permit #2022-1286

WHEREAS, on April 5th, a Construction Permit fee, check #76945 permit #2022-1286, was posted in the total amount of \$64.00 by the contractor, 1 800 Heaters Inc, ,having offices at 2 Gourmet Lane, Unit G & H Edison, NJ 08837; and

WHEREAS, the application was submitted for a water heater replacement at 8 Livingston Ave, Edison, NJ 08820 by the hired contractor; who did not make known to the Construction Code Enforcement Division that the homeowner, Richard O'Neill is a bonafide Edison Senior Resident who is eligible for Senior Citizen waiver of municipal fees on construction permits, per the Edison Municipal Code, chapter 2-128.3; and

WHEREAS, the Township Construction Official recommends the refund of the municipal permit fee, on Construction Permit #202-1286, in the amount of \$64.00, less \$4.00 DCA fee total of refund to Contractor 1 800 Heaters Inc, 2 Gourmet Lane Unit G&H, Edison, NJ 08837 in the amount of \$60.00

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum not to exceed \$60.00 on construction permit fees posted by 1 800 Heaters Inc, 2 Gourmet lane, Unit G & H, Edison, NJ 08837

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$60.00 from the Refund of Revenue Fund to 1 800 Heaters Inc, 2 Gourmet Lane, Unit G & H, Edison, NJ 08837

RESOLUTION R.286-052022

EXPLANATION: This resolution provides for Senior Resident refund to Mr. & Mrs. Stephens At 311 Poll Pl., Edison NJ 08817

WHEREAS, on April 11, 2022 a Construction Permit fee, check #196 permit #2022-1371, was posted in the total amount of \$501.00 by home owner who is a senior residing at 311 Poll Pl. Edison, NJ 08817

WHEREAS, the application was submitted for a bathroom conversion for medical reasons, the homeowner, Mr. Stephens is a bonafide Edison Senior Resident who is eligible for Senior Citizen waiver of municipal fees on construction permits, per the Edison Municipal Code, chapter 2-128.3; and

WHEREAS, the Township Construction Official recommends the refund of the municipal permit fee, on Construction Permit #2022-1371, in the amount of \$501.00, less \$28.00 DCA fee total of refund to home owner Mr. & Mrs. Stephens \$473.00

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum not to exceed \$473.00 on construction permit fees posted by Mr. & Mrs. Bill Stephens, of 311 Poll Place, Edison, NJ 08817

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$473.00 from the Refund of Revenue Fund to Mr. & Mrs. Bill Stephens of 311 Poll Place, NJ 08817

RESOLUTION R.287-052022

EXPLANATION: This resolution provides for Senior Resident refund certificate of occupancy Lois Bamber who in turn paid for certificate of occupancy for her client who is a senior Monika Vanhouten of 17 Sims Road, Edison NJ 08817

WHEREAS, on April 19, 2022 a certificate of occupancy application was filed for resident Monika Vanhouten of 17 Sims Road, Edison, NJ 08837 by her realtor Lois Bamber who was unaware of a senior discount to seniors over the age of 65; and

WHEREAS, this certificate of occupancy charge should be refund to the realtor Lois Bamber of 50 Drew way, Iselin, NJ 08830 for refund of \$150.00 for paying for her client Monika Vanhouten who is a senior of Edison Township. Municipal Code, chapter 2-128.3; and

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that the sum not to exceed \$150.00 for Certificate of Occupancy for her client Monika Vahouten, be refunded to her realtor Lois Bamber of 50 Drew Way, Iselin, NJ 08830

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$150.00 from the Refund of Revenue Fund to
Lois Bamber of 50 Drew Way, Iselin, NJ 08830

RESOLUTION R.288-052022

Explanation: This resolution provides for the refund of the unused portion of Developers Escrow Fees posted by Freedman Service Co. for the Planning Board application No –Concept

WHEREAS, The Township Planning Board Secretary advises that the Developer Escrow Fees posted by Freedman Service Co. for a project located at 518 Old Post Road ,Edison, N.J. 08817 in Block 198.L, Lot 27J.1 and Application Concept ; and

WHEREAS; the applicant was required to Post developers escrow fees, pursuant to Township Ordinance; and

WHEREAS; on June 26,20117 Freedman Service Co. posted fees on deposit with the Township of Edison in the account # DE1706621FR for Developers Escrow Fees; and

WHEREAS; the applicant has requested the return of the unused portion of Developers Escrow Fees, as provided by law; and

WHEREAS; it is now in order that the sum \$ 897.50 plus accrued interest, if applicable, which represents the amount due and owing the applicant, be returned to Freedman Service Co.; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of \$897.50 plus accrued interest, if applicable be refunded to Freeman Service Co., 4115 Route One , Monmouth Junction, NJ 08852

BE IF FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund the sum of \$ 897.50 plus accrued interest, if applicable, in account #DE170621FR to the applicant.

RESOLUTION R.289-052022

EXPLANATION: Resolution Refunding Engineering Inspection Fees to Nader, Anton/Nader, Antoun/Nader Antoun & Lilane and Affiliated Entities per Schedule A, c/o Asset Management Consultants, having offices at 12841 Fitzwater Drive, Nokesville, VA 20181, for Dunkin Donuts Drive-up Window, 2193 Route 27, Application: Z06-06/07, Account # 7760295976.

WHEREAS, the Township Engineer advises that a final inspection was made of Dunkin Donuts Drive-up Window located in Block: 124 Lot: 20.01, Application # Z06-06/07, 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

A certificate of occupancy was issued on March 7, 2011.

WHEREAS, it is in now in order that the sum of \$59.20, which represents the amount due and owing the applicant, be returned to Nader, Anton/Nader, Antoun/Nader Antoun & Lilane and Affiliated Entities per Schedule A, c/o Asset Management Consultants, having offices at 12841 Fitzwater Drive, Nokesville, VA 20181, Account # 7760295976.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of \$59.20 plus accrued interest, if applicable, be refunded to the applicant, Nader, Anton/Nader, Antoun/Nader Antoun & Lilane and Affiliated Entities per Schedule A, c/o Asset Management Consultants, having offices at 12841 Fitzwater Drive, Nokesville, VA 20181, Account # 7760295976.

BE IT FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund said sum of **\$59.20**, plus any accrued interest, if applicable, in account # 7760295976 to the applicant, Nader, Anton/Nader, Antoun/Nader Antoun & Lilane and Affiliated Entities per Schedule A, c/o Asset Management Consultants, having offices at 12841 Fitzwater Drive, Nokesville, VA 20181.

RESOLUTION R.290-052022

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 STO0000627, to the following:

Permit Number: DEV-21-0433

Opening Location: 31 HULL DR

Block/Lot: 1205/160.S

Applicant's Name & Address:

**AAA ALL SERVICE, INC
1606 ROUTE 27
EDISON, NJ 08817**

Initial Deposit Date: 12/08/2021

Deposit Amount: \$ 900.00

Paid by & refunded to:

**AAA ALL SERVICE, INC
1606 ROUTE 27
EDISON, NJ 08817**

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.291-052022

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 STO0000583, to the following:

Permit Number: DEV-21-0378

Opening Location: 33 HOMESTEAD RD

Block/Lot: 1205/1022

Applicant's Name & Address:

**CURSI CONSTRUCTION INC
3808 FLEET AVE
SOUTH PLAINFIELD, NJ 07080-4801**

Initial Deposit Date: 07/15/2021

Deposit Amount: \$ 7,240.00

Paid by & refunded to:

**CURSI CONSTRUCTION INC
3808 FLEET AVE
SOUTH PLAINFIELD, NJ 07080-4801**

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.292-052022

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 STO0000658, to the following:

Permit Number: DEV-22-0469

Opening Location: 15 JOHN ST

Block/Lot: 1205/692.E

Applicant's Name & Address:

**AAA ALL SERVICE, INC
1606 ROUTE 27
EDISON, NJ 08817**

Initial Deposit Date: 03/11/2022

Deposit Amount: \$ 900.00

Paid by & refunded to:

**AAA ALL SERVICE, INC
1606 ROUTE 27
EDISON, NJ 08817**

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.293-052022

**RESOLUTION ACCEPTING QUOTE AND AWARDING A CONTRACT/PURCHASE ORDER TO
EDISON MILLWORK AND HARDWARE FOR CEDAR LUMBER FOR THE EDISON COMMUNITY
GARDEN**

WHEREAS, additional cedar lumber is required for the Edison Community Garden; and

WHEREAS, quotes were solicited by the Township of Edison for cedar lumber; and

WHEREAS, EDISON MILLWORK AND HARDWARE, 9 Old Post Road, Edison, NJ 08817, submitted the sole quote in the amount of \$6,600.00; and

WHEREAS, for the prior twelve months, the Township expended \$25,796.32 with EDISON MILLWORK AND HARDWARE, and this resolution in the amount of \$6,600.00 will make a combined total amount of \$32,396.32 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, prior to entering into a purchase order/contract, EDISON MILLWORK AND HARDWARE 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 EDISON MILLWORK AND HARDWARE from making any reportable contributions through the term of the contract; and

WHEREAS, funds in the amount of \$6,600.00 have been certified to be available in the Various Parks Improvements Capital Account, number C-04-17-1988-105-000; 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 quotes have been reviewed, and the quote by EDISON MILLWORK AND HARDWARE, 9 Old Post Road, Edison, NJ 08817, for cedar lumber for the Edison Community Garden, is determined to be the sole quote.
2. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$6,600.00 and any other necessary documents, with EDISON MILLWORK AND HARDWARE as described herein.
3. This contract is awarded pursuant to N.J.S.A. 40A:11-6 and 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 **\$6,600.00** are available in Account No. **C-04-17-1988-105-000**.

Nicholas C. Fargo

RESOLUTION R.294-052022

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO
MONA PARMAR FOR THE ABC PROGRAM**

WHEREAS Mona Parmar made payment in the amount of \$200.00 for her child Keshav Parmar's participation in the ABC Program at Martin Luther King Elementary School for the month of May 2022; and

WHEREAS the child was removed from the ABC Program prior to attending in May; 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 \$200.00 to Mona Parmar, 7 Butler Rd., Edison, NJ, 08820, which represents the amount for the ABC Program.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$200.00 are available in Account #2-01-55-0291-000-000.

Q: parmar abc reso
4/27/22 dwt

RESOLUTION R.295-052022

**RESOLUTION AWARDING REIMBURSEMENT TO VARIOUS VOLLEYBALL TEAMS
FOR ENDING THE SEASON IN GOOD STANDING**

WHEREAS, there exists an ordinance for sports teams to pay entrance fees prior to playing in Edison Township's Recreation leagues.

WHEREAS, the ordinance further states that a "Good Standing Refund" in the amount of \$50.00 shall be made payable to each volleyball team finishing the season in good standing with the league, and

WHEREAS, fees in the amount of \$400.00 have been certified to be available in the Township Trust Account, Number T-13-00-00-0000-000-014.

WHEREAS, the below listed adult volleyball teams eligible for a good standing refund are as follows:

<u>REFUND NAME</u>	<u>TEAM</u>
DINESH CHANDRAN	FUSION
PRABAHARAN RANGASAMY	EDISON BULLS I
PRABAHARAN RANGASAM	EDISON BULLS II
KOTESHWARA RAO	CELEBRATION VB STRIKERS
BALAMURUGAN PACHALAPPAN	SIX SABERS
BALAMURUGAN PACHAIAPPAN	EAST INDIES
SIVAKUMAR PALANISANY	HAPPY BUNCH
RAJU VEGALLA	NET NINJAS

NOW, THEREFORE, IT IS RESOLVED by the Municipal Council of the Township of Edison that authorization be given to release said funds to these teams.

CERTIFICATION

I hereby certify that funds in the amount of \$400.00 are available for the above teams in Account No.T-13-00-0000-000-014.

RESOLUTION R.296-052022

**RESOLUTION AWARDING CONTRACT FOR ENGINEERING SERVICES TO CME ASSOCIATES
FOR PAPAIIANNI PARK TURF BASEBALL FIELD PROJECT**

WHEREAS, the Local Public Contracts Law, *N.J.S.A. 40A:11-1 et seq.*, (the “**LPCL**”) authorizes the award of contracts for “Professional Services” without competitive bids; and

WHEREAS, the Township of Edison is in need of engineering services for the Papaiani Park Baseball Field Project; and

WHEREAS, CME Associates, 3141 Bordentown Avenue, Parlin, NJ 08859 is skilled and experienced with this type of project; and

WHEREAS, CME Associates has submitted a proposal to provide same in the amount not to exceed \$172,957.25 (\$161,957.50 for project and \$10,999.75 reimbursable expenses); and

WHEREAS, prior to the execution of the Services Contract, the Company will have completed and submitted a Business Entity Disclosure Certification to the Township, which certifies that no individual with a ten percent (10%) interest or larger in the Company has made any reportable contributions to a political or candidate committee in the Municipal Council in the previous year, and that the Services Contract will prohibit an individual with a ten percent (10%) interest or larger in the Company from making any reportable contributions through the term of the Services Contract, pursuant to *N.J.S.A. 19:44A-20.4, et seq.*; and

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

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

1. The foregoing recitals are incorporated herein as if set forth in full.
2. The Township desires to authorize the Engineering Services in an amount not to exceed \$172,957.25, consistent with the proposal attached hereto.
3. The Mayor or his designee is hereby authorized and directed to execute a contract with CME Associates for its Engineering Services in the amount of \$172,957.25.
4. In accordance with *N.J.S.A. 40A:11-5* of the Local Contracts Law, the Municipal Council hereby directs the Township Clerk to publish once in the official newspaper of the Township, a brief notice, stating the nature, duration, service and amount of the contract for services authorized for execution herein, which notice shall state that a copy of this Resolution and the contract for services is on file and available for public inspection in the office of the Township Clerk.
5. The contract for services has been awarded as a non-fair and open contract pursuant to *N.J.S.A. 19:44A-20.5* without competitive bidding. Total compensation to be paid under the contract for services will exceed \$17,500.00.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$172,957.25** are available for the above in Account No.
C-04-20-2089-490-000

Nicholas C. Fargo
Chief Financial Officer

RESOLUTION R.297-052022

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT TO QUEUES ENFORTH DEVELOPMENT, INC. FOR THE MAINTENANCE AND SUPPORT OF THE PROPRIETARY SOFTWARE COMPUTER AIDED DISPATCH (CAD) AND RECORDS MANAGEMENT SYSTEM (RMS) USED BY THE POLICE AND FIRE DIVISIONS

WHEREAS, the Township of Edison needs to renew the annual maintenance and support agreement for the Queues Enforth Development (QED) Acuity Computer Aided Dispatch (CAD) and Records Management System (RMS) installed in the Police Department's 9-1-1 Communications Center as a non-fair and open contract pursuant to 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, such annual renewal for the support of proprietary software may be awarded without public advertising for bids or bidding, in accordance with N.J.S.A. 40A:11-5(dd); and

WHEREAS, QUEUES ENFORTH DEVELOPMENT, INC., 400 Tradecenter Dr., Suite 5900, Woburn, MA 01801, has submitted a proposal to provide such services for a one year term for the period of July 1, 2022 - June 30, 2023 at a cost of \$53,600.00; and

WHEREAS, prior to entering into a contract, Queues Enforth Development, Inc., 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 Queues Enforth Development, Inc. from making any reportable contributions through the term of the contract; and

WHEREAS, funds in the amount of \$53,600.00 have been certified to be available in the Dispatch-911 Maintenance of Other Equipment Account, Number 2-01-25-0250-000-026 subject to and contingent upon the availability of sufficient funds in the 2022 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:

3. The Mayor, or his designee, is hereby authorized to execute a contract and any other necessary documents in the amount of \$53,600.00, with QUEUES ENFORTH DEVELOPMENT, INC., 400 Tradecenter Dr., Suite 5900, Woburn, MA 01801 as set forth above.
4. This contract is awarded pursuant to N.J.S.A. 19:44A-20.5 et. seq. and without competitive bidding under the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-5(dd).
5. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.
6. 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 **\$53,600.00** are available for the above contract in Account No. **2-01-25-0250-000-026** 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.298-052022

WHEREAS, The ARC Middlesex County has requested a waiver of any and all permit and/or application fees concerning the sprinkler system, fire alarm, driveway and sidewalk repair and installation of fence at 161 Orange Street, Edison.

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

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

NOW, THEREFORE, BE IT RESOLVED, by the Township of Edison, that it does hereby waive any application fees and/or building fees, concerning the sprinkler system, fire alarm, driveway and sidewalk repair and installation of fence at 161 Orange Street, except the DCA fee, due to the Township of Edison as a result of the application being submitted by The ARC Middlesex County.

RESOLUTION R.299-052022

**RESOLUTION AWARDING CONTRACT TO BFJ PLANNING FOR
MASTER PLAN CONSULTING SERVICES**

WHEREAS, the Township of Edison advertised on the Township website for Request for Proposals on February 25, 2022 for RFP 22-26 Master Plan Consulting Services with a proposal opening date of March 11, 2022 and seven (7) 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 BFJ Planning, 115 5th Ave., New York, NY 10003; and

WHEREAS, the total amount of this contract shall be in an amount not to exceed \$160,000.00; and

WHEREAS, funds in the amount of \$160,000.00 have been certified to be available in the Section 20 Costs Account Number C-04-18-2028-490-000; 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 proposal submitted by BFJ Planning, 115 5th Ave., New York, NY 10003 for Master Plan Consulting Services is hereby awarded.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$160,000.00 and any other necessary documents, with BFJ Planning, as described herein.
3. No payments in excess of the "not-to-exceed" amount of \$160,000.00 will be approved.
4. Any modification to the Services Contract shall be in writing and signed by both parties, and upon obtaining said signatures shall immediately become a part of the contract.
5. The Mayor of the Township may, upon ten (10) days written notice, and without cause, terminate the Services Contract.
6. The Services Contract shall, for all purposes, be deemed a New Jersey contract and any provisions of the Services Contract shall be governed and interpreted according to the laws of the State of New Jersey.
7. This Resolution shall take effect immediately

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$160,000.00** are available for the above in Account No. **C-04-18-2028-490-000**.

Nicholas C. Fargo
Chief Financial Officer