

AGENDA
MUNICIPAL COUNCIL
WORKSESSION MEETING
November 28, 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 BUSINESS ADMINISTRATOR:**
 - a. Resolution awarding Contract/Purchase Order to Courier Printing Corp. for the printing of the Edison Township Winter Illuminator (\$12,884.00)
 - b. Resolution awarding Contract for Public Bid 22-03-06R Basic Life Support Services to HMH Hospitals Corp. d/b/a/ JFK University Medical Center (not to exceed \$236,400.00)
 - c. Resolution awarding forty eight month lease to RICOH USA, Inc. for the Furnishing of one multifunctional Copier for the Human Resources Department.(\$17,467.88)
 - d. Ordinance authorizing a Special Emergency Appropriation in the amount \$4,281,277.71 to fund accrued sick and vacation time expenses arising from the retirement of Several Employees in and by the Township.
8. **FROM THE DEPARTMENT OF FINANCE:**
 - a. Report of Disbursements through November 23, 2022
 - b. Resolution authorizing refund in the amount of \$58,811.17 for redemption of tax sale certificates.
 - c. Resolution authorizing refund for tax overpayments totaling, \$101,009.65.
 - d. Resolution authorizing Overpayment Refund caused by Successful Tax Court Appeal.
 - e. Resolution requesting approval of Items or Revenue and appropriation per NJSA 40A:4-87, (aka Chapter 159) for FY2022 Middlesex County Nutrition Program (\$6,000.00)
 - f. Resolution authorizing Municipal Budget Transfers
 - g. Resolution authorizing Sanitation District Transfers
 - h. Resolution Awarding Contract/Purchase Order to the Hon Company C/O WB Mason Company Inc. for New Furniture for the Department of Finance (\$25,586.59)
 - i. Resolution requesting approval of Items or Revenue and appropriation per NJSA 40A:4-87, (aka Chapter 159) for CY 2022 Drive sober or Get Pulled Over Year end Holiday Crackdown. (\$10,500.00)
 - j. This Resolution authorizes the settlement of Tax Appeals filed by Oakwood Plaza Associates for the Tax Years 2016 through 2022.

- k. This Resolution authorizes the settlement of Tax Appeals filed by Dangayach Hotels Edison, LLC for the Tax Years, 2018, 2019, 2020, 2021 and Tax Year 2022.

9. **FROM THE DEPARTMENT OF LAW:**

- a. Ordinance amending the Township Code to update the address list of persons entitled to handicapped parking Spaces.
- b. Ordinance amending chapter 11 “General Licensing and Business Regulations” Subsection 11-7 “Amusement Devices by amending subsection 11-7.4, “Term Fees.
- c. Resolution authorizing the Mayor and Township Clerk to execute Settlement Agreement and release between Segme Cedar Lane LLC and the Township.(Resolution R.712-112022)
- d. Ordinance amending Chapter 16 “Fire Prevention and Protection:, subsections 16-1.3 “Inspection of Life Hazard Uses”,16-1-4 “Inspection of Non-Life Hazard Uses”, 16-1.5:Permit Fees; Fire code Status Requests”, 16-1.6 “Registration ; Inspection Fees”, and 16-3.54 “Responsibility for Installation and Maintenance”, 16-5.7 “Key Lock Box System and creation f 16-1.8 “Fire Watch Requirements and 16-1.9 “Submission of Records”.
- e. An Ordinance Amending Chapter 2 “Administration,” Subsection 2-24 “Division Of Central Purchases” By Amending Subsection 2-24.3, “Purchasing Procedures” Of The Code Of The Township Of Edison, In The County Of Middlesex, New Jersey.

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

- a. Resolution provides a refund to Contactor Fox & Foxx Development LLC located at 940 Amboy Avenue, Edison, for 97 Thomas Place Refund permit #2022-1935.
- b. Resolution Awarding Change Order #1 to CME Associates for General Engineer Consulting Services (\$35,000.00)
- c. Resolution authorizing Professional Service s Contract to CME Associates for the Swales/Church Property Survey. (Resolution R.650-102022)
- d. Resolution awarding for Public Bid 22-31-01 NJDOT Municipal Aid Program FY 2021 “Roadway Improvements to Kilmer Road (\$500,775.53)

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

- a. Resolution releasing of Street Opening Escrows (19)
- b. Resolution Awarding Contract for Public Bid No.22-02-05 HVAC Maintenance and Repair at various Municipal Buildings. (not to exceed \$400,000.00)
- c. Resolution awarding Contract/Purchase Order to various vendors for Diesel Exhaust Fluid in Bulk Quantities (not to exceed \$25,000.00)

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

- a. Resolution provides for the Township acceptance of the Constructed Improvements under Public bid No. 18-03-02 National Road Pumping Station priority repairs and authorizes Final Contract payment including final retainage totaling the amount of \$29,385.41 and close out of the Construction Project, for total built cost of \$348,758.00.

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

- a. Resolution awarding contract for Public Bid # 22-12-01 Police Pursuit Rated Vehicles to Koch 33 Ford for eleven (11) New Ford Utility Police Pursuit Rated Vehicles (\$411,488.00)
- b. Resolution accepting the Drive Sober or Get Pulled over 2022 Year End Holiday Crackdown Grant. (10,500.00)
- c. Resolution Awarding a Contract for Public Bid No. 22-04-26RR to East Coast Emergency Lighting Inc. For Security and Emergency Vehicle Lighting, Equipment, Accessories, and Installation (not to exceed \$250,000.00)

14. **FROM THE TOWNSHIP CLERK:**

- a. Resolution setting the 2023 Council Meeting Schedule. (Resolution R.725-112022)
- b. Resolution authorizing the sale of one (1) Plenary Retail Distribution Liquor License and further authorizing the Township Clerk to advertise for bid proposals for same pursuant to *N.J.S.A. 33:1-19.1*.

15. **FROM THE COUNCIL MEMBER OF THE PLANNING BOARD:**

16. **UNFINISHED BUSINESS:**

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

O.2163-2022 BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF EDISON, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$7,360,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$6,992,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

O.2164-2022 ORDINANCE AMENDING THE TOWNSHIP CODE WITH REGARDS TO GLORIA AVENUE FOR PROHIBITING PARKING, RESIDENTAL PARKING, TURNING PROHIBITION AND REGULATION OF TRAFFIC.

17. **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

- 18. **CLOSED SESSION:**
 - a. Segme Cedar Lane, LLC Settlement Agreement

- 19. **ADJOURNMENT**

RESOLUTION ACCEPTING QUOTE AND AWARDING A CONTRACT/PURCHASE ORDER TO COURIER PRINTING CORP. FOR THE PRINTING OF THE EDISON TOWNSHIP WINTER ILLUMINATOR

WHEREAS, bids were received by the Township of Edison on November 10, 2022 for Public Bid No. 22-11-01 Printing of Edison Township Winter Newsletter/Illuminator; and

WHEREAS, COURIER PRINTING CORP., 24 Laurel Bank Ave., Deposit, NY 13754, submitted the lowest legally responsible, responsive bid in the amount of \$12,884.00; and

WHEREAS, funds in the amount of \$12,884.00 have been certified to be available in the Comm/Edison TV Other Contractual Service Account, number 2-01-20-0100-006-029; 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. All bids have been reviewed, and the bid submitted by COURIER PRINTING CORP., 24 Laurel Bank Ave., Deposit, NY 13754 for the Printing of Edison Township Winter Newsletter/Illuminator, is determined to be the lowest legally responsible, responsive bid.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$12,884.00 and any other necessary documents, with COURIER PRINTING CORP. as described herein.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$12,884.00** are available in Account No. **2-01-20-0100-006-029**.

Lina Vallejo
Chief Financial Officer

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO HMH HOSPITALS CORP. d/b/a JFK UNIVERSITY MEDICAL CENTER FOR BASIC LIFE SUPPORT SERVICES (BLS) EMERGENCY MEDICAL AND EMERGENCY TRANSPORTATION SERVICES

WHEREAS, in conformance with N.J.S.A 40A:11-4.1 et seq, Resolution R.601-092012 dated September 24, 2012 authorized the use of competitive contracting for EMS Services; and

WHEREAS, the Township of Edison advertised for request for bids on October 25, 2022 for Public Bid 22-03-06R Basic Life Support Services (BLS) Emergency Medical and Emergency Transportation Services; and

WHEREAS, bids were received on November 18, 2022 and one (1) bid was received; and

WHEREAS, after review and evaluation of said bid it has been recommended by the Evaluation Committee that this contract be awarded to HMH HOSPITALS CORP. d/b/a JFK UNIVERSITY MEDICAL CENTER, 65 James Street, Edison, NJ 08820 in accordance with our RFP and their submittal; and

WHEREAS, the initial contract period shall be two years with three (3), one (1) year renewals at the sole option of the Township; 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. Bids have been reviewed, and the bid submitted by HMH HOSPITALS CORP. d/b/a JFK UNIVERSITY MEDICAL CENTER, 65 James Street, Edison, NJ 08820 for Basic Life Support Services (BLS) Emergency Medical and Emergency Transportation Services is determined to be in the best interest of the Township.
2. The Mayor, or his designee, is hereby authorized to execute a contract with HMH HOSPITALS CORP. d/b/a JFK UNIVERSITY MEDICAL CENTER for a period of two (2) years with three (3) one (1) year renewals at the Township's option.
3. 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

RESOLUTION AWARDING FORTY-EIGHT MONTH LEASE TO RICOH USA INC., FOR THE FURNISHING OF ONE (1) MULTIFUNCTIONAL COPIER FOR THE EDISON TOWNSHIP HUMAN RESOURCES DEPARTMENT

WHEREAS, The Edison Township Human Resources Department is in need of a multifunctional black & white and color device (copier/scanner/fax) for the Human Resources Office; and

WHEREAS, RICOH USA CORPORATION, 2 Gatehall Drive, Parsippany, NJ 07054, has been awarded State Contract Number 40467 under G-2075-Copiers, Maintenance and Supplies for these; and

WHEREAS, the Human Resources Office copier shall be a Ricoh IMC 4500G and the lease shall be forty eight (48) months in the amount not to exceed \$363.91 per month, \$4,366.92 per year, and \$17,467.68 for the term of the lease; and

WHEREAS, this Ricoh IMC 4500G contract includes 7,500 black and white impressions per month, 3,750 color impressions per month, and all maintenance and supplies except paper with black and white overages at \$0.007 each and color overages at \$0.042 each; 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 \$17,467.68, cannot be encumbered at this time; and

WHEREAS, as this is a multi-year Contract, for the additional calendar years it is contingent upon the adoption of temporary and/or permanent budgets for those years; 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(s) in the total amount not to exceed \$17,467.68 for a four (4) year lease as indicated herein and any other necessary documents, with RICOH USA CORPORATION, 2 Gatehall Drive, Parsippany, NJ 07054 as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract, No. 40467/G-2075.

ORDINANCE O.

**ORDINANCE AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION
IN THE AMOUNT OF \$ 4,281,277.71 TO FUND ACCRUED SICK AND
VACATION TIME EXPENSES ARISING FROM THE RETIREMENT OF
SEVERAL EMPLOYEES IN AND BY THE TOWNSHIP OF EDISON, IN THE
COUNTY OF MIDDLESEX, NEW JERSEY.**

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON, IN THE COUNTY OF MIDDLESEX, NEW JERSEY AS FOLLOWS:

Section 1. Accrued sick and vacation time expenses arising from the retirement of several employees, including all legal expenses and related costs, in and by the Township of Edison is hereby authorized, and a special emergency appropriation of \$4,281,277.71 is hereby authorized pursuant to the Local Budget Law (N.J.S.A. 40A:4-53).

Section 2. A copy of this ordinance as finally adopted shall be filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey.

Section 3. This ordinance shall take effect in accordance with applicable law.

RESOLUTION R.

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING NOVEMBER 22, 2022,

WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through, November 22, 2022.

FUND	AMOUNT
Current	\$24,673,420.45
Affordable Housing	0.00
Capital	704,370.17
Cash Performance	0.00
CDBG	15,046.77
Developers Escrow	17,092.45
Dog (Animal Control)	118.30
Federal Forfeited	0.00
Grant Funds	37,607.38
Law Enforcement	0.00
Open Space	0.00
Park Improvements	0.00
Payroll Deduction	1,007,933.14
Sanitation Fund	271,657.16
Self-Insurance	209,228.59
Sewer Utility	371,404.93
Street Opening	23,020.00
Tax Sale Redemption	0.00
Tree Fund	0.00
Tree Planting	0.00
Trust	428,712.97
Edison Water Utility	648,286.54
Edison Landfill Closure Trust	0.00
TOTAL	\$28,407,899.05

/s/ Lina Vallejo
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

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 **\$58,811.17**.

RESOLUTION

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 **\$101,009.65**.

RESOLUTION**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 \$ **1,556.42**, 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 \$ **1,556.42**.
 - 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.

TOWNSHIP OF EDISON
MIDDLESEX COUNTY, NEW JERSEY
RESOLUTION

**FORM OF RESOLUTION REQUESTING APPROVAL
OF ITEMS OF REVENUE AND APPROPRIATION
PER NJSA 40A:4-87**

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and

WHEREAS, the Township has received funding in the amount of \$6,000.00 from the County of Middlesex, New Jersey and wishes to amend its CY 2022 budget to include this amount as revenue.

NOW, THEREFORE, BE IT RESOLVED that the Municipal Council of the Township of Edison in the County of Middlesex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the Current Fund Budget for the CY2022 in the amount of \$6,000.00 which is now available as a revenue under:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:
Public & Private Programs Off-Set with Appropriations:

FY 2022 Middlesex County Nutrition Program.....\$6,000.00

BE IT FURTHER RESOLVED that a like sum of \$6,000.00 is and the same are hereby appropriated under the caption of:

General Appropriations:

Operations excluded from "CAPS": Public & Private Programs Off-Set by Revenues:

FY 2022 Middlesex County Nutrition Program.....\$6,000.00

BE IT FURTHER RESOLVED, that the Township Clerk forward one certified copy of this resolution to the Director of Local Government Services.

RESOLUTION

AUTHORIZING THE TRANSFER OF FUNDS IN THE CALENDAR YEAR 2022 CURRENT FUND BUDGET APPROPRIATIONS PURSUANT TO N.J.S.A. 40A:4-59

WHEREAS, N.J.S.A. 40A:4-59 authorizes the transfer of funds during the last two months of a fiscal year and during the first three months of the subsequent fiscal year; and

WHEREAS, certain calendar year 2022 appropriations as budgeted are insufficient to meet the needs for which those appropriations were originally established while certain other appropriations appear to have surplus balances not currently needed to pay claims for which they were budgeted; and

WHEREAS, the following details explain the accounts to which funds need to be transferred and the accounts from which funds will be transferred from to insure that adequate appropriation balances exist where needed to pay approved claims against the Township;

From		
2-01-25-0240-000-011	Police S&W Full Time	\$50,000.00
Total		\$50,000.00
To		
2-01-20-0100-002-011	Purchasing S&W Full Time	\$25,000.00
2-01-23-0220-002-011	Employee Health Waivers	\$25,000.00
Total		\$50,000.00

NOW, THEREFORE, IT IS RESOLVED BY THE COUNCIL OF THE TOWNSHIP OF EDISON IN THE COUNTY OF MIDDLESEX, NEW JERSEY, THAT the proper Township Officials are hereby authorized to transfer funds as indicated from those designated appropriations having apparent surplus balances to those designated appropriations having apparent insufficient balances to insure that adequate appropriation balances exist where needed.

RESOLUTION

AUTHORIZING THE TRANSFER OF FUNDS IN THE CALENDAR YEAR 2022 SOLID WASTE COLLECTION DISTRICT BUDGET APPROPRIATIONS PURSUANT TO N.J.S.A. 40A:4-59

WHEREAS, N.J.S.A. 40A:4-59 authorizes the transfer of funds during the last two months of a fiscal year and during the first three months of the subsequent fiscal year; and

WHEREAS, certain calendar year 2022 appropriations as budgeted are insufficient to meet the needs for which those appropriations were originally established while certain other appropriations appear to have surplus balances not currently needed to pay claims for which they were budgeted; and

WHEREAS, the following details explain the accounts to which funds need to be transferred and the accounts from which funds will be transferred from to insure that adequate appropriation balances exist where needed to pay approved claims against the Township;

From

2-09-55-0800-001-101	Salaries and Wages - Regular	\$300,000.00
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To

2-09-55-0800-001-216	Other Expenses – Equipment Maintenance	\$300,000.00
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NOW, THEREFORE, IT IS RESOLVED BY THE COUNCIL OF THE TOWNSHIP OF EDISON IN THE COUNTY OF MIDDLESEX, NEW JERSEY, THAT the proper Township Officials are hereby authorized to transfer funds as indicated from those designated appropriations having apparent surplus balances to those designated appropriations having apparent insufficient balances to insure that adequate appropriation balances exist where needed.

RESOLUTION

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO THE HON COMPANY C/O WB MASON COMPANY INC. FOR NEW FURNITURE FOR THE DEPARTMENT OF FINANCE

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

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

WHEREAS, the Township of Edison Department of Finance, is in need for new furniture for their office; and

WHEREAS, THE HON COMPANY C/O WB MASON COMPANY INC., 535 Secaucus Road, Secaucus, NJ 07094, NJ has been awarded Contract # ESCNJ 22/23-08 Furniture & Accessories under NJ state approved coop #65MCESCCPS; and

WHEREAS, the total amount of this contract shall not exceed \$28,586.59; and

WHEREAS, funds in the amount of \$28,586.59 have been certified to be available in the Various Twp Building and Parks Improvements capital account, Number C-04-15-1914-100-000; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$28,586.59, and any other necessary documents, with THE HON COMPANY C/O WB MASON COMPANY INC., the approved Educational Services Commission of New Jersey vendor through this resolution, which shall be subject to all the conditions applicable to the current Educational Services Commission of New Jersey cooperative pricing system contract as set forth above.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-11 et seq.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$28,586.59** are available for the above in Account No. **C-04-15-1914-100-000**.

Nicholas C. Fargo
Chief Financial Officer

TOWNSHIP OF EDISON
MIDDLESEX COUNTY, NEW JERSEY
RESOLUTION

**FORM OF RESOLUTION REQUESTING APPROVAL
OF ITEMS OF REVENUE AND APPROPRIATION
PER NJSA 40A:4-87**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and

WHEREAS, the Township has received a grant in the amount of \$10,500.00 from State of New Jersey DHTS and wishes to amend its CY 2022 budget to include this amount as revenue.

NOW, THEREFORE, BE IT RESOLVED that the Municipal Council of the Township of Edison in the County of Middlesex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the Current Fund Budget for the CY2022 in the amount of \$10,500.00 which is now available as a revenue under:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:
Public & Private Programs Off-Set with Appropriations:

CY 2022 Drive Sober or Get Pulled Over Year End Holiday Crackdown.....\$10,500.00

BE IT FURTHER RESOLVED that a like sum of \$10,500.00 is and the same are hereby appropriated under the caption of:

General Appropriations:

Operations excluded from "CAPS": Public & Private Programs Off-Set by Revenues:

CY2022 Drive Sober or Get Pulled Over Year End Holiday Crackdown.....\$10,500.00

BE IT FURTHER RESOLVED, that the Township Clerk forward one certified copy of this resolution to the Director of Local Government Services.

RESOLUTION

EXPLANATION: This Resolution authorizes the settlement of Tax Appeals filed by Oakwood Plaza Associates for the Tax Years 2016 through 2022

WHEREAS, Oakwood Plaza Associates (“Taxpayer”), the owner of properties located at 1627 Oak Tree Road, Block 643.DD, Lot 27.C and 113 Wood Avenue, Block 643.DD, Lot 38 on the Township of Edison’s Tax Assessment Maps (“Properties”), filed a Tax Appeal for the Tax Years 2016 through 2022 with the Tax Court of New Jersey under Docket Numbers 002620-2016, 002179-2017, 002935-2018, 004531-2019, 003132-2020, 005440-2021 and 003067-2022

WHEREAS, the Township Council for the Township of Edison met and discussed the aforesaid tax appeal and the recommendations of its Township Assessor and Tax Appeal Attorney; and

WHEREAS, the Township Assessor has made such an examination of the value and proper assessment of the Properties and has obtained such appraisals, analysis and information with respect to the valuation and assessment of the Properties as deemed necessary and appropriate and has been consulted by the attorney for the taxing district with respect to this settlement; and

WHEREAS, an acceptable settlement of the aforesaid tax appeal has been negotiated in which the Taxpayer agrees to settle its appeal for an assessment at the fair assessable value of the Properties consistent with the assessing practices generally applicable in the taxing district and as required by law; and

WHEREAS, the original assessments for the 2016-2022 Tax Years were as follows:

	<u>1627 Oak Tree Road</u>	<u>113 Wood Avenue</u>
	<u>2016-2022</u>	<u>2016-2022</u>
Land:	\$ 665,000.00	\$3,386,200.00
Improvements:	<u>\$ 637,600.00</u>	<u>\$ 811,200.00</u>
Total:	\$1,302,600.00	\$4,197,400.00

WHEREAS, the proposed settlement provides for assessments of the 2016-2022 Tax Years as follows:

	<u>1627 Oak Tree Road</u>	
	<u>2016-2022</u>	
Land:	\$ 665,000.00	
Improvements:	<u>\$ 637,600.00</u>	
Total:	\$1,302,600.00	
	<u>113 Wood Avenue</u>	
	<u>2016-2021</u>	<u>2022</u>
Land:	\$3,386,200.00	\$3,386,200.00
Improvements:	<u>\$ 811,200.00</u>	<u>\$ 100,000.00</u>
Total:	\$4,197,400.00	\$3,486,200.00

WHEREAS, the Taxpayer acknowledges that the Township has in part agreed to the settlement in question in consideration for a waiver of the Tax Appeal set forth above; and

WHEREAS, the aforesaid settlement has no general application to other properties within the Township of Edison as a result of the aforesaid specific facts situation; and

WHEREAS, pursuant to the settlement, the Taxpayer will waive prejudice; and

WHEREAS, the Township Council will make this settlement with the Taxpayer without prejudice to its dealing with any other Edison Township Taxpayer’s request for tax assessment reduction; and

WHEREAS, pursuant to the settlement approved herein, the Taxpayer is entitled to a refund in the amount of **\$40,573.96** for the tax year 2022

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

For the 2016-2022 Tax Years, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvement as follows:

1627 Oak Tree Road

	<u>2016-2022</u>
Land:	\$ 665,000.00
Improvements:	<u>\$ 637,600.00</u>
Total:	\$1,302,600.00

113 Wood Avenue

	<u>2016-2021</u>	<u>2022</u>
Land:	\$3,386,200.00	\$3,386,200.00
Improvements:	<u>\$ 811,200.00</u>	<u>\$ 100,000.00</u>
Total:	\$4,197,400.00	\$3,486,200.00

1. Interest is waived on the refund, provided such refund is provided as specified herein; and
2. The Tax Appeal Attorney for the Township is hereby authorized to execute a Stipulation of Settlement relative to the Properties for a Tax Appeal filed for the tax year 2016 through 2022 under Docket Numbers 002620-2016, 002179-2017, 002935-2018, 004531-2019, 003132-2020, 005440-2021, 003067-2022 owner of the Properties located at 1627 Oak Tree Road, Block 643.DD, Lot 27.C and 113 Wood Avenue, Block 643.DD, Block 38.
3. The Freeze Act will apply to the judgment to be issued by the New Jersey Tax Court; and
4. The Form of Stipulation of Settlement is annexed hereto, having been received by and approved by the Township Council of the Township of Edison.

NOW, THEREFORE BE IT RESOLVED, that upon receipt of the appropriate Tax Court Judgments, the proper Township Officials are hereby authorized to process credits against open tax balances and issue checks consistent with the amount credited for the foregoing assessment.

RESOLUTION

EXPLANATION: This Resolution authorizes the settlement of Tax Appeals filed by Dangayach Hotels Edison, LLC for the Tax Years, 2018, 2019, 2020, 2021 and Tax Year 2022.

WHEREAS, Dangayach Hotels Edison, LLC (“Taxpayer”), the owner of property located at 125 Raritan Center Parkway, Block 390.D, Lot 14 on the Township of Edison’s Tax Assessment Maps (“Property”), filed Tax Appeals for the Tax Years 2018 through 2022 with the Tax Court of New Jersey under Docket Numbers 005800-2018, 004167-2019, 002008-2020, 004458-2021 and 003703-2022.

WHEREAS, the Township Council for the Township of Edison met and discussed the aforesaid tax appeal and the recommendations of its Township Assessor and Tax Appeal Attorney; and

WHEREAS, the Township Assessor has made such an examination of the value and proper assessment of the Property and has obtained such appraisals, analysis, and information with respect to the valuation and assessment of the Property as deemed necessary and appropriate and has been consulted by the attorney for the taxing district with respect to this settlement; and

WHEREAS, an acceptable settlement of the aforesaid tax appeal has been negotiated in which the Taxpayer agrees to settle its appeal for an assessment at the fair assessable value of the Property consistent with the assessing practices generally applicable in the taxing district and as required by law; and

WHEREAS, the original assessment for the 2018-2022 Tax Years were as follows:

	<u>2018-2022</u>
Land:	\$1,629,000.00
Improvements:	<u>\$5,164,000.00</u>
Total:	\$6,793,000.00

WHEREAS, the proposed settlement provides for an assessment of the 2018-2022 Tax Years as follows:

	<u>2018-2019</u>	<u>2020</u>	<u>2021-2022</u>
Land:	\$1,629,000.00	\$1,629,000.00	\$1,629,000.00
Improvements:	<u>\$5,164,000.00</u>	<u>\$3,121,000.00</u>	<u>\$2,871,000.00</u>
Total:	\$6,793,000.00	\$4,750,000.00	\$4,500,000.00

WHEREAS, the Taxpayer acknowledges that the Township has in part agreed to the settlement in question in consideration for a waiver of the Tax Appeal set forth above; and

WHEREAS, the aforesaid settlement has no general application to other properties within the Township of Edison as a result of the aforesaid specific facts situation; and

WHEREAS, pursuant to the settlement, the Taxpayer will waive prejudgment; and

WHEREAS, the Township Council will make this settlement with the Taxpayer without prejudice to its dealing with any other Edison Township Taxpayer’s request for tax assessment reduction; and

WHEREAS, pursuant to the settlement approved herein, the Taxpayer is entitled to a refund for the tax year 2020 in the amount of \$120,598.29, the tax year 2021 in the amount of \$135,355.79 and 2022 in the amount of \$135,814.49,

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

For the 2018-2022 Tax Years, the Township of Edison Tax Assessor is hereby directed to establish the allocation between land and improvement as follows:

	<u>2018-2019</u>	<u>2020</u>	<u>2021-2022</u>
Land:	\$1,629,000.00	\$1,629,000.00	\$1,629,000.00

Improvements:	<u>\$5,164,000.00</u>	<u>\$3,121,000.00</u>	<u>\$2,871,000.00</u>
Total:	\$6,793,000.00	\$4,750,000.00	\$4,500,000.00

1. Interest is waived on the refund, provided such refund is provided as specified herein; and
2. The Tax Appeal Attorney for the Township is hereby authorized to execute a Stipulation of Settlement relative to the Property for Tax Appeals filed for the years 2018-2022 under Docket Numbers 005800-2018, 004167-2019, 002008-2020, 004458-2021 and 003703-2022 by the Taxpayer, owner of the property located at 125 Raritan Center Parkway, Block 390.D, Lot 14.
3. The Freeze Act will apply to the judgment to be issued by the New Jersey Tax Court; and
4. The Form of Stipulation of Settlement is annexed hereto, having been received by and approved by the Township Council of the Township of Edison.

NOW, THEREFORE BE IT RESOLVED, that upon receipt of the appropriate Tax Court Judgments, the proper Township Officials are hereby authorized to process credits against open tax balances and issue checks consistent with the amount credited for the foregoing assessment.

ORDINANCE NO.

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

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

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

WHEREAS, the Township Police Department met with all the homeowners and rental agents for the properties listed in the Ordinance and determined that some properties should be removed from this list; and

WHEREAS, the Township of Municipal Council (hereinafter referred to as “Municipal Council”) has determined to update Subchapter 7-39.2 of the Code to remove restricted parking zones in front of said residence in the Township occupied by a handicapped person.

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**.
 Deletions are indicated by ~~strike through~~.
 Language that remains unchanged is not highlighted in anyway.

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
Avenue C	A-1	
Carlton Street	16 Carlton Street	
College Drive	130 College Drive	
Evergreen Road (CR #657)	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	48 Hillcrest Avenue	
Jefferson Boulevard	Paul Street, 50' from Jefferson Boulevard intersection	
Lafayette Road	253 D Lafayette Road, Apt. 3-A	
Marie Lane	12 Marie Lane	
Mill Road (CR #667)	99 Mill Road (CR #667)	
Myrtle Street	10 Myrtle Street	
Paul Street (eastern side)	Adjacent to 10 Jefferson Boulevard	
Pleasant Avenue	Adjacent to rear entrance door of Downtown Plaza	
Orange Street	161 Orange Street	
Safran Avenue	14 Safran Avenue	
Wallace Street	112 Wallace Street	
Wildwood Avenue	82 Wildwood Avenue	
Willard Dunham Drive	A-6 Avenue C A-3 Avenue C	
Woodedge Avenue	45 Woodedge, Apartment. Bldg. 38, Unit 6	
Woodhaven Drive	306 Woodhaven Drive	

SECTION II.

SEVERABILITY. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance, which shall otherwise remain in full force and effect.

SECTION III.

REPEALER. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency

SECTION IV.

EFFECTIVE DATE. This ordinance shall take effect immediately upon this passage and publication in accordance with the law.

ORDINANCE NO. O. _____ -2022

AN ORDINANCE AMENDING CHAPTER 11, “GENERAL LICENSING AND BUSINESS REGULATIONS,” SUBSECTION 11-7 “AMUSEMENT DEVICES” BY AMENDING SUBSECTION 11-7.4, “TERM, FEES” OF THE CODE OF THE TOWNSHIP OF EDISON, IN THE COUNTY OF MIDDLESEX, NEW JERSEY.

WHEREAS, the Township of Edison (hereinafter referred to as “Township”) is desirous of amending Chapter 11, “General Licensing and Business Regulations,” Subsection 11-7 “Amusement Devices,” by amending subsection 11-7.4 “Terms, Fees.”

NOW, THEREFORE, BE IT ORDAINED, by the Township Council of Edison Township that Chapter 11 subsection 11-7.4 of the Township Code be and are hereby amended to read as follows:

Deletions are noted by ~~strike through~~
Additions are indicated by **bold underline**
Language remains unchanged is not highlighted in any way.

SECTION I

§11-7.4 Term; Fees.

[no change to a. and b.]

c. The license fees to be paid annually are as follows:

- ~~1. Jukebox: twenty five (\$25.00) dollars.~~
- 1.** ~~2.~~ Roller skating rinks: one thousand (\$1,000.00) dollars.
- 2.** ~~3.~~ Video display booth: five hundred (\$500.00) dollars.
- ~~4. All other amusement devices: fifty (\$50.00) dollars.~~

Except as provided below in paragraph d of this subsection, each distributor of the following types of for-pay amusement devices shall pay the following prescribed fees for distributing each type of such devices within the Township:

- 1. Amusement games, per calendar year: three hundred (\$300.00) dollars.**
- 2. Jukeboxes, per calendar year: one hundred fifty (\$150.00) dollars.**
- 3. Automatic kiddie rides, per calendar year: two hundred (\$200.00) dollars.**

Except as provided below in paragraphs d of this subsection, each proprietor shall pay the following prescribed fees for placement of each and every device of the following types:

- 1. Amusement games, per device, per calendar year: one hundred (\$100.00) dollars:**
- 2. Jukeboxes, per device, per calendar year: fifty (\$50.00) dollars.**
- 3. Automatic kiddie rides, per device, per calendar year: fifty (\$50.00) dollars.**

Each owner-proprietor shall receive both a distributor's license for each type of device and a proprietor's license for each and every device upon payment of the following prescribed aggregate fees for each and every device of the following types:

- 1. Amusement games, per device, per calendar year: two hundred (\$200.00) dollars.**
- 2. Jukeboxes, per device, per calendar year: one hundred (\$100.00) dollars.**
- 3. Automatic kiddie rides, per device, per calendar year: one hundred (\$100.00) dollars.**

[no change to d.]

SECTION II

SEVERABILITY. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance, which shall otherwise remain in full force and effect.

SECTION III

REPEALER. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency

SECTION IV

EFFECTIVE DATE. This ordinance shall take effect immediately upon this passage and publication in accordance with the law.

RESOLUTION R.712-112022

A RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE SETTLEMENT AGREEMENT AND RELEASE BETWEEN SEGME CEDAR LANE LLC AND THE TOWNSHIP OF EDISON

WHEREAS, the Township of Edison is a municipal corporation operating under the laws of the State of New Jersey, with offices located at 100 Municipal Boulevard, Edison, New Jersey 08817; and

WHEREAS, Segme Cedar Lane LLC, (hereinafter “Segme” or “Developer”)is the Developer of property located at 11 C Court South, Block 3-D, Lot 11 , which is located in the Township’s Light Industrial District, pursuant to Resolution # P25-2019, with offices located at 777 New Durham Road , Suite D, Edison, New Jersey 08817; and

WHEREAS, the Tax Collector informed the Township that 11C Court South, Block 3-D, Lot 11 was changed as of January 1, 2022 to 300 Cedar Lane, Block 3.04, Lot 11; and

WHEREAS, Segme and the Township of Edison entered into a Developer’s Agreement on April 13, 2020, concerning the development of all or a portion of 300 Cedar Lane, Block 3.04, Lot 11 (formerly known as 11 C Court South, Block 3-D, Lot 11); and

WHEREAS, pursuant to the terms of the Developer’s Agreement, specifically paragraph 6(p) referencing Township of Edison Municipal Code §25-13, Segme exercised its option to make a contribution to the Township’s Tree Fund consistent with N.J.S.A. 40:55D-42 but did so under protest pursuant to N.J.S.A. 40:55D-42 (the “Dispute”) which is the subject of this settlement agreement; and

WHEREAS, the parties entered in negotiations concerning the Dispute and wish to resolve the same between them and memorialize that agreement in a Final Binding Settlement Agreement and Release in substantially the form annexed hereto and made a part hereof;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Edison that the Mayor and the Municipal Clerk are hereby authorized to execute the attached Settlement Agreement and Release between the Township of Edison and Segme Cedar Lane, LLC, in substantially similar form attached, upon final approval by the Director of Law.

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

TOWNSHIP OF EDISON

ORDINANCE -2022

AN ORDINANCE AMENDING CHAPTER 16, “FIRE PREVENTION AND PROTECTION,” SUBSECTIONS 16-1.3 “INSPECTION OF LIFE HAZARD USES,” 16-1.4 “INSPECTION OF NON-LIFE HAZARD USES,” 16-1.5 “PERMIT FEES; FIRE CODE STATUS REQUESTS,” 16-1.6 “REGISTRATION; INSPECTION; FEES,” AND 16-3.4 “RESPONSIBILITY FOR INSTALLATION AND MAINTENANCE,” 16-5.7 “KEY LOCK BOX SYSTEM AND CREATION OF 16-1.8 “FIRE WATCH REQUIREMENTS AND 16-1.9 “SUBMISSION OF RECORDS.”

WHEREAS, the Township of Edison (hereinafter referred to as “Township”) is desirous of amending Chapter 16, “Fire Prevention and Protection” by amending Subsections 16-1.3 “Inspection of Life Hazard Uses, 16-1.4 “Inspection of Non-Life Hazard Uses,” 16-1.5 “Permit Fees; Fire Code Status Requests,” 16-1.6 “Registration; Inspection; Fees,” 16-3.4 “Responsibility for Installation and Maintenance,” and 16-5.7 “Key Lock Box System;” and

WHEREAS, the Township wishes to include two new sections 16-1.8 “Fire Watch Requirements” and 16-1.9 “Submission of Records.”

NOW, THEREFORE BE IT ORDAINED, by the Township Council of Edison Township that the following subsections of Chapter 16 of the Township Code by and are hereby 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

Chapter 16 “Fire Prevention and Protection

§16-1.3 Inspection of Life Hazard Uses

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

- a. Registration Fees. All life hazard uses are subject to a one time registration fee. This fee is to be submitted along with the Business Registration form prior to opening and or conducting business within the Township. The form and fee are to be submitted to the Fire Prevention Bureau. Listed below is the fee schedule that is based on the square footage of building and or structure.
 1. Up to four hundred ninety-nine (499) square feet of occupiable space: ~~twenty-five (\$25.00)~~ **fifty (\$50.00)** dollars.

2. Five hundred (500) square feet to nine hundred ninety nine (999) square feet of occupiable space: ~~fifty (\$50.00)~~ **seventy-five (\$75.00)** dollars.
3. One thousand (1,000) square feet to two thousand four hundred ninety-nine (2499) square feet of occupiable space: ~~one hundred (\$100.00)~~ **one hundred and twenty-five (\$125.00)** dollars.
4. Two thousand five hundred (2,500) square feet to four thousand nine hundred ninety-nine (4999) square feet of occupiable space: ~~one hundred fifty (\$150.00)~~ **one hundred seventy-five (\$175.00)** dollars.
5. Five thousand (5,000) square feet to eleven thousand nine hundred ninety-nine (11,999) square feet of occupiable living space: ~~two hundred (\$200.00)~~ **two hundred twenty-five (\$225.00)** dollars.
6. Twelve thousand (12,000) square feet to fifty thousand (50,000) square feet of occupiable space: ~~two hundred seventy-five (\$275.00)~~ **three hundred (\$300.00)** dollars.
7. An additional ~~fifteen~~ **thirty** dollars (~~\$15.00~~) **(\$30.00)** for each thousand (1,000) square feet over fifty thousand (50,000) square feet of occupiable space to be inspected.
8. Any person who shall violate the provisions of this section shall be penalized by a fine equal to their registration fee.

[No change to b.]

§16-1.4 Inspection of Non-Life Hazard Uses

[no changes to a]

Registration Fees. The owner(s) of all businesses, occupancies, buildings, structures or premises to be inspected in paragraph a. shall be subject to the following annual fee schedule.

1. Up to four hundred ninety-nine (499) square feet of occupiable space: ~~twenty-five (\$25.00)~~ **fifty (\$50.00)** dollars.
2. Five hundred (500) to nine hundred nine-nine (999) square feet of occupiable space: ~~fifty (\$50.00)~~ **seventy-five (\$75.00)** dollars.
3. One thousand (1,000) square feet to two thousand four hundred ninety-nine (2,499) square feet of occupiable space: ~~one hundred (\$100.00)~~ **one hundred twenty-five (\$125.00)** dollars.
4. Two thousand five hundred (2,500) square feet to four thousand nine hundred ninety-nine (4,999) square feet of occupiable space: ~~one hundred fifty (\$150.00)~~ **one hundred seventy-five (\$175.00)** dollars.
5. Five thousand (5,000) square feet to eleven thousand nine hundred ninety-nine (11,999) square feet of occupiable space: ~~two hundred (\$200.00)~~ **two hundred and twenty-five (\$225.00)** dollars.

6. Twelve thousand (12,000) square feet to fifty thousand (50,000) square feet of occupiable space: ~~two hundred seventy five (\$275.00)~~ **three hundred (\$300.00)** dollars.
7. An additional ~~fifteen (\$15.00)~~ **thirty (\$30.00)** for each thousand (1,000) square feet over fifty thousand (50,000) square feet of occupiable space to be inspected.
8. Any person who shall violate the provisions of this section shall be penalized by a fine equal to their registration fee.

[no change to c]

§16-1.5 Permit fees; Fire Code Status Requests.

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

Permit	Fee
Type 1	\$54.00 <u>\$85.00</u>
Type 2	\$214.00 <u>\$239.00</u>
Type 3	\$427.00 <u>\$452.00</u>
Type 4	\$641.00 <u>\$667.00</u>
Type 5	
Special Event Permit Fees	
Per special event, up to 3 days duration, including setup and takedown	\$100.00
Per special event, 4 days to 6 days of duration, including setup and takedown	\$150.00
Per special event, 7 days to 10 days of duration, including setup and takedown	\$200.00
Per special event, 10 days of duration or longer, including setup and takedown	\$250.00
Tent Permit Fees:	
Per tent up to 900 square feet in area	\$25.00
Per tent from 900-16,800 square feet in area	\$42.00
<u>Per tent up to 16,800 square feet in area</u>	<u>\$85.00</u>
Per tent 16,800 square feet in area and greater	\$250.00
Storage of Solid or Liquid Oxidizing Agent Permit Fees:	
Pool chlorine storage fee	\$250.00
<u>Cold Sparklers Machine</u>	<u>\$85.00</u>
Mobile food truck semiannual permit	\$350
Late permit processing fee	\$50

- b. Permits Required.

[no change to 1, 2, 3, 4, 5]

6. An event venue may apply for a cold spark machine permit which will satisfy the requirement of a Type 1 permit. A new permit must be obtained for each event, unless

unit is owned and operated by said event venue. Sparkular and Pro X Blitzz machines must have a manufacturer's certified operator present. A properly serviced and tagged class D extinguisher must be present regardless of manufacturer. Applications for cold spark permits must be accompanied by a certificate of liability insurance and a copy of the operator's training certificate.

~~6-7.~~ Any person who fails to obtain a permit to said activity shall be subject to the late permit processing fee of \$50.

§16-1.6 Registration; Inspection; Fees

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

[no changes to a]

b. Multiple Dwelling Registration.

1. All multiple dwellings with one to five buildings shall have an annual registration fee of ~~\$100.00~~ **one hundred and fifty (\$150.00) dollars.**
2. All multiple dwellings with six to 10 buildings shall have an annual registration fee of ~~\$150~~ **two hundred (\$200.00) dollars.**
3. All multiple dwellings with 11 to 15 buildings shall have an annual registration fee of ~~\$200~~ **two hundred and fifty (\$250.00) dollars.**
4. All multiple dwellings with 16 or more buildings shall have an annual registration fee of ~~\$300~~ **three hundred and fifty(\$350.00) dollars.**

§16-1.8 Fire Watch Requirements

A Fire Watch is defined as a temporary measure intended to ensure continuous and systematic surveillance of a building or portion(s) thereof by one or more qualified individuals for the purposes of identifying and controlling fire hazards, detecting early signs of unwanted fire, raising an alarm of fire and notifying the fire department.

a. A fire watch may be ordered by the Fire Official or their designee for public or privately owned buildings or properties within the Township under the following circumstances:

- 1. When the mandated fire-protection systems are out of service because due to system failure, repair, scheduled maintenance, or vandalism.**
- 2. When requested by the property owner, tenant, or lessee.**
- 3. At public or private events where 1,000 people or more are in attendance.**
- 4. At an event with the approval of the Fire Official or their designee the posted occupancy load is exceeded.**

5. When required by the Fire Code Official for building demolition or building construction during working hours that is hazardous in nature.

6. All situations deemed necessary by the Fire Official or their assigned designee.

b. A fire watch may include the maintaining of posted fire lanes, means of egress, posted occupancy loads, enforcement of no smoking in posted areas, building surveillance for signs of smoke or fire, ensuring proper permits are approved, inspecting for proper safety precautions of cooking equipment, and other functions as required by the Fire Official or their designee.

c. Failure to comply with a mandated fire watch, ruling, notice or other action of the Fire Official, their designee, or the Fire Department, may carry a minimum penalty of \$2,000 or up to a maximum of \$5,000 per day.

§16-1.9 Submission of Records

Records of all tests, inspections, and maintenance pursuant to the New Jersey Uniform Fire Code shall be submitted to the Township Fire Department's Mobile Eyes Contractor Portal or any portal as designated by the Fire Official by the person or entity performing the test within five (5) business days. The categories of tests, inspections and maintenance reports that must be submitted are dictated in the New Jersey Uniform Fire Code 901.6.2 and 907.8.5.

§16-3.4 Responsibility for Installation and Maintenance

[no changes to a., b., c., d.]

e. Non-compliance with smoke detector and carbon monoxide alarm: Failure to obtain a Certificate of Fire Compliance prior to closing of the property will result in a Penalty of not more than \$500.00. Penalty will be assessed against the seller of the property.

§16-5.7 Key Lock Box System

[no changes to a., b., c., d., e., f., g.]

h. All five inch (5'') Stortz Fire Department Connections must be equipped with locking knox caps.

SECTION II

SEVERABILITY. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance, which shall otherwise remain in full force and effect.

SECTION III

REPEALER. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION IV

EFFECTIVE DATE. This ordinance shall take effect immediately upon its passage and publication in accordance with law.

ORDINANCE NO. O. -2022

**AN ORDINANCE AMENDING CHAPTER 2 “ADMINISTRATION,” SUBSECTION 2-24
“DIVISION OF CENTRAL PURCHASES” BY AMENDING SUBSECTION 2-24.3,
“PURCHASING PROCEDURES” OF THE CODE OF THE TOWNSHIP OF EDISON, IN THE
COUNTY OF MIDDLESEX, NEW JERSEY.**

WHEREAS, the Township of Edison (hereinafter referred to as “Township”) is desirous of amending Chapter 2, “Administration,” Subsection 2-24 “Division of Central Purchases,” by amending Subsection 2-24.3 “Purchasing Procedures”

NOW, THEREFORE, BE IT ORDAINED, by the Township Council of Edison Township that Chapter 2, Subsection 2-24.3 of the Township Code be and are hereby amended to read as follows:

Deletions are noted by ~~strike through~~
Additions are indicated by **bold underline**
Language remains unchanged is not highlighted in any way.

SECTION I

§2-24.3 Purchasing Procedures

[no change to a.]

b. In accordance with N.J.S.A. 40A:11-2(3) the Business Administrator is hereby designated as the Contracting Agent for the Township of Edison. Except as detailed in paragraph c below with respect to proposed services and all extraordinary unspecifiable services, as contracting agent for the Township, the Business Administrator may enter into contracts on behalf of the Township for the performance of any work, or the furnishing of any materials or supplies, ~~the total cost of which is less than seventeen thousand five hundred (\$17,500.00) dollars.~~ **the cost or price of which does not exceed in the fiscal year the maximum bid threshold as mandated by the Director, Division of Local Government Services.** Any contract equal to or in excess of ~~seventeen thousand five hundred (\$17,500.00) dollars~~ **the maximum bid threshold as mandated by the Director, Division of Local Government Services** shall require the approval of the Township Council. The Contracting Agent may also authorize the refund of any license, permit or program fee, established by this Code, which has been paid in error. For any contract, which in the aggregate, is equal to or more than fifteen (15%) percent of the bid threshold established by the Local Contracts Law, the Contracting Agent or his designee shall solicit at least two (2) competitive written quotes in accordance with the provisions of N.J.S.A. 40A:11-6.1.

[no change to c., d., e., f., g., h., i., and j.]

SECTION II

SEVERABILITY. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance, which shall otherwise remain in full force and effect.

SECTION III

REPEALER. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency

SECTION IV

EFFECTIVE DATE. This ordinance shall take effect immediately upon this passage and publication in accordance with the law.

EXPLANATION: This resolution provides a refund to Contractor Fox & Foxx Development LLC., located at 940 Amboy Ave, Edison, NJ 08837-for 97 Thomas Pl Refund

TOWNSHIP OF EDISON

RESOLUTION

WHEREAS, on May 16, 2022 a Construction Permit fee, check #2089 Permit #2022-1935, was posted by contractor, Fox & Foxx Development LLC., having offices at 940 Amboy Ave Suite 101, Edison, NJ 08837; and

WHEREAS, the application was submitted for Interior alterations to first floor add a level at 97 Thomas Pl. Edison, NJ 08837, in the amount of \$8,328.00 they are requesting for a refund for the job was cancelled. This refund \$8,328.00, less DCA fee \$458.00 plus 20 percent review fee of \$1,574.00, total refund will be in the amount of \$6,296.00 As per the Edison 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 \$6,296.00 on construction permit fees posted by Fox & Foxx Development, LLC, Having offices at 940 Amboy Ave Suite 101, Edison, NJ 08837

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$6,296.00, from the Refund of Revenue Fund to Contractor Fox & Foxx Development, LLC, 940 Amboy Ave Suite 101, Edison, NJ 08837

**RESOLUTION AWARDING CHANGE ORDER #1 TO CME ASSOCIATES FOR
GENERAL ENGINEER CONSULTING SERVICES**

WHEREAS, Resolution R. 178-032022 authorized RFP 22-07 with CME ASSOCIATES, 3141 Bordentown Ave., Parlin, NJ 08859 for General Engineer Consulting Services in the amount of \$125,000.00 for the period of March 9, 2022 – December 31, 2022; and

WHEREAS, the funds awarded for this contract for General Engineer Consulting Services have been nearly expended and additional funds are needed to complete the contract year; and

WHEREAS, the changes will not alter the contract in such a manner as to nullify the effect of the competitive determination of lowest responsible bidder which was made at the time of the contract award; and

WHEREAS, the amount of this change order is \$35,000.00. The total amount of this change order, is for over 20% of the original contract; 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. Change Order # 1 to the contract RFP 22-07 with CME ASSOCIATES, 3141 Bordentown Ave., Parlin, NJ 08859 is hereby authorized in the amount of \$35,000.00 for a total amended contract amount of \$160,000.00.
2. Notice of this change order shall be filed on an Appendix to the Annual Budget and included as supplemental material in the Annual Audit.

RESOLUTION R.650-102022**RESOLUTION AUTHORIZING PROFESSIONAL SERVICES CONTRACT TO CME ASSOCIATES FOR THE SWALES/CHURCH PROPERTY SURVEY**

WHEREAS, the Township of Edison (the Township) has determined that it is in its best interests and those of the Township residents to engage an engineering firm for the Swales/Church Property Survey, and the Township is authorized pursuant by the Local Public Contracts Law, *N.J.S.A. 40A:11-1 et seq.* ("Local Contracts Law") to contract for "professional services" as it may require; and

WHEREAS, CME ASSOCIATES, 3141 Bordentown Avenue, Parlin, NJ 08859-1162, has submitted a proposal to provide such services in the amount of \$18,595.00; and

WHEREAS, for these reasons the Mayor and the Municipal Council recommend CME ASSOCIATES for the Swales/Church Property Survey; 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, this contract is not awarded through a "fair and open process" pursuant to *N.J.S.A. 19:44A-20.5, 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 this one year contract; and

WHEREAS, funds for this contract in the amount not to exceed \$18,595.00 are available in the Section 20 Costs account, Number C-04-18-2028-490-000; and

NOW, THEREFORE, IT IS 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 \$18,595.00, 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 \$18,595.00.
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.
6. The Mayor of the Township may, upon ten (10) days written notice, and without cause, terminate the Services Contract.
7. 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.
8. This Resolution shall take effect immediately.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$18,595.00** are available for the above in Account No. **C-04-18-2028-490-000**.

Lina Vallejo
Chief Financial Officer

RESOLUTION

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO P&A CONSTRUCTION INC.,
FOR THE NJDOT MUNICIPAL AID PROGRAM FY2021 “ROADWAY IMPROVEMENTS TO KILMER ROAD”**

WHEREAS, bids were received by the Township of Edison on November 18, 2022 for Public Bid No. 22-31-01 NJDOT Municipal Aid Program FY2021 “Roadway Improvements to Kilmer Road”; and

WHEREAS, P&A CONSTRUCTION INC., PO Box 28, Colonia, NJ 07067, submitted the lowest legally responsible, responsive bid; and

WHEREAS, the maximum amount of this purchase shall not exceed \$500,775.53; and

WHEREAS, funds in the amount of \$500,775.53 have been certified to be available in the FY2021 Roadway Improvements to Kilmer Rd account, No. G-02-20-0165-815-000; 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. All bids have been reviewed, and the bid submitted by P&A CONSTRUCTION INC., PO Box 28, Colonia, NJ 07067, for the NJDOT Municipal Aid Program FY2021 “Roadway Improvements to Kilmer Road” is determined to be the lowest legally responsible, responsive bid.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$500,775.53 and any other necessary documents, with P&A CONSTRUCTION INC., as described herein.
3. The Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$500,775.53** are available in Account No. **G-02-20-0165-815-000**.

Lina Vallejo
Chief Financial Officer

RESOLUTION

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 STO0000639, to the following:

Permit Number: DEV-21-0441

Opening Location: 34 CHESTNUT ST

Block/Lot: 104.M/40

Applicant's Name & Address:

**FOX & FOXX DEVELOPMENT LLC.
940 AMBOY AVE, STE 101
EDISON, NJ 08837**

Initial Deposit Date: 12/23/2021

Deposit Amount: \$ 1,500.00

Paid by & refunded to:

**FOX & FOXX DEVELOPMENT LLC.
940 AMBOY AVE, STE 101
EDISON, NJ 08837**

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

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 STO0000664, to the following:

Permit Number: DEV-22-0471

Opening Location: 1 TUSCAN RD

Block/Lot: 1001/9

Applicant's Name & Address:

JAL LANDSCAPING LLC

68 SUNSET RD

PLAINFIELD, NJ 07063

Initial Deposit Date: 03/29/2022

Deposit Amount: \$ 1,920.00

Paid by & refunded to:

SRINIVAS TODUPUNOORI

1 TUSCAN RD

EDISON, NJ 08820

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

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 STO0000708, to the following:

Permit Number: DEV-22-0538

Opening Location: 5 CALDWELL RD

Block/Lot: 1115/15

Applicant's Name & Address:

**FOX & FOXX DEVELOPMENT LLC.
940 AMBOY AVE, STE 101
EDISON, NJ 08837**

Initial Deposit Date: 09/07/2022

Deposit Amount: \$ 1,040.00

Paid by & refunded to:

**FOX & FOXX DEVELOPMENT LLC.
940 AMBOY AVE, STE 101
EDISON, NJ 08837**

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

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 STO0000469, to the following:

Permit Number: DEV-20-0227

Opening Location: 15 HAMILTON AVE

Block/Lot: 643.A/21

Applicant's Name & Address:

**MAYUR KHANDELWAL
101 MUNDY AVE,
EDISON, NJ 08820**

Initial Deposit Date: 06/23/2020

Deposit Amount: \$ 1,780.00

Paid by & refunded to:

**MAYUR KHANDELWAL
101 MUNDY AVE,
EDISON, NJ 08820**

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

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 STO0000609, to the following:

Permit Number: DEV-21-0403

Opening Location: 15 PARKER RD

Block/Lot: 1000/8

Applicant's Name & Address:

**JASWINDER SINGH
12 SOLTES AVE
CARTERET, NJ 07008**

Initial Deposit Date: 09/28/2021

Deposit Amount: \$ 10,560.00

Paid by & refunded to:

**JASWINDER SINGH
15 PARKER RD
EDISON, NJ 08820**

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

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 STO0000687, to the following:

Permit Number: DEV-22-0511

Opening Location: 16 MONMOUTH AVE

Block/Lot: 655/25

Applicant's Name & Address:

**MOHANNAD SULEIMAN
16 MONMOUTH AVE
EDISON, NJ 08820**

Initial Deposit Date: 06/15/2022

Deposit Amount: \$ 3,000.00

Paid by & refunded to:

**MOHANNAD SULEIMAN
16 MONMOUTH AVE
EDISON, NJ 08820**

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

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 STO0000653, to the following:

Permit Number: DEV-22-0461

Opening Location: 22 ROSEWOOD RD

Block/Lot: 1101/16

Applicant's Name & Address:

**ROCKY SHAH
55 DALTON PL
EDISON, NJ 08817**

Initial Deposit Date: 03/08/2022

Deposit Amount: \$ 1,320.00

Paid by & refunded to:

**ROCKY SHAH
55 DALTON PL
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

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 STO0000665, to the following:

Permit Number: DEV-22-0477

Opening Location: 31 STEPHENVILLE PKWY

Block/Lot: 1021/24

Applicant's Name & Address:

**PABLA GENERAL CONSTRUCTION LLC
125 BERNARD ST
CARTERET, NJ 07008**

Initial Deposit Date: 04/01/2022

Deposit Amount: \$ 7,200.00

Paid by & refunded to:

**PABLA GENERAL CONSTRUCTION LLC
125 BERNARD ST
CARTERET, NJ 07008**

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

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 STO0000632, to the following:

Permit Number: DEV-21-0432

Opening Location: 31 WOODEDGE AVE

Block/Lot: 162/7

Applicant's Name & Address:

**ROGER MUMFORD HOMES
247 BRIDGE AVE,
RED BANK, NJ 07701**

Initial Deposit Date: 12/14/2021

Deposit Amount: \$ 4,000.00

Paid by & refunded to:

**ROGER MUMFORD HOMES
247 BRIDGE AVE,
RED BANK, NJ 07701**

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

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 STO0000647, to the following:

Permit Number: DEV-22-0451

Opening Location: 49 RUNYON AVE

Block/Lot: 817/34

Applicant's Name & Address:

**FOX & FOXX DEVELOPMENT LLC.
940 AMBOY AVE, STE 101
EDISON, NJ 08837**

Initial Deposit Date: 02/03/2022

Deposit Amount: \$ 1,960.00

Paid by & refunded to:

**FOX & FOXX DEVELOPMENT LLC.
940 AMBOY AVE, STE 101
EDISON, NJ 08837**

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

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 STO0000638, to the following:

Permit Number: DEV-21-0440

Opening Location: 67 RUNYON AVE

Block/Lot: 822/22

Applicant's Name & Address:

**FOX & FOXX DEVELOPMENT LLC.
940 AMBOY AVE, STE 101
EDISON, NJ 08837**

Initial Deposit Date: 12/23/2021

Deposit Amount: \$ 800.00

Paid by & refunded to:

**FOX & FOXX DEVELOPMENT LLC.
940 AMBOY AVE, STE 101
EDISON, NJ 08837**

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

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 STO0000645, to the following:

Permit Number: DEV-22-0452

Opening Location: 67 STURGIS RD

Block/Lot: 1138/29

Applicant's Name & Address:

**ROCKY SHAH
55 DALTON PL
EDISON, NJ 08817**

Initial Deposit Date: 02/02/2022

Deposit Amount: \$ 1,440.00

Paid by & refunded to:

**ROCKY SHAH
55 DALTON PL
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

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 STO0000668, to the following:

Permit Number: DEV-22-0473

Opening Location: 72 CHESTNUT ST

Block/Lot: 821/30

Applicant's Name & Address:

**WE BUY SELL PROPERTIES, LLC
1024 AMBOY AVE
EDISON, NJ 08837**

Initial Deposit Date: 04/08/2022

Deposit Amount: \$ 440.00

Paid by & refunded to:

**WE BUY SELL PROPERTIES, LLC
1024 AMBOY AVE
EDISON, NJ 08837**

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

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 STO0000691, to the following:

Permit Number: DEV-22-0514

Opening Location: 86 WINTHROP RD

Block/Lot: 1136/15

Applicant's Name & Address:

**JOSEPH AVARELLO
INDEPENDENT RENOVATIONS
49 BENNET ST
FORDS, NJ**

Initial Deposit Date: 07/01/2022

Deposit Amount: \$ 2,320.00

Paid by & refunded to:

**JOHN PASTVA
86 WINTHROP RD
EDISON, NJ 08863**

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

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 STO0000617, to the following:

Permit Number: DEV-21-0416

Opening Location: 126 ECHO AVE

Block/Lot: 985/30

Applicant's Name & Address:

**JANICE HAUS
126 ECHO AVE
EDISON, NJ 08837**

Initial Deposit Date: 10/21/2021

Deposit Amount: \$ 2,040.00

Paid by & refunded to:

**JANICE HAUS
126 ECHO AVE
EDISON, NJ 08837**

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

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 STO0000631, to the following:

Permit Number: DEV-21-0434

Opening Location: 219 W HEGEL AVE

Block/Lot: 849/19

Applicant's Name & Address:

**PABLE GENERAL CONSTRUCTION LLC
125 BERNARD ST
CARTERET, NJ 07008**

Initial Deposit Date: 12/14/2021

Deposit Amount: \$ 2,760.00

Paid by & refunded to:

**PABLE GENERAL CONSTRUCTION LLC
125 BERNARD ST
CARTERET, NJ 07008**

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

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 STO0000628, to the following:

Permit Number: DEV-21-0435

Opening Location: 839 INMAN AVE

Block/Lot: 501/60

Applicant's Name & Address:

**SP CONSTRUCTION & SON LLC
481 MEMORIAL PKWY
METUCHEN, NJ 08840**

Initial Deposit Date: 12/08/2021

Deposit Amount: \$ 880.00

Paid by & refunded to:

**JIGAR H RANA
839 INMAN AVE
EDISON, NJ 08820**

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

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 STO0000696, to the following:

Permit Number: DEV-22-0520

Opening Location: 877 NEW DOVER RD

Block/Lot: 546/2.B1

Applicant's Name & Address:

**GASSAN AMIN
877 NEW DOVER RD
EDISON, NJ 08820**

Initial Deposit Date: 07/22/2022

Deposit Amount: \$ 1,440.00

Paid by & refunded to:

**GASSAN AMIN
877 NEW DOVER RD
EDISON, NJ 08820**

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

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 STO0000684, to the following:

Permit Number: DEV-22-0506

Opening Location: BROWER AVE

Block/Lot: 727/4

Applicant's Name & Address:

**PAVE-RITE LLC
40 RADEL AVE
BRIDGEWATER, NJ 08807**

Initial Deposit Date: 05/31/2022

Deposit Amount: \$ 2,000.00

Paid by & refunded to:

**PAVE-RITE LLC
40 RADEL AVE
BRIDGEWATER, NJ 08807**

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

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO UNITEMP MECHANICAL DEGREES, LLC FOR HVAC MAINTENANCE AND REPAIR AT VARIOUS MUNICIPAL BUILDINGS

WHEREAS, bids were received by the Township of Edison on October 20, 2022 for Public Bid No. 22-02-05, HVAC Maintenance and Repair at Various Municipal Buildings; and

WHEREAS, UNITEMP MECHANICAL DEGREES, LLC, 26 Worlds Fair Drive, Unit D, Somerset, NJ 08873, submitted the legally responsible, responsive bid as listed on the spreadsheet; and

WHEREAS, the initial contract shall be for one (1) year from execution of the contract with options to renew for one (1) one (1) year renewal upon mutual agreement of both parties at the same prices, conditions, requirements and terms of the contract, subject to and contingent upon appropriation of sufficient funds each renewal year; and

WHEREAS, the total amount of the first year and any succeeding renewal years shall not exceed \$400,000.00 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. The bids have been reviewed, and the bid submitted by UNITEMP MECHANICAL DEGREES, LLC, 26 Worlds Fair Drive, Unit D, Somerset, NJ 08873 for Public Bid No. 22-02-05, HVAC Maintenance and Repair at Various Municipal Buildings, is determined to be the lowest legally responsible, responsive bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$400,000.00 for the first year and any succeeding renewal year subject to and contingent upon appropriation of sufficient funds each renewal year and any other necessary documents, with UNITEMP MECHANICAL DEGREES, LLC as described herein.

RESOLUTION

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER(S) TO VARIOUS VENDORS FOR DIESEL EXHAUST FLUID IN BULK QUANTITIES FOR THE TOWNSHIP OF EDISON

WHEREAS, there is a need to purchase Diesel Exhaust Fluid in bulk quantities; and

WHEREAS, the various vendors as listed below have been awarded a State Contract under T0097 Automotive Lubricants:

- Taylor Oil Company
- David Weber Oil Co.

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 Township of Edison is authorized to purchase a combined total amount not to exceed \$25,000.00 from the various vendors awarded State Contract T0097 as listed herein; and

WHEREAS, the total amount of this contract, not to exceed \$25,000.00, 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. 5:30-5.5b); 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 combined total amount not to exceed \$25,000.00 and any other necessary documents, with various vendors 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 Contracts under T0097.

THIS RESOLUTION PROVIDES FOR TOWNSHIP ACCEPTANCE OF THE CONSTRUCTED IMPROVEMENTS UNDER PUBLIC BID NO. 18-03-02 NATIONAL ROAD PUMPING STATION PRIORITY REPAIRS AND AUTHORIZES FINAL CONTRACT PAYMENT INCLUDING FINAL RETAINAGE TOTALING THE AMOUNT OF \$29,385.41 AND CLOSE-OUT OF THE CONSTRUCTION PROJECT.

WHEREAS, the Township of Edison advertised for a construction contract for Public Bid No. 18-03-02 NATIONAL ROAD PUMPING STATION REPAIRS, Township of Edison, Middlesex County, New Jersey; and

WHEREAS, Longo Electrical-Mechanical Inc., 1 Harry Shupe Blvd, Wharton, NJ 07885 was awarded a construction contract through resolution R.216-042018 in a contract amount not to exceed \$348,758.00 for the project; and

WHEREAS, Mott MacDonald, the Township Consultant for this contract, has reviewed the project and certifies the construction work has been completed, a two-year (2-year) maintenance bond, in an amount equal to 100% of the final as-built construction cost of \$125,000.00 for the project has been received.

WHEREAS, Mott MacDonald recommends acceptance of the project, release of the performance bond and final payment including retainage be made to Longo Electrical-Mechanical Inc., 1 Harry Shupe Blvd, Wharton, NJ 07885, in an amount of \$29,385.41 for a total construction cost of \$348,758.00.

NOW, THEREFORE IT IS RESOLVED by the Municipal Council of the Township of Edison, Middlesex County, New Jersey that the project under Public Bid No. 18-03-02 NATIONAL ROAD PUMPING STATION PRIORITY REPAIRS, is deemed accepted by the Township of Edison, New Jersey, and that final payment, including retainage, shall be made to **LONGO ELECTRICAL-MECHANICAL INC.**, 1 Harry Shupe Blvd, Wharton, NJ 07885, in the amount of **\$29,385.41** for a total construction contract as built cost of **\$348,758.00**.

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO KOCH 33 FORD
FOR ELEVEN (11) NEW FORD UTILITY POLICE INTERCEPTORS**

WHEREAS, bids were received by the Township of Edison on November 10, 2022 for Public Bid No. 22-12-01 Police Pursuit Rated Vehicles; and

WHEREAS, KOCH 33 FORD, 3810 Hecktown Rd., Easton, PA 18045, submitted the lowest legally responsible, responsive bid; and

WHEREAS, the Township plans to purchase eleven (11) New Ford Utility Police Interceptors (\$37,408.00 each); and

WHEREAS, the maximum amount of the purchase for all eleven (11) New Ford Utility Police Interceptors shall not exceed \$411,488.00; and

WHEREAS, funds in the amount of \$411,488.00 have been certified to be available in the Police Department Purchase of Vehicles account, number 2-01-25-0240-000-051; and

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

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

1. All bids have been reviewed, and the bid submitted by KOCH 33 FORD, 3810 Hecktown Rd., Easton, PA 18045, for eleven (11) New Ford Utility Police Interceptors is determined to be the lowest legally responsible, responsive bid.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$411,488.00 and any other necessary documents, with KOCH 33 FORD, as described herein.
3. The Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders, if applicable.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$411,488.00** are available for the above contract in Account No. **2-01-25-0240-000-051**.

Lina Vallejo
Chief Financial Officer

RESOLUTION

Supporting The *Drive Sober Or Get Pulled Over 2022 Year End Holiday Crackdown*

WHEREAS, approximately one-third of all fatal traffic crashes in the United States involve impaired drivers; and

WHEREAS, impaired driving crashes killed 11,654 people in the United States in 2020; and

WHEREAS, impaired driving crashes cost the United States almost \$44 Billion a year; and

WHEREAS, during the past five years New Jersey's roadways experienced 33,798 crashes and 662 fatalities involving impaired drivers; and

WHEREAS, an enforcement crackdown is planned to combat impaired driving; and

WHEREAS, the year end holiday season is traditionally a time for social gatherings which include alcohol; and

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *Drive Sober or Get Pulled Over 2022 Year End Holiday Crackdown*; and

WHEREAS, the project will involve increased impaired driving enforcement from December 2, 2022 through January 1, 2023; and

WHEREAS, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

THEREFORE, be it resolved that the Township of Edison declares its support for the *Drive Sober or Get Pulled Over 2022 Year End Holiday Crackdown* from December 2, 2022 through January 1, 2023 and pledges to increase awareness of the dangers of drinking and driving.

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO EAST COAST EMERGENCY LIGHTING INC. FOR SECURITY AND EMERGENCY VEHICLE LIGHTING, EQUIPMENT, ACCESSORIES, AND INSTALLATION

WHEREAS, bids were received by the Township of Edison on November 10, 2022 for Public Bid No. 22-04-26RR, Security and Emergency Vehicle Lighting, Equipment, Accessories, and Installation; and

WHEREAS, EAST COAST EMERGENCY LIGHTING INC., 200 Meco Dr., Millstone Township, NJ 08535, submitted the lowest legally responsible, responsive bid as listed on the spreadsheet; and

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

WHEREAS, the total amount of the first year and any succeeding renewal years shall not exceed \$250,000.00 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. The bids have been reviewed, and the bid submitted by EAST COAST EMERGENCY LIGHTING INC., 200 Meco Dr., Millstone Township, NJ 08535 for Public Bid No. 22-04-26RR, Security and Emergency Vehicle Lighting, Equipment, Accessories, and Installation, is determined to be the lowest legally responsible, responsive bid as listed on the spreadsheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$250,000.00 for the first year and any succeeding renewal year subject to and contingent upon appropriation of sufficient funds each renewal year and any other necessary documents, with EAST COAST EMERGENCY LIGHTING INC. as described herein.

RESOLUTION R.725-112022

SCHEDULE OF MEETINGS – 2023

WORKSESSION - 6:00PM
(Unless otherwise noted)

REGULAR - 7:00PM
(Unless otherwise noted)

January

Wednesday, January 4 Re-org- 6:00pm

Monday, January 9

Wednesday, January 11

Monday, January 23

Wednesday, January 25

February

Monday, February 6

WEDNESDAY, February 8

WEDNESDAY, February 22

WEDNESDAY, February 22
(To be combined with Worksession starting at 6:00)

March

WEDNESDAY, March 8

(To be combined with Regular Meeting starting at 6:00)

WEDNESDAY, March 8

THURSDAY, March 23

THURSDAY, March 23
(To be combined with Worksession starting at 6:00)

April

Monday, April 10

Wednesday, April 12

MONDAY, APRIL 24

MONDAY, April 24
(To be combined with Worksession starting at 6:00)

May

Monday, May 8

Wednesday, May 10

Monday, May 22

Wednesday, May 24

June

Monday, June 12

Wednesday, June 14

Monday, June 26

Wednesday, June 28

July

Monday, July 24

Wednesday, July 26

August

Monday, August 21

Wednesday, August 23

September

WEDNESDAY, September 13

(To be combined with Regular Meeting starting at 6:00)

WEDNESDAY, September 13

WEDNESDAY, September 27

(To be combined with Regular Meeting starting at 6:00)

WEDNESDAY, September 27

October

WEDNESDAY, October 11

(To be combined with Regular Meeting starting at 6:00pm)

WEDNESDAY, October 11

Monday, October 23

Wednesday, October 25

November

MONDAY, November 13

MONDAY, November 13
(To be combined with Worksession starting at 6:00)

MONDAY, November 27

WEDNESDAY, November 29

December

Monday, December 11

Wednesday, December 13

WEDNESDAY, December 27

(To be combined with Regular Meeting starting at 6:00)

WEDNESDAY, December 27

Explanation: A Resolution authorizing the sale of one (1) Plenary Retail Distribution Liquor License and further authorizing the Township Clerk to advertise for bid proposals for same pursuant to *N.J.S.A. 33:1-19.1*

RESOLUTION R.

WHEREAS, there are presently eleven (11) plenary retail distribution licenses in the Township of Edison (“Township”) held by licensees; and

WHEREAS, pursuant to *N.J.S.A. 33:1-12.14*, new plenary retail distribution licenses may be issued in a municipality so long as the number of such licenses existing in the municipality is not greater than one for each 7,500 of its population according to the most recent estimates issued by the U.S. Bureau of the Census; and

WHEREAS, the Township has a population of nearly 100,000 people and may issue several new plenary retail distribution licenses; and

WHEREAS, the Municipal Council of the Township (“Municipal Council”) has determined it is reasonable and desirable to issue one (1) new plenary retail distribution license and to sell same at public sale, pursuant to the authority granted under State law and Chapter VI, Section 6-3.5 of the Township Code of Ordinances (“Code”); and

WHEREAS, the Municipal Council has determined to offer the opportunity to purchase said license to all qualified parties, in accordance with State law.

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

1. The Township of Edison hereby determines that it will sell at public sale one (1) new plenary retail distribution license for the sale of alcoholic beverages, in accordance with the procedures set forth at *N.J.S.A. 33:1-19 et seq.*
2. The Township Clerk shall publish a notice of the proposed issuance of the new alcoholic beverage license (“Notice”), indicating that applications therefore will be accepted by the Township at the time, date and place specified in the Notice. The Notice shall state that no applications shall be accepted later than Tuesday, January 24, 2023, 1:00 p.m. All other conditions for the submission and acceptance of bids required hereunder shall be stated in the Notice.
3. The Notice shall be published in a newspaper circulating generally in the municipality at least two times, at least one week apart; the second of which shall be at least 30 days prior to the date after which no further applications will be accepted *i.e.* 30 days prior to Tuesday, January 24, 2023 1:00 p.m.
4. Bids must be made utilizing the Proposal Form available in the Office of the Township Clerk. The name and address of the bidder shall appear on the outside of the sealed envelope. All bidders must be qualified to have an interest in a retail alcoholic license under the standards set forth in the Alcoholic Beverage Control Act, *N.J.S.A. 33:1-1 et seq.* (“ABC Act”), the regulations promulgated thereunder at *N.J.A.C. 13:2-1.1 et seq.* (“ABC Regulations”), and all applicable Township ordinances and this Resolution.
5. All submitted bids must contain a deposit in the form of a certified check for 20% of the bid price. Once a bid is submitted to the Township Clerk, it cannot be withdrawn by the bidder. The highest bidder shall pay the balance of the bid to the Township Clerk in the form of cash or certified check within 30 days of the adoption of a resolution accepting the highest qualified bid. In the event of a default or breach of promise by the successful bidder, all deposit monies shall be forfeited to the Township.
6. The minimum bid price for the new retail distribution license shall be **\$450,000.00.**

7. All bids must contain a full and complete New Jersey Division of Alcoholic Beverage Control Application for Retail Alcoholic Beverage License long form application, a Certification of Proof of Compliance (available from the Township Clerk) stating that the applicant meets any and all conditions and requirements and knows of no reason why he or she would be disqualified from having an interest in a retail distribution license in New Jersey, and, a separately sealed envelope with the applicant's bid on the Township Proposal Form and the bid deposit (20% of the bid price). The Township Clerk will publicly announce and publish those applicants who presumptively meet the qualifications for bidding, as fixed by law, rules, regulations and resolution, on Tuesday, January 24, 2023 shortly after 1:00 p.m., being the time after which no applications will be accepted (and being five days prior to the opening of bids, which opening shall occur on Tuesday, January 31, 2023 at 1:00 p.m.) No bids will be opened from or on behalf of a bidder who has not been identified as presumptively meeting the pre-qualifications for bidding.
8. The Township reserves the right to reject any and all bids if the highest bid is not accepted.
9. The successful bidder shall tender payment of all required State and local application fees and license fees prior to licensure.
10. The issuance of the license to the successful bidder shall be contingent upon the satisfactory outcome of a municipal background check to investigate the source of funds used to purchase the license, the receipt of a favorable State and/or federal criminal background check; and the compliance with the publication, hearing, and resolution requirement under the ABC Regulations for the issuance of new licenses.
11. The municipality shall only award the license to the person who is the highest qualified bidder. The operation of a restaurant, public accommodation or other facility shall be a condition of licensure.
12. The successful applicant must comply with all ordinances of the Township, State laws and regulations in locating the license.
13. The sale may be postponed or canceled at any time prior to the opening of the bids on Tuesday, January 31, 2023 at 1:00 p.m.