

**AGENDA  
MUNICIPAL COUNCIL  
COMBINED MEETING  
Wednesday, March 8, 2023  
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 December 1, 2022 and posted in the Main Lobby of the Municipal Complex on the same date.
4. **REVIEW OF MINUTES:**
  - a. Regular Meeting of January 11, 2023
5. **REPORTS FROM ALL COUNCIL COMMITTEES:**
6. **POINTS OF LIGHT**
7. **FROM THE BUSINESS ADMINISTRATOR:**
  - a. Resolution Awarding Contract/Purchase Order(S) To CDW Government LLC for the Renewal of Sophos Antivirus Protection and Licenses for the Township Of Edison (\$21,400.00) (Resolution R.117-0322023)
  - b. Resolution Awarding Contract/Purchase Order to Johnston Communications for the Maintenance/Purchase Of Security Cameras and/or Avaya Equipment for the Township of Edison (Resolution R.118-032023) (\$57,000.00)
8. **FROM THE DEPARTMENT OF FINANCE:**
  - a. Report of Disbursements through February March 1, 2023 (Resolution R.108-032023)
  - b. Resolution authorizing refund in the amount of \$468,211.23 for redemption of tax sale certificates (Resolution R.109-032023)
  - c. Resolution authorizing refund for Water Overpayments totaling \$340.69 (Resolution R.110-032023)
  - d. Resolution authorizing cancelation and refund of taxes for Exempted Disabled Veteran (Resolution R.111-0320323)
  - e. Resolution authoring Temporary Emergency Appropriations for 2023 Municipal Budget (Resolution R.112-032023)
  - f. Resolution authorizing Temporary Emergency Appropriations for 2023 Sanitation Budget (Resolution R.113-032023)
  - g. Resolution authorizing the Township of Edison to pay certain Utility Bills by Administrative Staff. (Resolution R.114-032023)
  - h. Resolution authorizing the Transfer of Funds in the Calendar Year 2022 Current Fund and Sewer Utility fund Appropriation pursuant to N.J.S.A. 40A:4-59. (Resolution R.116-032023)
9. **FROM THE DEPARTMENT OF LAW:**

- a. Ordinance of The Township of Edison authorizing execution of a Rights-Of-Way Agreement between Comcast of New Jersey II, LLC and the Township of Edison to Permit the Installation, Use and Maintenance of Cable Television Service Facilities within Public Rights of Way for purposes of providing Cable Television Services. (Ordinance O.2174-2023)

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

- a. Resolution Authorizing Change Order #1 to the Contract with The Hose Shop for Hydraulic System Supply and Repair (\$35,000.00)(Resolution R.119-032023)
- b. Resolution Awarding Contract/Purchase Order(S) to Fred Beans Parts Inc. for Chevrolet OEM Automotive Parts and Accessories for Light Duty Vehicles Class 4 or Lower (\$50,000.00) (Resolution R.120-032023)

11. **FROM THE CHIEF OF FIRE:**

- a. Resolution authorizing appropriation of funds to Volunteer Fire Companies and Volunteer Fire Chiefs Clothing allowances for 2022 (\$18,790.00) (Resolution R.121-032023)

12. **FROM THE TOWNSHIP CLERK:**

- a. Resolution authorizing the refund for a Raffle License no longer need (Resolution R.115-032023)
- b. Resolution approving of a Person to Person and Place to Place Retail Consumption Liquor License 1205-33-062-004 to ABC Bottle LLC, 1779 Route 27, Edison., NJ 08817 (Resolution R.122-032023)

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

14. **COMMUNICATIONS:**

- a. Letter received from Open Space Advisory Committee regarding Woodland Avenue Block 415, Lot 6.19.

15. **UNFINISHED BUSINESS:**

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

**O.2172-2023                    ORDINANCE AUTHORIZING THE GRANT OF A PARKING EASEMENT OVER AND ACROSS A PORTION OF PROSPECT AVENUE, AN IMPROVED MUNICIPAL ROADWAY WITHIN THE TOWNSHIP OF EDISON**

**O.2173-2023                    THIS ORDINANCE AMENDS CHAPTER 15, ENTITLED “PROPERTY MAINTENANCE,” SECTION 3, “ABANDONED AND VACANT PROPERTIES, REGISTRATION AND MAINTENANCE” TO CONFORM WITH N.J.S.A.**

**40:48-2.12S2, “NOTICE TO MUNICIPALITY OF SERVICE IN FORECLOSURE PROCEEDINGS ON COMMERCIAL PROPERTY; CONTENTS; CORRECTION OF NUISANCE CONDITIONS OR CODE VIOLATIONS; RECOURSE AGAINST CREDITOR.”**

**16. DISCUSSION ITEMS:**

**Council President Poyner**

- a. None

**Councilmember Brescher**

- a. None

**Councilmember Coyle**

- a. None

**Councilmember Harris**

- a. None

**Councilmember Patel**

- a. SDL
- b. Report for Permits & OPRA
- c. Supercharged
- d. Vialytics
- e. Bill Board
- f. Sound Study

**Councilmember Patil**

- a. None

**Councilmember Ship-Freeman**

- a. None

**17. APPROVAL OF MINUTES:**

- a. Regular Meeting of January 11, 2023

**18. COUNCIL PRESIDENT'S REMARKS**

**19. UNFINISHED BUSINESS:**

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

**O.2172-2023**                    **ORDINANCE AUTHORIZING THE GRANT OF A PARKING EASEMENT OVER AND ACROSS A PORTION OF PROSPECT AVENUE, AN IMPROVED MUNICIPAL ROADWAY WITHIN THE TOWNSHIP OF EDISON**

**O.2173-2023**                    **THIS ORDINANCE AMENDS CHAPTER 15, ENTITLED “PROPERTY MAINTENANCE,” SECTION 3, “ABANDONED AND VACANT PROPERTIES, REGISTRATION AND MAINTENANCE” TO CONFORM WITH N.J.S.A. 40:48-2.12S2, “NOTICE TO MUNICIPALITY OF SERVICE IN FORECLOSURE PROCEEDINGS ON COMMERCIAL PROPERTY; CONTENTS; CORRECTION OF NUISANCE CONDITIONS OR CODE VIOLATIONS; RECOURSE AGAINST CREDITOR.”**

20.    **NEW BUSINESS:  
PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR THURSDAY,  
MARCH 23, 2023.**

**O.2174-2023**                    **ORDINANCE OF THE TOWNSHIP OF EDISON AUTHORIZING EXECUTION OF A RIGHTS-OF-WAY AGREEMENT BETWEEN COMCAST OF NEW JERSEY II, LLC, AND THE TOWNSHIP OF EDISON TO PERMIT THE INSTALLATION, USE AND MAINTENANCE OF CABLE TELEVISION SERVICE FACILITIES WITHIN PUBLIC RIGHTS OF WAY FOR PURPOSES OF PROVIDING CABLE TELEVISION SERVICES.**

21.    **PUBLIC COMMENT ON THE RESOLUTIONS**

22.    **PROPOSED RESOLUTIONS**

Copies of these Resolutions are available for review only and are posted in the Council Chambers. Anyone desiring a copy may contact the Township Clerk after the meeting.

**Consent Agenda**

R.108-032023 Resolution approving disbursements for the period ending March 1, 2023.

R.109-032023 Resolution authorizing refund in the amount of \$468,211.13 for redemption of tax sale certificates.

R.110-032023 Resolution authorizing refund of tax overpayments, totaling \$340.69.

- R.111-032023 Resolution authorizing cancelation and refund of taxes for Exempted Disabled Veteran
- R.112-032023 Resolution authoring Temporary Emergency Appropriations for 2023 Municipal Budget
- R.113-032023 Resolution authorizing Temporary Emergency Appropriations for 2023 Sanitation Budget
- R.114-032023 Resolution authorizing the Township of Edison to pay certain Utility Bills by Administrative Staff.
- R.115-032023 Resolution authorizing the refund of a Raffle License no longer needed to St. Thomas Aquinas in the amount of \$20.00.
- R.116-032023 Resolution authorizing the Transfer of Funds in the Calendar Year 2022 Current Fund and Sewer Utility fund Appropriation pursuant to N.J.S.A. 40A:4-59.
- R.117-032023 Resolution Awarding Contract/Purchase Order(S) To CDW Government LLC for the Renewal of Sophos Antivirus Protection and Licenses for the Township of Edison in the amount of \$21,400.00.
- R.118-032023 Resolution Awarding Contract/Purchase Order to Johnston Communications for the Maintenance/Purchase of Security Cameras and/or Avaya Equipment for the Township of Edison in an amount not to exceed \$57,000.00.
- R.119-032023 Resolution Authorizing Change Order #1 to the Contract with The Hose Shop for Hydraulic System Supply and Repair in an amount not to exceed \$35,000.00.
- R.120-032023 Resolution Awarding Contract/Purchase Order(S) to Fred Beans Parts Inc. for Chevrolet OEM Automotive Parts and Accessories for Light Duty Vehicles Class 4 or Lower in an amount not to exceed \$50,000.00.
- R.121-032023 Resolution authorizing appropriation of funds to Volunteer Fire Companies and Volunteer Fire Chiefs Clothing allowances for 2022 in the amount of \$18,790.00.
- R.122-032023 Resolution approving of a Person to Person and Place to Place Retail Consumption Liquor License 1205-33-062-004 to ABC Bottle LLC, 1779 Route 27, Edison., NJ 08817.

23. **COMMUNICATIONS:**

- a. Letter received from Open Space Advisory Committee regarding Woodland Avenue Block 415, Lot 6.19.

24. **ORAL PETITIONS AND REMARKS**

25. **ADJOURNMENT**

**ORDINANCE O.2172-2023**

**ORDINANCE AUTHORIZING THE GRANT OF A PARKING EASEMENT  
OVER AND ACROSS A PORTION OF PROSPECT AVENUE, AN IMPROVED  
MUNICIPAL ROADWAY WITHIN THE TOWNSHIP OF EDISON**

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

**WHEREAS**, Prospect Avenue is a 65’ wide public roadway owned by, and under the jurisdiction of the Township, which roadway runs between Runyon Avenue and Lincoln Highway (also known as Route 27) (the “Prospect Avenue Right of Way”); and

**WHEREAS**, Liyun Properties, LLC is the owner of that certain parcel of land identified on the Township’s Official Tax Map as Block 104.06, Lots 1.01 and 5.01, more commonly referred to as 1851-1855 Route 27; and

**WHEREAS**, 1851-1855 Route 27 is located at the intersection of Prospect Avenue and Route 27; and

**WHEREAS**, Liyun Properties, LLC filed an application with the Township of Edison Zoning Board of Adjustment (the “Zoning Board”) seeking Preliminary and Final Site Plan Approval with bulk and use variance relief in connection with certain improvements to 1851-1855 Route 27, which application was assigned Case Number Z03-2022; and

**WHEREAS**, the Zoning Board voted to approve the application on May 17, 2022, subject to certain conditions as set forth more specifically in the memorializing resolution adopted by the Zoning Board on June 25, 2022; and

**WHEREAS**, pursuant to the conditions imposed by the Zoning Board in its memorializing resolution, Liyun Properties, LLC was required to apply to the Township for a parking easement within the Prospect Avenue Right Of Way in order to permit the continued existence and use by Liyun Properties, LLC of certain parking spaces located partially on 1851-1855 Route 27 and partially within the Prospect Avenue Right of Way; and

**WHEREAS**, pursuant to N.J.S.A. 40A:12-13 of the Local Lands and Buildings Law, the Township is authorized to convey an easement upon any real property when the governing body of the municipality has determined that the use of such rights by the public is no longer necessary or required for public purposes; and

**WHEREAS**, the Township has determined that it is in the best interests of the parties for the Township to grant to Liyun Properties, LLC a Parking Easement over the portion of the Prospect Avenue Right of Way (consisting of approximately 838 square feet) as described within the Metes and Bounds Description and Property Map appended hereto as Attachment A, to ensure that the purposes of the zoning laws and Municipal Master Plan are adhered to; and

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

## **SECTION I. AUTHORIZATION**

The Township Council hereby authorizes and approves the granting of a Parking Easement between the Township and Liyun Properties, LLC.

The Mayor and Clerk are hereby authorized to execute all documents necessary for the conveyance of the Parking Easement in substantially the form of Easement Agreement appended hereto as Attachment B, subject to the Township Attorney's review and approval.

## **SECTION II. REPEALER**

It is the intent of the Municipal Council to incorporate the additions, amendments and/or supplements contained in this Ordinance into the Code. All of the remaining provisions in Chapter 7 of the Code shall remain unchanged and have full force and legal effect. All other resolutions and ordinances governing parking on Township streets enacted and inconsistent herewith are hereby modified pursuant to the terms of this Ordinance.

## **SECTION III. EFFECTIVE DATE:**

A copy of this Ordinance shall be available for public inspection at the offices of the Township Clerk. This Ordinance shall take effect after twenty (20) days of its final passage by the Municipal Council, upon approval by the Mayor and publication as required by law.

**SO, ORDAINED** as aforesaid.

## ORDINANCE O.2173-2023

**EXPLANATION:** This Ordinance amends Chapter 15, entitled “Property Maintenance,” Section 3, “Abandoned and Vacant Properties, Registration and Maintenance” to conform with N.J.S.A. 40:48-2.12s2, “Notice to Municipality of Service in Foreclosure Proceedings on Commercial Property; Contents; Correction of Nuisance Conditions or Code Violations; Recourse Against Creditor.”

**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 Municipal Council enacted Ordinance No. 1943-2016 which created the vacant and abandoned property ordinance; and

**WHEREAS**, it is well-established that vacant and abandoned buildings can cause significant challenges including the diminution of neighboring property values, the potential rise in criminal activity, public health and safety hazards, heightened risk of fires, and the reduction of municipal revenues; and

**WHEREAS**, due to the increased risk of blight presented by foreclosure properties, the State of New Jersey (hereinafter referred to as “State”) has provided municipalities with statutory tools to identify such properties, to monitor their status/condition, and mitigate the risk that these properties become vacant and abandoned and ultimately lead to blight within the community; and

**WHEREAS**, the State has enacted N.J.S.A. 40:48-2.12s3, which allows municipalities to adopt ordinances to establish a property registration program to identify and monitor residential and commercial properties within the municipality that are subject to a pending foreclosure action; and

**WHEREAS**, the foregoing statute additionally authorizes municipal ordinances to regulate the maintenance, security and upkeep of the exterior condition of vacant and abandoned residential and commercial foreclosure properties and to impose additional property registration fees to be paid by the creditors of such properties on an annual or semi-annual basis; and

**WHEREAS**, the Township desires to amend Chapter 15-3 of the Code, entitled “Abandoned and Vacant Properties, Registration and Maintenance,” to establish additional requirements as set forth in N.J.S.A. 40:48-2.12s3.

**NOW, THEREFORE, BE IT ORDAINED**, by the Municipal Council of the Township of Edison, in the County of Middlesex, State of New Jersey amend Chapter 15-3 of the Code as follows

Deletions are noted by ~~strike throughs~~

Additions are indicated in **bold underline**

Language that remains unchanged is not highlighted in anyway

### SECTION I

#### §15-3 ABANDONED AND VACANT PROPERTIES, REGISTRATIONS AND MAINTENANCE

##### §15-3.1 Definition of Terms



## CREDITOR

Shall mean a State chartered bank, savings bank, savings and loan association or credit union, any person or entity required to be licensed under the provisions of the "New Jersey Residential Mortgage Act," P.L. 2009, c. 53 (C. 17:11C-51 et seq.), any foreclosing entity subject to the provisions of C. 46:10B-51 (P.L. 2008, c. 127, Sec. 17, as amended from time to time) and any entity acting on behalf of the creditor named in the debt obligation including, but not limited to, servicers.

**Shall mean a mortgagee or an agent or assignee of a mortgagee, such as the servicer, who has filed a complaint in Superior Court seeking to foreclose upon a residential or commercial mortgage. If the entity seeking to foreclose upon the residential or commercial mortgage changes as a result of an assignment, transfer, or otherwise after the filing of the foreclosure complaint in the Superior Court, the new entity shall be deemed the creditor for the purposes of this Ordinance. For purposes of this Ordinance, a creditor shall not include the State, a political subdivision of the State, a State, county, or local government entity or their agent or assignee, such as the servicer.**

[no change to definitions for Exterior of Premises, Nuisance, Operator, Owner, Premises, Public Officer, Refuse or Rubbish, and Unregistered Motor Vehicle]

## VACANT PROPERTY

Shall mean any building ~~used or to be used as a residence~~ **commercial or residential** which is not legally occupied or at which substantially all lawful construction operations or residential occupancy has ceased, and which is in such condition that it cannot legally be reoccupied without repair or rehabilitation; provided however, that any property that contains all building systems in working order and is being actively marketed by its owner for sale or rental, shall not be deemed vacant. ~~Residential~~ **All commercial and residential** properties that meet the aforementioned criteria and are subject to a summons and complaint in an action for foreclosure shall be deemed vacant property in accordance with P.L. 2014, c. 35. Property deemed to be "abandoned property" in accordance with the meaning of such term in the Abandoned Properties Rehabilitation Act, N.J.S.A. 55:19-78 et seq., shall also be deemed to be vacant property for purposes of this section.

## VACANT AND ABANDONED RESIDENTIAL OR COMMERCIAL PROPERTY

shall mean a residential **or commercial** property which is not occupied and at least two the following conditions exist:

[no changes to a., b., c., d., e., f., g., h., i., and j.]

k. A risk to the health, safety or welfare of the public, or an adjoining or adjacent property owners, exists due to acts of vandalism, loitering, **graffiti**, criminal conduct, or the physical destruction or deterioration of the property;

l. An uncorrected violation of the municipal building, housing, or similar code ~~during preceding year~~ **within the past six months**, or an order by municipal authorities declaring the property to be unfit for occupancy and to remain vacant and unoccupied;

[no changes to m., n., and o.]

§15-3.2 Creating of Abandoned Property **and Properties subject to Foreclosure** List

**a.** The Public Officer **or their designee** is directed to identify abandoned property for the purpose of creating an “abandoned property list” throughout the Township. Each item of abandoned property so identified shall include the tax block and lot number, the name and address of the owner of record, if known, the street address of the lot and the basis for a determination that the property is abandoned.

**b. The Public Officer or their designee is also directed to identify all properties that are subject to foreclosure by creating a “foreclosure property list” throughout the Township. Each item of a foreclosure property so identified shall include the tax block and lot number, name and address of the creditor or their representative, the street address of the property and docket number of the summons and complaint of the foreclosure action.**

#### §15-3.4 Registration for Abandoned and Vacant Property Owners

a. The owner of abandoned and vacant properties shall provide the following information to the Public Officer **or their designee** on the **initial** registration form, **amendment registration** form, or **any other** form(s) prescribed by the Public Officer **or their designee**.

[no change to b., c., d., e., and f.]

#### §15-3.5 Registration for Vacant and Abandoned Property Creditors

a. Every creditor filing an action to foreclose on a mortgage of any kind of residential **or commercial** property within the Township, shall within ten (10) days thereof, notify the Township Clerk for the Township in writing by mail of said filing. (See N.J.S.A. 46:10B-51). The notice shall include the **foreclosure docket number**, street address, lot and block number of the property, and the full name and contact information of an individual located within the State who is authorized to accept service on behalf of the creditor.

[no change to b.]

1. Any creditor filing a summons and complaint in an action to foreclose on a vacant and abandoned property, or a creditor who has previously filed a summons and complaint to foreclosure on a residential **or commercial** property which subsequently becomes vacant and abandoned, shall within thirty (30) calendar days after the building becomes vacant and abandoned or within thirty (30) calendar days after assuming ownership of the vacant and abandoned property, whichever is earlier; or within ten (10) calendar days of receipt of notice from the Township, and annually thereafter, file a registration statement for such vacant and abandoned property with the Public Officer consistent with subsection 15-3.4a, of this section, for such purposes. Any failure to receive notice from the Township shall not constitute ground for failing to register the vacant and abandoned property.

[no changes 2., 3., 4., 5., and 6.]

7. The creditor shall notify the Municipal Clerk within ~~thirty (30)~~ **ten (10)** calendar days of any change in registration information by filing an amended registration statement on a form provided by the Municipal Clerk of such purpose.

[no changes to 8.]

§15-3.7 Requirements for Owners and/or Creditors of Abandoned Properties **and Properties Subject to Foreclosure.**

a. The owner and/or creditor of any abandoned property, shall immediately upon possession of the filing of a summons and complaint in an action to foreclose on a residential **or commercial** property within the Township be immediately responsible for the care, maintenance, security and upkeep of the exterior of the property, after the property becomes vacant and abandoned and shall:

[no changes to 1., 2., 3., 4., 5., 6., 7., 8., and 9.]

**10. Ensure all vandalism, graffiti is removed and exterior hazards are repaired or corrected to the satisfaction of the Public Officer or their designee.**

§15-3.8 Fees, Penalties and Enforcement

a. The initial registration fee for each abandoned property shall be one thousand (\$1,000.00) dollars. The fee for a second year renewal shall be two thousand (\$2,000.00) dollars, and three thousand (\$3,000.00) dollars for each subsequent year thereafter. ~~The registration shall remain valid for one (1) year from the date of registration except for the initial registration which shall be valid through December 31st of the year in which it was filed. The owner and/or creditor shall be required to renew the registration annually as long as the building remains vacant and abandoned and shall pay a registration or renewal fee in the amount prescribed in paragraph b. of this subsection for each vacant and abandoned property registered. The annual renewal shall be completed by January 1st each year. The initial registration fee shall be pro-rated for registration statements received less than ten (10) months prior to that date.~~

**b. If the property is required to be registered because of a summons and complaint action to foreclose was filed by the creditor, the fee shall be five hundred (\$500.00) dollars. If the property is vacant or abandoned pursuant to §15-3.1 when the summons and complaint in an action to foreclose is filed or becomes vacant and abandoned pursuant at any time thereafter while the property is in foreclosure an additional two thousand (\$2,000.00) dollars fee shall be assessed.**

**c. The registration shall remain valid for one (1) year from the date of registration except for the initial registration which shall be valid through December 31st of the year in which it was filed. The owner and/or creditor shall be required to renew the registration annually as long as the building remains vacant and abandoned and or subject to foreclosure and shall pay a registration or renewal fee in the amount prescribed in paragraph a. of this subsection for each vacant and abandoned property registered. The annual renewal shall be completed by January 1st each year. The initial registration fee shall be pro-rated for registration statements received less than ten (10) months prior to that date.**

**d. Any owner who is not in full compliance with this section or who otherwise violates any provision of this section or of the rules and regulations issued hereunder shall be subject to a fine of not less than five hundred (\$500.00) dollars per acre of property, with a minimum fine of five hundred (\$500.00) dollars and a maximum fine of two-thousand five hundred (\$2,500.00) dollars. Every day that a violation continues shall constitute a separate and distinct offense. An out-of-state creditor who fails to appoint an in-State representative or agent pursuant to §13-3.5(a) shall be subject to a fine of two-thousand and five hundred (\$2,500.00) dollars for each day of the violation. Fines assessed under this section shall be recoverable from the owner and shall be a lien on the property.** 3

e. **e.** For purposes of this section, failure to file a registration statement in time, failure to provide correct information on the registration statement, and/or failure to comply with any other provisions of this section shall be deemed to be a violation hereunder.

Ⓕ. **f.** The Public Officer shall be authorized to issue a notice to an owner and/or creditor that has filed a summons and complaint in an action to foreclose on a residential property within the Township, if the Public Officer determines that the owner and/or creditor has failed to provide for the care, maintenance, security, and/or upkeep of a vacant property.

e. **g.** Where an owner and/or creditor is an out-of-State owner and/or creditor, the notice shall be issued to the representative or agent that has been identified by the owner and/or creditor pursuant to subsection 15-3.3a-b of this section.

Ⓕ. **h.** The notice referenced in paragraph Ⓕ. **f.** of this subsection and shall require the owner and/or creditor to correct the violation within twenty (20) days of receipt of this notice, or within five (5) days of receipt of the notice if the violation presents an imminent threat to public health and safety. **A finding violation by the Township Municipal Court or any other court of competent jurisdiction, excluding paragraph d. of this subsection, shall be subject to a fine of \$1,500 for each day of the violation. Any fines imposed shall commence thirty-one (31) days following receipt of the notice of violation, except if the violation presents an imminent risk to public health and safety, in which case any fines shall commence eleven (11) days following receipt of said notice.**

Ⓕ. **i.** The issuance of notice pursuant to paragraph Ⓕ. **f.** of this subsection shall constitute proof that a residential **or commercial** property is vacant and abandoned for the purposes of this section.

Ⓕ. **j.** Any entity designated as a redeveloper pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12-1, et. seq. may apply for a registration fee exemption if all approved plans for the property comply with Township regulations, and development has been delayed as a result project financing application.

Ⓕ. **k.** Any fee collected pursuant to subsection a. shall be utilized by the Township for the further maintenance and regulation of abandoned properties. **No less than twenty percent (20%) of any money collected pursuant to subsection b. and d. shall be utilized by the Township for municipal code enforcement purposes.**

## **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 O. 2174-2023**

**ORDINANCE OF THE TOWNSHIP OF EDISON AUTHORIZING  
EXECUTION OF A RIGHTS-OF-WAY AGREEMENT  
BETWEEN COMCAST OF NEW JERSEY II, LLC, AND THE TOWNSHIP OF EDISON TO  
PERMIT THE INSTALLATION, USE AND MAINTENANCE OF CABLE TELEVISION  
SERVICE FACILITIES WITHIN PUBLIC RIGHTS OF WAY FOR PURPOSES OF  
PROVIDING CABLE TELEVISION SERVICES.**

**WHEREAS**, Comcast of New Jersey II, LLC (hereinafter referred to as “Comcast”) is a cable television company with offices located at 800 Rahway Avenue, Union, New Jersey 07083 that is subject to the jurisdiction of the New Jersey Board of Public Utilities (hereinafter referred to as the “Board”); and

**WHEREAS**, Comcast has operated and maintained a cable television system that provides residential cable television service to the City of Perth Amboy for many years, most recently pursuant to an order issued by the Board in Docket No. CE22080484; and

**WHEREAS**, Comcast has provided notice to the Board and to the City of Perth Amboy that it has converted its municipal-consent-based franchise to a system-wide franchise in accordance with N.J.S.A. 48:5A-25.1 and N.J.A.C. 14:18-14.13, and that conversion is effective upon the Board’s receipt of that notice (*see N.J.A.C. 14:18-14.13(d)*); and

**WHEREAS**, Comcast is adding the Township of Edison (the “Township”) to its system-wide franchise in the City of Perth Amboy by providing notice of such addition to the Board and to the Township in accordance with N.J.A.C. 14:18-14.14, thus enabling Comcast to provide a fiber network cable television service to Township residents; and

**WHEREAS**, Comcast has requested the Township’s approval to occupy public rights-of-way within the Township for the purpose of constructing, installing, operating, repairing, maintaining, or replacing its cable television system; and

**WHEREAS**, the Township is authorized to enter into this agreement with Comcast pursuant to N.J.S.A. 48:17-10; and

**WHEREAS**, Township residents will benefit from the increased competition from Comcast’s offering of cable television, broadband internet, and voice services; and

**WHEREAS**, once Comcast begins providing service to Township customers, the New Jersey Cable Television Act provides that Comcast will pay an annual fee to the Township equal to three and a half percent of gross revenues derived from cable television service charges or fees paid by subscribers; and

**WHEREAS**, once Comcast certifies to the Board that it is capable of serving sixty percent or more of Township households, any current cable television company operating in the Township through a municipal-based franchise may pay an additional annual fee of two-percent of gross revenues from recurring charges in the nature of subscription fees paid by subscribers to its cable television reception service will be required to pay the higher three and a half percent franchise fee; and

**WHEREAS**, it is in the Township's best interests to grant consent to Comcast to occupy the public rights-of-way within the Township for this purpose; and

**WHEREAS**, Comcast has confirmed that it will abide by the proposed deployment schedule as set forth in N.J.S.A. 48:5A-28(h) through (n); and

**WHEREAS**, the Township's consent is conditional upon Comcast's compliance with all existing and future applicable ordinances and its entering into a written agreement with the Township to indemnify and hold the Township harmless as to all claims and liability resulting from any injury or damage caused by Comcast which may arise from the construction, installation, operation, repair, maintenance, disconnection, replacement, and removal of its cable television system within certain public rights-of-way and its provision of liability insurance coverage for personal injury and property damage; and

**WHEREAS**, this Ordinance authorizes Comcast to operate within the boundaries of the Township, and Comcast will apply for permits as necessary to construct, install, operate, repair, maintain or replace its cable television system in the Township.

**NOW, THEREFORE, BE IT ORDAINED** 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 gives consent to Comcast of New Jersey II, LLC to occupy the public rights-of-way within the Township for the purpose of construction, installation, operation, repair, maintenance, and replacement of a cable television system for a period of fifty (50) years.
2. The Township of Edison's granted permission is conditioned upon Comcast of New Jersey II, LLC entering into a Right-of-Way Use Agreement with the Township and providing liability and property damage insurance coverage.
3. The Mayor and Municipal Clerk are hereby authorized to execute and attest to, respectively, any and all documents including the Right-of-Way Use Agreement in substantially similar form, as attached hereto, subject to the review and approval of the Township Attorney.
4. If any section paragraph, subdivision, clause, sentence, phrase, or provision of this Ordinance is declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.
5. A copy of this Ordinance shall be available for public inspection at the offices of the Township Clerk.
6. This Ordinance shall take effect after second reading and publication as required by law.

**RESOLUTION R.108-032023**

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING MARCH 1, 2023.

**WHEREAS**, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through, March 1, 2023.

<b>FUND</b>	<b>AMOUNT</b>
Current	\$38,952,041.56
Affordable Housing	0.00
Capital	212,652.21
Cash Performance	0.00
CDBG	151,470.54
Developers Escrow	38,650.23
Dog (Animal Control)	22,578.09
Federal Forfeited	0.00
Grant Funds	10,398.19
Law Enforcement	0.00
Open Space	0.00
Park Improvements	0.00
Payroll Deduction	427,591.71
Sanitation Fund	295,887.63
Self-Insurance/Employee Tax	199,793.51
Sewer Utility	735,896.62
Street Opening	0.00
Tax Sale Redemption	859,379.68
Tree Fund	2,032.80
Tree Planting	0.00
Trust	691,523.74
Edison Water Utility	170,677.40
Edison Landfill Closure Trust	0.00
<b>TOTAL</b>	<b>\$42,770,573.91</b>

/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 R.109-032023**

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

**WHEREAS**, the Tax Collector of the Township of Edison, Donna Bobik, 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 **\$468,211.23**.

**RESOLUTION R.110-032023**

**Authorizing refund for water overpayments**

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

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

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

**BE IT FURTHER RESOLVED**, by the Municipal Council of the Township of Edison that the appropriate official of the Township is hereby authorized to draw checks to the noted parties in the amounts specified on the attached listing totaling **\$340.69**.

**RESOLUTION R.111-032023**

**Authorizing Cancelation and Refund of Taxes for Exempted Disabled Veteran**

**WHEREAS**, pursuant to N.J.S.A. 54:4-3.30, the dwelling of a disabled veteran shall be exempt from real property taxes; and

**WHEREAS**, Attached listing includes veterans who have been determined to have suffered a 100% service-related disability, with the determination of said disability being retroactive to the indicated effective date; and their respective owned properties, identified with their block, lot and qualifier, were already billed for indicated tax year; and

**WHEREAS**, pursuant to N.J.S.A. 54:4-3.32, the governing body of a municipality may cancel by resolution taxes due on a property which would have been exempt had the claim been made at the time they were due; and

**WHEREAS**, as permitted by N.J.S.A. 54:4-3.32, Township Code Section 5-7(d) also authorizes the return of property taxes for the current year and prior year but not greater than for a twenty-four (24) month period in the aggregate, or, should the Veteran's Administration determine that a veteran's disability date is greater than twenty-four (24) months from the date the applicant submits his/her application with the Tax Assessor's office, the Township will only be obligated to return taxes for a period of no greater than twenty-four (24) months from receipt of a completed application to the Tax Assessor; and

**WHEREAS**, pursuant to Township Code Section 5-7(d) the listed applicants are also due a refund of property taxes paid from the effective date of the determination; and the Tax Collector has reviewed the applications, approvals and taxes paid and recommends that the listed applicants are entitled to receive refund of paid taxes in the amount indicated on the attached list.

**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 Township Council of the Township of Edison that property taxes due and assessed as specified on the attached list be cancelled for the indicated quarters, tax years and amounts, and also refunded for the municipal property taxes already paid from the effective date; and

**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 disabled parties for the taxes already paid during the applicable exemption periods set forth and for the amount specified in the attached list totaling **\$14,400.26**.

**March 8, 2023**

**RESOLUTION R.112-032023**

**Authorizing Temporary Emergency Appropriations for 2023 Municipal Budget**

**WHEREAS**, the Local Budget Law, specifically N.J.S.A. 40A:4-20, requires that the governing body of a municipality shall by Resolution make appropriations if any contract, commitments or payments are to be made between the beginning of the Calendar year and the adoption of budget; and

**WHEREAS**, the date of this Resolution is prior to the adoption of the **2023** Calendar Year Budget,

**WHEREAS**, if additional funds are not budgeted, the public welfare will be adversely affected; and

**WHEREAS**, it is the recommendation of the Chief Financial Officer that this emergency temporary appropriation be authorized in the amount of **\$36,571,627.10** for Current Fund, **\$1,104,063.34** for Water and **\$1,736,898.64** for Sewer in accordance with amount below; and

**WHEREAS**, this appropriation brings the **2023** year to date temporary appropriation for Current Fund to **\$78,219,141.05**, for Water to **\$4,453,957.88** and for Sewer to **\$7,757,680.02**. This brings the temporary appropriations to **57.04%** (current), **34.90%** (water) and **33.82%** (sewer) of the **2022** budget.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Township of Edison, County of Middlesex, New Jersey, that in accordance with N.J.S.A. 40A:4-20, an emergency temporary appropriation be and same is hereby made for in the amount of **\$36,571,627.10** for Current Fund, **\$1,104,063.34** for Water and **\$1,736,898.64** for Sewer and that said emergency temporary appropriations shall be provided in full in the **2023** budget.

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the Township of Edison, County of Middlesex, New Jersey that the following Temporary Emergency Appropriations be made and that a certified copy of this Resolution be transmitted to the Director of Finance and/or CFO for their records.

<b>CURRENT FUND</b>	<b>2023-03 BUDGET EMERGENCY APPROPRIATION</b>
BUSINESS ADMINISTRATOR Salary	197,310.50
PURCHASING Salary	46,194.00
COMMUNICATIONS/EDISON TV Salary	61,010.33
PERSONNEL/HR Salary	45,123.50
MAYOR Salary	23,497.33
COUNCIL Salary	19,863.33
MUNICIPAL CLERK Salary	36,990.33
FINANCE DEPARTMENT Salary	20,758.67
DISBURSEMENTS Salary	45,158.33
PAYROLL Salary	10,544.00
TAX COLLECTION Salary	38,812.67

TAX ASSESSMENT Salary	57,979.33
LEGAL DEPARTMENT Salary	17,170.17
ENGINEERING SERVICES Salary	112,409.67
PLANNING & ZONING DEPT Salary	63,045.17
CONSTRUCTION ENFORC AGENCY Salary	270,703.50
RENT CONTROL BOARD Salary	2,500.00
GROUP HEALTH INSURANCE	2,500,000.00
POLICE DEPARTMENT Salary	4,738,413.67
DISPATCH 911 Salary	410,829.00
FIRE FIGHTING Salary	4,247,974.57
FIRE PREVENTION Salary	61,856.83
STREETS & ROADS Salary	256,055.67
SOLID WASTE RECYCLING Salary	190,907.83
BUILDINGS & GROUNDS Salary	291,975.83
BUILDINGS & GROUNDS Other Expenses	20,000.00
MUNICIPAL GARAGE Salary	160,093.33
POLICE VEHICLES Salary	46,934.67
HEALTH Salary	270,540.94
SENIOR CITIZEN Salary	62,746.00
RECREATION Salary	303,441.50
PARKS & TREES Salary	291,802.83
PERS Expense	2,330,167.58
Defined Contribution Retirement	14,960.00
PFRS Expense	11,453,207.18
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MUNICIPAL COURT Salary	105,145.50
PUBLIC DEFENDER Salary	5,833.33
Bond Principal Expense	5,448,650.00
Bond Interest Expense	2,230,920.00

NJ Environmental Infrastructure Trust	60,100.00
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<b>TOTAL CURRENT FUND</b>	<b>36,571,627.10</b>
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Percentage of PY Appropriation =>	26.67%
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<b>WATER UTILITY FUND</b>	
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WATER Operations Salary	222,904.67
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WATER Public Emp Retirement Sys (PERS)	144,958.68
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WATER Bond & Note Principal	324,450.00
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WATER Interest on Bonds & Notes	411,750.00
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<b>TOTAL WATER UTILITY FUND</b>	<b>1,104,063.34</b>
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Percentage of PY Appropriation =>	8.65%
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<b>SEWER UTILITY FUND</b>	
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SEWER Operations Salary	366,484.67
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SEWER Public Emp Retirement Sys (PERS)	185,113.98
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SEWER Bond & Note Principal	662,000.00
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SEWER Interest of Bonds & Notes	523,300.00
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<b>TOTAL SEWER UTILITY FUND</b>	<b>1,736,898.64</b>
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Percentage of PY Appropriation =>	7.57%
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**RESOLUTION R.113-032023**

**Authorizing Temporary Emergency Appropriations for 2023 Sanitation Budget**

**WHEREAS**, the Local Budget Law, specifically N.J.S.A. 40A:4-20, requires that the governing body of a municipality shall by Resolution make appropriations if any contract, commitments or payments are to be made between the beginning of the Calendar year and the adoption of budget; and

**WHEREAS**, the date of this Resolution is prior to the adoption of the **2023** Calendar Year Budget,

**WHEREAS**, if additional funds are not budgeted, the public welfare will be adversely affected; and

**WHEREAS**, it is the recommendation of the Chief Financial Officer that this emergency temporary appropriation be authorized in the amount of **\$684,849.58** for Sanitation Fund in accordance with amount below; and

**WHEREAS**, this appropriation brings the **2023** year to date temporary appropriation for Sanitation Fund to **\$3,591,141.70**. This brings the Sanitation Fund temporary appropriations to **32.44%** of the **2022** budget.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Township of Edison, County of Middlesex, New Jersey, that in accordance with N.J.S.A. 40A:4-20, an emergency temporary appropriation be and same is hereby made for in the amount of **\$684,849.58** for Sanitation Fund and that said emergency temporary appropriation shall be provided in full in the **2023** budget.

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the Township of Edison, County of Middlesex, New Jersey that the following Temporary Emergency Appropriations be made and that a certified copy of this Resolution be transmitted to the Director of Finance and/or CFO for their records.

<b>SANITATION FUND</b>	<b>2023-0 BUDGET EMERGENCY APPROPRIATION</b>
SANITATION Salary	433,333.33
SANITATION Public Emp Retirement Sys (PERS)	251,516.25
<b>TOTAL SANITATION FUND</b>	<b>684,849.58</b>
Percentage of PY Appropriation =>	6.19%

**RESOLUTION R.114-032023**

**RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO PAY CERTAIN UTILITY BILLS BY ADMINISTRATIVE STAFF**

**WHEREAS**, the Township of Edison (hereinafter referred to as “Township”) has a need to authorize the payment of certain utility and insurance expenses prior to the effective date of vouchers approved by the Township Council members at Township Council meetings; and

**WHEREAS**, the delay in payment of utility bills and insurance payments sometimes results in a disruption of service for Township owned properties; and

**WHEREAS**, the Township wishes to approve a process whereby certain utility and insurance expenses and claims can be paid, subject to the availability of funds, prior to Township Council meetings and the effective date of vouchers approved by the Township Council in order to insure the proper operation of the Township; and

**WHEREAS**, the Township Council would like to approve the process by which the Chief Financial Officer and the administrative staff can pay certain utility and insurance bills prior to the Township Council meeting.

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

1. The Chief Financial Officer is hereby authorized to pay utility and insurance expenses with the submission of proper vendor invoices and any required documentation, subject to the availability of funds.
2. The Chief Financial Officer shall file a report with the Township Council listing any and all bills which have been paid since the prior meeting of the Township Council and the next regularly scheduled Township Council meeting.



**RESOLUTION R.115-032023**

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO  
St. Thomas Aquinas High School**

**WHEREAS**, St. Thomas Aquinas High School made payment in the amount of \$20.00 for Raffle License #5614-2023,

**WHEREAS**, St. Thomas Aquinas High School is no longer hosting the raffle in Edison and is requesting a refund for the permit.

**NOW; THEREFORE, IT IS RESOLVED** by the Township Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison shall refund the amount of \$20.00 to St. Thomas Aquinas High School, Attention: PTG, 1 Tingley Lane, Edison, NJ 08820 this amount represents the refund for a Raffle License.



**RESOLUTION R.117-032023**

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER(S) TO CDW GOVERNMENT LLC FOR THE RENEWAL OF SOPHOS ANTIVIRUS PROTECTION AND LICENSES FOR THE TOWNSHIP OF EDISON**

**WHEREAS**, there is a need to renew Sophos antivirus protection and licenses for the Township of Edison for the period of May 22, 2023 – May 21, 2024; and

**WHEREAS**, CDW GOVERNMENT LLC, 230 North Milwaukee Avenue, Vernon Hills, IL 60061, has been awarded State Contract Number 20-TELE-01511 under T3121 Software Reseller Services; and

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

**WHEREAS**, the total amount of this contract shall not exceed \$21,400.00; and

**WHEREAS**, funds in the amount of \$10,700.00 have been certified to be available in the Dispatch 911 Maintenance of Other Equipment Account, Number 3-01-25-0250-000-026 and funds in the amount of \$10,700.00 have been certified to be available in the Business Administration Computer Hard & Software Account, Number 3-01-20-0100-001-059; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order(s) in the amount not to exceed \$21,400.00 and any other necessary documents, with CDW GOVERNMENT LLC, 230 North Milwaukee Avenue, Vernon Hills, IL 60061 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. 20-TELE-01511 under T3121.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount of **\$10,700.00** is available for the above in Account No. **3-01-25-0250-000-026** and **\$10,700.00** in Account No. **3-01-20-0100-001-059**.

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Lina Vallejo  
Chief Financial Officer

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Date

**RESOLUTION R.118-032023**

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO JOHNSTON COMMUNICATIONS FOR THE MAINTENANCE/PURCHASE OF SECURITY CAMERAS AND/OR AVAYA EQUIPMENT FOR THE TOWNSHIP OF EDISON**

**WHEREAS**, there is a need for the maintenance/purchase of security cameras and/or Avaya Equipment for the Township of Edison; and

**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 Union County Cooperative Pricing System 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**, JOHNSTON GP, INC. /JOHNSTON COMMUNICATIONS, 36 Commerce Street, Springfield, NJ 07080, has been awarded Bid No. UCCP 24-2021 Telephone/Associated Services Systems-Equipment, Installation, Maintenance Services, UCCP 8-2022 IT Infrastructure, Fiber Optic Network Advanced Applications and Services, and UCCP 23-2021 Electronic Network Equipment, Security and Cabling through State Coop #8UCCP; and

**WHEREAS**, the total amount of this Contract/Purchase Order(s), in the amount not to exceed \$57,000.00 cannot be encumbered at this time; and

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

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

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order(s) in the amount not to exceed \$57,000.00 and any other necessary documents, with JOHNSTON GP, INC. /JOHNSTON COMMUNICATIONS, 36 Commerce Street, Springfield, NJ 07081 as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-11 et seq. of the Local Public Contracts Law, Bid No. UCCP 24-2021, UCCP 8-2022, and UCCP 23-2021 through State Coop #8UCCP.

**RESOLUTION R.119-032023**

**RESOLUTION AUTHORIZING CHANGE ORDER #1 TO THE CONTRACT WITH THE HOSE SHOP FOR HYDRAULIC SYSTEM SUPPLY AND REPAIR**

**WHEREAS**, Resolution R.092-022020 authorized Contract No. 19-07-21 with THE HOSE SHOP INC., 100 New England Ave., Piscataway, NJ 08854 for Hydraulic System Supply and Repair in the amount of \$45,000.00 for the period of March 19, 2022 – March 18, 2023; and

**WHEREAS**, the funds awarded for this contract for Hydraulic System Supply and Repair have been expended and additional funds are needed while the Township is in the process of bidding and awarding a new contract; 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 more than 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 with THE HOSE SHOP INC., 100 New England Ave., Piscataway, NJ 08854 is hereby authorized in the amount of \$35,000.00 for a total amended contract amount of \$80,000.00.
2. A brief notice shall be printed once in an official newspaper and filed with the Township Clerk indicating the additional amount to be expended, the original contract price, the nature of the original and additional work, and why it is necessary to expend the additional funds.
3. 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.120-032023**

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER(S) TO FRED BEANS PARTS INC. FOR CHEVROLET OEM AUTOMOTIVE PARTS AND ACCESSORIES FOR LIGHT DUTY VEHICLES CLASS 4 OR LOWER**

**WHEREAS**, there is a need for Chevrolet OEM Automotive Parts and Accessories for Light Duty Vehicles Class 4 or Lower; and

**WHEREAS**, FRED BEANS PARTS INC., 131 Doyle Street, Doylestown, PA 18901 has been awarded a State Contract under T2760 OEM Automotive Parts and Accessories for Light Duty Vehicles Class 4 or Lower; and

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

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

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

**WHEREAS**, no amount shall be chargeable or certified until such time as goods or services are ordered or otherwise called for. Prior to incurring the liability by placing the order, the certification of available funds shall be made by the Chief Financial Officer or Certifying Financial Officer. It shall be the responsibility of the official responsible for issuing the purchase order to notify and seek the certification of availability of funds of the Chief Financial Officer or Certifying Finance Officer, as appropriate (N.J.A.C. 5:30-5.5b); 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 amount not to exceed \$50,000.00 and any other necessary documents, with FRED BEANS PARTS INC., 131 Doyle Street, Doylestown, PA 18901, 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 T2760.

**RESOLUTION R. 121-032023**

**RESOLUTION AUTHORIZING APPROPRIATION OF FUNDS TO VOLUNTEER FIRE COMPANIES  
AND VOLUNTEER FIRE CHIEFS FOR CLOTHING ALLOWANCE FOR 2022**

**WHEREAS**, it is the desire of the Township of Edison to appropriate funds to the Volunteer Firefighters for Clothing Allowance; and

**WHEREAS**, the total amount to be distributed to Volunteer Fire Chiefs and Volunteer Fire Companies for clothing allowance shall be \$18,790.00; and

**WHEREAS**, funds in the amount of \$18,790.00 have been certified to be available in the Aid to Volunteer Fire Clothing and Uniforms Account, Number 2-01-25-0255-000-032 as follows:

- Chief William Praire: \$500.00
- Chief William Enoch: \$500.00
- Oak Tree Volunteer Fire Company (for Edison Volunteer Co. #1 & Oak Tree Vol Fire Co.): \$10,235.00
- Raritan Engine Company #1 (for Raritan Company #1 & #2): \$7,555.00; and

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

**NOW, THEREFORE, IT IS RESOLVED** by the Municipal Council of the Township of Edison, Middlesex County, New Jersey that the Volunteer Firefighters are hereby authorized to receive clothing allowance as set forth above.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

I hereby certify that funds in the amount **\$18,790.00** are available for the above contract in Account No. **2-01-25-0255-000-032**.

\_\_\_\_\_  
Lina Vallejo  
Chief Financial Officer

**RESOLUTION R.122-032023**

**EXPLANATION: A Resolution authorizing and approving the Person-to-Person and Place to Place transfer of the Plenary Retail Consumption License held by Wick Wholesaler's Inc., (Pocket) to ABC Bottle, LLC with respect to business premises to be located at 1779 Route 27, Edison, NJ 08817.**

**WHEREAS**, an application has been filed with the Township of Edison ("Township") for a Person-to-Person and Place to Place transfer of the Plenary Retail Consumption Liquor License No. 1205-33-062-004 ("License"), issued to Wick Wholesalers, Inc. ("Seller") to ABC Botte, LLC ("Applicant") to be used at Applicant's business location at 1779 Route 27, Edison 08817.

**WHEREAS**, the Applicant's submitted application form is complete in all respects, the transfer fees have been paid and the License has been properly renewed for the current license term; and

**WHEREAS**, the applicant is qualified to be licensed according to all standards established by Title 13 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

**WHEREAS**, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the License and the licensed business and all additional financing obtained in connection with the licensed business; and

**WHEREAS**, public notice of this transfer has been published in the Home News Tribune, a New Jersey publication, in accordance with law; and

**WHEREAS**, no legally valid objections have been received nor made as to why this transfer should not be granted to the Applicant.

**NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, NEW JERSEY AS FOLLOWS:**

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council hereby approves the Person-to-Person and Place to Place Transfer of the License to the Applicant as to business premises now to be located at 1779 Route 27, Edison, NJ 08817.
3. This Resolution shall take effect March 9, 2023.

(New License No. 1205-33-062-005)