

**AGENDA
MUNICIPAL COUNCIL
WORKSESSION MEETING
MAY 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. **ORAL PETITIONS AND REMARKS**
5. **REVIEW OF MINUTES:**
 - a. Regular Meeting of January 25, 2023
 - b. Combined Meeting of February 22, 2023
 - c. Combined Meeting of March 8, 2023
6. **ADMINISTRATIVE AGENDA:
FROM MAYOR SAMIP JOSHI:**
 - a. Appointing members to the Green Team.
7. **REPORTS FROM ALL COUNCIL COMMITTEES:**
8. **POINTS OF LIGHT**
9. **FROM THE BUSINESS ADMINISTRATOR:**
 - a. Resolution Awarding a Professional Services Contract to Government Strategy Group (not to exceed \$201,000.00)
10. **FROM THE DEPARTMENT OF FINANCE:**
 - a. Report of Disbursements through May 3, 2023
 - b. Resolution authorizing refund in the amount \$228,623.76 of for redemption of tax sale certificates.
 - c. Resolution authorizing refund for tax overpayments totaling, \$1,966.46.
 - d. Resolution authorizing refund for Water overpayments totaling, \$25,720.48.
11. **FROM THE DEPARTMENT OF LAW:**
 - a. Resolution awarding a contract for Public bid 23-30-04 Toth Health and Senior Citizen Center Renovation (\$5,290,850.00)
12. **FROM THE DEPARTMENT OF PLANNING AND ENGINEERING:**

- a. Resolution releasing of Cash Maintenance Bond
 - b. Resolution refunding Engineering Inspection fees.
 - c. Resolutions refunding Tree Maintenance Bonds (2)
 - d. Resolutions provide for Senior Resident refunds (3)
 - e. Resolution provides for refund for wrong permit
 - f. Resolutions for unused portion of Developers Escrow fee. (4)
 - g. Resolution provides for refund for a permit work that has been canceled.
13. **FROM THE DEPARTMENT OF PUBLIC WORKS:**
- a. Resolutions to release street opening escrows (4)
 - b. Resolution awarding Contract/Purchase Order for one (1) Toro Workman (\$32,925.70)
14. **FROM THE DEPARTMENT OF RECREATION:**
- a. Resolution sets park and recreation fees as provided for the township Code Section 24-4.1.
15. **FROM THE DEPARTMENT OF WATER AND SEWER:**
- a. Resolution authorizing change order #1 to the Contract with P & A Construction, Inc. for Emergency Water Main System Repair Services (not to exceed \$250,000.00)
 - b. Resolution awarding Contract for Public Bid No. 22-06-30RR Various Water Utility Equipment (2 – vendors -not to exceed \$146,000.00)
 - c. Resolution authorizing contract/purchase order to Jesco, Inc. for One (1) new and unused John Deer Backhoe with options, Snow Pusher and extended warranty (\$174,287.81)
16. **FROM THE CHIEF OF FIRE:**
- a. Resolution awarding Contract for Public Bid No. 23-01-29 Uniforms and Equipment Division of Fire and Fire Prevention (2 – Vendors - \$759,000.00)
17. **FROM THE CHIEF OF POLICE:**
- a. Resolution authorizing sale of abandoned vehicles
 - b. Resolution awarding Contract/Purchase Order to Axon Enterprises, Inc. for Body Worn Cameras and Accessories (\$168,000.00)
 - c. Resolution awarding Contract/Purchase Order to Tactical Public Safety, LLC for Radio Communication Equipment, accessories and installations (\$50,000.00)
18. **FROM THE TOWNSHIP CLERK:**
- a. Resolution awarding winning bid for Retail Distribution Liquor License
19. **FROM THE COUNCIL MEMBER OF THE PLANNING BOARD:**
20. **DISCUSSION ITEMS:**

Council President Poyner

a. None

Councilmember Brescher

a. None

Councilmember Coyle

a. None

Councilmember Harris

a. None

Councilmember Patel

a. None

Councilmember Patil

a. None

Councilmember Ship-Freeman

a. None

21. **ADJOURNMENT**

ITEM 9. A.

RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT TO GOVERNMENT STRATEGY GROUP FOR FINANCIAL MANAGEMENT SERVICES

WHEREAS, the Township of Edison (the Township) has determined that it is in its best interests and those of the Township residents to engage a financial management services firm to support the Finance Department and to ensure proper financial reporting, 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, Government Strategy Group, 1026 Broad Street, Suite 28, Unit 330, Shrewsbury, NJ 07702 has submitted a proposal to provide such services including, but not limited to, the areas of public finance and municipal accounting, and has extensive staff and resources that may be utilized to support the Township’s Finance Department; and

WHEREAS, for these reasons the Mayor and the Municipal Council recommend Government Strategy Group for its Financial Management Services and seek to enter a contract with Government Strategy Group to provide for same for a period of one year from June 23, 2023; 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; the total amount of this contract shall be in the amount of \$16,750.00 per month, payable in monthly installments, not to exceed \$201,000.00 for the one year contract; and

WHEREAS, prior to entering into a contract, Government Strategy Group, 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 Government Strategy Group 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 \$201,000.00 will be available in the Finance Department– Other Professional Services Account, subject to and contingent upon appropriation of sufficient funds in both the 2023 and 2024 budgets; 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 Township is hereby authorized to execute a contract and any other necessary documents, with Government Strategy Group, 1026 Broad Street, Suite 28, Unit 330, Shrewsbury, NJ 07702, in an amount not to exceed \$201,000.00 as set forth above.

2. This contract is awarded pursuant to N.J.S.A. 40A:11-5 and 19:44A-20.5 et. seq, and without competitive bidding.
3. The Mayor of the Township may, upon ten (10) days written notice, and without cause, terminate the Services Contract(s).
4. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.
5. The Township Clerk shall advertise notice of this action in a legal newspaper pursuant to N.J.S.A. 40A:11-1, et seq. and in compliance with the Local Public Contracts Law guidelines.

ITEM 10. a.

RESOLUTION R

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING May 3, 2023, 2023.

WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through, May 3, 2023.

| FUND | AMOUNT |
|-------------------------------|------------------------|
| Current | \$41,527,054.78 |
| Affordable Housing | 3,876.60 |
| Capital | 919,354.16 |
| Cash Performance | 6,000.00 |
| CDBG | 9,649.29 |
| Developers Escrow | 68,277.11 |
| Dog (Animal Control) | 2,115.43 |
| Federal Forfeited | 0.00 |
| Employee Tax | 2,495.02 |
| Grant Funds | 0.00 |
| Law Enforcement | 0.00 |
| Open Space | 0.00 |
| Park Improvements | 254.10 |
| Payroll Deduction | 490,388.68 |
| Sanitation Fund | 321,720.16 |
| Self-Insurance | 0.00 |
| Sewer Utility | 124,773.32 |
| Street Opening | 0.00 |
| Tax Sale Redemption | 551,295.02 |
| Tree Fund | 9,000.00 |
| Tree Planting | 7,035.00 |
| Trust | 19,183,780.09 |
| Tax Sale Redemption | 2,835,549.17 |
| Edison Water Utility | 203,324.88 |
| Edison Landfill Closure Trust | 0.00 |
| TOTAL | \$65,353,647.79 |

/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.

Item 10. B.

RESOLUTION

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 **\$228,623.76**.

Item 10. C.

RESOLUTION

Authorizing refund for tax 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 real estate taxes have been made due to erroneous or duplicate payments, and

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

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

BE IT FURTHER RESOLVED, by the Municipal Council of the Township of Edison that the appropriate official of the Township is hereby authorized to draw checks to the noted parties in the amounts specified on the attached listing totaling **\$1,966.46**.

Item 10. D.

RESOLUTION

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 **\$25,720.48**.

Item 11. A.

RESOLUTION AWARDING A CONTRACT FOR PUBLIC BID 23-30-04 TOTTH HEALTH AND SENIOR CITIZEN CENTER RENOVATION

WHEREAS, the Township of Edison (hereinafter referred to as “Township”) pursuant to N.J.S.A. 40A:11-23 advertised for sealed bids for Public Bid 23-30-04, Toth Health and Senior Citizen Center Renovation (hereinafter referred to as the “Project”) on February 28, 2023; and

WHEREAS, on April 18, 2023, in accordance with the advertisement the following bids were received, publicly opened, and read aloud at the Edison Municipal Complex; and

WHEREAS, the bids have been duly reviewed by Township officials; and

WHEREAS, a total of three (3) bids were received as follows:

| Contractor | Base Bid | Alternate Base Bid |
|-------------------------------|-----------------|---------------------------|
| Belmont Construction | \$3,499,527.43 | \$3,961,664.54 |
| S. Houran USA Contractors LLC | \$3,805,005.00 | \$3,958,070.00 |
| Shorelands Construction, Inc. | \$5,150,850.00 | \$5,290,850.00 |

WHEREAS, on April 21, 2023, Belmont Construction delivered a letter asserting that it made a clerical mistake and issued quantities in error and thus the total for its Base Bid was \$6,753,548.37 and Alternate Base Bid was \$6,967,862.37; and

WHEREAS, Belmont Construction requested that the Township withdraw its bid based upon the clerical mistake pursuant to N.J.S.A. 40A:11-23.3; and

WHEREAS, the Township approves Belmont Construction’s request to withdraw its bid pursuant to N.J.S.A. 40A:11-23.3; and

WHEREAS, on April 24, 2023, S. Houran USA Contractors, LLC (hereinafter referred to as “S. Houran”) delivered a letter via Fedex to the Township asserting that it made a mistake when calculating its bid and would not be able to complete the work for the \$3,958,070.00 quoted; and

WHEREAS, S. Houran requested that the Township withdraw its bid pursuant to N.J.S.A. 40A:11-23.3; and

WHEREAS, S. Houran fails to meet the criteria of the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-23.3 for withdrawing its bid and S. Houran’s request is hereby denied; and

WHEREAS, the Township declares S. Houran to be in default and the Township is authorized to seek reimbursement through S. Houran’s bid bond for the difference between the low bid and second low bid; and

WHEREAS, the bid of Shorelands Construction, Inc. (hereinafter referred to as “Shorelands”) is the second lowest bid for a base bid of \$5,150,850.00 and an alternate base bid of \$5,290,850.00 ; and

NOW, THEREFORE, BE IT RESOLVED, by the Township of Edison, County of Middlesex, State of New Jersey that:

1. A contract is hereby awarded to Shorelands Construction, Inc. 7 Columbus Drive, Monmouth Beach, New Jersey 07750, in the amount of \$5,290,850.00 for Public Bid 23-30-04 Toth Health and Senior Citizen Center Renovation.

2. Belmont Construction's request to withdraw its bid based on a clerical error is approved by the Township pursuant to N.J.S.A. 40A:11-23.3.
3. S. Houran USA Contractors, LLC's request to withdraw its bid is denied pursuant to N.J.S.A. 40A:11-23.3 and S. Houran is declared in default and has forfeited their bid bond.
4. The Township of Edison hereby awards a contract to Shorelands Construction, Inc. 7 Columbus Drive, Monmouth Beach, New Jersey 07750, in the amount of \$5,290,850.00 as the next lowest bidder on this project.
5. The Township is hereby authorized to seek compensation through S. Houran's bid bond for the difference between the low bid and second low bid.
6. The Township is hereby authorized to execute any and all documents necessary to effectuate the purpose of this resolution.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds for this contract in the not to exceed amount of **\$5,290,850.00** are available for the above as follows:

- C-04-19-2060-105-000 - \$80,000.00
- C-04-19-2060-110-000 \$2,000,000.00
- C-04-19-2060-490-000 \$210,850.00
- 3-01-41-0855-000-000 \$3,000,000.00 (funds will be available in the Toth Health Center Project Grant)

Lina Vallejo
Chief Financial Officer

Date

Item 12. A.

RESOLUTION

EXPLANATION: Resolution Releasing of Cash Maintenance Bond to Scion Realty, LLC, 3 Venezia Drive, Monroe, NJ 08831 for 35 (now known as 41) and 39 Loring Avenue, on Site Improvements Under Application # P5160 in Account # CP171024CE, Subaccount # 68392004.

WHEREAS, the Township Engineer advises that an inspection has been made of 35 (now known as 41) and 39 Loring Avenue, located at Block: 235.B and Lots: 41.01 & 41.03, Application # P5160, and said inspection indicates all improvements are complete and in accordance with the Municipal Standards of the Township of Edison; and

WHEREAS, on October 24, 2017, CEA Home Improvements posted a Cash Maintenance Bond, Check # 22010086, in the amount of \$1,744.20 of Unity Bank with the Township of Edison, to guarantee the integrity of the site improvements with the Township of Edison. The maintenance period has elapsed with no defects developing; and

WHEREAS, the Township Engineer, recommends the release of the Cash Maintenance Bond posted on October 24, 2017 in the amount of \$1,744.20, plus applicable interest, on deposit in account # CP171024CE, subaccount # 68392004. The principal being Scion Realty, LLC having offices at 3 Venezia Drive, Monroe, NJ 08831 and acceptance of the subject improvements; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the aforementioned improvements are hereby complete and satisfactory and the Township Clerk be and is hereby authorized to release the aforesaid Cash Maintenance Bond in the amount of \$1,744.20, plus applicable interest.

BE IT FURTHER RESOLVED that the Director of Finance be and is hereby authorized to release the aforesaid Cash Maintenance Bond in the amount of \$1,744.20, plus accrued interest on deposit in account# CP171025CE, subaccount# 68392004, to the applicant Scion Realty, LLC having offices at 3 Venezia Drive, Monroe, NJ 08831

Item 12. B.

RESOLUTION

EXPLANATION: Resolution Refunding Engineering Inspection Fees to Gulberg Builders, LLC, 3830 Park Avenue, Edison, NJ 08820 for 121 & 123 Alfred Street, Edison, NJ 08820, Application: P5178, Account #E171102GU, Subaccount # 68392010.

WHEREAS, the Township Engineer advises that a final inspection was made of 121 & 123 Alfred Street located in Block: 643.F, Lots: 53.01 & 53.02, Application # P5178, and said inspection indicates all site improvements are complete and in accordance with the Site Plan approval and Municipal Standards of Township of Edison and

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

WHEREAS, it is in now in order that the sum of \$5.19, plus accrued interest, if applicable, which represents the amount due and owing the applicant, be returned to Gulberg Builders, LLC having an address at 121 & 123 Alfred Street, Edison, NJ 08820, Account # EI171102GU, Subaccount# 68392010.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of \$5.19 plus accrued interest, if applicable, be refunded to the applicant, Gulberg Builders, having address at 3830 Park Avenue, Edison, NJ 08820, for 121 & 123 Alfred Street, Edison, NJ 08820, Account # EI171102GU, Subaccount # 68392010.

BE IT FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund said sum of \$5.19, plus any accrued interest, if applicable, in account # EI171102GU, subaccount #68392010 to the applicant, Gulberg Builders, LLC, having an address at 3830 Park Avenue, Edison, NJ 08820, for the referenced properties at 121 & 123 Alfred Street, Edison, NJ 08820.

Item. 12. C.

RESOLUTION

EXPLANATION: Resolution Refunding Tree Maintenance Bond to Federal Business Centers, 300 Raritan Center Parkway, Edison, NJ 08837, for 100 Riverside Drive, Edison, NJ 08837, Permit 13-155 , Account # 7763090899.

WHEREAS, on June 13, 2014, Federal Business Centers posted Tree Maintenance Bond fees in the amount of \$750.00 with Check No 004381 of Wells Fargo Bank on deposit with the Township of Edison in account # 7763090899 to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 100 Riverside Drive, Block 390-B Lot 2-B-2, Edison, NJ, 08837;

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

WHEREAS, a certificate of occupancy was issued on February 27, 2014.

WHEREAS, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$750.00, plus any accrued interest if applicable, be refunded to the applicant; and

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

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the sum of \$750.00, plus any accrued interest as applicable, on deposit in account # 7763090899 to Federal Business Centers, having an address at 300 Raritan Center Parkway, Edison, NJ 08837 , for the referenced property at 100 Riverside Drive, Edison, NJ 08837.

Item 12. C.

RESOLUTION

EXPLANATION: Resolution Refunding Tree Maintenance Bond to Federal Business Centers, 300 Raritan Center Parkway, Edison, NJ 08837 for 155 Raritan Center Parkway, Edison, NJ 08837, Permit 14-224, Account # 7763396544.

WHEREAS, on January 12, 2015, Federal Business Centers posted Tree Maintenance Bond fees in the amount of \$975.00 with Check No 4511 of Wells Fargo Bank on deposit with the Township of Edison in account # 7763396544, to guarantee the installation of trees per the Municipal Code of the Township of Edison for designated Tree Maintenance Bond Permit, on the property identified as 155 Raritan Center Parkway, Block 390-D, Lot 4-A, Edison, NJ, 08837;

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

WHEREAS, a certificate of occupancy was issued on February 22, 2006.

WHEREAS, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$975.00 be refunded to the applicant; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON, that the Tree Maintenance Bond in the amount of \$975.00, plus any accrued interest as applicable, hereinabove mentioned be refunded to the applicant; and

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the sum of \$975.00 , plus any accrued interest as applicable, on deposit in account # 7763396544 to Federal Business Centers, 300 Raritan Center Parkway, Edison, NJ 08837, for the referenced property at 155 Raritan Center Parkway, Edison, NJ 08837.

RESOLUTION

**EXPLANATION: This resolution provides for Senior Resident refund to Elliott Kass
360 Westgate Drive, Edison, NJ 08820**

WHEREAS, on February 1th, 2023 a Construction Permit # 2023-0508, check #668
was posted in the total amount of \$102.00 by Elliot Kass

WHEREAS, the application was submitted to replace Electrical Panel
The home owner is a Edison Senior Resident who is eligible for Senior Citizen waiver of municipal fees on
construction permits, per the Edison Municipal Code, chapter 2-128.3; and

WHEREAS, the Township Construction Official recommends the refund of the municipal permit fee, on
Construction Permit #2023-0508, in the amount of \$102.00, less \$2.00 DCA fee total of refund Edison N.J. 08820 in
the amount of \$100.00

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the
said amount of \$100.00 from the Refund of Revenue Fund to
Elliot Kass of 360 Westgate Drive, Edison, NJ 08820

Item 12. d.

RESOLUTION

EXPLANATION: This resolution provides for Senior Resident refund to Regina Adamousky, 98 Westgate Drive, Edison, NJ 08820

WHEREAS, on February 6th, 2023 a Construction Permit # 2023-0593, check #3913 was posted in the total amount of \$102.00 by Regina Adamousky.

WHEREAS, the application was submitted to replace Electrical Panel
The home owner is a Edison Senior Resident who is eligible for Senior Citizen waiver of municipal fees on construction permits, per the Edison Municipal Code, chapter 2-128.3; and

WHEREAS, the Township Construction Official recommends the refund of the municipal permit fee, on Construction Permit #2023-0593, in the amount of \$102.00, less \$2.00 DCA fee total of refund Edison N.J. 08820 in the amount of \$100.00

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$100.00 from the Refund of Revenue Fund to Regina Adamousky of 98 Westgate Drive, Edison, NJ 08820

RESOLUTION

EXPLANATION: This resolution provides for Senior Resident refund to Thomas Varsanyi, 22 Lavender Dr, Edison, NJ 08820

WHEREAS, on December 13th, 2021 a Construction Permit # 2021-4959, was paid on his Visa credit card and posted in the total amount of \$255.00 by Thomas Varsanyi

WHEREAS, the application was submitted to replace A/C & Furnace
The home owner is a Edison Senior Resident who is eligible for Senior Citizen waiver of municipal fees on construction permits, per the Edison Municipal Code, chapter 2-128.3; and

WHEREAS, the Township Construction Official recommends the refund of the municipal permit fee, on Construction Permit #2021-4959, in the amount of \$255.00, less \$15.00 DCA fee total of refund in the amount of \$240.00

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$240.00 from the Refund of Revenue Fund to
Thomas J Varsanyi Edison, NJ 08820

Item 12. E.

RESOLUTION

EXPLANATION: This resolution provides a refund to Ampacity Electric LLC 55 Schuyler Ave Suite 18, North Arlington, NJ 07031

WHEREAS, on March 20, 2023 a payment was received and applied to the wrong permit, check #315 was posted in the total amount of \$151.00 by Ampacity Electric LLC

WHEREAS, the Township Construction Official recommends the refund, for the above check, in the amount of \$151.00, total of refund to Ampacity Electric LLC, 55 Schuyler Ave Suite 18, North Arlington, NJ 07031

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$151.00 from the Refund of Revenue Fund to Ampacity Electric LLC, 55 Schuyler Ave Suite 18, North Arlington, NJ 07031

Item 12. F.

RESOLUTION

Explanation: This resolution provides for the refund of the unused portion of Developers Escrow Fees posted by FEDERAL BUSINESS CENTERS INC for the Planning Board application No. P28-2019 Amended

WHEREAS, The Township Planning Board Secretary advises that the Developer Escrow Fees posted by FEDERAL BUSINESS CENTERS INC for a project located at 1115-1195 King Georges Post Road, Edison, N.J. 08837 in Block 390.01, Lot 1.02 and Application #P28-2019 Amended

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

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

WHEREAS; it is now in order that the sum \$ 616.25 plus accrued interest, if applicable, which represents the amount due and owing the applicant, be returned to Federal Business Centers, Inc; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of \$ 616.25 plus accrued interest, if applicable be refunded to Federal Business Centers Inc, 300 Raritan Center Parkway, Edison, NJ 08837

BE IT FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund the sum of \$ 616.25 plus accrued interest, if applicable, in account # DE200826FE / 68392435 to the applicant.

Item 12. F.

RESOLUTION

Explanation: This resolution provides for the refund of the unused portion of Developers Escrow Fees posted by FEDERAL BUSINESS CENTERS INC for the Planning Board application No. P28-2019

WHEREAS, The Township Planning Board Secretary advises that the Developer Escrow Fees posted by FEDERAL BUSINESS CENTERS INC for a project located at 1115-1195 King Georges Post Road, Edison, N.J. 08837 in Block 390.01, Lot 1.02 and Application #P28-2019

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

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

WHEREAS; it is now in order that the sum \$ 13,401.25 plus accrued interest, if applicable, which represents the amount due and owing the applicant, be returned to Federal Business Centers, Inc; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of \$ 13,401.25 plus accrued interest, if applicable be refunded to Federal Business Centers Inc, 300 Raritan Center Parkway, Edison, NJ 08837

BE IT FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund the sum of \$ 13,401.25 plus accrued interest, if applicable, in account # DE191126FE / 68392323 to the applicant.

Item 12. F.

RESOLUTION

Explanation: This resolution provides for the refund of the unused portion of Developers Escrow Fees posted by James Masters for the Zoning Board application No. Z51-2019

WHEREAS, The Township Zoning Board Secretary advises that the Developer Escrow Fees posted by James Masters for a project located at 186 Myra Pl, Edison, N.J. 08817 in Block 149, Lot 33 and Application #Z51-2019

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

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

WHEREAS; it is now in order that the sum \$ 225.00 plus accrued interest, if applicable, which represents the amount due and owing the applicant, be returned to James Masters; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of \$ 225.00 plus accrued interest, if applicable be refunded to James Masters, 106 Canal Crossing, Stewartsville, NJ 08886

BE IT FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund the sum of \$ 225.00 plus accrued interest, if applicable, in account # DE191122JA / 68392317 to the applicant.

Item 12. F.

RESOLUTION

Explanation: This resolution provides for the refund of the unused portion of Developers Escrow Fees posted by MUY Brands, LLC for the Planning Board application No. Concept

WHEREAS, The Township Planning Board Secretary advises that the Developer Escrow Fees posted by MUY Brands LLC for a project located at 32 Parsonage Rd, Edison, N.J. 08837 in Block 686, Lot 10.03 and Application #Concept – MUY Brands, LLC and

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

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

WHEREAS; it is now in order that the sum \$ 158.75 plus accrued interest, if applicable, which represents the amount due and owing the applicant, be returned to MUY Brands, LLC; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of \$ 158.75 plus accrued interest, if applicable be refunded to MUY Brands LLC, 17890 Blanco Rd, Suite 401, San Antonio, TX 78232

BE IT FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund the sum of \$ 158.75 plus accrued interest, if applicable, in account # 7763595435 to the applicant.

Item 12 .g.

RESOLUTION

EXPLANATION: This resolution provides a refund to Sunny Mac LLC, 413 8th Ave, Wilmington, DE 19805

WHEREAS, on November 16, 2022, a Construction Permit 2022-4643 was posted by check #6594 in the total amount of \$526.00 by Sunny Mac LLC, 413 8th Ave, Wilmington, DE 19805 NJ 07033-0257

WHEREAS, the application was submitted for a Solar install at 31 Edmund St. Resident cancelled the job for install of solar, Sunny Mac is asking for a refund in the amount of \$526.00 less DCA fee of \$41.00, less 20 percent review fee of \$97.00 for a total refund of \$388.00 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 \$388.00 on construction permit fees posted by Sunny Mac LLC, of 413 8th Ave, Wilmington, DE 19805

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$388.00 from the Refund of Revenue Fund to Contractor, Sunny Mac LLC, of 413 8th Ave, Wilmington, DE 19805

Item 13. A.

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 STO0000750, to the following:

Permit Number: DEV-23-0589

Opening Location: 18 CRESCENT RD

Block/Lot: 1100/16

Applicant's Name & Address:

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

Initial Deposit Date: 03/16/2023

Deposit Amount: \$900.00

Paid by & refunded to:

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

BE IT FURTHER RESOLVED that the Township Council of the Township of Edison forwards a certified true copy of the resolution to the Director of Finance.

Item 13. A

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 STO0000714, to the following:

Permit Number: DEV-22-0545

Opening Location: 56 PHILO BLVD

Block/Lot: 787/51.01

Applicant's Name & Address:

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

Initial Deposit Date: 10/05/2022

Deposit Amount: \$4,520.00

Paid by & refunded to:

**FOX & FOXX DEVELOPMENT LLC
940 AMBOY AVE, SUITE 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.

Item 13. A.

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 STO0000406, to the following:

Permit Number: DEV-0156

Opening Location: 72 DELLWOOD RD

Block/Lot: 643.20/3.11

Applicant's Name & Address:

**DIPAL PANDYA
14 STANLEY DR
MONROE TOWNSHIP, NJ 08831-7507**

Initial Deposit Date: 11/01/2019

Deposit Amount: \$1,600.00

Paid by & refunded to:

**DIPAL PANDYA
14 STANLEY DR
MONROE TOWNSHIP, NJ 08831-7507**

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 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 STO0000636, to the following:

Permit Number: DEV-22-0446

Opening Location: 120 TINGLEY LN

Block/Lot: 427.22/2.02

Applicant's Name & Address:

**URESH PARIKH
120 TINGLEY LN
EDISON, NJ 08820**

Initial Deposit Date: 07/19/2022

Deposit Amount: \$3,800.00

Paid by & refunded to:

**URESH PARIKH
120 TINGLEY LN
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.

Item 13. B.

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER(S) TO STORR TRACTOR COMPANY FOR ONE (1) TORO WORKMAN

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 Public Works, is in need of one (1) new and unused Toro Workman with options; and

WHEREAS, STORR TRACTOR COMPANY, 3191 US Highway 22, Branchburg, NJ 08876 has been awarded Contract # ESCNJ 22/23-12 Grounds Equipment under NJ state approved coop #65MCESCCPS; and

WHEREAS, the total amount of this purchase shall not exceed \$32,925.70; 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 for the Toro Workman with options in the amount not to exceed \$32,925.70, and any other necessary documents, with STORR TRACTOR COMPANY, 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 **\$32,925.70** are available for the above in Account No. **T-13-00-0013-000-000**.

Lina Vallejo
Chief Financial Officer

Item 14. A.

EXPLANATION: This Resolution sets park and recreation fees as provided for in Township Code Section 24-4.1.

EDISON TOWNSHIP

RESOLUTION

WHEREAS, Township Code Section 24-4.1 provides for the establishment of park and recreation fees for the usage of Township parks, recreations areas and facilities and programs offered therein or by the Township shall be set by Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Edison, in the County of Middlesex and State of New Jersey that the following park and recreation fees are hereby established and shall remain in force and effect until superseded by a subsequent Resolution:

| PROGRAM | FEE | PAYMENT DUE |
|--|---|--|
| Pre-School Registration 3 Yr Olds 4 Yr Olds | \$35.00 \$150.00 \$200.00 Fee for additional child(ren) from the same household will be ½ of the customary fee. | With Application Monthly (9) Monthly (9) |
| After Before School Child Care Programs Registration A.B.C. – Elementary School Morning Session Afternoon Session Both Sessions Registration Y.A.P. – Middle School Afternoon Session Only | \$35.00 – Non Refundable \$160.00 \$220.00 \$350.00 - Discounted \$35.00 – Non Refundable \$220.00 Fee for additional child(ren) from the same household for both programs will be ½ of the customary fee. \$5.00 – Late Pick-Up Fee for every 5 minutes or part thereof that a parent is late in picking up a child. \$2.50 – Late Pick-Up Fee for every 5 minutes or part thereof that a parent is late in picking up an additional child. \$10.00 – Late Payment Fee for payments made after the fifth of the month that the payment is due. No Refunds except when a duplicate payment has been made. | With Application Monthly (10) Monthly (10) Monthly (10) With Application Monthly (10) Upon Pick-Up of Child Upon Pick-Up of Child With Monthly Payment |

| PROGRAM | FEE | PAYMENT DUE |
|--|--|---|
| ADULT SPORTS Adult Volleyball Adult Basketball Adult Softball Adult Co-Ed Softball Adult Co-Ed Volleyball Adult Fall Softball Adult Senior Fall Softball | \$150.00 Per Team (Includes \$50.00 Refundable Bond) \$300.00 Per Team (Includes \$100.00 Refundable Bond) \$400.00 Per Team (Includes \$150.00 Refundable Bond) \$200.00 Per Team (Includes \$ 75.00 Refundable Bond) \$150.00 Per Team (Includes \$50.00 Refundable Bond) \$200.00 Per Team (Includes \$75.00 Refundable Bond) \$200.00 Per Team (Includes \$75.00 Refundable Bond) | With Team Application With Team Application With Team Application With Team Application With Team Application With Team Application With Team Application |
| Community Center Use Fees Weekdays/Evenings Weekend/Holiday | \$50.00 Per Hour Per Room – 2 Hour Minimum \$50.00 Per Hour Per Room – 2 Hour Minimum In the event the Township sponsors a class/program offered by an outside professional, the professional will be required to pay to the Township ten (10%) of any and all fees they have collected from running a class/program with a maximum length of 8 weeks per session or \$200.00, whichever is greater. The minimum \$200.00 is due prior to the first class and the balance due, if any, must be paid no later than two (2) weeks from the last class of the session. This fee shall be in lieu of the fees set forth above for non-Township sponsored events. In the event the professional fails to pay to the Township the money owed, the professional will be precluded from performing such services for the Township in the future. | With Application With Application |
| Picnic/Park Fees Weekdays/Evenings Edison Residents Applicants must show proof of residency. Non-Resident Weekends/Holidays Edison Residents Non-Resident | \$200.00 For the First 2 Hours – 2 Hour Minimum \$25.00 Each Additional Hour *The Edison Police Auxiliary, Edison Police Explorers, Edison Volunteer Fire Companies and the Edison Volunteer EMT Squads shall be exempt from said picnic fees. Any individual applying on behalf of the foregoing entities shall certify in writing that he/she is submitting the application for and on behalf of said entity. Does not apply for personal use. \$250.00 For the First 2 Hours – 2 Hour Minimum \$50.00 Each Additional Hour \$250.00 For the First 2 Hours – 2 Hour Minimum \$50.00 Each Additional Hour \$300.00 For the First 2 Hours – 2 Hour Minimum \$75.00 Each Additional Hour | Payment For All Hours Reserved Is Due One (1) Week Prior To Use. Same As Above Same As Above Same As Above |
| Athletic Facilities Athletic Facilities (Cricket/Season) | \$50.00 Application Processing Fee \$160.00 Application Processing Fee | With Application With Application |

| PROGRAM | FEE | PAYMENT DUE |
|---|---|--|
| Weight Exercise Room Both Community Centers Edison Resident | Resident Sr. Citizens, 65 Years of Age or Older – No Charge – Must show proof of age and residency \$10.00 \$50.00 \$100.00 | Monthly Every 6 Months Yearly |
| Non-Resident | \$30.00 \$150.00 \$300.00 | Monthly Every 6 Months Yearly |
| PROGRAMS Adult Classes Edison Residents Non-Resident Aerobics Edison Residents Non-Resident Community Center Membership Adult Edison Residents Adult Non-Residents Teen Residents Only Teen Non-Residents Karate Resident Non-Resident Resident Non-Resident Kids' Fun Clubs New Developed Programs Special Population Programs Dance Summer Playground Program Summer Extended Child Care Various Trips Yoga Edison Residents Non-Residents | \$30.00 Per Class/ session \$60.00 Per Class/session \$50.00 Per Person \$100.00 Per Person \$30.00 Per Person \$60.00 Per Person \$10.00 Per Person \$20.00 Per Person \$160.00 Per Person \$200.00 Per Person \$40.00 Per Person \$50.00 Per Person \$10.00 Per Class/Per Session \$10.00 Per Person \$10.00 Per Person \$5.00 Per Person/ Per Dance \$100.00 Per Person/Per summer session \$400 Per Person Established by Trip Location + Transportation \$50.00 Per Person \$100.00 Per Person | With Application With Application Quarterly Quarterly Yearly – Year Begins 1/01 Yearly – Year Begins 1/01 Yearly – Year Begins 1/01 Yearly – Year Begins 1/01 Yearly – Year Begins 1/01 Yearly – Year Begins 1/01 Quarterly Quarterly With Application With Application With Application With Application With Application With Application With Application With Application Quarterly Quarterly |
| SPECIAL EVENTS Color Fun Run Easter Fun Day Edison/Metuchen Bike Tour Festivals Craft Vendors Food Vendors Fishing Derby Lil Darlins' Dance | \$10.00 Per Person \$ 5.00 Per Person \$10.00 Per Person \$100.00 Per Space \$100.00 Per Space \$10.00 Per Person \$30.00 Per Couple | With Application With Application With Application With Application With Application With Application With Application |

ITEM 15. A.

RESOLUTION AUTHORIZING CHANGE ORDER #1 TO THE CONTRACT WITH P&A CONSTRUCTION INC. FOR EMERGENCY WATER MAIN SYSTEM REPAIR SERVICES

WHEREAS, Resolution R.242-042022 authorized Contract No. 22-10-23 with P&A CONSTRUCTION INC., PO Box 28, Colonia, NJ 07067 for Emergency Water Main System Repair Services in the amount of \$450,000.00 for the period of May 31, 2022 – May 30, 2023 and that amount has been depleted; and

WHEREAS, additional funds in the amount not to exceed \$250,000.00 are needed to replenish and complete the one year term of the contract, and until such a time as we bid award 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 \$250,000.00. 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 P&A CONSTRUCTION INC., PO Box 28, Colonia, NJ 07067 is hereby authorized in the amount of \$250,000.00 for a total amended contract amount of \$700,000.00.**
- 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.**

ITEM 15. B.

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO FERGUSON ENTERPRISES
d/b/a POLLARDWATER FOR VARIOUS WATER UTILITY EQUIPMENT**

WHEREAS, bids were received by the Township of Edison on March 21, 2023 for Public Bid No. 22-06-30RR Various Water Utility Equipment; and

WHEREAS, FERGUSON ENTERPRISES d/b/a POLLARDWATER, 709 City Center Blvd., Suite A101, Newport News, VA 23606, submitted the lowest legally responsible, responsive bid for selected items on the bid summary sheet; and

WHEREAS, the initial contract shall be for one (1) year from execution of the contract with an option to renew for two (2) one (1) year renewals 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 for the renewal year; and

WHEREAS, the total amount of the first year and any succeeding renewal year shall not exceed \$141,000.00 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 FERGUSON ENTERPRISES d/b/a POLLARDWATER, 709 City Center Blvd., Suite A101, Newport News, VA 23606 for Public Bid No. 22-06-30RR Various Water Utility Equipment, is determined to be the lowest legally responsible, responsive bid for selected items on the bid summary sheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$141,000.00 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 FERGUSON ENTERPRISES d/b/a POLLARDWATER as described herein.

ITEM 15. B.

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO GAMKA SALES CO. INC. FOR
VARIOUS WATER UTILITY EQUIPMENT**

WHEREAS, bids were received by the Township of Edison on March 21, 2023 for Public Bid No. 22-06-30RR Various Water Utility Equipment; and

WHEREAS, GAMKA SALES CO. INC., 983 New Durham Rd., Edison, NJ 08817, submitted the lowest legally responsible, responsive bid for selected items on the bid summary sheet; and

WHEREAS, the initial contract shall be for one (1) year from execution of the contract with an option to renew for two (2) one (1) year renewals 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 for the renewal year; and

WHEREAS, the total amount of the first year and any succeeding renewal year shall not exceed \$5,000.00 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 GAMKA SALES CO. INC., 983 New Durham Rd., Edison, NJ 08817 for Public Bid No. 22-06-30RR Various Water Utility Equipment, is determined to be the lowest legally responsible, responsive bid for selected items on the bid summary sheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$5,000.00 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 GAMKA SALES CO. INC. as described herein.

Item 15. C.

RESOLUTION AUTHORIZING CONTRACT/PURCHASE ORDER TO JESCO, INC. FOR ONE (1) NEW AND UNUSED JOHN DEERE BACKHOE WITH OPTIONS, SNOW PUSHER AND EXTENDED WARRANTY

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 Water and Sewer Utility, is in need of one (1) new and unused John Deere Backhoe with options, Snow pusher and extended warranty; and

WHEREAS, JESCO INC., 118 St. Nicholas Avenue, South Plainfield, NJ 07080 has been awarded Contract # ESCNJ 22/23-12 Grounds Equipment under NJ state approved coop #65MCESCCPS; and

WHEREAS, the total amount of this purchase shall not exceed \$174,287.81 as follows:

- \$147,815.81 for the John Deere Backhoe
- \$7,700.00 for the extended warranty (not covered under co-op)
- \$18,772.00 for the GEM Snow Pusher attachment; 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 for the John Deere Backhoe with options in the amount not to exceed \$174,287.81, and any other necessary documents, with JESCO 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 **\$174,287.81** are available as follows:

- **\$155,515.81** are available for the above in Account No. **T-08-55-0225-000-002**
- **\$18,772.00** are available for the above in Account No. **3-05-55-0501-000-116**

Lina Vallejo
Chief Financial Officer

Date

Item 16. A.

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO FIT-RITE UNIFORM CO., INC.
FOR UNIFORMS AND EQUIPMENT DIVISION OF FIRE & FIRE PREVENTION**

WHEREAS, bids were received by the Township of Edison on April 4, 2023 for Public Bid No. 23-01-29 Uniforms and Equipment Division of Fire & Fire Prevention; and

WHEREAS, FIT-RITE UNIFORM CO., INC., 657 Chestnut St., Union, NJ 07083, submitted the lowest legally responsible, responsive bid for selected items on the bid summary sheet; and

WHEREAS, the initial contract shall be for one (1) year from execution of the contract with an option to renew for two (2) one (1) year renewals 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 for the renewal year; and

WHEREAS, the total amount of the first year and any succeeding renewal year shall not exceed \$159,000.00 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 FIT-RITE UNIFORM CO., INC., 657 Chestnut St., Union, NJ 07083 for Public Bid No. 23-01-29 Uniforms and Equipment Division of Fire & Fire Prevention, is determined to be the lowest legally responsible, responsive bid for selected items on the bid summary sheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$159,000.00 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 FIT-RITE UNIFORM CO., INC. as described herein.

Item 16. A.

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO WITMER PUBLIC SAFETY GROUP, INC. FOR UNIFORMS AND EQUIPMENT DIVISION OF FIRE & FIRE PREVENTION

WHEREAS, bids were received by the Township of Edison on April 4, 2023 for Public Bid No. 23-01-29 Uniforms and Equipment Division of Fire & Fire Prevention; and

WHEREAS, WITMER PUBLIC SAFETY GROUP, INC., 104 Independence Way, Coatesville, PA 19320, submitted the lowest legally responsible, responsive bid for selected items on the bid summary sheet; and

WHEREAS, the initial contract shall be for one (1) year from execution of the contract with an option to renew for two (2) one (1) year renewals 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 for the renewal year; and

WHEREAS, the total amount of the first year and any succeeding renewal year shall not exceed \$600,000.00 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 WITMER PUBLIC SAFETY GROUP, INC., 104 Independence Way, Coatesville, PA 19320 for Public Bid No. 23-01-29 Uniforms and Equipment Division of Fire & Fire Prevention, is determined to be the lowest legally responsible, responsive bid for selected items on the bid summary sheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$600,000.00 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 WITMER PUBLIC SAFETY GROUP, INC. as described herein.

Item 17. A.

RESOLUTION

Township of Edison

NOTICE OF SALE OF ABANDONED VEHICLES AS PROVIDED IN TITLE R.S. 39:10-A-1

NOTICE IS HEREBY GIVEN that on Tuesday 05/30/2023 at 11:00 A.M. the TOWNSHIP OF EDISON will hold for auction (24) vehicles (1) motorcycle & (1) bus. The vehicles listed below came into possession of the TOWNSHIP OF EDISON through abandonment or failure of owners to claim and have been duly processed.

For sale are the following vehicles with a Re-Sale application (NO LIEN)

| Number | Make | Model | Year | VIN |
|---------------|-------------|--------------|-------------|-------------------|
| 21059657 | Cad | Deville | 1990 | 1G6CD1337L4305086 |
| 22008711 | Acu | Tsx | 2004 | JH4CL968X4C004226 |
| 22031920 | Maz | M3S | 2010 | JM1BL1SG1A1346974 |
| 22035727 | Hon | Ody | 2001 | 2HKRL18671H614786 |
| 22038323 | Ford | 5SE | 2006 | 1FAHP23156G120476 |
| 22040354 | Land Rover | Range Rover | 2016 | SALWG2PF8GA599741 |
| 22046141 | Chry | T&C | 2007 | 2A4GP54L47R159853 |
| 22047807 | Ford | Exp | 1997 | 1FMDU35P0VUB37576 |
| 22049748 | Hon | Pilot | 2003 | 2HKYF185X3H613502 |
| 22051621 | Toy | Cam | 1999 | JT2BF22K3X0226215 |
| 22053654 | Dodge | Spe | 2007 | WD0PE746575178949 |
| 22062554 | Hon | Civ | 2019 | 19XFC1F34KE204562 |
| 22066825 | VW | Jet | 2019 | 3VWRZ71K69M093426 |
| 22067797 | Nis | Alt | 2017 | 1N4AL3AP1HC275529 |
| 22069930 | Hon | Ody | 2007 | 5FNRL38887B123941 |
| 22072071 | Toy | Sol | 2004 | 4T1CA38P84U034596 |
| 22072529 | Hon | Pilot | 2007 | 5FNYP18747B017596 |
| 22073464 | Che | Bla | 2001 | 1GNDD13W212190587 |
| 22073830 | Hon | Civ | 2006 | 1HGFA16826L097642 |
| 22075558 | Acu | Tsx | 2008 | JH4CL96868C002107 |
| 22077654 | MB | C230 | 2004 | WDBRF40JX4A613117 |
| 22078323 | Bmw | 320 | 2018 | WBA8E5G58JNV02064 |
| 23001138 | Toy | Cam | 2003 | 4T1BE32K13U663449 |
| 23001920 | Jeep | Grc | 2020 | 1C4RJFBG2LC311899 |

For sale are the following bus with a Re-Sale application (NO LIEN)

| Number | Make | Model | Year | VIN |
|---------------|-------------|--------------|-------------|-------------------|
| 22048201 | Chev | CG3 | 2006 | 1GBJG31U851222598 |

For sale are the following motorcycle with a Re-Sale application (NO LIEN)

| Number | Make | Model | Year | VIN |
|---------------|-------------|--------------|-------------|-------------------|
| 22049467 | Yamaha | MC | 2016 | JYARM06E7GA009051 |

Vehicles may be inspected at the Edison Township Municipal Impound Yard in Edison at 745 New Durham Road the day of the sale from 8:30AM-10:00AM. (Directions can be requested – please email Rszucs@edisonpd.org). Vehicles must be removed within three (3) business days after sale. Payment is due at the time of the sale. Auction will be held at the Edison Township Municipal Complex at 100 Municipal Blvd., Edison NJ, at 11:00AM in the Council of Chambers, 2nd floor. Vehicles may be removed from the impound lot with a tow truck or flat bed ONLY.

Item 17. b

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER(S) TO AXON ENTERPRISE INC. FOR BODY WORN CAMERAS AND ACCESSORIES

WHEREAS, there is a need for additional body worn cameras and licenses, mobile vehicle camera equipment, cradlepoint routers, and miscellaneous equipment for the Police Department; and

WHEREAS, this equipment and software will be purchased as needed for new police officers and vehicles; and

WHEREAS, AXON ENTERPRISE INC., 17800 N. 85th Street, Scottsdale, AZ 85255, has been awarded State Contract Number 17-FLEET-00738 under T0106 – Law Enforcement Firearms Equipment and Supplies; 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 \$168,000.00, 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 \$168,000.00 and any other necessary documents, with AXON ENTERPRISE INC., 17800 N. 85th Street, Scottsdale, AZ 85255 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 17-FLEET-00738 under T0106.

Item 17. b

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER(S) TO AXON ENTERPRISE INC. FOR
BODY WORN CAMERAS AND ACCESSORIES**

WHEREAS, there is a need for additional body worn cameras and licenses, mobile vehicle camera equipment, cradlepoint routers, and miscellaneous equipment for the Police Department; and

WHEREAS, this equipment and software will be purchased as needed for new police officers and vehicles; and

WHEREAS, AXON ENTERPRISE INC., 17800 N. 85th Street, Scottsdale, AZ 85255, has been awarded State Contract Number 17-FLEET-00738 under T0106 – Law Enforcement Firearms Equipment and Supplies; 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 \$168,000.00, 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 \$168,000.00 and any other necessary documents, with AXON ENTERPRISE INC., 17800 N. 85th Street, Scottsdale, AZ 85255 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 17-FLEET-00738 under T0106.

Item 18. A.

RESOLUTION R.

Explanation: A Resolution awarding a new Plenary Retail Distribution Liquor License to Chanut Yayin, LLC which entity has submitted the winning bid for same in the amount of \$701,000.00.

WHEREAS, pursuant to Resolution R.107-022023 adopted on February 22, 2023 and in conformance with the New Jersey Alcoholic Beverage Control Act, *N.J.S.A. 33:1-1 et seq.* (“Act”), the regulations promulgated thereunder at *N.J.A.C. 13:2-1.1 et seq.* and the Township Code of General Ordinances (“Code”), the municipal council (“Municipal Council”) of the Township of Edison (“Township”) authorized the sale of one (1) new Plenary Retail Distribution Liquor License (“License”); and

WHEREAS, as required by, and in accordance with the above-referenced authority, the Township prepared bid specifications for the sale of the License, published notice of the proposed sale by bid and received bid(s) pursuant thereto; and

WHEREAS, one (1) bid package was received by the Township from a prospective bidders by the bid submission deadline of 1:00 p.m. on Thursday, April 13, 2023 and said bid was found to be in compliance with the bid application requirements; and

WHEREAS, on Thursday, April 20, 2023 at 1:00 p.m., the bid was opened and found to be the minimum required bid and submitted with a certified check for the required 20% bid deposit; and

WHEREAS, the Municipal Council desires to award the License to Chanut Yayin, LLC (“Entity”) which has submitted the winning bid for same in the amount of \$701,000.00.

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 Entity’s bid of \$701,000 is hereby accepted, and the License is hereby awarded to the Entity, conditioned upon the Entity meeting all the requirements of the Act and related regulations, the Code, the bid specifications and this Resolution.
3. The Entity’s 20% bid deposit of \$140,200 shall be deposited by the Township, and the balance of the bid in the amount of \$560,800 shall be paid by the Entity to the Township not later than May 22, 2023. In the event of a default or breach of promise, all deposit monies shall be forfeited to the Township.
4. The Entity shall tender payment of all required State and local application fees and license fees.
5. The issuance of the License to the Entity shall be contingent upon the satisfactory outcome of municipal background checks to investigate the source of funds used to purchase the License; the receipt of favorable State and/or federal criminal background checks; and the compliance with the publication, hearing (if there are objections) and resolution requirement under *N.J.A.C. 13:2-1.1 et seq.* for the issuance of a new license.
6. The Township Clerk shall transmit a copy of the Entity’s 12-page ABC application (long form) to the Township Police Department along with copies of the remainder of the bid documents, including the bid deposit check, and a certified copy of this Resolution.
7. The Entity must comply with all ordinances of the Township, State laws and regulations in locating the License.