

**AGENDA
MUNICIPAL COUNCIL
WORKSESSION MEETING
JULY 24, 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. **RESOLUTION OF RECOGNITION:**

Resolution R.413-072023 – Sri Nihal Tammana – Recycle My Battery
5. **ORAL PETITIONS AND REMARKS**
6. **REVIEW OF MINUTES:**
 - a. Worksession Meeting of January 23, 2023
 - b. Combined Meeting of March 23, 2023
 - c. Combined Meeting of April 24, 2023
 - d. Worksession of May 8, 2023
 - e. Regular Meeting of May10, 2023
7. **REPORTS FROM ALL COUNCIL COMMITTEES:**
8. **POINTS OF LIGHT**
9. **2023 CALENDAR YEAR MUNICIPAL BUDGET AND SOLID WASTE BUDGET**
 - a. Public Hearing and Final Adoption of Municipal Budget
 - b. Public Hearing and Final Adoption of Solid Waste Budget
10. **FROM THE BUSINESS ADMINISTRATOR:**
 - a. Resolution Awarding Contract/Purchase Order(S) To Various Vendors through the Educational Services Commission Of New Jersey Cooperative Pricing System For The Purchase Of Furniture And Accessories (not to exceed \$286,295.55)
 - b. This Resolution Increases the Permissible Expenditures from The Professional Services Contract Awarded To Millennium Strategies, LLC to Obtain Disaster Recovery Grants And For Management And Administrative Professional Services In Seeking Emergency Appropriations (\$55,000.00 total contract \$80,000.00)
 - c. Resolution Accepting Bid and Awarding a Contract to Continental Hardware, Inc. for Materials (not to exceed \$55,000.00)
 - d. Resolution Awarding Contract/Purchase Order(S) to CDW Government, LLC For Maintenance And Support Of The Township’s Network And Wi-Fi Infrastructure (\$16,382.06)
 - e. Resolution Awarding Forty-Eight Month Lease to Stratix Systems., For the Furnishing of One (1) Multifunctional Copier for the Purchasing Division (\$16,800.00)
 - f. Resolution Authorizing a Professional Services Contract to Millennium Strategies for the Purpose of Grant Research, Writing and Management Services (\$72,000.00)
11. **FROM THE DEPARTMENT OF FINANCE:**
 - a. Report of Disbursements through July 20, 2023.

- b. Resolution authorizing refund in the amount of \$455,500.80 for redemption of tax sale certificates.
 - c. Resolution authorizing refund for tax overpayments totaling, \$6,009.39
 - d. Resolution authorizing refund for Sewer Overpayments totaling \$4,427.82
 - e. Resolution authorizing overpayment refund caused by Successful Tax Court Appeal.
 - f. Resolution Awarding Contract/Purchase Order to BRT Technologies For Tax Assessment Software and Postcards (\$45,000.00)
 - g. Resolution to Amend 2023 Municipal Budget
 - h. Resolution to Amend 2023 Solid Waste Budget
12. **FROM THE DEPARTMENT OF HEALTH:**
- a. Resolution authorizing refunds for Junior Police Academy
 - b. The Township of Edison Department of Health and Human Services (EDHHS) desires to receive grant funding from the 2023-2024 New Jersey Department of Health (NJDH) Child and Adolescent Health Program (CAHP), Childhood Lead Exposure Prevention (CLEP) in the amount of \$95,000.00 for lead prevention activities within the Township.
 - c. Resolution Authorizing the Township Of Edison To Purchase Two (2) 2023 Or Newer Diamond Coach Buses With Options From H.A. Dehart & Son, Inc. For The Department Of Health (\$291,593.76)
13. **FROM THE DEPARTMENT OF LAW:**
- a. Resolution authorizing the Mayor and Township Clerk to execute an Agreement with the New Jersey Transit Corporation for the installation and maintenance of a new Bus Shelter on Route 27.
 - b. An Ordinance Amending Chapter 37, "Zoning," By Amending The Following Subsections: 1) §37-3.1, Word Usage, "Definitions;" 2) §37-32.2, R-I-1 Restricted Industrial District, "Permitted Uses;" 3) §37-33.1 L-I Light Industrial District, "Permitted Uses;" 4) §37-33.8 L-I Light Industrial District, "Prohibited Uses;" 5) §37-38.1 RRRD Raritan River Revitalization District, "Permitted Uses, And 6) §37-38.8 RRRD, Raritan River Revitalization District, "Prohibited Uses."
 - c. An Ordinance Authorizing the Sale of Two Township Properties Known as Block 491.01 Lot 30 and Block 491.01 Lot 33, Township Of Edison, New Jersey.
 - d. Resolution designating the property commonly known on the Township Tax Maps as Block 692.05, Lot 8.03 (with frontage along but no access to U.S. Route 1, between Johns Street and Thomas Place), as an area in need of redevelopment (condemnation) pursuant to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1, et seq.*
 - e. Resolution authorizing the Township Planning Board to investigate whether the properties commonly known on the Township tax maps as Block 1131, Lot 23.13 (a/k/a 2002-2006 Lincoln Highway) should be designated as an "area in need of redevelopment."
 - f. Ordinance amending the Township Code to add an address to the list of persons entitled to Handicap Parking space.
 - g. Ordinance authorizing the Mayor to enter into a Deed of Easement and Declaration of Covenants for the Shea Tract on the Metuchen Meeting House Battlefield.
 - h. Ordinance authorizing the Mayor to enter into a Deed of Easement and Declaration of Covenants for the Ferrante Tract on the Metuchen Meeting House Battlefield.
14. **FROM THE DEPARTMENT OF PLANNING AND ENGINEERING:**
- a. Resolution refunding a Senior Resident permit fee.
 - b. Resolution refunding a permit fee due to cancelation of work.
 - c. Resolutions refunding of Tree Maintenance Bonds (6)
 - d. Resolution refunding of Cash Performance Bond
 - e. Resolution approving the substantial amendment to the Fiscal Years 2020, 2021 and 2022 Community Development Block Grant Annual Action Plans for the Township of Edison

- f. Resolution refunding the unused portion of Developer Escrow Fees (4)
 - g. Resolution Accepting Bid and Awarding a Contract To Landtek Construction LLC, D/B/A United Terrain Group for Papaiani Park Splash Park (2,783,814.05)
 - h. Resolution Accepting Bid and Awarding A Contract To Epic Management, Inc. for Edison Township Sports Building (\$10,787,000.00)
15. **FROM THE DEPARTMENT OF PUBLIC WORKS:**
- a. Resolutions to release Street Opening Escrows (3)
 - b. Resolution Awarding Contract/Purchase Order to CDW Government LLC for Three (3) Panasonic Toughbooks (\$19,350.00)
 - c. Resolution Authorizing Contract/Purchase Order to Frank’s Truck Center Inc. For One (1) GMC Sierra 3500 (\$48,537.28)
 - d. Resolution amending Vendor Name from Resolution R.082-022023 for the purchase of Traffic Control Signs, Supports, Hardware & Safety Devices through The Somerset County Cooperative Pricing System (\$70,000.00)
16. **FROM THE DEPARTMENT OF RECREATION:**
- a. Resolution refunding of a Park Fee
 - b. Resolution waiving of permit fee for non- profit organization
 - c. Resolution accepting Bid and Awarding a Contract to Epic Management, Inc. for Edison Township Sports Building (\$200,000.00)
17. **FROM THE DEPARTMENT OF WATER AND SEWER:**
- a. Resolution accepting Bid and Awarding a Contract To Xylem Dewatering Solutions, Inc. For Sewer Pump Rentals (\$750,000.00)
 - b. Resolution accepting Bid and Awarding a Contract to Xylem Dewatering Solutions, Inc. For Sewer Pump Rentals (\$107,113.00)
18. **FROM THE CHIEF OF FIRE:**
- a. Approval of Volunteer Firefighters
19. **FROM THE TOWNSHIP CLERK:**
- a. Resolution approving 2023-2024 License Term renewal for ABC Bottle, LLC (pocket).
 - b. Resolution authorizing the issuance of a New Plenary Retail Consumption Liquor License to Yayin Liquors, LLC for location at 1673 Oak Tree Road effective July 31, 2023.
 - c. Resolution authorizing the issuance of a New Plenary Distribution Liquor License to Kaanal & Chand, Inc.(POCKET).
 - d. Resolution approving 2023-2024 License Term renewal for RTC Restaurant Corp. (pocket)
20. **FROM THE COUNCIL MEMBER OF THE PLANNING BOARD:**
21. **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

22. **ADJOURNMENT**

ITEM 10. A.

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER(S) TO VARIOUS VENDORS THROUGH THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY COOPERATIVE PRICING SYSTEM FOR THE PURCHASE OF FURNITURE AND ACCESSORIES

WHEREAS, N.J.S.A. 40A:11-11 et seq., authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the Township of Edison is a member of the Educational Services Commission of New Jersey Cooperative Pricing System #65MCECCPS; and

WHEREAS, various vendors have been awarded Contract ESCNJ 22/23-08 Furniture & Accessories through this Cooperative Pricing System; and

WHEREAS, the Township of Edison intends to enter into a contract/purchase order(s) with various vendors for the purchase of various furniture and accessories; and

WHEREAS, the total amount of this contract, not to exceed \$286,295.55, cannot be encumbered at this time; and

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

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

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order(s) and any other necessary documents, in the amount of \$286,295.55 with various vendors, the approved Educational Services Commission of New Jersey Cooperative Pricing System 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 as set forth above.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-11 et seq.

ITEM 10. B.

THIS RESOLUTION INCREASES THE PERMISSIBLE EXPENDITURES FROM THE PROFESSIONAL SERVICES CONTRACT AWARDED TO MILLENNIUM STRATEGIES, LLC TO OBTAIN DISASTER RECOVERY GRANTS AND FOR MANAGEMENT AND ADMINISTRATIVE PROFESSIONAL SERVICES IN SEEKING EMERGENCY APPROPRIATIONS

WHEREAS, Millennium Strategies, LLC, 60 Columbia Road, Suite 230, Morristown, NJ, 07960 was awarded a Professional Services contract to obtain disaster recovery grants and for management and administrative professional services in seeking emergency appropriations; and

WHEREAS, the contract was awarded through Resolution R.571-092022 in the amount not to exceed \$25,000.00 for the period of October 7, 2022 – October 6, 2023; and

WHEREAS; the funds awarded for this contract have been expended and additional approval is needed to increase this contract's not to exceed amount by an additional \$55,000.00, for a total amended contract amount of \$80,000.00, to continue to pay for the services to be rendered under this contract; and

WHEREAS, all other terms and conditions of the original Resolutions and contracts shall remain in full force and effect; and

NOW, THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison, County of Middlesex, and State of New Jersey that the contract with MILLENNIUM STRATEGIES, LLC is hereby amended to provide additional funds in the total amount of \$55,000.00, for a total amended contract amount of \$80,000.00 as described herein.

ITEM 10. C.

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO CONTINENTAL
HARDWARE, INC. FOR MATERIALS**

WHEREAS, bids were received by the Township of Edison on June 7, 2023 for Public Bid No. 23-03-08R Materials; and

WHEREAS, CONTINENTAL HARDWARE, INC., 400 Delancy St., Newark, NJ 07105, submitted the sole legally responsible, responsive bid for selected items on the bid summary sheet; and

WHEREAS, this was a rebid for items where there were no bids on Public Bid 23-03-08; and

WHEREAS, the initial contract period shall run concurrently with that of Public Bid No. 23-03-08 Materials and expire on June 4, 2024 with an option to renew for one (1) one (1) year renewal upon mutual agreement of both parties at the same prices, conditions, requirements and terms of the contract, subject to and contingent upon appropriation of sufficient funds for the renewal year; and

WHEREAS, the total amount of the first year and any succeeding renewal year shall not exceed \$55,000.00 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 bid has been reviewed, and the bid submitted by CONTINENTAL HARDWARE, INC., 400 Delancy St., Newark, NJ 07105 for Public Bid No. 23-03-08R Materials, is determined to be the sole 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 \$55,000.00 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 CONTINENTAL HARDWARE, INC. as described herein.
3. The Purchasing Agent is hereby authorized to rebid those items in the bid where no bids were received or bids were rejected.

ITEM 10. D.

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER(S) TO CDW GOVERNMENT, LLC FOR MAINTENANCE AND SUPPORT OF THE TOWNSHIP'S NETWORK AND WI-FI INFRASTRUCUTURE

WHEREAS, there is a need for the renewal maintenance and support of the Township's Network and Wi-Fi Infrastructure (Extreme) for the period of August 4, 2023 – August 3, 2024; 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 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 is a member of the Educational Services Commission of New Jersey Cooperative Pricing System #65MCESCCPS; and

WHEREAS, CDW GOVERNMENT LLC, 230 North Milwaukee Avenue, Vernon Hills, IL 60061 has been awarded Contract ESCNJ/AEPA-22G Technology Supplies & Services through this Cooperative Pricing System; and

WHEREAS, the total amount of this contract shall not exceed \$16,382.06; and

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

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

4. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order(s) in the amount not to exceed \$16,382.06 and any other necessary documents, with CDW GOVERNMENT LLC, 230 North Milwaukee Avenue, Vernon Hills, IL 60061 as described herein.
5. 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 **\$16,382.06** are available in the following accounts as follows:

- **\$8,191.03** in account **3-01-25-0250-000-026**
- **\$8,191.03** in account **3-01-20-0100-001-059**

Lina Vallejo
Chief Financial Officer

Date

ITEM 10. E.

**RESOLUTION AWARDING FORTY-EIGHT MONTH LEASE TO STRATIX SYSTEMS., FOR
THE FURNISHING OF ONE (1) MULTIFUNCTIONAL COPIER FOR THE PURCHASING
DIVISION**

WHEREAS, The Edison Township Purchasing Division is in need of a multifunctional black & white and color device (copier/scanner/fax); and

WHEREAS, STRATIX SYSTEMS, 450 Raritan Center, Edison, NJ 08837, has been awarded State Contract Number 40467 under G-2075-Copiers, Maintenance and Supplies for these; and

WHEREAS, the copier shall be a Ricoh IM C6000 and the lease shall be forty eight (48) months in the amount not to exceed \$4,200.00 per year (\$267.22 per month for the lease and .0065 per b/w copy, .042 per color copy) and \$16,800.00 for the term of the lease; and

WHEREAS, this Ricoh IM 6000 includes all maintenance and supplies except paper;

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 \$16,800.00, cannot be encumbered at this time; and

WHEREAS, as this is a multi-year Contract, for the additional calendar years it is contingent upon the adoption of temporary and/or permanent budgets for those years; and

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

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

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract(s) in the total amount not to exceed \$16,800.00 for a four (4) year lease as indicated herein and any other necessary documents, with STRATIX SYSTEMS, 450 Raritan Center, Edison, NJ 08837 as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-12 of the Local Public Contracts Law, and State Contract, No. 40467/G-2075.

ITEM 10. F.

**RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT TO
MILLENNIUM STRATEGIES FOR THE PURPOSE OF GRANT RESEARCH, WRITING AND
MANAGEMENT SERVICES**

WHEREAS, the Township of Edison (the Township) has the need for grant writing research, writing and management services, and the Township is authorized pursuant to 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, MILLENNIUM STRATEGIES, 60 Columbus Road, Suite 230, Morristown, NJ 07960, has submitted a proposal to provide such services in the amount of \$6,000.00 per month, \$72,000.00 for the one year contract commencing on September 1, 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 Purchasing Agent has determined and certified in writing that the value of the acquisition will exceed \$17,500.00; and

WHEREAS; the total amount of this contract shall be in the amount not to exceed \$72,000.00; and

WHEREAS, prior to contract MILLENNIUM STRATEGIES 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 MILLENNIUM STRATEGIES from making any reportable contributions through the term of this one year 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:

3. The Township is hereby authorized to execute a contract and any other necessary documents, with MILLENNIUM STRATEGIES, 60 Columbus Road, Suite 230, Morristown, NJ 07960, in an amount not to exceed \$72,000.00 as set forth above.
4. This contract is awarded pursuant to N.J.S.A. 40A:11-5 and 19:44A-20.5 et. seq, and without competitive bidding.
5. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.
6. The Township Clerk shall advertise notice of this action in a legal newspaper pursuant to N.J.S.A. 40A:11-1, et seq. and in compliance with the Local Public Contracts Law guidelines.

ITEM 11. A.

RESOLUTION R

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING JULY 19, 2023

WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through, July 19, 2023.

FUND	AMOUNT
Current	\$16,580,599.00
Affordable Housing	0.00
Capital	1,869,762.28
Cash Performance	1,744.20
CDBG	0.00
Developers Escrow	60,239.95
Dog (Animal Control)	23,363.93
Federal Forfeited	31,700.00
Employee Tax	236,177.40
Grant Funds	30,213.00
Law Enforcement	0.00
Open Space	0.00
Park Improvements	3,709.99
Payroll Deduction	2,747,479.46
Sanitation Fund	298,661.27
Self-Insurance	0.00
Sewer Utility	288,060.41
Street Opening	0.00
Tax Sale Redemption	501,747.27
Tree Fund	15,140.00
Tree Planting	1,800.00
Trust	225,911.94
Edison Water Utility	282,170.51
Edison Landfill Closure Trust	0.00
TOTAL	\$23,198,480.61

/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 11. 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 \$ **455,500.80**.

ITEM 11. 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 **\$6,009.39**.

ITEM 11. D.

RESOLUTION

Authorizing refund for Sewer 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 sewer that have been made due to erroneous or duplicate payments, and

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

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

BE IT FURTHER RESOLVED, by the Municipal Council of the Township of Edison that the appropriate official of the Township is hereby authorized to draw checks to the noted parties in the amounts specified on the attached listing totaling **\$4,427.82**.

ITEM 11. E.

RESOLUTION

Authorizing Overpayment Refund caused by Successful Tax Court Appeal

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

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

WHEREAS, the reduction in assessed value has caused a real estate tax overpayment in the amount and for the years listed, totaling \$ **2664.24**, and may also cause additional real estate tax overpayments for affected tax years for which the tax rate or assessment may not have been finalized, or payment not received or posted at the time of this resolution, and

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

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

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

- 1) Aforementioned recitals are incorporated herein as though fully set forth at length.
- 2) Tax Collector shall and is hereby authorized to adjust the tax accounts to reflect the reductions of assessments ordered by the tax court as indicated above.
- 3) Appropriate official of the Township of Edison, shall and is hereby authorized to draw check to the property owner or legal representative in the amounts:
 - a. Listed as part of this resolution totaling \$ **2664.24**.
 - b. Calculated by the Tax Collector after the setting of the tax rate and final assessment or further review payments, if at such time the account reflects a further overpayment related to this resolution.
 - c. Of interest at a rate of 5% per annum from the due date to the date of the payments as calculated by the Tax Collector upon request and confirmation of the Township’s Tax Appeal Lawyer.

ITEM 11. F.

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO BRT TECHNOLOGIES FOR
TAX ASSESSEMENT SOFTWARE AND POSTCARDS**

WHEREAS, the Township needs to renew the maintenance and support for the Tax Assessment Software for the period of July 1, 2023 – June 30, 2024 for the Tax Assessor’s Office as well as the procurement of postcards; and

WHEREAS, BRT TECHNOLOGIES, 22 Birchwood Lane, Mantua, NJ 08051, submitted a quote in the estimated total amount of \$43,041.00 (\$25,338.00 for software and \$17,703.00 for postcards); and

WHEREAS, to mitigate potential increases in postage, the total amount of this purchase shall not exceed \$45,000.00; and

WHEREAS, this shall be awarded as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5 et. Seq.; and

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

WHEREAS, prior to contract execution, the vendor will have completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Township of Edison in the previous one year, and that the contract will prohibit the vendor from making any reportable contributions through the term of the contract; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order(s) and any other necessary documents, in the amount of \$45,000.00, with BRT TECHNOLOGIES, 22 Birchwood Lane, Mantua, NJ 08051 as set forth above.
2. This contract is awarded pursuant to N.J.S.A. 19:44A-20.5 et. seq, and without competitive bidding under the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-5(dd).
3. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.
4. The Township Clerk shall advertise notice of this action in a legal newspaper pursuant to N.J.S.A. 40A:11-1, et seq. and in compliance with the Local Public Contracts Law guidelines.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$45,000.00** are available for the above in Account No. **3-01-20-0150-000-029**.

Lina Vallejo
Chief Financial Officer

ITEM 12. A.

RESOLUTION R

Authorizing refunds for Junior Police Academy

WHEREAS, Edison Municipal Alliance has processed payment for the Junior Police Academy program scheduled for the weeks of July 17th and August 7th and due to low registration those two weeks were canceled

Therefore the following individuals are entitled to a refund of their registration fee in the amount \$100.00 from the Edison Municipal Alliance account, T-01-55-0279-000-000.

Gissela Dystra
8 Lynn Court
Edison NJ 08820

Angela Flaherty
9 Edith Avenue
Metuchen NJ 08840

Girish K. Warrier
3967 Park Avenue
Edison NJ 08820

NOW THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that authorization be given to release funds to these individuals

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.

07/10/2023

ITEM 12. B.

RESOLUTION

TOWNSHIP OF EDISON

COUNTY OF MIDDLESEX

WHEREAS: The Township of Edison Department of Health and Human Services (EDHHS) desires to receive grant funding from the 2023-2024 New Jersey Department of Health (NJDH) Child and Adolescent Health Program (CAHP), Childhood Lead Exposure Prevention (CLEP) in the amount of \$95,000.00 for lead prevention activities within the Township.

NOW, THEREFORE, BE IT RESOLVED.

1. The Municipal Council of the Township of Edison, does hereby authorize the acceptance of the grant award in the amount of \$95,000.00 for the grant period of July 1, 2023 through June 30, 2024 and that the appropriate fiscal officer is authorized to accept the funds from the County of Middlesex in connection with the New Jersey Department of Health as administered by the County of Middlesex. Funds shall be administered upon receipt of a fully executed agreement from the County of Middlesex Board of Commissioners.
2. Upon the execution of this Agreement, Middlesex County shall immediately transfer any Grant funds due to the Township of Edison, which have accrued prior to the execution of this Agreement.
3. No matching funds are required for this grant.

BE IT FURTHER RESOLVED, that the persons whose names, titles, and signatures appear below are authorized to sign this application, and that they or their successors in said titles are authorized to sign the agreement and any other documents necessary in connection therewith:

Sam Joshi
Mayor
Township of Edison

Sonia Alves-Viveiros
Business Administrator
Township of Edison

ITEM 12. C.

**RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO PURCHASE TWO
(2) 2023 OR NEWER DIAMOND COACH BUSES WITH OPTIONS FROM H.A.
DEHART & SON, INC. FOR THE DEPARTMENT OF HEALTH**

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

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

WHEREAS, H.A. DeHART & SONS, INC., 311 Crown Point Road, Thorofare, NJ 08086 has been awarded #HCESC-VEH-22-11 Multi-Purpose Transportation Vehicles under NJ State approved coop #34HUNCCP; and

WHEREAS, the Township of Edison, Department of Health, is in need of two (2) ADA compliant, 18 passenger with 2 wheelchair capacity Ford E450 buses with handicap access; and

WHEREAS, the total amount of this contract shall not to exceed \$291,593.76 (\$145,796.88 for each bus); and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$291,593.76, and any other necessary documents, with H.A. DeHART & SONS, INC., 311 Crown Point Road, Thorofare, NJ 08086, the approved Hunterdon County Educational Services Commission vendor through this resolution, which shall be subject to all the conditions applicable to the current Hunterdon County Educational Services Commission cooperative pricing system contract as set forth above.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-11 et seq.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$291,593.76** are available for the above in Account No. **T-14-20-2000-000-001**.

Lina Vallejo
Chief Financial Officer

Date

RESOLUTION R.

ITEM 13. A.

A RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE AN AGREEMENT WITH NEW JERSEY TRANSIT CORPORATION FOR THE INSTALLATION AND MAINTENANCE OF A NEW BUS SHELTER ON ROUTE 27

WHEREAS, NJ Transit desires to establish and provide for the operation and improvement of a coherent public transportation system in the most efficient and effective manner; and

WHEREAS, NJ Transit desires to encourage the participation of municipal and county governments and other concerned citizens in the development of a bus shelter program; and

WHEREAS, as part of the ongoing highway improvements on Route 27 at or near BL 124 L 20.03 more commonly known as 2165 and 2205 Route 27 in the Exxon-Mobil/Lukoil Redevelopment Plan zone a new NJ Transit bus shelter will be installed; and

WHEREAS, the plan showing the new bus stop was approved by the Planning Board on February 23, 2023 and the resolution adopted April 17, 2023 (Application # P19-2022, RG Edison Urban Renewal LLC); and

WHEREAS, NJ Transit has requested that a Municipal Bus Shelter Agreement be executed with the Township as municipal sponsor of the new bus stop; and

WHEREAS, the Township desire to enter into this Municipal Bus Shelter Agreement with NJ Transit to establish the terms between NJ Transit and the Township; and

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

1. The Mayor and Municipal Clerk are hereby authorized to execute the Agreement with NJ Transit in substantially the form annexed hereto as Exhibit A, subject to such additions, deletions and modifications or amendments deemed necessary by the Mayor on advice of Counsel, which additions, deletions, modifications or amendments do not alter the substantive rights and obligations of the parties thereto, and to take all other necessary and appropriate action to effectuate the Agreement.
2. The Township Clerk is hereby authorized to forward a certified copy of the Agreement to New Jersey Transit and a copy to RG Edison Urban Renewal, LLC.
3. This resolution shall take effect immediately.

AN ORDINANCE AMENDING CHAPTER 37, “ZONING,” BY AMENDING THE FOLLOWING SUBSECTIONS: 1) §37-3.1, WORD USAGE, “DEFINITIONS;” 2) §37-32.2, R-I-1 RESTRICTED INDUSTRIAL DISTRICT, “PERMITTED USES;” 3) §37-33.1 L-I LIGHT INDUSTRIAL DISTRICT, “PERMITTED USES;” 4) §37-33.8 L-I LIGHT INDUSTRIAL DISTRICT, “PROHIBITED USES;” 5) §37-38.1 RRRD RARITAN RIVER REVITALIZATION DISTRICT, “PERMITTED USES, AND 6) §37-38.8 RRRD, RARITAN RIVER REVITALIZATION DISTRICT, “PROHIBITED USES.”

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

WHEREAS, Chapter 37, “Zoning” of the Township of Code of General Ordinances (hereinafter referred to as the “Code”) provides definitions, rules, regulations, and standards to conserve the value of property and encourage the most appropriate use of the land in the Township; and

WHEREAS, the Township desires to amend the following subsections of Chapter 37, “Zoning,” to add certain definitions to clarify types of proposed uses that warehouse structures may be classified as and to identify certain category of warehouses to promote for the general welfare of Township residents:

- §37-3.1, Word Usage, “Definitions”
 - §37-32.2, R-I-1, Restricted Industrial District, “Permitted Uses”
 - §37-33.1, L-I, Light Industrial District, “Permitted Uses”
 - §37-33.8, L-I, Light Industrial District, “Prohibited Uses”
 - §37-38.1, RRRD, Raritan River Revitalization District, “Permitted Uses;”
- and
- §37-38.8, RRRD, Raritan River Revitalization District, “Prohibited Uses.”

WHEREAS, prior to the Municipal Council hearing on the adoption of this Ordinance, it shall be referred to the Township Planning Board as required under the Municipal Land Use Law pursuant to N.J.S.A. 40:55D-26 and N.J.S.A. 40:55D-64; and

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 37, “Zoning” of the Code as follows:

Deletions are noted by ~~strikethrough~~
Additions are indicated by **bold underline**
Language that remains unchanged is not highlighted in anyway.

SECTION I

§37-3 WORD USAGE.

§37-3.1 Definitions
[no change those definitions from Accessory Apartment through Deck]

DISTRIBUTION WAREHOUSE/CENTER

Means those facilities engaged in the receipt, storage and distribution of goods, products, cargo and materials, including trans-shipment by boat, rail, air or motor vehicle. Distribution shall not include fulfillment warehouse/center(s).

[no change to definition for Entertainment]

E-COMMERCE

Also known as electronic commerce, e-commerce shall mean the buying and selling of goods and services through online consumer services on the internet.

[no changes to definitions for Family, Farm, Floor Area, and Freestanding Telecommunications Tower]

FULFILLMENT WAREHOUSE/CENTER

Means any facility involved in the receipt of bulk products and the storage, separation, distribution of said products on an individual basis to individual end user consumers (not including retail). This includes e-commerce activities.

[no changes to those definitions from Gasoline Station or Automobile Service Station through Truck Depot]

Truck/Van Terminal

Means an area and buildings where trucks or vans load and unload cargo and freight and where the cargo and freight may be broken down or aggregated into smaller or larger loads for transfer to other vehicles or modes of transportation. Truck or van terminals are transshipment facilities which include ancillary storage facilities and parking areas for trucks awaiting cargo and may include facilities for servicing of trucks or vans.

[no changes to those definitions from Use through Variance].

Warehouse

Means a facility designed for the short or long term storage of goods and materials having restricted access to the general public. Such use shall not include repackaging, repurposing, breakup, or assembly of products. Warehouse shall not include fulfillment warehouse/center(s).

[no changes to those definitions from Yard through Zoning Permit]

SECTION II

§37-32 R-I-1 RESTRICTED INDUSTRIAL DISTRICT

§37-32.2 Permitted Uses

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

d. Warehousing facilities, excluding distribution and fulfillment centers, for products or materials, excluding hazardous, toxic, flammable and corrosive substances;

[no changes to e., f., g., h., i., and j.]

SECTION III

§37-33 L-I LIGHT INDUSTRIAL DISTRICT

§37-33.1 Permitted Uses

No building, structure or premises shall be used and no building or structure shall be erected or structurally altered except for the following uses or a use or building similar or equivalent:

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

d. Warehousing-distribution facilities, excluding fulfillment centers for products or materials but not including truck terminals as defined herein.

[no changes to e., f., g., h., i., j., and k.]

§37-33.8 Prohibited Uses

- a. Tanning;
- b. Stone crushing;
- c. Paper pulp manufacture;
- d. Cloth manufacture requiring formaldehyde or equivalent as an additive;
- e. Metal manufacture of raw or recyclable materials;
- f. Metal fabrication of trailers, truck bodies and cranes for lease or sale;
- g. Truck/Van terminals-;
- h. Fulfillment Warehouse/Center.**

SECTION IV

§37-38 RRRD Raritan River Revitalization District

§37-38.1 Permitted Uses

No building, structure or premises shall be used and no building or structure shall be erected or structurally altered except for the following uses or a use or building similar or equivalent:

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

e. Warehousing-distribution facilities, including e-commerce and excluding fulfillment centers for products or materials but not including truck terminals as defined herein;

[no changes to f., g., h., i., j., k., l., m., n., o., p., and q.]

§37-38.8 Prohibited Uses

- a. Tanning;
- b. Stone crushing;
- c. Paper pulp manufacture;
- d. Cloth manufacture requiring formaldehyde or equivalent as an additive;
- e. Metal manufacture of raw or recyclable materials;
- f. Metal fabrication of trailers, truck bodies and cranes for lease or sale;
- g. Truck/Van terminals.
- h. The exhibition, demonstration, showing, distribution, solicitation or sale by any person of sexually oriented products or obscene materials in gatherings of one hundred (100) or more people on a parcel or parcels of land located or operated within one thousand (1,000) feet of any existing sexually oriented business, or any church, synagogue, temple or other place of public worship, or any elementary or secondary school or any school bus stop or any municipal or county playground or place of public resort and recreation, or any hospital or any child care center, or within one thousand (1,000) feet of any area zoned for residential use-;

[no changes to subparagraphs 1., 2., 3., 4., and 5.]

i. Fulfillment Warehouse/Center.

SECTION V

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 VI

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

SECTION VII

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

**TOWNSHIP OF EDISON
ORDINANCE NO. O. -2023**

ITEM 13. C.

**AN ORDINANCE AUTHORIZING THE SALE OF TWO TOWNSHIP PROPERTIES KNOWN AS
BLOCK 491.01 LOT 30 AND BLOCK 491.01 LOT 33, TOWNSHIP OF EDISON, NEW JERSEY**

WHEREAS, the Township of Edison (hereinafter referred to as “Township”) is the owner of certain property located at 3-A Clinton Avenue, also known as Block 491.01 Lot 30 (“Lot 30”) and 5-A Clinton Avenue, also known as Block 491.01 Lot 33 (“Lot 33”), within the Township of Edison, New Jersey; and

WHEREAS, the subject properties are vacant parcels within RBB zoning area which requires a minimum lot size of 100 x 100 feet; and

WHEREAS, the subject properties contain less than the minimum size required for development under the municipal zoning ordinance and contain no capital improvements; and

WHEREAS, the subject properties are not needed for public usage; and

WHEREAS, the fair market value of each parcel has been determined by the Township Assessor to be One Hundred Thousand Dollars (**\$100,00.00**) per parcel; and

WHEREAS, there are three properties contiguous to Lot 30 identified as Block 491.01 Lot 82, Block 491.01 Lot 19, and Block 491.01 Lot 31.01; and

WHEREAS, there are four properties contiguous to Lot 33 identified as Block 491.01 Lot 81, Block 491.01 Lot 18, Block 491.01 Lot 19, and Block 491.01 Lot 31.01; and

WHEREAS, the Township of Edison desires to sell the properties known as Block 491.01 Lot 30 and Block 491.01 Lot 33, in accordance with the Local Lands and Buildings Law N.J.S.A. 40A:12-1, et. seq., which authorizes the private sale of municipal property to the owner of real property contiguous to the municipal property provided that the property is less than the minimum size required for development under the municipal zoning ordinance and is without capital improvement thereon;

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

1. Pursuant to N.J.S.A. 40A:12-1, et seq., the Township of Edison hereby authorizes the sale of Township Property known as Block 491.01, Lot 30, subject to the following minimum conditions:
 - a. The property shall be auctioned and sold only to the owner of a property contiguous to the subject property, namely:
 - i. Block 491.01, Lot 82
 - ii. Block 491.01, Lot 19; or
 - iii. Block 491.01, Lot 31.01.
 - b. The property shall be sold to the highest bidder from among the contiguous property owners, namely:
 - i. Block 491.01, Lot 82
 - ii. Block 491.01, Lot 19; or
 - iii. Block 491.01, Lot 31.01.
 - c. The minimum bid price for the property shall be for not less than \$100,000.00.
 - d. As a condition of sale, the Township property known as Block 491.01, Lot 30 shall be merged with the contiguous property and shall be deed restricted from further subdivision.
 - e. Property shall be sold “as is” and subject to any and all easements, grants and restrictions of record including but not limited to rights and interests of utility companies and/or the public in and to the public right of way.

2. Pursuant to N.J.S.A. 40A:12-1, et seq., the Township of Edison hereby authorizes the sale of Township Property known as Block 491.01, Lot 33, subject to the following minimum conditions:
 - a. The property shall be auctioned and sold only to the owner of a property contiguous to the subject property, namely:
 - i. Block 491.01, Lot 81
 - ii. Block 491.01, Lot 18;
 - iii. Block 491.01, Lot 19; or
 - iv. Block 491.01, Lot 31.01.
 - b. The property shall be sold to the highest bidder from among the contiguous property owners, namely:
 - i. Block 491.01, Lot 81
 - ii. Block 491.01 Lot 18
 - iii. Block 491.01, Lot 19; or
 - iv. Block 491.01, Lot 31.01.
 - c. The minimum bid price for the property shall be for not less than \$100,000.00.
 - d. As a condition of sale, the Township property known as Block 491.01, Lot 33 shall be merged with the contiguous property and shall be deed restricted from further subdivision.
 - e. Property shall be sold “as is” and subject to any and all easements, grants and restrictions of record including but not limited to rights and interests of utility companies and/or the public in and to the public right of way.
3. Within five (5) days of the adoption of this Ordinance, notice of the property authorized for sale shall be delivered to the contiguous property owners, posted conspicuously in the Township of Edison Municipal Building and advertised in a newspaper circulated within the Township of Edison.
4. Offers for the property may be made to the governing body no later than twenty-five (25) days following the date of adoption of this Ordinance. Offers shall be submitted to the Township Clerk, Cheryl Russomanno, at 100 Municipal Boulevard, Edison, NJ 08817.
5. 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.
6. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.
7. This ordinance shall take effect immediately upon passage and publication in accordance with the law.

ITEM 13. E.

EXPLANATION: A Resolution designating the property commonly known on the Township Tax Maps as Block 692.05, Lot 8.03 (with frontage along but no access to U.S. Route 1, between Johns Street and Thomas Place), as an area in need of redevelopment (condemnation) pursuant to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1, et seq.*

EDISON TOWNSHIP

RESOLUTION _____

WHEREAS, the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the “**Redevelopment Law**”), authorizes municipalities to determine whether certain parcels of land in the municipality constitute areas in need of redevelopment; and

WHEREAS, to make such a determination under the Redevelopment Law, the municipal council (the “**Municipal Council**”) of the Township of Edison (the “**Township**”), by way of Resolution R. 418-082020 adopted August 26, 2020, authorized and directed the planning board of the Township (the “**Planning Board**”) to conduct a preliminary investigation of the property identified as Block 692.E, Lots 8.B, 9.A, 10, 11, 12, 13 and 14 (with frontage along but no access to U.S. Route 1, between Johns Street and Thomas Place) on the Township’s Tax Maps (Block 692.E, Lots 8.B, 9.A, 12, 13, and 14 now known as Block 692.05, Lot 8.03 and Block 692.E, Lots 10 and 11 now known as Block 692.05, Lot 10.01, collectively the “**Study Area**”), and to determine that the Study Area meets the criteria for a Condemnation Redevelopment Area, pursuant to Sections 5 and 6 of the Redevelopment Law; and

WHEREAS, on April 18, 2022, the Planning Board, after providing due notice, conducted a public hearing in accordance with the Redevelopment Law, at which hearing it determined that portions of the Study Area consisting of Block 692. E, Lots 8.B, 9.A, 12, 13 and 14 (now known as Block 692.05, Lot 8.03, the “**Qualified Properties**”) met the criteria to be designated an as an area in need of redevelopment and recommended that the Municipal Council designate the Qualified Properties as an area in need of redevelopment (with powers of condemnation) pursuant to the criteria and requirements of the Redevelopment Law; and

WHEREAS, the Municipal Council has determined that, based upon the recommendation of the Planning Board, the Qualified Properties should be designated an area in need of redevelopment under the Redevelopment Law, with such designation authorizing the Township and Municipal Council to use all those powers provided by the Redevelopment Law for use in a redevelopment area, including the power of eminent domain.

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

Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. The recommendations and conclusions of the Planning Board are hereby accepted by the Municipal Council.

Section 3. Based upon the findings and recommendations of the Planning Board, the Qualified Properties are hereby designated an area in need of redevelopment with the power of eminent domain (the “**Condemnation Redevelopment Area**”), pursuant to the provisions of Sections 5 and 6 of the Redevelopment Law.

Section 4. The Township Clerk is hereby directed to transmit a copy of this Resolution to the Commissioner of the New Jersey Department of Community Affairs for review pursuant to Section 6b(5)(c) of the Redevelopment Law.

Section 5. The Township Clerk is hereby directed to serve, within ten (10) days hereof, a copy of this Resolution upon (i) all record owners of property located within the Qualified Properties redevelopment area, as reflected on the tax assessor's records, and (ii) each person who filed a written objection prior to the hearing held by the Planning Board, service to be in the manner provided by Section 6 of the Redevelopment Law.

Section 6. This Resolution shall take effect immediately.

ITEM 13. E.

EXPLANATION: A Resolution designating the property commonly known on the Township Tax Maps as Block 692.05, Lot 8.03 (with frontage along but no access to U.S. Route 1, between Johns Street and Thomas Place), as an area in need of redevelopment (condemnation) pursuant to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1, et seq.*

EDISON TOWNSHIP

RESOLUTION _____

WHEREAS, the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the “**Redevelopment Law**”), authorizes municipalities to determine whether certain parcels of land in the municipality constitute areas in need of redevelopment; and

WHEREAS, to make such a determination under the Redevelopment Law, the municipal council (the “**Municipal Council**”) of the Township of Edison (the “**Township**”), by way of Resolution R. 418-082020 adopted August 26, 2020, authorized and directed the planning board of the Township (the “**Planning Board**”) to conduct a preliminary investigation of the property identified as Block 692.E, Lots 8.B, 9.A, 10, 11, 12, 13 and 14 (with frontage along but no access to U.S. Route 1, between Johns Street and Thomas Place) on the Township’s Tax Maps (Block 692.E, Lots 8.B, 9.A, 12, 13, and 14 now known as Block 692.05, Lot 8.03 and Block 692.E, Lots 10 and 11 now known as Block 692.05, Lot 10.01, collectively the “**Study Area**”), and to determine that the Study Area meets the criteria for a Condemnation Redevelopment Area, pursuant to Sections 5 and 6 of the Redevelopment Law; and

WHEREAS, on April 18, 2022, the Planning Board, after providing due notice, conducted a public hearing in accordance with the Redevelopment Law, at which hearing it determined that portions of the Study Area consisting of Block 692. E, Lots 8.B, 9.A, 12, 13 and 14 (now known as Block 692.05, Lot 8.03, the “**Qualified Properties**”) met the criteria to be designated an as an area in need of redevelopment and recommended that the Municipal Council designate the Qualified Properties as an area in need of redevelopment (with powers of condemnation) pursuant to the criteria and requirements of the Redevelopment Law; and

WHEREAS, the Municipal Council has determined that, based upon the recommendation of the Planning Board, the Qualified Properties should be designated an area in need of redevelopment under the Redevelopment Law, with such designation authorizing the Township and Municipal Council to use all those powers provided by the Redevelopment Law for use in a redevelopment area, including the power of eminent domain.

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

Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. The recommendations and conclusions of the Planning Board are hereby accepted by the Municipal Council.

Section 3. Based upon the findings and recommendations of the Planning Board, the Qualified Properties are hereby designated an area in need of redevelopment with the power of eminent domain (the “**Condemnation Redevelopment Area**”), pursuant to the provisions of Sections 5 and 6 of the Redevelopment Law.

Section 4. The Township Clerk is hereby directed to transmit a copy of this Resolution to the Commissioner of the New Jersey Department of Community Affairs for review pursuant to Section 6b(5)(c) of the Redevelopment Law.

Section 5. The Township Clerk is hereby directed to serve, within ten (10) days hereof, a copy of this Resolution upon (i) all record owners of property located within the Qualified Properties redevelopment area, as reflected on the tax assessor's records, and (ii) each person who filed a written objection prior to the hearing held by the Planning Board, service to be in the manner provided by Section 6 of the Redevelopment Law.

Section 6. This Resolution shall take effect immediately.

Item 13. F.

ORDINANCE O. -2023

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

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

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

WHEREAS, the Township Police Department met with all the homeowners and rental agents for the property listed in the Ordinance and determined that this property should be added to this list; and

WHEREAS, the Township of Municipal Council (hereinafter referred to as “Municipal Council”) has determined to update Subchapter 7-39.2 of the Code to add a restricted parking zones in front of 8 Highway Terrace in the Township occupied by handicapped person with Permit #P2651415.

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

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

SECTION I

§7-39.2 Handicapped Parking on Streets for Private Residences

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

Name of Street	Location	Permit Number
Avenue C	A-1	
Carlton Street	16 Carlton Street	
College Drive	130 College Drive	
Evergreen Road (CR #657)	11A Evergreen (CR #657)	
Fourth Street	74 Fourth Street	
Grandview Avenue (CR #660)	135-A Grandview Avenue (CR #660, Apartment 4 145-A Grandview Avenue (CR #660), Apartment 1	
Harrison Avenue	29 Harrison Avenue	
<u>Highway Terrace</u>	<u>8 Highway Terrace</u>	<u>P2651415</u>
Highway Terrace	11 Highway Terrace	
Hillcrest Avenue	48 Hillcrest Avenue	
Jefferson Boulevard	Paul Street, 50’ from Jefferson Boulevard intersection	

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

SECTION II

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

SECTION III

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

SECTION IV

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

ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A DEED OF EASEMENT AND DECLARATION OF COVENANTS FOR THE SHEA TRACT ON THE METUCHEN MEETING HOUSE BATTLEFIELD

WHEREAS, the Township of Edison (hereinafter referred to as “Township”) is the owner of a property containing in the aggregate 7.49 acres and known as the Shea Tract on the Metuchen Meeting House Battlefield in Middlesex County (hereinafter referred to as the “Property”); and

WHEREAS, Middlesex County (hereinafter referred to as “County”) is a qualified organization pursuant to N.J.S.A. 13:8B-1 authorized to receive properties and easements for the purpose of preservation and protection of such designated landmarks, like the Property; and

WHEREAS, the Township and the County desire to protect in perpetuity the Property including the historic, archaeological, open-space, and scenic purposes by restricting the use of the Property pursuant to the terms and conditions of the Deed of Easements and Declaration of Covenants (hereinafter referred to as “Easement”); and

WHEREAS, the County has received grants from the National Park Service, American Battlefield Protection Program to help defray the costs the County’s acquisition of this Property; and

WHEREAS, as a requirement of this grant, an Easement must be recorded to ensure that the Property must be perpetually protected for conservation and preservation purposes.

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 shall convey a Deed of Easement and Declaration of Covenants, in substantially similar form attached hereto, for the nominal consideration of \$1.00 to the County of Middlesex to ensure that the Shea Tract on the Metuchen Meeting House Battlefield shall be perpetually protected for conservation and preservation purposes as required by the National Park Service, American Battlefield Protection Program.
2. The Mayor and Township Clerk are hereby authorized to execute and attest to, respectively, any and all documents necessary to facilitate the transfer of the above-mentioned easement subject to the review and approval of the Township Attorney.
3. All ordinances are parts of ordinances inconsistent herewith are hereby repealed.
4. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

This ordinance shall take effect after second reading and publication as required by

ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A DEED OF EASEMENT AND DECLARATION OF COVENANTS FOR THE FERRANTE TRACT ON THE METUCHEN MEETING HOUSE BATTLEFIELD

WHEREAS, the Township of Edison (hereinafter referred to as “Township”) is the owner of a property containing in the aggregate 13.12 acres and known as the Ferrante Tract on the Metuchen Meeting House Battlefield in Middlesex County (hereinafter referred to as the “Property”); and

WHEREAS, Middlesex County (hereinafter referred to as “County”) is a qualified organization pursuant to N.J.S.A. 13:8B-1 authorized to receive properties and easements for the purpose of preservation and protection of such designated landmarks, like the Property; and

WHEREAS, the Township and the County desire to protect in perpetuity the Property including the historic, archaeological, open-space, and scenic purposes by restricting the use of the Property pursuant to the terms and conditions of the Deed of Easements and Declaration of Covenants (hereinafter referred to as “Easement”); and

WHEREAS, the County has received grants from the National Park Service, American Battlefield Protection Program to help defray the costs the County’s acquisition of this Property; and

WHEREAS, as a requirement of this grant, an Easement must be recorded to ensure that the Property must be perpetually protected for conservation and preservation purposes.

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 shall convey a Deed of Easement and Declaration of Covenants, in substantially similar form attached hereto, for the nominal consideration of \$1.00 to the County of Middlesex to ensure that the Ferrante Tract on the Metuchen Meeting House Battlefield shall be perpetually protected for conservation and preservation purposes as required by the National Park Service, American Battlefield Protection Program.
2. The Mayor and Township Clerk are hereby authorized to execute and attest to, respectively, any and all documents necessary to facilitate the transfer of the above-mentioned easement subject to the review and approval of the Township Attorney.
3. All ordinances are parts of ordinances inconsistent herewith are hereby repealed.
4. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions hereof.
5. This ordinance shall take effect after second reading and publication as required by law.

ITEM 14. A.

EXPLANATION: This resolution provides for Senior Resident refund to Nancy Dzurissin

TOWNSHIP OF EDISON
RESOLUTION

WHEREAS, on May 31st, 2023 a Construction Permit # 2023-2321, check #0859 was posted in the total amount of \$102.00 by Nancy Dzurissin

WHEREAS, the application was submitted to replace a 100 amp subpanel
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 #2023-2321, in the amount of \$100, less \$2.00 DCA fee total of refund Edison N.J. 08817 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 Nancy Dzurissin residing at 90 Westgate Dr. Edison NJ 08820

EXPLANATION: This resolution provides for refund to Vision Solar,
511 Rt.168 Blackwood, NJ 08012

TOWNSHIP OF EDISON
RESOLUTION

WHEREAS, on May 25th, 2022 a Construction Permit # 2022-1973, check #5456
was posted in the total amount of \$724.00 by contractor Vision Solar

WHEREAS, the application was submitted to install Solar to home owner located at 78 Union
Ave, The job was cancelled by home owner

WHEREAS, the Township Construction Official recommends the refund of the municipal permit
fee, on Construction Permit #2022-1973, in the amount of \$724.00, less \$49.00 DCA fee plus 20% review
fee of \$135.00 for a total return of \$540.00 total of refund in the amount of \$540.00

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to
refund the said amount of \$540.00 from the Refund of Revenue Fund to
Vision Solar, Attn: Bill Gilcrest, 511 Rt. 168 Blackwood, NJ 08012

EXPLANATION: This resolution provides for refund to Vision Solar, 511 Rt.168 Blackwood, NJ 08012

TOWNSHIP OF EDISON
RESOLUTION

WHEREAS, on April 1st, 2022 a Construction Permit # 2022-1258, check #34079 was posted in the total amount of \$773.00 by contractor Vision Solar

WHEREAS, the application was submitted to install Solar to home owner located at 2101 Merrywood Ct., The job was cancelled by home owner

WHEREAS, the Township Construction Official recommends the refund of the municipal permit fee, on Construction Permit #2022-1258, in the amount of \$773.00, less \$48.00 DCA fee plus 20% review fee of \$145.00 for a total return of \$580.00 total of refund in the amount of \$580.00

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$540.00 from the Refund of Revenue Fund to Vision Solar, Attn: Bill Gilcrest, 511 Rt. 168 Blackwood, NJ 08012

ITEM 14. C.

EXPLANATION: Resolution Refunding Tree Maintenance Bond to A.T. & Ferraro Developers, LLC, having an address at 2163 Oak Tree Road, Suite 101 Edison, NJ 08820 for 20 Cody Avenue, Edison, 08820, Permit 16-135, Account # TP170315AT, Subaccount# 68391914.

TOWNSHIP OF EDISON

RESOLUTION

WHEREAS, on March 3, 2017, A.T. & Ferraro Developers, LLC posted Tree Maintenance Bond fees in the amount of \$2,250.00 on deposit with the Township of Edison in account # TP170315AT, subaccount# 68391914, 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 20 Cody Avenue, Block 545.C, Lot 5, Edison, NJ, 08820;

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

WHEREAS, a certificate of occupancy was issued on February 17, 2017.

WHEREAS, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$2,250.00 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 \$2,250.00 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 \$2,250.00, plus any accrued interest as applicable, on deposit in account # TP170315AT, subaccount# 68391914, to A.T. & Ferraro Developers, having an address at 2163 Oak Tree Road, Suite 101, Edison, NJ 08820 for the referenced property at 20 Cody Avenue, Edison, NJ 08820.

cc: Cheryl Russomanno, Township Clerk
Uma Rayasam and Samantha Wilcoff, Finance Department
Suzana Methasani, Assistant Treasurer

ENG-/Tree Maintenance Bond Reso Refund Over Two Years/2023/20 Cody Avenue 7-13-2023

ITEM 14. C.

EXPLANATION: Resolution Refunding Tree Maintenance Bond to Gulberg Builders LLC, having an address at 3830 Park Avenue, Suite 205, Edison, NJ 08820, for 121 Alfred Street, Edison, NJ 09920, Permit TRP 17-17-030, Account # TP170831GU, Subaccount# 68391974.

TOWNSHIP OF EDISON

RESOLUTION

WHEREAS, on August 30, 2017, Gulberg Builders LLC, posted Tree Maintenance Bond fees in the amount of \$225.00 on deposit with the Township of Edison in account # TP170831GU, subaccount# 68391974, 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 121 Alfred Street, Block 643.06, Lot 50.01, Edison, NJ, 08820;

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

WHEREAS, a certificate of occupancy was issued on August 25, 2017.

WHEREAS, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$225.00 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 \$225.00 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 \$225.00, plus any accrued interest as applicable, on deposit in account # TP170831GU , subaccount# 68391974, to Gulberg Builders LLC, having an address at 3830 Park Avenue, Suite 205, Edison, NJ 08820, for the referenced property at 121 Alfred Street, Edison, NJ 08820.

cc: Cheryl Russomanno, Township Clerk
Uma Rayasam and Samantha Wilcoff, Finance Department
Suzana Methasani, Assistant Treasurer

ITEM 14. C.

EXPLANATION: Resolution Refunding Tree Maintenance Bond to A.T. & Ferraro Developers LLC, having an address 2163 Oak Tree Road, Suite 101 Edison, NJ 08820 for 200-202 Compton Avenue, Edison, 08820, Permit 17-268, Account # TP190227A, Subaccount# 68392188.

TOWNSHIP OF EDISON

RESOLUTION

WHEREAS, on February 20, 2019, A.T. & Ferraro Developers, LLC posted Tree Maintenance Bond fees in the amount of \$3,075.00 on deposit with the Township of Edison in account # TP190227A, subaccount# 68392188, 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, 200-202 Compton Avenue, Block 965, Lots 17.01, 17.02, Edison, NJ, 08820;

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

WHEREAS, a certificates of occupancy were issued on February 26, 2019 and July 23, 2019.

WHEREAS, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$3,075.00 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 \$3,075.00 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 \$3,075.00, plus any accrued interest as applicable, on deposit in account # TP190227A, subaccount# 68392188, to A.T. & Ferraro Developers, LLC, having an address at 2163 Oak Tree Road, Suite 101, Edison, NJ 08820 for the referenced property at 200-202 Compton Avenue, Edison, NJ 08820.

ITEM 14. C.

EXPLANATION: Resolution Refunding Tree Maintenance Bond to A.T. & Ferraro Developers, LLC, having an address at 2163 Oak Tree Road, Suite 101, Edison, NJ 08820 for 484 Plainfield Road, Edison, 08820, Permit 16-212, Account # TP170215A, Subaccount# 68391910.

TOWNSHIP OF EDISON

RESOLUTION

WHEREAS, on February 7, 2017, A.T. & Ferraro Developers, LLC posted Tree Maintenance Bond fees in the amount of \$76.00 on deposit with the Township of Edison in account # TP170215A, subaccount# 68391910, 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 484 Plainfield Road, Block 558, Lot 2.G, Edison, NJ, 08820;

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

WHEREAS, a certificate of occupancy was issued on July 19, 2017.

WHEREAS, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$76.00 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 \$76.00 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 \$76.00, plus any accrued interest as applicable, on deposit in account # TP170215A, subaccount# 68391910, to A.T. & Ferraro Developers, LLC, having an address at 2163 Oak Tree Road, Suite 101, Edison, NJ 08820 for the referenced property at 484 Plainfield Road, Edison, NJ 08820.

ITEM 14. C.

EXPLANATION: Resolution Refunding Tree Maintenance Bond to A.T. & Ferraro Developers, LLC, having an address at 2163 Oak Tree Road, Suite 101, Edison, NJ 08820 for 3889 Park Avenue, Edison, 08820, Permit 16-020, Account # TP161202AT, Subaccount# 68391881.

TOWNSHIP OF EDISON

RESOLUTION

WHEREAS, on November 30, 2016, A.T. & Ferraro Developers, LLC posted Tree Maintenance Bond fees in the amount of \$150.00 on deposit with the Township of Edison in account # TP161202AT, subaccount# 68391881, 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 3889 Park Avenue, Block 1017, Lot 21, Edison, NJ, 08820;

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

WHEREAS, a certificate of occupancy was issued on November 22, 2016.

WHEREAS, it is the recommendation of the Township Engineer that a Tree Maintenance Bond refund in the amount \$150.00 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 \$150.00 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 \$150.00, plus any accrued interest as applicable, on deposit in account # TP161202AT, subaccount# 68391881, to A.T. & Ferraro Developers, LLC, having an address at 2163 Oak Tree Road, Suite 101, Edison, NJ 08820 for the referenced property at 3889 Park Avenue, Edison, NJ 08820.

Item 14. D.

EXPLANATION: Resolution Refunding Cash Performance Bond and 10% Cash Performance to Toranco Oak Tree Associates, LLC having offices at, 2163 Oak Tree Road, Suite 101, Edison, NJ 08820, for Primrose School 23 Nevsky Street, Edison, NJ 08820, in Account CP1122TO.

**TOWNSHIP OF EDISON
RESOLUTION**

WHEREAS, the Township Engineer advises that an inspection has been made of Primrose School, 23 Nevsky Street, Block: 590 Lot: 14, and said inspection indicates all site improvements are complete and in accordance with Site Plan approval and Municipal Standards of the Township of Edison; and

WHEREAS, the Township Engineer, recommends the release of the Cash Performance Bond posted on January 24, 2019 in the amount of **\$3,177.36** and the 10% Cash Performance in the amount of **\$353.04**, plus accrued interest, if applicable, on deposit in account # **CP191122TO** with the Township of Edison, principal being, Toranco Oak Tree Road Associates, LLC having offices at 2163 Oak Tree Road, Suite 101, Edison, NJ 08820 and acceptance of the subject improvements; and

BE IT FURTHER RESOLVED that the Township Clerk and the Director of Finance is hereby authorized to return the aforesaid Cash Performance Bond in the amount of **\$3,177.36** and the 10% Cash Performance in the amount of **\$353.04** plus accrued interest, if applicable, on deposit in account # **CP191122TO** to the applicant, Toranco Oak Tree Road Associates, having an address of 2163 Oak Tree Road, Suite 101, Edison, NJ 08820.

ITEM 14. E.

EXPLANATION: A resolution approving the substantial amendment to the Fiscal Years 2020, 2021 and 2022 Community Development Block Grant Annual Action Plans for the Township of Edison

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON AMENDING THE FISCAL YEARS 2020, 2021 and 2022 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM

WHEREAS, under Title I of the Housing and Community Development Act of 1974, as amended, the Secretary of Housing and Urban Development is authorized to extend financial assistance to communities for the elimination or prevention of slums or urban blight, or activities that benefit low and moderate-income families, or other urgent community needs; and

WHEREAS, the Township of Edison had previously approved a budget and Annual Action Plans for the FYs 2020 (R. 088-022021), 2021 (R. 677-102022) and 2022 (R.460-072022) CDBG Program;

WHEREAS, the U.S. Department of Housing and Urban Development (HUD) allows grant recipients to revise and amend previous budgets and Annual Action Plans when balances remain unspent or activities are cancelled; and

WHEREAS, in accordance with HUD Regulations governing the CDBG Program, certain changes and revisions to the Annual Action Plans may be considered a substantial amendment as outlined in the Township's Citizen Participation Plan; and

WHEREAS, it has been determined that the proposed changes and revisions to FYs 2020, 2021 and 2022 CDBG Program are a substantial amendment and the Township's Citizen Participation Plan has been followed; and

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF EDISON THAT:

Section 1. The substantial amendment for the FYs 2020, 2021 and 2022 Annual Action Plans is hereby in all respects approved.

Section 2. It is cognizant of the conditions that are imposed in the undertaking and carrying out of community development activities with federal financial assistance under Title I, including those relating to (a) the relocation of site occupants; (b) the prohibition of discrimination because of race, color, creed, national origin, or handicap and other assurances set forth under certifications.

Section 3. The Mayor of the Township of Edison and the Department of Community Development, on behalf of the Township Council, is authorized to execute and file the substantial amendment for the following projects:

- The amendment to the FY 2020 Annual Action Plan will reallocate \$433,500.00 in CDBG-CV funds, to a new project titled Senior Buses.
- The amendment to the FY 2021 Annual Action Plan will include the transfer of funds from FY 2020, FY 2021 and FY 2022 totaling \$90,095.26, which will be split between two projects. The amount of \$40,095.26 will be added to an existing project, Infrastructure Improvements to the Edison Senior Center (Woodbridge Avenue) for a new project total of \$138,567.42. The amount of \$50,000 will be added to an existing project, Edison Housing Authority Basketball and Tennis Court Renovations for a new project total of \$100,000.
- The amendment to the FY 2022 CDBG Annual Action Plan will include the transfer of funds from FY 2018, FY 2019, FY 2020, and Program Income totaling \$557,080.00, which will be split between two projects. The amount of \$200,000.00 will be added to a new project titled the Housing Rehabilitation Program. The amount of \$357,080.00 will be added to an existing project, Infrastructure Improvements to Township Facilities (Street paving located in the Maple Avenue area, Census Tract 19.01, Block 2) for a new total of \$600,000.00.

Section 4. The Mayor of the Township of Edison, on behalf of the Township Council, is hereby authorized to provide such assurances and/or certifications as are required by HUD and provide any supplemental documents, which HUD may request in connection with the review of this substantial amendment.

Section 5. An original certified copy of this amended resolution shall be forwarded to the CDBG Department.

Summary of Substantial Amendments to FYs 2020, 2021 and 2022 Community Development Block Grant Annual Action Plans

In accordance with HUD regulations, the Township of Edison will be amending the Fiscal Years 2020, 2021 and 2022 Community Development Block Grant Program.

The Township had previously approved a budget and Annual Action Plans for the FYs 2020 (R. 088-022021), 2021 (R. 677-102022) and 2022 (R.460-072022) CDBG Program

The proposed Fiscal Years 2020-2022 amendments are as follows:

1. <u>Program Year 2020 (CDBG-CV)</u>	Amended Project Total
a. <u>Senior Bus Project</u> – Purchase of 2 additional buses, plus 1 bus reimbursement to the Township (\$433,500 CV funds reallocated to new project)	\$433,500.00
2. <u>Program Year 20201</u>	
a. <u>Infrastructure Improvements</u> – Renovations/repairs to the Edison Senior Center on Woodbridge Avenue – (\$98,472.16 existing balance + \$40,095.26 transferred in)	\$138,567.42
b. <u>Edison Housing Authority</u> – Basketball & Tennis Court Improvements (\$50,000 existing balance + \$50,000 transferred in)	\$100,000.00
3. <u>Program Year 2022</u>	
a. <u>Housing Rehabilitation Program</u> (\$200,000 CDBG funds reallocated to new project)	\$200,000.00
b. <u>Infrastructure Improvements</u> – Renovations/repairs to Township Public Facilities – Street paving located in the Maplewood Avenue area, Census Tract 19.01, Block 2 (\$242,920 existing balance + \$357,080 transferred in)	\$600,000.00

ITEM 14. F.

Explanation: This resolution provides for the refund of the unused portion of Developers Escrow Fees posted by BLUEBERRY VILLAGE, INC for the Planning Board application No. Concept

TOWNSHIP OF EDISON
Resolution

WHEREAS, The Township Planning Board Secretary advises that the Developer Escrow Fees posted by BLUEBERRY VILLAGE, INC for a Concept project located at Brunswick Ave, Edison, N.J. 08817 in Block 4A, Lot 18A

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 \$ 500.00 plus accrued interest, if applicable, which represents the amount due and owing the applicant, be returned to BLUEBERRY VILLAGE, INC; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of \$ 500.00 plus accrued interest, if applicable be refunded to BLUEBERRY VILLAGE, INC, 90 Woodbridge Center Drive Suite 600, Woodbridge, NJ 07095

BE IT FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund the sum of \$ 500.00 plus accrued interest, if applicable, in account # DE190812BL/ 68392246 to the applicant.

Explanation: This resolution provides for the refund of the unused portion of Developers Escrow Fees posted by BLUEBERRY VILLAGE, INC for the Planning Board application No. Concept, Z68-09/10 & Z13-2011

TOWNSHIP OF EDISON

Resolution

WHEREAS, The Township Planning Board Secretary advises that the Developer Escrow Fees posted by BLUEBERRY VILLAGE, INC for a project located at Plainfield Avenue and Brunswick Avenue, Edison, N.J. 08817 in Block 4A, Lot 22 & 23 and Application No. Concept, Z68-09/10 & Z13-2011

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 \$ 97.50 plus accrued interest, if applicable, which represents the amount due and owing the applicant, be returned to BLUEBERRY VILLAGE, INC; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of \$ 97.50 plus accrued interest, if applicable be refunded to BLUEBERRY VILLAGE, INC, 90 Woodbridge Center Drive Suite 600, Woodbridge, NJ 07095

BE IT FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund the sum of \$ 97.50 plus accrued interest, if applicable, in account # 7760296058 to the applicant.

ITEM 14. F.

Explanation: This resolution provides for the refund of the unused portion of Developers Escrow Fees posted by BLUEBERRY VILLAGE, INC for the Zoning Board application No. Z51-09/10

TOWNSHIP OF EDISON

Resolution

WHEREAS, The Township Zoning Board Secretary advises that the Developer Escrow Fees posted by BLUEBERRY VILLAGE, INC for a project located at 3 Brunswick Avenue & Plainfield Avenue, Edison, N.J. 08817 in Block 4.01 Lot 22 and Application #Z51-09/10

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 \$ 852.25 plus accrued interest, if applicable, which represents the amount due and owing the applicant, be returned to BLUEBERRY VILLAGE, INC; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of \$ 852.25 plus accrued interest, if applicable be refunded to BLUEBERRY VILLAGE, INC, 90 Woodbridge Center Drive Suite 600, Woodbridge, NJ 07095

BE IT FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund the sum of \$ 852.25 plus accrued interest, if applicable, in account # 7760296085 to the applicant.

ITEM 14. F.

Explanation: This resolution provides for the refund of the unused portion of Developers Escrow Fees posted by EDISON WOODS ASSOC for the Zoning Board application No. Z64-2011

TOWNSHIP OF EDISON

Resolution

WHEREAS, The Township Zoning Board Secretary advises that the Developer Escrow Fees posted by EDISON WOODS ASSOC for a project located at 1000 US Route 1, Edison, N.J. 08817 in Block 266, Lot 39 and Application #Z64-2011

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 \$ 285.49 plus accrued interest, if applicable, which represents the amount due and owing the applicant, be returned to EDISON WOODS ASSOC; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of \$ 285.49 plus accrued interest, if applicable be refunded to EDISON WOODS ASSOC, 90 Woodbridge Center Drive Suite 600, Woodbridge, NJ 07095

BE IT FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund the sum of \$ 285.49 plus accrued interest, if applicable, in account # 7760296164 to the applicant.

ITEM 14. G.

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO LANDTEK CONSTRUCTION LLC d/b/a UNITED TERRAIN GROUP FOR PAPAIAINI PARK SPLASH PARK

WHEREAS, bids were received by the Township of Edison on June 29, 2023 for Public Bid No. 23-30-05 Papaianni Park Splash Park; and

WHEREAS, LANDTEK CONSTRUCTION LLC d/b/a UNITED TERRAIN GROUP, 386 State Route 79, Morganville, NJ 07751, submitted the lowest legally responsible, responsive bid; and

WHEREAS, the maximum amount of this purchase shall not exceed \$2,783,814.05; 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:

6. All bids have been reviewed, and the bid submitted by LANDTEK CONSTRUCTION LLC d/b/a UNITED TERRAIN GROUP, 386 State Route 79, Morganville, NJ 07751 for Public Bid No. 23-30-05 Papaianni Park Splash Park, is determined to be the lowest legally responsible, responsive bid.
7. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$2,783,814.05 and any other necessary documents, with LANDTEK CONSTRUCTION LLC d/b/a UNITED TERRAIN GROUP as described herein.
8. The Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$2,783,814.05** are available in the following accounts as follows:

- \$103,814.05: Various Township Building and Parks Improvements C-04-15-1914-100-000
- \$390,000.00: Various Improvements & Repairs to Buildings C-04-16-1948-105-000
- \$200,000.00: Various Park Improvements C-04-17-1988-105-000
- \$250,000.00: Improvements to Various Parks C-04-20-2089-104-004
- \$840,000.00: Improvements to Papaianni Park & Turf Softball Field C-04-20-2089-102-002
- \$200,000.00 Various Improvements - Recreation Department C-04-20-2089-102-003
- \$800,000.00 Section 20 Costs C-04-16-1948-490-000

Lina Vallejo
Chief Financial Officer

Date

ITEM 14. H.

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO EPIC MANAGEMENT, INC. FOR EDISON TOWNSHIP SPORTS BUILDING

WHEREAS, bids were received by the Township of Edison on July 11, 2023 for Public Bid No. 23-30-02R Edison Township Sports Building; and

WHEREAS, EPIC MANAGEMENT, INC., 136 Eleventh Street, Piscataway, NJ 08854, submitted the lowest legally responsible, responsive bid; and

WHEREAS, the maximum amount of this purchase shall not exceed \$10,787,000.00; 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:

9. All bids have been reviewed, and the bid submitted by EPIC MANAGEMENT, INC., 136 Eleventh Street, Piscataway, NJ 08854 for Public Bid No. 23-30-02R Edison Township Sports Building, is determined to be the lowest legally responsible, responsive bid.
10. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$10,787,000.00 and any other necessary documents, with EPIC MANAGEMENT, INC. as described herein.
11. The Purchasing Agent is hereby authorized to return any and all deposits and or bonds of the unsuccessful bidders.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$10,787,000.00** are available in the following accounts as follows:

- \$4,000,000.00: Rec Dept.-Construction of Community Ctr. C-04-22-2147-103-001
- \$2,500,000.00: Building Construction & Repairs C-04-19-2060-110-000
- \$933,385.30: Section 20 Costs - Recreation C-04-22-2147-103-490
- \$1,000,000.00: Edison JETS Pop Warner Project 3-01-41-0862-000-000
- \$39,553.67: Engineering - Papaianni Park Upgrade C-04-08-1616-165-452
- \$2,799.90: Buildings - Energy Upgrades C-04-08-1616-310-451
- \$203,141.37: Upgrade to Lighting, Courts and Fields C-04-17-1988-106-000
- \$424,396.66: Section 20 Costs C-04-17-1988-490-000
- \$47,959.94: Recreation-Equipments & Upgrades C-04-18-2028-104-000
- \$229,262.19: Various Engineering Projects C-04-18-2028-109-000
- \$3,840.00: Phase 1 of the design for Community Cent C-04-18-2028-112-000
- \$32,000.00: Recreation-Acquisition of Equipments C-04-19-2060-103-000
- \$107,123.25: Recreation-Various Improvements C-04-19-2060-104-000
- \$162,926.16: Building Construction & Repairs C-04-19-2060-110-000
- \$963,992.00: Section 20 Costs C-04-19-2060-490-000
- \$9,694.07: Engineering-Various Improvements C-04-20-2089-105-001
- \$126,925.49: Section 20 Costs C-04-20-2089-490-000

Lina Vallejo
Chief Financial Officer

ITEM 15. 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 STO0000773, to the following:

Permit Number: DEV-23-0612

Opening Location: 1 TERRILL RD

Block/Lot: 198.06/7

Applicant's Name & Address:

**MATTCO PLUMBING & HEATING LLC
26 EVERGREEN AVE
FORDS, NJ 08863**

Initial Deposit Date: 04/19/2023

Deposit Amount: \$1,200.00

Paid by & refunded to:

**MATTCO PLUMBING & HEATING LLC
26 EVERGREEN AVE
FORDS, NJ 08863**

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

ITEM 15. 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 STO0000775, to the following:

Permit Number: DEV-23-0619

Opening Location: 100 ALBERT AVE

Block/Lot: 692.07/74

Applicant's Name & Address:

**MR.ROOTER/MANO HAR SURA
13B CONCORD RD
ISELIN, NJ 08830**

Initial Deposit Date: 5/30/2023

Deposit Amount: \$1,500.00

Paid by & refunded to:

**MANOHAR D SURYAVANSHI
2 HARDING AVE
EDISON, NJ 08820-2536**

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 15. 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 STO0000752, to the following:

Permit Number: DEV-22-0488

Opening Location: 26 MARY ELLEN DR

Block/Lot: 410.05/2

Applicant's Name & Address:

**VICTORY BUILDERS LLC
2107 OAK TREE RD
EDISON, NJ 08820**

Initial Deposit Date: 03/24/2023

Deposit Amount: \$3,880.00

Paid by & refunded to:

**VICTORY BUILDERS LLC
2107 OAK TREE RD
EDISON, NJ 08820**

ITEM 15. B.

**RESOLUTION AWARDING CONTRACT/PURCHASE ORDER TO CDW GOVERNMENT LLC
FOR
THREE (3) PANASONIC TOUGHBOOKS**

WHEREAS, there is the need to purchase three (3) Panasonic Toughbooks with extended service agreements for the Department of public Works; 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 Township of Edison is a member of the Educational Services Commission of New Jersey Cooperative Pricing System #65MCESSCCPS; and

WHEREAS, CDW GOVERNMENT, 75 Remittance Drive, Suite 1515, Chicago, IL 60675-1515, has been awarded Educational Services Commission of New Jersey cooperative pricing system Contract Number ESCNJ/AEPA-22G Technology Catalog - Supplies & Services; and

WHEREAS, the total amount of this purchase shall not exceed \$19,350.00; 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 \$19,350.00 and any other necessary documents, with CDW GOVERNMENT, 75 Remittance Drive, Suite 1515, Chicago, IL 60675-1515 as described herein.
2. This contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-11 of the Local Public Contracts Law and ESCNJ Contract No. ESCNJ/AEPA-22G.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$19,350.00** are available for the above in Account No. **C-04-18-2028-111-000**.

Lina Vallejo
Chief Financial Officer

ITEM 15. C.

RESOLUTION AUTHORIZING CONTRACT/PURCHASE ORDER TO FRANK'S TRUCK CENTER INC. FOR ONE (1) GMC SIERRA 3500

WHEREAS, there is in need to purchase one (1) GMC Sierra 3500 with options for the Department of Public Works; 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 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, FRANK'S TRUCK CENTER INC., 325 Orient Way, Lyndhurst, NJ 07071 has been awarded Contract # ESCNJ 20/21-09 Cars, Crossovers, Class 1-3 Pickup Trucks/Chassis Cabs, Sport Utility Vehicles and Vans under NJ state approved coop #65MCECCPS; and

WHEREAS, the total amount of this purchase shall not exceed \$48,537.28; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$48,537.28, and any other necessary documents, with FRANK'S TRUCK CENTER 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 **\$48,537.28** are available for the above in Account No. **C-04-20-2089-104-002**.

Lina Vallejo
Chief Financial Officer

Date

ITEM 15. D.

**RESOLUTION AMENDING VENDOR NAME FROM RESOLUTION R.082-022023 FOR
THE PURCHASE OF TRAFFIC CONTROL SIGNS, SUPPORTS, HARDWARE
& SAFETY DEVICES THROUGH THE SOMERSET COUNTY COOPERATIVE
PRICING SYSTEM**

WHEREAS, Resolution R.082-022023 approved on February 8, 2023 awarded a contract(s)/purchase order(s) to GARDEN STATE HIGHWAY PRODUCTS, INC., 301 Riverside Drive, Millville, NJ 08332 under Somerset County Cooperative Pricing System #2-SOCCP Contract #CC-0099-22 Traffic Control Signs, Supports, Hardware & Safety Devices for the purchase of Traffic Control Signs, Supports, Hardware & Safety Devices in the amount of \$70,000.00 in aggregate amongst the various vendors awarded; and

WHEREAS, since that time GARDEN STATE HIGHWAY PRODUCTS, INC. has been acquired by NATIONAL HIGHWAY PRODUCTS, INC. of 301 Riverside Drive, Millville, NJ 08332 and has submitted the required paperwork showing proof to Somerset County Co-op to update the award to National Highway Products ; and

WHEREAS, the price as well as all other terms and conditions apply to the original purchase agreement; 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 amend Resolution R.082-022023 in the amount not to exceed \$70,000.00 in aggregate amongst the various vendors awarded and any other necessary documents, and assign to NATIONAL HIGHWAY PRODUCTS, INC. as set forth above.
2. This contract is awarded pursuant to N.J.S.A. 40A:11-11 et seq.

Item 16. A.

**RESOLUTION AUTHORIZING A REIMBURSEMENT TO
DAWN THOMPSON FOR A PARK RENTAL**

WHEREAS Dawn Thompson, made payment in the amount of \$250.00 for the rental of Yelencsics Park on July 8, 2023; and

NOW; THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison shall refund the amount of \$250.00 to Dawn Thompson, 13 Glenville Rd., Edison, NJ 08817, which amount represents the rental fee Yelencsics Park.

<u>VENDOR ID</u>	<u>VENDOR NAME</u>	<u>VENDOR ADDRESS</u>	<u>REASON</u>	<u>AMT.</u>	<u>REQ. #</u>
THOMPSON	Dawn Thompson	13 Glenville Rd., Edison, 08817	Park condition	\$250.00	R3-04687

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of \$250.00 are available in Account #3-01-55-0291-000-000. (R3-04687)

ITEM 16. B.

RESOLUTION

Authorizing park rental fees to be waived for a non-profit organization

WHEREAS the Edison Recreation Department has fees for park rentals and,

WHEREAS the Pakistan Day Parade of New Jersey has held their event for the past 22 years; and

WHEREAS, the Pakistan Day Parade of New Jersey a NJ Non-Profit Corporation is requesting to have their fee waived as provided below; and

ORGANIZATION NAME	CONTACT NAME	ORGANIZATION ADDRESS	PARK LOCATION	DATE OF EVENT
Pakistan Day Parade of NJ	Dr. Mohammad A. Zubair	1967 Rt. #27, Edison, NJ 08817	Papaianni Park	8/20/23

NOW THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison that authorization be given to waive said fees.

BE IT FURTHER RESOLVED, by the Municipal Council of the Township of Edison that the rental fees for use of Papaianni Park shall be waived.

ITEM 16. C.

RESOLUTION AUTHORIZING THE TOWNSHIP OF EDISON TO PURCHASE SNACKS THROUGH AN INTERLOCAL SERVICE AGREEMENT WITH THE EDISON BOARD OF EDUCATION

WHEREAS, N.J.S.A. 40:8A-1 et seq. - authorizes contracting units to enter into Interlocal Service Agreements; and

WHEREAS, the Edison Township Board of Education, herein referred to as the “Lead Agency”, has offered voluntary participation in an Interlocal Service Agreement for the purchase of snacks for the AM & PM Latch Key Program for the 2023/2024 school year; and

WHEREAS, the Township of Edison, County of Middlesex, State of New Jersey, desires to participate in the Middlesex County Food Service Program; and

WHEREAS, MASCHIO’S FOOD SERVICES, INC., 525 East Main Street, Chester, NJ 07930, c/o EDISON BOARD OF EDUCATION, 312 Pierson Avenue, Edison, NJ 08837 is the vendor selected for the Edison Board of Education; and

WHEREAS, the price for these snacks shall be \$1.20 per snack; and

WHEREAS, the amount of this contract not to exceed \$200,000.00 cannot be determined at this time, and the total amount of the award cannot be encumbered; 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 official responsible for issuing the purchase order shall ensure that funds are available for the purchase through either an encumbrance or certification of availability of funds pursuant to N.J.A.C. 5:30-11.10; 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, that the Mayor, or his designee, is hereby authorized to execute a contract (purchase order/s) in the amount not to exceed \$200,000.00 and any other necessary documents, with MASCHIO’S FOOD SERVICES, INC., c/o EDISON BOARD OF EDUCATION.

ITEM 17. A.

**RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT TO XYLEM
DEWATERING SOLUTIONS, INC. FOR SEWER PUMP RENTALS**

WHEREAS, bids were received by the Township of Edison on May 2, 2023 for Public Bid No. 23-08-25 Sewer Pump Rentals; and

WHEREAS, XYLEM DEWATERING SOLUTIONS, INC., 84 Floodgate Rd., Bridgeport, NJ 08014, submitted the lowest legally responsible, responsive bid; 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 \$750,000.00 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 XYLEM DEWATERING SOLUTIONS, INC., 84 Floodgate Rd., Bridgeport, NJ 08014 for Public Bid No. 23-08-25 Sewer Pump Rentals, is determined to be the lowest legally responsible, responsive bid.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$750,000.00 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 XYLEM DEWATERING SOLUTIONS as described herein.

ITEM 17. B.

**RESOLUTION AUTHORIZING THE PURCHASE OF ONE (1) NEW AND UNUSED
GENERAC MOBILE DIESEL GENERATOR WITH OPTIONS FROM
GENERAC POWER SYSTEMS**

WHEREAS, the State of New Jersey passed Public Law 2011, Chapter 139, that allows local contracting units to utilize national cooperative contracts as an acceptable procurement method, explained in detail in the New Jersey Department of Community Affairs, Division of Local Government Services, and Local Finance Notice No. LFN 2012-10; and

WHEREAS, Sourcewell, maintains National Cooperative Purchasing Agreement Contracts, which are competitively awarded national leverage cooperative purchasing contracts, through which members can make purchases; and

WHEREAS, the Township of Edison is a member of the Sourcewell National Coop under Account #98315; and

WHEREAS, the Township of Edison, Department of Public Works is in need of one (1) new and unused Generac Mobile Diesel Generator with options; and

WHEREAS, GENERAC POWER SYSTEMS INC., S45 W29290 Hwy. 59, Waukesha, WI 53189 has been awarded Contract #020923-GNR Portable Construction Equipment; and

WHEREAS, the total amount of this contract shall not exceed \$107,113.00; and

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

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

1. The Mayor, or his designee, is hereby authorized to execute a contract/purchase order in the amount not to exceed \$107,113.00, and any other necessary documents, with GENERAC POWER SYSTEMS INC., the approved Sourcewell National Cooperative Pricing System vendor through this resolution, which shall be subject to all the conditions applicable to the current Sourcewell National Cooperative Pricing System contract as set forth above.
2. This contract is awarded pursuant to Public Law 2011, Chapter 139 and Local Finance Notice No. LFN 2012-10.
3. As per N.J.A.C. 17:44-2.2, the Contractor/Vendor shall maintain all documentation for a period of five years from the date of final payment. Such records shall be made available to the New Jersey Office of the State Comptroller upon request.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$107,113.00** are available for the above in Account No. **T-08-55-0225-000-002**.

Lina Vallejo
Chief Financial Officer

ITEM 19. A.

RESOLUTION R.

WHEREAS, applications have be made for the renewal of Plenary Retail Consumption Licenses, issued by the Municipal Council of the Township of Edison, expiring on June 30, 2023 ; and

WHEREAS, the proper applications and fees have been received; and

WHEREAS, no legally valid objections have been made as to why these applications should not be approved.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, County of Middlesex, New Jersey, that the following Plenary Retail Consumption Licenses expiring on June 30, 2023 for which the required fees of \$2,500.00 to the Township of Edison and \$200.00 to the State Division of Alcoholic Beverage Control have been paid, be the same hereby granted and renewed, effective July 26, 2023.

<u>LICENSE NUMBER</u>	<u>LICENSEE AND LOCATION</u>	<u>ADDRESS</u>
1205-33-062-005	ABC Bottle, LLC P.O. Box 40 South Plainfield, NJ	POCKET

ITEM 19. B.

RESOLUTION R.

EXPLANATION: A RESOLUTION AUTHORIZING THE ISSUANCE OF A NEW PLENARY RETAIL CONSUMPTION LIQUOR LICENSE TO YAYIN LIQUORS, LLC TO BE USED AT 1673 OAK TREE ROAD.

WHEREAS, pursuant to Resolution R.739-112022 adopted on November 14, 2022, 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 Consumption 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, on January 25, 2023, the Municipal Council adopted Resolution R.051-012023 which awarded the License to Yayin Liquors, LLC (“Entity”) as winning bidder; and

WHEREAS, the Entity’s License application is complete and all fees and costs for the License have been paid; and

WHEREAS, the Entity has passed the necessary background checks and the complied with the notice publication requirements of the Act, and the Entity is qualified to be licensed according to all standards established under the Act, and regulations promulgated thereunder, as well as pertinent local ordinances; and

WHEREAS, the applicant has disclosed and the Township has reviewed the source of all funds used in the purchase of the license and all additional financing obtained in connection with the licensed business; and

WHEREAS, the Entity has complied with all the conditions of sale within six (6) months of said award of license, and the Township desires to issue the new License to the Entity.

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 Municipal Council hereby authorizes the Township Clerk to issue a new Plenary Retail Consumption Liquor License to the Entity, pursuant to the Act, to be effective as of July 31, 2023 at the location of 1673 Oak Tree Road, Edison, NJ 08820.
2. This Resolution shall take effect immediately.

ITEM 15. D.

Explanation: A Resolution authorizing the issuance of a new Plenary Retail Distribution Liquor License to Kaanal & Chand, Inc.

WHEREAS, pursuant to Resolution R.781-112022 adopted on November 30, 2022, 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, on February 8, 2023 the Municipal Council adopted Resolution R.085-022023 which awarded the License to Kaanal & Chand, Inc. (“Entity”) as winning bidder; and

WHEREAS, the Entity’s License application is complete and all fees and costs for the License have been paid; and

WHEREAS, the Entity has passed the necessary background checks and the complied with the notice publication requirements of the Act, and the Entity is qualified to be licensed according to all standards established under the Act, and regulations promulgated thereunder, as well as pertinent local ordinances; and

WHEREAS, the applicant has disclosed and the Township has reviewed the source of all funds used in the purchase of the license and all additional financing obtained in connection with the licensed business; and

WHEREAS, the Entity has complied with all the conditions of sale within six (6) months of said award of license, and the Township desires to issue the new License to the Entity.

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:

3. The Municipal Council hereby authorizes the Township Clerk to issue a new Plenary Retail Consumption Liquor License to the Entity, pursuant to the Act, to be effective as of July 26, 2023.

4. The Entity shall apply to the Township for approval of a place-to-place transfer upon the determination of a business location for the use of the License.

5. This Resolution shall take effect immediately.

ITEM 19. D.

RESOLUTION R.

WHEREAS, applications have be made for the renewal of Plenary Retail Consumption Licenses, issued by the Municipal Council of the Township of Edison, expiring on June 30, 2023 ; and

WHEREAS, the proper applications and fees have been received; and

WHEREAS, no legally valid objections have been made as to why these applications should not be approved.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, County of Middlesex, New Jersey, that the following Plenary Retail Consumption Licenses expiring on June 30, 2023 for which the required fees of \$2,500.00 to the Township of Edison and \$200.00 to the State Division of Alcoholic Beverage Control have been paid, be the same hereby granted and renewed, effective July 26, 2023.

<u>LICENSE NUMBER</u>	<u>LICENSEE AND LOCATION</u>	<u>ADDRESS</u>
1205-33-013-011	RTC Restaurant Corp. P.O. Box 7033 Indianapolis, IN 46207	POCKET