

**AGENDA
MUNICIPAL COUNCIL
COMBINED MEETING
NOVEMBER 25, 2024
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 12, 2023 and posted in the Main Lobby of the Municipal Complex on the same date.
4. **COUNCIL PRESIDENT’S REMARKS**
5. **REVIEW OF MINUTES:**
 - a. Worksession Meeting of October 7, 2024
 - b. Combined Meeting of November 13, 2024
 - c. Closed Session Meeting of November 13, 2024
6. **UNFINISHED BUSINESS:
ORDINANCES FOR FURTHER CONSIDERATION, PUBLIC HEARING, AND FINAL ADOPTION:**

O.2233-2024	ORDINANCE AMENDS SECTION 2-2.13 ENTITLED “ADDRESSING THE COUNCIL” OF THE TOWNSHIP CODE BY PROVIDING FOR A FOUR MINUTE TIME FOR THE PUBLIC TO SPEAK AND PROVIDING FOR NO REBUTTAL TIME
O.2238-2024	AN ORDINANCE AMENDING CHAPTER 6, ALCOHOLIC BEVERAGE CONTROL BY AMENDING SECTION 6-4.1 HOURS OF SALE AND SECTION 6-4.2 NEW YEARS DAY
O.2239-2024	THIS ORDINANCE AMENDS SECTION 2-2 ENTITLED “TOWNSHIP COUNCIL” OF CHAPTER II ENTITLED “ADMINISTRATION” IN ORDER TO ESTABLISH FIRM RULES OF DECORUM FOR CONDUCT AT TOWNSHIP COUNCIL MEETINGS.
O.2240-2024	AN ORDINANCE AMENDING CHAPTER 2, ARTICLE I “MAYOR AND COUNCIL” BY AMENDING SECTION 2-2.7 “WORK SESSION MEETING; ORDER OF BUSINESS’, AMENDING SECTION 2-2.17 “AMENDMENTS TO RULES OF COUNCIL” AND CREATING A NEW SECTION 2.18 “COMBINED MEETING; ORDER OF BUSINESS”
7. **NEW BUSINESS:
PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR WEDNESDAY, DECEMBER 11, 2024.**

O.2241-2024	ORDINANCE AUTHORIZING THE LEASE OF PROPERTY AT 52 LEXINGTON AVENUE, BLOCK 68, LOT 14, EDISON, NEW JERSEY TO CHEVRA HATZOLAH OF MIDDLESEX COUNTY, INC.
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8. **FROM THE BUSINESS ADMINISTRATOR:**
 - a. Resolution awarding Contract/Purchase order(s) to Verizon Wireless for the furnishing of cellular phone services, wireless cards and accessories (not to exceed \$220,000.00) (Resolution R.672-112024)
 - b. Resolution authorizing change order # 1 for RFP 22-26 with BFJ Planning for Master Plan Consulting Services - \$5,000.00 (Resolution R.671-112024)
 - c. Resolution Authorizing The Re-Appointment Of Asma Warsi As Municipal Court Judge For The Township Of Edison (Resolution R.673-112024)

9. **FROM THE DEPARTMENT OF FINANCE:**
 - a. Resolution approving disbursements for the period ending, November 20, 2024 (Resolution R.670-112024)

10. **FROM THE DEPARTMENT OF LAW:**
 - a. Ordinance authorizing the lease of property at 52 Lexington Avenue, Block 68, Lot 14, Edison, New Jersey to Chevra Hatzolah of Middlesex County, Inc. (O.2241-2024)

11. **FROM THE DEPARTMENT OF PLANNING AND ENGINEERING:**
 - a. Resolution Refunding Tree Maintenance Bond to ARC Homes, Inc., having an address at 12 Madden Court, Edison, NJ 08820 for 203 West Hegel Avenue, Permit TRP 18-053, Account # TP190213AR, Subaccount 68392181. - \$150.00 (Resolution R.674-112024)
 - b. Resolution Refunding Engineering Inspection Fees to ARC Customs Homes, Inc., for 203 West Hegel Avenue, Edison, NJ 08820, Application: SIP 18-053, Account # EI190610AR, Subaccount # 689392220 - \$559.34 (Resolution R.675-112024)
 - c. Resolution to submit an award extension request for the LA-2023 MA Edison Township King George Post Road Rehabilitation to the New Jersey Department of Transportation – 6-month award extension (Resolution R.676-112024)
 - d. Resolution for zoning permit # ZP-24-01003, Settin Stone Limited Liability Company - \$100.00 (Resolution R.677-112024)
 - e. Resolution provides refund to Sure Electric LLC, 2 Timber Lane STE 201, Marlboro, NJ 07746 - \$278.00 (Resolution R.678-112024)

12. **FROM THE DEPARTMENT OF PUBLIC WORKS:**
 - a. Resolution to release Street Opening Escrow for 9 Timber Road (Resolution R.679-112024)
 - b. Resolution Awarding Contracts for Public Bid #24-10-05 Towing Services (2 Vendor – total not to exceed \$196,000.00) (Resolution R.680-112024 & R.686-112024)

13. **FROM THE DEPARTMENT OF RECREATION:**
 - a. Resolution refunding security deposit to Indo-American Festival, Inc. - \$500.00 (Resolution R.681-112024)
 - b. Resolution to accept and abide by concessions of the Middlesex County Office of Health Services Swimming Lessons Pilot Program Grant - \$16,000.00 (Resolution R.682-112024)
 - c. Resolution authorizing Bihar Jharkhand Association of North America to have their park rental fee waived (Resolution R.683-112024)

14. **FROM THE DEPARTMENT OF WATER AND SEWER:**
- a. Resolution authorizing the entering of a Shared Services Agreement with Brick Township Municipal Utilities Authority for the purpose of laboratory services for the Township of Edison water utility - \$20,000.00 per year- total \$40,000.00 (Resolution R.684-112024)
15. **FROM THE CHIEF OF FIRE:**
- a. Resolution authorizing contribution of first aid squad funds to Edison Emergency Medical Services, Inc. from the 2024 calendar year budget in an amount not to exceed \$105,000.00 (Resolution R.685-112024)

16. **PUBLIC HEARING:**

State of NJ Department of Environmental Park Development Enabling Resolution Green Acres Program Matching grant for project Angels Field Soccer.

R.669-112024 Resolution authorizing submission of State of New Jersey Department of Environmental Park Development Enabling Resolution Green Acres Program Matching grant for project Angels Field Soccer.

17. **APPROVAL OF MINUTES:**
- a. Worksession Meeting of October 7, 2024
 - b. Combined Meeting of November 13, 2024
 - c. Closed Session Meeting of November 13, 2024

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

O.2233-2024 ORDINANCE AMENDS SECTION 2-2.13 ENTITLED “ADDRESSING THE COUNCIL” OF THE TOWNSHIP CODE BY PROVIDING FOR A FOUR MINUTE TIME FOR THE PUBLIC TO SPEAK AND PROVIDING FOR NO REBUTTAL TIME

O.2238-2024 AN ORDINANCE AMENDING CHAPTER 6, ALCOHOLIC BEVERAGE CONTROL BY AMENDING SECTION 6-4.1 HOURS OF SALE AND SECTION 6-4.2 NEW YEARS DAY

O.2239-2024 THIS ORDINANCE AMENDS SECTION 2-2 ENTITLED “TOWNSHIP COUNCIL” OF CHAPTER II ENTITLED “ADMINISTRATION” IN ORDER TO ESTABLISH FIRM RULES OF DECORUM FOR CONDUCT AT TOWNSHIP COUNCIL MEETINGS.

O.2240-2024 AN ORDINANCE AMENDING CHAPTER 2, ARTICLE I “MAYOR AND COUNCIL” BY AMENDING SECTION 2-2.7 “WORK SESSION MEETING; ORDER OF BUSINESS’, AMENDING SECTION 2-2.17 “AMENDMENTS TO RULES OF COUNCIL” AND CREATING A NEW SECTION 2.18 “COMBINED MEETING; ORDER OF BUSINESS”

19. **NEW BUSINESS:
PROPOSED ORDINANCES PUBLIC HEARING SET DOWN FOR WEDNESDAY,
DECEMBER 11, 2024.**

**O.2241-2024 ORDINANCE AUTHORIZING THE LEASE OF PROPERTY
AT 52 LEXINGTON AVENUE, BLOCK 68, LOT 14, EDISON,
NEW JERSEY TO CHEVRA HATZOLAH OF MIDDLESEX
COUNTY, INC.**

20. **PUBLIC COMMENT ON THE RESOLUTIONS**

21. **PROPOSED RESOLUTIONS**

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

Consent Agenda

- R.670-112024 Resolution approving disbursements for the period ending, November 20,2024.
R.671-112024 Resolution awarding Contract/Purchase order(s) to Verizon Wireless for the furnishing of cellular phone services, wireless cards and accessories in an amount not to exceed \$220,000.00.
R.672-112024 Resolution authorizing change order # 1 for RFP 22-26 with BFJ Planning for Master Plan Consulting Services in the amount of \$5,000.00.
R.673-112024 Resolution Authorizing the Re-Appointment of Asma Warsi As Municipal Court Judge For The Township Of Edison.
R.674-112024 Resolution Refunding Tree Maintenance Bond to ARC Homes, Inc., having an address at 12 Madden Court, Edison, NJ 08820 for 203 West Hegel Avenue, Permit TRP 18-053, Account # TP190213AR, Subaccount 68392181. - \$150.00.
R.675-112024 `Resolution Refunding Engineering Inspection Fees to ARC Customs Homes, Inc., for 203 West Hegel Avenue, Edison, NJ 08820, Application: SIP 18-053, Account # EI190610AR, Subaccount # 689392220 - \$559.34.
R.676-112024 Resolution to submit an award extension request for the LA-2023 MA Edison Township King George Post Road Rehabilitation to the New Jersey Department of Transportation – 6-month award extension.
R.677-112024 Resolution for zoning permit # ZP-24-01003, Settin Stone Limited Liability Company - \$100.00.
R.678-112024 Resolution provides refund to Sure Electric LLC, 2 Timber Lane STE 201, Marlboro, NJ 07746 - \$278.00.
R.679-112024 Resolution to release Street Opening Escrow for 9 Timber Road
R.680-112024 Resolution Accepting Bid and Awarding Contract to Noll Brothers Inc. For Towing Services in an amount not to exceed \$105,500.00)
R.681-112024 Resolution refunding security deposit to Indo-American Festival, Inc. - \$500.00.
R.682-112024 Resolution to accept and abide by concessions of the Middlesex County Office of Health Services Swimming Lessons Pilot Program Grant - \$16,000.00.
R.683-112024 Resolution authorizing Bihar Jharkhand Association of North America to have their park rental fee waived.

R.684-112024 Resolution authorizing the entering of a Shared Services Agreement with Brick Township Municipal Utilities Authority for the purpose of laboratory services for the Township of Edison water utility - \$20,000.00 per year- total \$40,000.00.

R.685-112024 Resolution authorizing contribution of first aid squad funds to Edison Emergency Medical Services, Inc. from the 2024 calendar year budget in an amount not to exceed \$105,000.00.

R.686-112024 Resolution Accepting Bid and Awarding Contract to Majestic Towing & Transport Inc. for Towing Services in an amount not to exceed \$90,500.00.

22. **ORAL PETITIONS AND REMARKS:**

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

24. **REPORTS FROM ALL COUNCIL COMMITTEES:**

25. **POINTS OF LIGHT:**

26. **DISCUSSION ITEMS:**

Councilmember Coyle

- a. Updates and communications
 - a. Finance
 - b. Future tax revenue
 - c. Economic Developer & Development
 - d. Small Business/Retail Stores
 - e. Affordable Housing
 - f. Public Safety
 - g. Public Works
 - h. Storm Water Management
- Requirements for COAH to meet obligation

Councilmember Harris

- a. Absent

Councilmember Patil

- a. Light trespass Ordinance
- b. Grove Ave/Calvert
- c. Glendale property
- d. Streets reopened
- e. Public Safety
- f. Trust account
- g. Edison Water services

Councilmember Poyner

- a. COAH recommendations from DCA
- b. Stormwater Management Guidelines for Subdivisions
- c. Council Vice President Harris statement

Councilmember Shmuel

- a. Bike Paths
- b. Water Meters

Councilmember Brescher

- a. Change Orders
- b. Smoke Detection

Council President Patel

- a. Pedestrian Safety
 - Bike Paths
 - o Path under JP & L power Line (Papaianni Park)
 - o Path on Central Ave.
- b. Town's Finance
 - Economic Developer
 - Redevelopment Agency

27. **ADJOURNMENT**

EXPLANATION: This ordinance amends section 2-2.13 entitled “Addressing the Council” of the Township Code by providing for a four minute time for the public to speak and providing for no rebuttal time.

ORDINANCE O.2233-2024

BE IT ORDAINED, by the Township Council of the Township of Edison, County of Middlesex, State of New Jersey that Chapter 2 entitled “Administration” is hereby amended to read as follows:

Deletions are noted by ~~strike throughs~~

Additions are indicated in **bold underline**

Language that remains unchanged is not highlighted in any way

SECTION I. Section 2-2.13 (e) entitled “Manner of Addressing the Council” is hereby amended to read as follows:

(e) Manner of Addressing the Council. Upon recognition from the Council President or presiding officer, a person shall proceed to the floor and give his or her name, and address, in an audible tone of voice for the records. He or she shall limit his or her statement to ~~six (6)~~ **four (4)** minutes. Any person may speak only once during the time of the meeting allotted each of the categories of business described in paragraph a., b. and c. above. Each such statement shall be limited to **four (4)** minutes **with no rebuttal**. ~~Any person who has already spoken may speak in rebuttal to any comment by another member of the public on the same issue(s) which rebuttal shall be limited to three (3) minutes and shall be limited to one (1) rebuttal per meeting. However, each person may speak and present a rebuttal on each ordinance, when the ordinance is presented for a public hearing, for the duration of time as set forth above.~~

1. Statements shall be addressed to the Council President and not to any member thereof. A Councilperson shall not direct any question to a speaker addressing the Council except through the Council President or presiding officer.

2. It shall be the duty of the Council President or the presiding officer or his designee to monitor the speaking times with an appropriate timer and notify the speaker when the speaker's time has elapsed.

SECTION II. This ordinance shall take effect twenty (20) days after adoption and approval by the Mayor in accordance with N.J.S.A. 40:69A:181(b).

SECTION III. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

ORDINANCE O.2238-2024

AN ORDINANCE AMENDING CHAPTER 6, ALCOHOLIC BEVERAGE CONTROL BY AMENDING SECTION 6-4.1 HOURS OF SALE AND SECTION 6-4.2 NEW YEAR'S DAY

WHEREAS, the Township of Edison (hereinafter referred to as the "Township") is a public body corporate and politic in the County of Middlesex, State of New Jersey; and

WHEREAS, the Township wishes to amend Chapter 6, Section 6-4.1 "Hours of Sale", and Chapter 6, Section 6-4.2 "New Year's Day" by amending the permissible hours of sale to promote uniform treatment of alcohol sales within the Township; and

WHEREAS the Township Council has determined that the updating and modernization of the code is in the best interest of the Township; and

NOW, THEREFORE, BE IT ORDAINED, by the Municipal Council of the Township of Edison, in the County of Middlesex, State of New Jersey Chapter 6, Section 6-4.1, entitled "Hours of Sale" and Chapter 6, Section 6-4.2 "New Year's Day" are hereby amended as follows:

Deletions are noted by ~~strikethrough~~

Additions are indicated by **bold underline**

Language that remains unchanged is not highlighted in any way.

SECTION I

§6-4.1 Hours of Sale.

No alcoholic beverages shall be sold, served, consumed or delivered to a licensed premises from Monday through Thursday between the hours of 2:00 a.m. and 7:00 a.m., nor on Fridays and Saturdays between the hours of 3:00 a.m. and 7:00 a.m., nor on other Sundays between the hours of 3:00 a.m. and **7:00 a.m.** noon. ~~Except the sales shall be permitted beginning at 10:00 a.m. on the following dates:~~

- ~~a. The Sunday preceding Christmas;~~
- ~~b. The Sunday preceding New Year's Day;~~
- ~~c. July 4th;~~
- ~~d. The Sunday preceding July 4th.~~

SECTION II

§6-4.2 New Year's Day

No licensee shall sell, serve or deliver or allow, permit or suffer the sale, service or delivery of any alcoholic beverage, nor allow the consumption of any alcoholic beverage on **the** licensed premises on New Year's Day, **between the hours of 5:00 a.m. and 7:00 a.m.** ~~when it is a Sunday, between the hours of 5:00 a.m. and 12:00 noon, sales being permissible at any time on New Year's Day when it is a weekday.~~

SECTION III

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 IV

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

SECTION V

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

ORDINANCE O.2239-2024

EXPLANATION: This Ordinance amends Section 2-2 entitled “Township Council” of Chapter II entitled “Administration” in order to establish firm rules of decorum for conduct at Township Council meetings.

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

WHEREAS, the public are encouraged to speak at all open meetings of the Township in accordance with the provisions of the Municipal Code of the Township of Edison; and

WHEREAS, the Township Council wishes to clarify and expand upon the rules of decorum for conduct at public meetings to preserve good order and encourage meaningful participation by the public; and

NOW, THEREFORE, BE IT ORDAINED, by the Township Council of the Township of Edison, County of Middlesex, State of New Jersey that Chapter 2 entitled “Administration” is hereby amended to read as follows:

Deletions are noted by ~~strike throughs~~

Additions are indicated in **bold underline**

Language that remains unchanged is not highlighted in any way

SECTION I.

Section 2-2.14 entitled “Decorum” is hereby amended to read as follows:

a. Meetings of the Township Council shall be conducted in an orderly manner to ensure that the public has a full opportunity to be heard and that the deliberative process is retained at all times. The Council President or presiding officer shall be responsible for maintaining the good order and decorum of the meetings.

b. Council Relations. A cooperative attitude along with courtesy and respect between Council members are necessary ingredients for full consideration of adverse viewpoints no matter how strongly held, for smooth transaction of the Council business, and for the promotion and preservation of public respect and confidence for the Council. It is, therefore, incumbent upon each Council member to be cooperative, courteous and respectful to other Council members, Directors, municipal officials or professionals hired on behalf of the Township, by their words, behavior, and considerate listening, particularly during controversy, disagreement, or expression of divergent view.

~~Any person making personal, impertinent or slanderous remarks or who becomes boisterous shall be barred by the presiding officer from further attendance at the meeting of the Council. On request of the presiding officer, any individual not in compliance with standards of behavior of Council meetings shall be escorted from the chamber.~~

c. The Chief of Police or his/her designee shall be sergeant at arms of the Council meetings and shall be present at the Council meetings. The sergeant at arms shall carry out all orders and instructions given by the presiding officer for the purpose of maintaining order and decorum at the Council meetings.

~~All citizens shall conduct themselves in an appropriate manner.~~

d. There shall be no food or beverage in the Council chambers while the Council is in session.

e. No animal shall be permitted in the Council chambers at any time, without Council approval except for a seeing eye dog accompanying a person who is blind.

f. The members of the Township Council and administration shall:

1. Fully participate in Township Council meetings and other public forums while demonstrating respect, kindness, consideration and courtesy to others.

2. Prepare in advance of Council meetings and be familiar with issues on the agenda.

3. Be respectful of other people's time. Stay focused and act efficiently during public meetings.
4. Serve as a model of leadership and civility to the community.
5. Practice civility and decorum in discussions and debate.
6. Treat all staff as professionals.
7. Never publicly criticize an individual employee.
8. Be welcoming to speakers and treat them with care and gentleness.
9. Do not take advantage of services or opportunities for personal gain because of their position.
10. Keep confidential information concerning property and personnel private, unless legal permission is given.
11. Refrain from using non-authorized resources such as equipment and supplies which are not available to the public.

- g. Addressing the Meeting: No person shall address the meeting without first being recognized by the Council President. Each person so recognized shall step to the podium provided for the use of the public and shall state his or her name and address; the organization, if any, which he or she represents; and, if during the open public session of the meeting, the subject he or she wishes to discuss. Children under 18 shall not be required to give their last name or address.**
- h. Each person addressing the Township Council shall do so in an orderly manner. Any person who utters physically threatening, patently offensive or abusive language, or engages in any other conduct which disrupts, disturbs or otherwise impedes the orderly conduct of any meeting shall, at the discretion of the Council President, presiding officer, or a majority of the Council, be first asked to refrain from such conduct and shall receive a warning.**
- i. If, after receiving a warning from the Council President, presiding officer or the majority of the Council, a person persists in conduct which violates the rules of decorum or impedes or disrupts the orderly conduct of the meeting, their remaining time allotted for addressing the Council shall be forfeited and they will be required to leave the podium.**
- j. If such person does not leave the podium or continues to disrupt the meeting from the audience, the Council President, presiding officer or a majority of the Council may order that person to leave the meeting.**
- k. If such person does not leave the meeting, the Council President or presiding officer may order the Sergeant at Arms to have that person removed from the council chambers.**
- l. Activities which shall be considered an impediment to the orderly conduct of or disruptive to the meeting include, but are not limited to:**

 - 1. Engaging in disorderly conduct such as the utterance of loud, physically threatening, abusive, or excessively vulgar language, or other acts which disturb, disrupt or otherwise impede the orderly conduct of any meeting and the ability of the public to hear or participate;**
 - 2. Speaking without being first recognized by the Chair, or attempting to address Council outside of the permitted periods for public comment;**
 - 3. The use of patently offensive or abusive language;**
 - 4. The wearing of costumes or non-medically necessary masks while addressing the Council;**
 - 5. The use of props while addressing the Council;**

6. Comments, performances or other behavior clearly intended to cause disruption by failing to address a matter of concern to the residents of the municipality.

m. If a meeting is disturbed or disrupted in such a manner as to make the restoration of order infeasible or improbable, the meeting may be adjourned or continued by the Council President or a majority of the members, and any remaining business may be considered at the next meeting.

SECTION II.

This ordinance shall take effect twenty (20) days after adoption and approval by the Mayor in accordance with N.J.S.A. 40:69A:181(b).

SECTION III.

All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

ORDINANCE O.2240-2024

AN ORDINANCE AMENDING CHAPTER 2, ARTICLE I “MAYOR AND COUNCIL” BY AMENDING SECTION 2-2.7 “WORK SESSION MEETING; ORDER OF BUSINESS”, AMENDING SECTION 2-2.17 “AMENDMENTS TO RULES OF COUNCIL” AND CREATING A NEW SECTION 2.18 “COMBINED MEETING; ORDER OF BUSINESS”

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

WHEREAS, the Township Council has determined that revision of the work session meeting agenda and codification of the agenda for combined meetings would provide clarity and order to the Township Council meetings which are held in a combined manner, and

WHEREAS, the Township Council wishes to amend Chapter 2, to add a new Section 2.18 entitled “Combined Meeting; Order of Business”; and

WHEREAS, the Township Council further wishes to clarify the procedure for the making of amendments to the Rules of Council; and

WHEREAS the Township Council seeks to codify the procedures necessary for running the council meetings in order to more efficiently conduct such meetings and provide for more effective services to the people of the Township of Edison; and

NOW, THEREFORE, BE IT ORDAINED, by the Municipal Council of the Township of Edison, in the County of Middlesex, State of New Jersey Chapter 2, Section 2-2.7 “Work Session Meeting; Order of Business” and Section 2-2.17 “Amendments to Rules of Council” and hereby amended and Section 2.18 of the Code entitled “Combined Meetings; Order of Business” is hereby created as follows:

Deletions are noted by ~~strike throughs~~

Additions are indicated in **bold underline**

Language that remains unchanged is not highlighted in any way

SECTION I

Section 2-2.7. “Work Session Meeting; Order of Business.” Item (a) is hereby amended to read as follows:

- a. The business of each work session meeting shall be conducted in the following manner:
1. Call to order
 2. Salute to the Flag ("Pledge of Allegiance")
 3. Roll call
 4. Reading of the Open Public Meetings Act Statement
 5. ~~Approval~~ **Review** of minutes
 6. **Administrative Agenda**
 7. **Ordinances for further consideration and public hearing**
 8. **Proposed ordinances**
 9. **Proposed resolutions**
 10. **Communications**
 11. Oral petitions and remarks;
 12. Mayor's report;
 13. ~~Reports from~~ Council committees and board / commission liaison **reports**;
 9. ~~Points of Light~~;
 14. Department reports;
 15. **Points of Light**;
 11. ~~Council liaison to the Planning Board~~;
 12. ~~Ordinances for further consideration and public hearing~~;

- 13. ~~Proposed ordinances;~~
- 14. ~~Proposed resolutions;~~
- 15. ~~Communications;~~
- 16. Discussion
- 17. Closed session*
- 18. Adjournment

*It is the Council President's prerogative to determine when a "Closed Session" will occur during the meeting and will publicly announce the decision at the beginning of the meeting.

SECTION II

Section 2-2.17 entitled “Amendments to Rules of Council” Item (b) is hereby amended to read as follows:

- b. The Council President ~~will then~~ **may, at their discretion,** appoint a special committee of three (3) members of the Township Council to consider the proposed amendments. The special committee will present its recommendations at the next regular or adjourned meeting of the Township Council.

SECTION III

[the following subsection shall be created at §2-2.18”]

§2-2.18 Combined Meeting; Order of Business

- a. **The business of each combined meeting where both work and regular session business are to occur in the same meeting shall be conducted in the following manner:**
 - 1. **Call to order**
 - 2. **Salute to the Flag (“Pledge of Allegiance”)**
 - 3. **Roll call**
 - 4. **Reading of the Open Public Meetings Act Statement**
 - 5. **Council President Remarks**
 - 6. **Resolutions of Recognition / Presentations to Council**
 - 7. **Administrative Agenda - Review**
 - 8. **Ordinances for further consideration and public hearing – Review**
 - 9. **Proposed ordinances - Review**
 - 10. **Proposed resolutions – Review**
 - 11. **Approval of minutes**
 - 12. **Administrative Agenda – Action**
 - 13. **Ordinances for further consideration and public hearing – Action**

14. **Proposed Ordinances – Action**
15. **Proposed resolutions – Action**
16. **Communications**
17. **Oral Petitions and Remarks**
18. **Mayor’s report**
19. **Council committees and board/commission liaison reports**
20. **Department reports**
21. **Points of Light**
22. **Council Discussion, Pending and New Matters;**
23. **Closed Session;***
24. **Adjournment.**

***It is the Council President’s prerogative to determine when a “Closed Session” will occur during the meeting and will publicly announce the decision at the beginning of the meeting.**

SECTION IV

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 V

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

SECTION VI

EFFECTIVE DATE. This ordinance shall take effect twenty (20) days after adoption and approval by the Mayor in accordance with N.J.S.A. 40:69A:181(b).

TOWNSHIP OF EDISON

ORDINANCE 0-2241-2024

AN ORDINANCE AUTHORIZING THE LEASE OF PROPERTY AT 52 LEXINGTON AVENUE, BLOCK 68, LOT 14, EDISON, NEW JERSEY TO CHEVRA HATZOLAH OF MIDDLESEX COUNTY, INC.

WHEREAS, the Township of Edison (the “Township”) owns a parcel of real estate known as 52 Lexington Avenue, located at the corner of Lexington Avenue and Leslie Street in Edison, New Jersey, designated as Block 68, Lot 14 on the Official Tax Map of the Township of Edison (the “Property”); and

WHEREAS, Chevra Hatzolah of Middlesex County, Inc. (“Chevra Hatzolah”) is a non-profit corporation designated as a Section 501(c)(3) organization by the Internal Revenue Services committed to providing rapid quality emergency medical care to the residents of Middlesex County using the latest, and the highest quality emergency medical equipment; and

WHEREAS, the Property is not being used by the Township at the present time; and

WHEREAS, Chevra Hatzolah desires to use the Property to construct an emergency response and first aid center in accordance with the Joshia Levitin designs provided by Chevra Hatzolah and attached hereto; and

WHEREAS, the Local Land and Building Law, N.J.S.A. 40A:12-1 et seq. authorizes municipalities to lease property to non-profit organizations at less than the market rate for rent when the leasehold meets the purposes set forth in N.J.S.A. 40A:12-15; and

WHEREAS, the use of the proposed leasehold space by Chevra Hatzolah satisfies the purposes set forth in Subsections (A) and (I) of N.J.S.A. 40A:12-15 as follows:

(A) The provision of fire protection, first aid, rescue and emergency services by an association duly incorporated for such purposes.

(I) Any activity for the promotion of the health, safety, morals and general welfare of the community of any non-profit corporation or association;” and

WHEREAS, Chevra Hatzolah has requested a lease for a thirty (30) year period with two (2) ten (10) year options; and

WHEREAS, no lease payments shall be made for the first thirty six (36) months of the lease term, however, thereafter Chevra Hatzolah shall pay the Township Six Thousand Dollars (\$6,000) per year payable in equal monthly installments of Five Hundred Dollars per month (\$500) for Lease Year Four (“Rent”), with two percent (2%) cumulative annual increases each year; and

WHEREAS, the Town Council of the Township of Edison finds that it would be in the best interests of both parties to authorize a lease with Chevra Hatzolah for a term of thirty (30) years with the option to extend the term for two (2) additional ten (10) year increments; and

WHEREAS, N.J.S.A. 40A:12-1 et seq. requires any nonprofit corporation leasing space to annually submit a report setting out the use to which the leasehold was put during each year, the activities of the lessee undertaken in furtherance of the public purpose for which the leasehold was granted; the approximate value or cost, if any, of such activities in furtherance of such purpose; and an affirmation of the continued tax-exempt status of the nonprofit corporation pursuant to both State and Federal law; and

WHEREAS, the Town Business Administrator shall be responsible for ensuring compliance with the conditions of this lease;

NOW, THEREFORE, BE IT ORDAINED, by the Municipal Council of the Township of Edison, County of Middlesex, State of New Jersey, that it hereby authorizes and approves a Lease between Edison Township and the Chevra Hatzolah of Middlesex County, Inc. for the lease of the property at 52 Lexington Avenue, at the corner of Lexington Avenue and Leslie Street, Edison, New Jersey, designated on the Official Tax Map of the Township of Edison as Block 68, Lot 14, for a term of thirty (30) years with an option to extend the Term for two (2) additional ten (10) year increments; and

BE IT FURTHER ORDAINED, that the Mayor and Clerk are hereby authorized and directed to execute such lease in the form annexed hereto; and

BE IT FURTHER ORDAINED, if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective; and

BE IT FURTHER ORDAINED, any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict; and

BE IT FURTHER ORDAINED, this Ordinance shall take effect upon passage and publication in accordance with applicable law.

ATTEST:

ADOPTED:

CHERYL RUSSOMANNO, RMC
TOWNSHIP CLERK

SAMIP JOSHI,
MAYOR

I do hereby certify the above to be a true and exact copy of an Ordinance duly passed and adopted by the Town Council of the Township of Edison at the Regular meeting of the Town Council held on_____, 2024 in the Township of Edison Council Room, 100 Municipal Boulevard, Edison, New Jersey 08817, beginning at _____ P.M., prevailing time.

DATED:_____, 2024

Cheryl Russomanno, Town Clerk

RESOLUTION R.669-112024

**STATE OF NEW JERSEY
DEPARTMENT OF ENVIRONMENTAL PROTECTION
PARK DEVELOPMENT
ENABLING RESOLUTION**

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program (“State”), provides grants and/or loans to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition, development, and stewardship of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Township of Edison desires to further the public interest by obtaining funding in the amount of \$1,050,000.00, in the form of a \$1,050,000.00 matching grant and, if available, a \$0 loan, from the State to fund the following project: Angels Field Soccer Project at a cost of \$5,445,601.34;

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State’s funds in accordance with such rules, regulations, and applicable statutes, and is willing to enter into an agreement with the State for the above-named project;

NOW, THEREFORE, the governing body/board resolves that:

1. Sam Joshi, Mayor of Edison or the successor to the office of Mayor is hereby authorized to:
 - (a) make application for such a loan and/or a grant,
 - (b) provide additional application information and furnish such documents as may be required, and
 - (c) act as the authorized correspondent of the above-named applicant;
2. The applicant agrees to provide its matching share to the Green Acres funding request, if a match is required, in the amount of \$4,395,601.34;
3. In the event that the State’s funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project;
4. The applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and
5. This resolution shall take effect immediately.

CERTIFICATION

I, Cheryl Russomanno do hereby certify that the foregoing is a true copy of a resolution adopted by the Township of Edison Council at a meeting held on the 25th day of November, 2024.

IN WITNESS WHEREOF, I have hereunder set my hand and the official seal of this body this 25th day of November, 2024.

Cheryl Russomanno, Township Clerk

RESOLUTION R.670-112024

APPROVAL OF DISBURSEMENT OF FUNDS BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EDISON FOR THE PERIOD ENDING NOVEMBER 20, 2024.

WHEREAS, the Director of Finance of the Township of Edison has transmitted to the Township Council a Report of Disbursements made through, November 20, 2024.

FUND	AMOUNT
Current	\$102,073,602.02
Affordable Housing	0.00
Capital	2,269,551.50
Cash Performance	0.00
CDBG	12,214.91
Developers Escrow	35,569.96
Dog (Animal Control)	5,796.50
Federal Forfeited	11,811.70
Employee Tax	0.00
Grant Funds	48,256.16
Law Enforcement	0.00
Open Space	1,651.11
Park Improvements	0.00
Payroll Deduction	0.00
Sanitation Fund	187,553.84
Self-Insurance	0.00
Sewer Utility	13,100,474.45
Street Opening	0.00
Tax Sale Redemption	0.00
Tree Fund	0.00
Tree Planting	0.00
Trust	627,081.46
Edison Water Utility	888,703.96
Edison Landfill Closure Trust	0.00
TOTAL	\$119,259,267.57

/s/ Lina Vallejo
Chief Financial Officer

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Edison, that the above-referenced disbursements report is hereby approved.

RESOLUTION R.671-112024

RESOLUTION AWARDING CONTRACT/PURCHASE ORDER(S) TO VERIZON WIRELESS FOR THE FURNISHING OF CELLULAR PHONE SERVICES, WIRELESS CARDS AND ACCESSORIES

WHEREAS, there is a need to purchase cellular phone services, wireless cards and accessories for the Township of Edison; and

WHEREAS, VERIZON WIRELESS, 10170 Junction Drive, Suite 200, Annapolis Junction, MD 20701 has been awarded State Contract Number 22-TELE-05441 under M4006/Wireless Voice Data and Accessories; and

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

WHEREAS, the total amount of this contract, not to exceed \$220,000.00 (for cell phones, air cards and accessories), 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)).

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 \$220,000.00 and any other necessary documents, with VERIZON WIRELESS, 10170 Junction Drive, Suite 200, Annapolis Junction, MD 20701, 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. 22-TELE-05441 under M4006.

RESOLUTION R.672-112024

**RESOLUTION AUTHORIZING CHANGE ORDER # 1 FOR RFP 22-26 WITH BFJ PLANNING FOR
MASTER PLAN CONSULTING SERVICES**

WHEREAS, Resolution R.299-052022 authorized Contract No. RFP 22-26 with BFJ PLANNING, 115 5th Ave, New York, NY 10003, for the Master Plan Consulting Services in the amount of \$160,000.00; and

WHEREAS, Change Order #1 in the amount of \$5,000.00 is needed for additional planning services to complete the project; and

WHEREAS, the changes will not alter the contract in such a manner as to nullify the effect of the competitive determination made at the time of the contract award; 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 Change Order #1 to the contract with BFJ PLANNING, is hereby authorized in the amount of \$5,000.00 for a total amended contract amount of \$165,000.00.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$5,000.00** are available for the above in Account No. **C-04-18-2028-490-000 SECTION 20 COSTS** for a total amended contract amount of **\$165,000.00 (23-01551)**.

Lina Vallejo
Chief Financial Officer

Date

RESOLUTION R.673-112024

**RESOLUTION AUTHORIZING THE RE-APPOINTMENT OF ASMA WARSI AS
MUNICIPAL COURT JUDGE FOR THE TOWNSHIP OF EDISON**

WHEREAS, the Township of Edison (hereinafter referred to as “Township”) desires to re-appoint the Judge of the Municipal Court of the Township for a one-year appointment from September 1, 2024 through August 31, 2027; and

WHEREAS, pursuant to N.J.S.A. 2B:12-4(b) a municipal court judge shall be appointed by the governing body of the municipality; and

WHEREAS, the judge of the Municipal Court of the Township shall have, possess and exercise all the jurisdictions, powers, functions and duties which are or may be conferred by law and the applicable rules of the Supreme Court of New Jersey; and

WHEREAS, the Mayor desires to re-appoint Judge Asma Warsi, as judge of the Municipal Court of the Township for a three year term; and

WHEREAS, the Municipal Council seeks to provide its advice and consent to the aforesaid re-appointment, in accordance with Section 2-94.1 of the Township Code of Ordinances;

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council hereby provides its advice and consent to the Mayor’s re-appointment of Judge Asma Warsi, as judge of the Municipal Court of the Township, for a three (3) year term, effective September 1, 2024 through August 31, 2027, at compensation as determined by the Mayor and Municipal Council and approved by subsequent ordinance.
3. A copy of this Resolution shall be available for public inspection at the offices of the Township Clerk.
4. A copy of this Resolution shall be forwarded to the Township of Edison Municipal Court Administrator.
5. This Resolution shall take effect immediately.

RESOLUTION R.674-112024

EXPLANATION: Resolution Refunding Tree Maintenance Bond to ARC Homes, Inc., having an address at 12 Madden Court, Edison, NJ 08820 for 203 West Hegel Avenue, Permit TRP 18-053 , Account # TP190213AR, Subaccount 68392181.

WHEREAS, on February 7, 2019, ARC Custom Homes Inc, having an address at 203 Hegel Avenue, Edison, NJ 08820, posted Tree Maintenance Bond fees in the amount of \$150.00 on deposit with the Township of Edison in account # TP190213AR, subaccount # 68392181 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, 203West Hegel Avenue, Block 849, Lot 23.

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 has passed inspection

WHEREAS, a certificate of occupancy was issued on July 25, 2019.

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, plus any accrued interest, as applicable, hereinabove mentioned be refunded to the applicant; and

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the sum of \$150.00, plus any accrued interest as applicable, on deposit in account # TP190213AR, subaccount # 68392181 to ARC Custom Homes, Inc, having an address at 12 Madden Court, Edison, NJ 08820, for the referenced property at 203 West Hegel Avenue, Edison, 08820.

RESOLUTION R.675-112024

EXPLANATION: Resolution Refunding Engineering Inspection Fees to ARC Customs Homes, Inc., for 203 West Hegel Avenue, Edison, NJ 08820, Application: SIP 18-053, Account # EI190610AR, Subaccount # 689392220.

WHEREAS, the Township Engineer advises that a final inspection was made of 203 West Hegel Avenue, located in Block: 849 Lot: 23, Application # SIP 18-053, and said inspection indicates all site improvements are complete and in accordance with the Site Plan approval and Municipal Standards of Township of Edison and

WHEREAS, a certificate of occupancy was issued on July 25, 2019.

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

WHEREAS, it is in now in order that the sum of \$559.34, which represents the amount due and owing the applicant, be returned to ARC Custom Homes, having an address at 12 Madden Court, account # EI190610AR, subaccount # 68392220.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF EDISON that the sum of \$559.34 plus accrued interest, if applicable, be refunded to the applicant, ARC Custom Homes, having an address at 12 Madden Court, Edison, NJ 08820, account # EI190610AR., subaccount # 68392220.

BE IT FURTHER RESOLVED that the Director of Finance be and is hereby authorized to refund said sum of \$559.34, plus any accrued interest, if applicable, in account # EI190610AR, subaccount # 68392220, to the applicant, ARC Custom Homes, having an address at 12 Madden Court, Edison, NJ 08820 for the referenced properties at 203 West Hegel Avenue, Edison, NJ 08820.

RESOLUTION R.676-112024

EXPLANATION: Resolution to submit an award extension request for the LA-2023 MA Edison Township King George Post Road Rehabilitation to the New Jersey Department of Transportation.

WHEREAS, the Township received FY2023 Municipal Aid for Edison Township King George Post Road Rehabilitation, to improve pavement conditions and to provide curb ramps where needed along Edison's portion of the roadway;

WHEREAS, the Township is preparing the design and construction plans for bidding;

WHEREAS, during plan review, NJDOT issued a number of comments to be addressed and due to the additional field and design work required, and subsequent additional time needed to address the comments, the bid award is not able to be completed by the NJDOT November 22, 2024 deadline, and a request for an award extension is needed;

NOW THEREFORE, BE IT RESOLVED, that Council of Edison Township formally approves the request for a Six (6) month award extension for the above stated project;

BE IT FURTHER RESOLVED, that Mayor Sam Joshi and Clerk are hereby authorized to sign the Six (6) month award extension request on behalf of Edison Township and that their signature constitutes acceptance of the terms and conditions of the grant agreement.

RESOLUTION R.677-112024

WHEREAS, on November 7, 2024 a Zoning Permit # ZP-24-01003, check #372 was posted in the total amount of \$100 by SETTIN STONE LIMITED LIABILITY COMPANY

WHEREAS, the application was submitted to install a Paver Patio. The home owner is an Edison Senior Resident who is eligible for Senior Citizen waiver of Municipal fees on Zoning permits per the Edison Municipal Code, Chapter 2-128.3; and

WHEREAS, the Township Zoning Officer recommends the refund of the Municipal permit fee on Zoning Permit # ZP-24-01003, in the amount of \$100

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$100 from the Refund Revenue Fund to SETTIN STONE LIMITED LIABILITY COMPANY for the property located at 17 Azalea Drive.

RESOLUTION R.678-112024

EXPLANATION: This resolution provides refund to Sure Electric LLC, 2 Timber Lane STE 201, Marlboro, NJ 07746

WHEREAS, On September 6th, 2024 a Construction Permit # 2024-3736, was paid by Sure Electric for EV charger and 200 Amp service upgrade, the customer has decided not to move forward with charger install and service upgrade

WHEREAS, the application was submitted for charger installation and service upgrade and has been cancelled by customer Biplab Bhuyan of 274 Mc Kinley Ave, Edison NJ 08820

WHEREAS, the Township Construction Official recommends the refund of the municipal permit fee, on Construction Permit #2024-3736, in the amount of 360, less \$72.00 review fee and DCA fee of \$10.00 for a total refund of \$278.00

BE IT FURTHER RESOLVED, that the Director of Finance be and is hereby authorized to refund the said amount of \$278.00 from the Refund of Revenue Fund to Sure Electric LLC, 2 Timber Lane STE 201, Marlboro NJ 07746

RESOLUTION R.679-112024

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 STO0000779, to the following:

Permit Number: DEV-23-0622

Opening Location: 9 TIMBER RD

Block/Lot: 643/66

Applicant's Name & Address:

**PABLA BUILDERS LLC
125 BERNARD ST
CARTERET, NJ 07008**

Initial Deposit Date: 06/08/2023

Deposit Amount: \$1,600.00

Paid by & refunded to:

**PABLA BUILDERS LLC
125 BERNARD ST
CARTERET, NJ 07008**

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

RESOLUTION R.680-112024

**RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO NOLL BROTHERS INC.
FOR TOWING SERVICES**

WHEREAS, bids were received by the Township of Edison on October 29, 2024 for Public Bid No. 24-10-05 Towing Services; and

WHEREAS, NOLL BROTHERS INC., 270 Middlesex Turnpike, Iselin, NJ 08830, submitted the lowest legally responsible, responsive bid for selected items on the bid summary sheet; and

WHEREAS, the initial contract shall be for one (1) year from execution of the contract with options 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 each renewal year; and

WHEREAS, the amount of the first year and any succeeding renewal year shall not exceed \$105,500.00, 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. All bids have been reviewed, and the bid submitted by NOLL BROTHERS INC., for Public Bid No. 24-10-05 Towing Services, is determined to be the lowest legally responsible, responsive bid for selected items on the bid summary sheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$105,500.00, for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents, with NOLL BROTHERS INC. as described herein.

RESOLUTION R.681-112024

**RESOLUTION REFUNDING SECURITY DEPOSIT TO
INDO-AMERICAN FESTIVAL, INC.**

WHEREAS, there exists an ordinance for the Township of Edison to set fees for the rental of Edison Recreation’s Showmobile; and

WHEREAS, the Indo-American Festivals Inc. rented the Showmobile for their Dhushara Festival on Saturday, October 5, 2024; and

WHEREAS, the Indo-American Festivals, Inc. paid a refundable security deposit for use of the Showmobile; and

WHEREAS, the Indo-American Festivals, Inc. is entitled to a refund.

NOW THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Edison, that the Chief Financial Officer of the Township of Edison shall refund the amount of \$500.00 to Indo-American Festivals, Inc., 40 La Valencia Rd., Old Bridge, NJ 08857, which amount represents the refundable security deposit.

VENDOR ID	VENDOR NAME	VENDOR ADDRESS	REASON	AMT.	REQ. #
INDOA005	INDO AMERICAN FESTIVALS, INC.	40 LA VALENCIA RD. OLD BRIDGE, NJ 08857	SECURITY DEPOSIT	500.00	R4-07987

Q: DUSHARA_SECURITY_REFUND_2024_reso

RESOLUTION R.682-112024

**RESOLUTION TO ACCEPT AND ABIDE BY CONCESSIONS OF THE MIDDLESEX
COUNTY OFFICE OF HEALTH SERVICES SWIMMING LESSONS PILOT
PROGRAM GRANT**

WHEREAS, the **Township of Edison** is a very expansive township and has a large demographic of small children with limited opportunities to provide swim instruction; and,

WHEREAS, the Recreation Department will offer free group swim lessons to children in second grade for the 2023-2024 school year which encompasses children that are between the ages of 7 and 9 years old; and,

WHEREAS, the Middlesex County Office of Health Services and the Township of Edison has partnered with the Robert Wood Johnson Fitness and Wellness Center at 100 Kirkpatrick Street, Suite 201, New Brunswick, NJ to offer swim instructions; and,

WHEREAS, this program will be County wide, whereas the second-grade children from any municipality can receive swim instructions from the Robert Wood Johnson Fitness and Wellness Center; and,

NOW, THEREFORE, BE IT RESOLVED, by the Edison Township Council, County of Middlesex, State of New Jersey hereby recognizes the following:

1. The Township Council does hereby authorize acceptance of an application for Middlesex County Swimming Lessons Pilot Program Grant held at the Robert Wood Johnson Fitness and Wellness Center New Brunswick.

Middlesex County Office of Health Services Swimming Lessons Pilot Program
Grant Funding \$16,000

2. The Edison Township Council acknowledges the terms and conditions for administering the Middlesex County Swimming Lessons Pilot Program Grant.

BE IT FURTHER RESOLVED, that the Mayor and/or Business Administrator is/are hereby authorized to sign the aforesaid grant application and execute the grant agreement for and on behalf of the Township of Edison.

RESOLUTION R.683-112024

**RESOLUTION AUTHORIZING BIHAR JHARKHAND ASSOCIATION OF NORTH AMERICA
TO HAVE THEIR PARK RENTAL FEE WAIVED**

WHEREAS, Bihar Jharkhand Association of North America, a tax-exempt 501© (3) Not for Profit Corporation, is requesting to have the fees waived for their annual Chhath festival held at Papianni Park on November 7th and 8th, 2024

WHEREAS, Bjana, a non-profit organization, was established in the US in 1975 and has evolved into a vital platform for the community to unite and extend assistance to those in need.

NOW; THEREFORE, IT IS RESOLVED by the Township Council of the Township of Edison, that the rental fee for use of Papianni Park for the Chhath festival on November 7th & 8th, 2024 shall be waived.

RESOLUTION R.684-112024

RESOLUTION AUTHORIZING THE ENTERING OF A SHARED SERVICES AGREEMENT WITH BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY FOR THE PURPOSE OF LABORATORY SERVICES FOR THE TOWNSHIP OF EDISON WATER UTILITY

WHEREAS, the Township of Edison (the “**Township**”) is a municipal corporation of the State of New Jersey authorized under the Uniform Shared Services and Consolidation Act, *N.J.S.A. 40A:65-1 et seq.* (“**Shared Services Act**”) to enter into an agreement with other local units to provide jointly (or through the agency of one of them on behalf of the other) any service which such entity may legally perform for itself; and

WHEREAS, the Brick Township Municipal Utilities Authority (“**Authority**”) provide laboratory services for required NJDEP and EPA sampling requirements;

WHEREAS, the Township and the Authority are desirous of entering into an agreement pursuant to the Shared Services Act in which laboratory services will be provided by the Authority or its agents (the “**Shared Services Agreement**”); and

WHEREAS, in exchange for providing these services for a period of two (2) years, effective as of January 1, 2025, the Township shall pay the Authority pricing as listed in the Agreement with a not to exceed price of \$20,000.00 per year for a total contract amount not to exceed \$40,000.00; and

WHEREAS, the Municipal Council of the Township of Edison (“**Municipal Council**”) seeks to hereby authorize the Township’s entering and execution of the Shared Services Agreement.

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

Section 1. The foregoing recitals are hereby incorporated by reference as if fully repeated herein.

Section 2. The form of the Shared Services Agreement or one substantially similar is hereby approved, and the Municipal Council hereby authorizes and directs the Mayor subject to such additions, deletions, modifications or amendments deemed necessary by the Mayor in his discretion in consultation with 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 on behalf of the Township. A copy of this Resolution and the executed Agreement shall be maintained on file with the Township Clerk.

Section 3. The Township Clerk is hereby instructed to forward a copy of the signed Agreement to the Director of the Division of Local Government Services in the New Jersey Department of Community Affairs, for informational purposes, in accordance with the Shared Services Act.

Section 4. This Resolution shall take effect immediately.

RESOLUTION R.685-112024

RESOLUTION AUTHORIZING CONTRIBUTION OF FIRST AID SQUAD FUNDS TO EDISON EMERGENCY MEDICAL SERVICES, INC. FROM THE 2024 CALENDAR YEAR BUDGET IN AN AMOUNT NOT TO EXCEED \$105,000.00

WHEREAS, the Township of Edison budgeted \$105,000.00 in the calendar year 2024 budget and desires to distribute said funds to Edison Emergency Medical Services, Inc., 1097 Amboy Avenue, Edison, NJ 08837 for the volunteer first aid squad of the Township of Edison; and

WHEREAS, N.J.S.A. 40:5-2 authorizes municipalities to make such contributions; and

WHEREAS, upon receipt of these funds the volunteer first aid squad is responsible to comply with all federal, state and local statutes, ordinances and regulations as they would be with any other funds they receive; and

WHEREAS, funds in the amount of \$105,000.00 have been certified to be available in the Aid To Vol First Aid Squad Account, Number 4-01-25-0260-000-030; 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 in the County of Middlesex, New Jersey that the proper Township officials are hereby authorized to make the 2024 donation of \$105,000.00 as indicated herein.

CERTIFICATION OF AVAILABILITY OF FUNDS

I hereby certify that funds in the amount of **\$105,000.00** are available for the above in Account No. **4-01-25-0260-000-030** (R4-07735).

Lina Vallejo
Chief Financial Officer

RESOLUTION R.686-112024

RESOLUTION ACCEPTING BID AND AWARDING CONTRACT TO MAJESTIC TOWING & TRANSPORT INC. FOR TOWING SERVICES

WHEREAS, bids were received by the Township of Edison on October 29, 2024 for Public Bid No. 24-10-05 Towing Services; and

WHEREAS, MAJESTIC TOWING & TRANSPORT INC., 165 West Street, South Plainfield, NJ 07080, submitted the lowest legally responsible, responsive bid for selected items on the bid summary sheet; and

WHEREAS, the initial contract shall be for one (1) year from execution of the contract with options 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 each renewal year; and

WHEREAS, the amount of the first year and any succeeding renewal year shall not exceed \$90,500.00, 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. All bids have been reviewed, and the bid submitted by MAJESTIC TOWING & TRANSPORT INC., for Public Bid No. 24-10-05 Towing Services, is determined to be the lowest legally responsible, responsive bid for selected items on the bid summary sheet.
2. The Mayor, or his designee, is hereby authorized to execute a contract in the amount not to exceed \$90,500.00, for the first year and any succeeding renewal year contingent upon appropriation of sufficient funds each renewal year and any other necessary documents, with MAJESTIC TOWING & TRANSPORT INC. as described herein.