

MINUTES OF A REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF MADISON

July 22, 2019 - 7 p.m.

CALL TO ORDER

The Regular Meeting of the Mayor and Council of the Borough of Madison was held on the 22nd day of July, 2019. Mayor Conley called the meeting to order at 7:00 p.m. in the Committee Room of the Hartley Dodge Memorial, Kings Road, in the Borough of Madison.

STATEMENT IN COMPLIANCE WITH THE OPEN PUBLIC MEETINGS ACT

The Borough Clerk read the statement pursuant to the Open Public Meetings Act:

“In compliance with the Open Public Meetings Act, adequate notice of this meeting of the Council was provided by transmitting a copy of the meeting notice to the Madison Eagle and Morris County Daily Record, posting a copy on the bulletin board at the main entrance of the Hartley Dodge Memorial, and filing a copy in the office of the Clerk, all on January 10, 2019. This Notice was made available to members of the general public.”

ROLL CALL

The Borough Clerk called the roll and the following acknowledged their presence:

Mayor Robert H. Conley

Council Members:

Carmela Vitale

Astri J. Baillie

Patrick W. Rowe

Maureen Byrne

John F. Hoover

Debra J. Coen

Also Present:

Raymond M. Codey, Borough Administrator

James E. Burnet, Assistant Borough Administrator

Elizabeth Osborne, Borough Clerk

Adam Abramson-Schneider, Esq. for Matthew J. Giacobbe, Esq. Borough Attorney

AGENDA REVIEW

There was approval of the Regular and Executive Agenda.

READING OF CLOSED SESSION RESOLUTION

Mr. Rowe moved:

RESOLVED, that the meeting be adjourned to an Executive Session to consider the following matters:

MINUTES FOR APPROVAL (1)

June 24, 2019

Date of public disclosure 60 days after conclusion, if disclosure required.

LITIGATION MATTERS (1)

AFFORDABLE HOUSING UPDATE

Date of public disclosure 60 days after conclusion, if disclosure required.

CONTRACT MATTERS (1)

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ELECTRIC UTILITY METERS AND WATER UTILITY METERS

Date of public disclosure 60 days after conclusion, if disclosure required.

PERSONNEL MATTERS (1)

ACTING COURT ADMINISTRATOR

Date of public disclosure 90 days after conclusion, if disclosure required.

Seconded: Mrs. Vitale

Vote: Approved by voice vote

RECONVENE IN COUNCIL CHAMBER

Mayor Conley reconvened the Regular Meeting at 8 p.m. in the Council Chamber with all members present. The Pledge of Allegiance was recited by all.

Mayor Conley asked for a moment of silence for Pamela Barba, victim of a hit and run on Green Village Road this past week. Mayor Conley noted the passing of Art Vespignani, a founding member of the Whippany River Watershed Action Committee and also thoughts for Madison volunteers Frank and Barbara Benedict who recently lost their son overseas.

Mayor Conley noted that there is one Council meeting in August, scheduled for August 12th at 8:00 p.m.

APPROVAL OF MINUTES

Ms. Baillie moved approval of the **Executive Minutes of June 24, 2019**. Mr. Rowe seconded the motion, which passed with the following roll call vote recorded:

Yeas: Mrs. Vitale, Ms. Baillie, Mr. Rowe,
Ms. Byrne, Mr. Hoover, Ms. Coen

Nays: None

Ms. Baillie moved approval of the **Regular Meeting Minutes of June 24, 2019**. Mr. Rowe seconded the motion, which passed with the following roll call vote recorded:

Yeas: Mrs. Vitale, Ms. Baillie, Mr. Rowe,
Ms. Byrne, Mr. Hoover, Ms. Coen

Nays: None

GREETINGS TO PUBLIC

Mayor Conley made the following comments:

The Madison Street Smart program will include information to promote pedestrian safety along with the Complete Streets Committee and the Madison Police Department.

Mayor Conley thanked Councilmember Carmela Vitale for attending the Atlantic Health ribbon cutting ceremony and presenting a proclamation to resident Veronica Jones celebrating her 90th Birthday.

EMPLOYEE OF THE MONTH:

The Employee of the Month for July is Mary Vaccarello of the Clerk's Office for her support after the Deputy Clerk retired by performing essential work outside her normal scope of responsibility in an excellent manner.

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TEAM RECOGNITIONS:

Mayor Conley recognized members of the Madison High School Track Team and Baseball Team. Mayor Conley also recognized the new MHS Vice Principal and Athletic Director, Andrea Padelsky.

REPORTS OF COMMITTEES

Public Safety

Ms. Baillie, Chair of the Committee, made the following comments:

On Monday July 8th at approximately 8:30 a.m. the Fire Department's Trench Rescue Team responded to Pequannock for a trench rescue. Madison firefighters are trained for this technical rescue along with Morristown and Cedar Knolls Fire Departments, who along with other agencies responded to this incident. It took approximately 3 hours, using specialized equipment to remove the trapped worker. The worker survived the collapse and was released later that day from the hospital. Ten Madison firefighters completed a 16 hour stabilization and lifting course at the Morris County Fire Academy. Firefighters used a variety of specialized equipment and tools to learn how to safely lift buses off of cars, stabilize collapsing walls and remove patients that are trapped in crushed vehicles. The upgrades to our Dispatch Center have begun. A "temporary" Dispatch room was setup at the Public Safety Complex so the main Dispatch room could be gutted, rewired and made ready for the upgrades. We are on schedule to be back up and running in the Dispatch room by August 16th. In an effort to keep renovation costs down, a team of Borough employees have stepped up to assist in the demolition and renovation work. The Borough has purchased material directly from suppliers and utilized the talents of some Borough employees to save approximately \$15,000 in demolition and renovation costs.

Finance and Borough Clerk

Mrs. Vitale, Chair of the Committee, made the following comments:

The 2018 annual audit was received in June and reviewed by the CFO and members of the Audit Committee. Listed on tonight's agenda is a resolution to accept the audit and corrective action items. Mrs. Vitale thanked the members of the Audit Committee. Tax bills were mail to property owners on July 17th and are due August 1st. Payments after August 12th are considered late and will be charged interest back to August 1st. Residents can contact the Tax Collector with any questions.

Utilities

Mr. Rowe, Chair of the Committee, made the following comments:

The new Butler Building is almost complete. Our summer interns are doing a great job of painting the Light Poles uptown. On July 9th Rich Tree Service started Line Clearance for Electrical Wires. Work is done to try to minimize tree damage to the electrical distribution system. A new 8" water main project on Vinal Place was completed with a tie-in and two new valves installed on Madison Avenue. The Water Department also installed a new service and meter pit for the Hartley Dodge Memorial left side irrigation system, so in the future the water softening system will not be applied to the lawn. The Department decommissioned the old water service on Madison Avenue for Drew University.

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Public Works and Engineering

Ms. Byrne, Chair of the Committee, made the following comments: Cifelli & Son Construction completed curb, sidewalk, ramp, tree removal and retaining wall in the state funded Greenwood Avenue Reconstruction contract and indicated that mill and overlay resurfacing work is scheduled for the week of August 5th. MBT General Contracting completed floor slab, structural steel, roofing and siding at the Electric Storage Building with skylights and overhead door to be completed this month. A new boiler system is being installed at the Museum of Early Trades and Crafts this week to prepare for an uninterrupted winter heating season.

Community Affairs

Mr. Hoover, Chair of the Committee, made the following comments: Coordination through the Senior Advisory Committee to prune and mulch at the Rexford S. Tucker Apartments (MHA) has begun, as well as assistance with internet access. Research on the telephone reassurance program continues. Pickle ball games continue at Dodge Field, as well as badminton on Tuesdays and Thursdays. The Madison Farmer's Market is held each week on Central Avenue, with live music as well as fresh produce and other vendors on Thursdays from 2:00 to 7:00 p.m. Bottle Hill Day will take place on Saturday, October 5th. Sponsors and vendor packets are available on Rosenet. The Downtown Concert Series continues every other Friday throughout the summer. The Chamber of Commerce will hold August Sidewalk Sale Days August 22nd through August 24th. Restaurant week is scheduled for a week in October 6th through October 11th, 2019, with more information to follow. The 2019 annual Chamber Holiday ornament will feature the Museum of Early Trades & Crafts. The Chamber will hold this month's happy hour at Shanghai Jazz, July 24th. All are welcome. Madison Arts & Cultural Alliance will hold a fundraiser "Madison Swings" Saturday, September 21st at the Madison Junior School. Healthy Italia has planned another white event for September 7, 2019. The Recreation Advisory Committee has issue a draft of user fees to their members, and is awaiting a vote. The Committee thanks Borough employees for the grass fields' improvements this spring. Fall program schedule has been generated. The Nature Nuts program is in the 42nd season and participants will be visited at Madison Community House by the staff from the Turtle Back Zoo. Mayor's Wellness Campaign is in the preliminary stages of planning for a fitness crawl the end of September.

Health

Ms. Coen, Chair of the Committee, made the following comments: There will be a comprehensive blood screening clinic held at the Health Department on Wednesday, September 25th starting at 8 a.m. Blood Tests include complete blood count, glucose, lipid panel and blood pressure check. Appointments are required. Please call the Health Department. Flu dates are being scheduled for the fall, exact dates will be announced soon. Twenty two metal signs advising that schools and surrounding areas are smoke, vaping, alcohol and substance free were requested and are being produced for the MAASA Alliance. MAASA is also waiting to hear from the schools as to placement on school properties. The Hope One Van will be at the Madison Pool on August 15th. This van brings a team of specialists to offer support for those struggling with addiction and mental health issues. Madison Education Foundation has reached out to MAASA concerning expanding the Mindfulness Skills Courses to more of the borough's schools.

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COMMUNICATIONS AND PETITIONS - None

INVITATION FOR DISCUSSION (1 of 2)

Mayor Conley opened the meeting to the public for their opportunity to ask questions and make comments on those items listed on the Agenda only. Mayor asked that, upon recognition by the Chair, the person shall proceed to the lectern and give his/her name and address in an audible tone of voice, and print the same on the sheet provided for the record. **He/she shall limit his/her statement to three (3) minutes or less.**

Since no member of the public wished to be heard, the invitation for discussion was closed.

AGENDA DISCUSSIONS

07/22/2019-1 2018 MUNICIPAL AUDIT

CFO/Assistant James Burnet and Auditor Valarie Dolan addressed the Council regarding the 2018 municipal audit, noting Council will pass a required resolution accepting the audit and corrections plan. There was agreement to list a resolution on the Consent Agenda.

Resolution 217-2019 listed on Consent Agenda.

ADVERTISED HEARINGS

The Clerk made the following statement:

Ordinances scheduled for hearing tonight were submitted in writing at a Regular meeting of the Mayor and Council held on June 24, 2019, were introduced by title and passed on first reading, were published in the Madison Eagle and made available to members of the general public requesting same.

Mayor Conley called up Ordinances for second reading and asked the Clerk to read said ordinances by title:

ORDINANCE 27-2019

ORDINANCE OF THE BOROUGH OF MADISON AMENDING CHAPTER 134 OF THE BOROUGH CODE ENTITLED “PARKING LOTS”

WHEREAS, the Borough Council has determined that Chapter 134 of the Madison Borough Code entitled “Parking Lots” should be amended to address parking issues, parking lot permit fees and certain terms and conditions; and,

WHEREAS, the Borough Council has determined to modify the Madison Borough Code, Chapter 134 in such a manner as to determine fees and certain terms and conditions and provide for annual revisions of the fees thereafter by resolution, and,

WHEREAS, the Borough Council has considered the work and recommendations of the Parking Task Force designated to study these issues:

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NOW, THEREFORE, BE IT ORDAINED, by the Council of the Borough of Madison, in the County of Morris and State of New Jersey as follows:

SECTION 1: Section 134 of the Borough Code entitled “Parking Lots” is hereby amended to read as follows:

§ 134-1. Definitions; interpretation of terms.

Chapter 134: Parking Lots

§ 134-1 Definitions; interpretation of terms.

A. As used in this chapter, the following terms shall have the meanings indicated:

BOROUGH

The Borough of Madison.

CENTER ISLAND

An area, not part of a driveway, between two rows of parking spaces.

MERCHANT/EMPLOYEE VEHICLES

Those vehicles owned by an owner or employee of a Merchant/Employee establishment of the Borough.

COMMUTER RESIDENT VEHICLES

Those vehicles owned by a resident of the Borough but not an owner or employee of a Merchant/Employee establishment of the Borough.

DIVIDING STRIP

Any strip or area between parking spaces or between parking spaces and the boundaries of a parking area, not part of a driveway or center island.

DRIVEWAY

A space within a parking area maintained for the travel, movement and distribution of vehicles to and from parking spaces.

ENTRANCE

The area between the curb line of a street and the property line across which a vehicle may be operated in order to gain access to a parking area.

EXIT

The area between the curb line of a street and the property line across which a vehicle may be operated in order to depart from a parking area into a street.

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PARKING AREA

Any area described in this chapter whereon parking of vehicles is permitted, which is either owned or leased by the Borough of Madison or otherwise exclusively under its control or owned by the Madison Housing Authority and for which the Borough has been authorized to enforce parking regulations.

PARKING SPACE

Any space within a parking area marked or otherwise designated for parking a motor vehicle.

RESIDENTIAL TENANT VEHICLES

Tenants of dwelling places authorized by the Borough to obtain parking permits. Tenants of the following buildings are eligible to obtain one Residential Tenant parking permit per dwelling unit unless otherwise noted:

- (1) Dwelling places within the Downtown Historic District.
- (2) Other dwelling places specifically approved by Borough Council action based on past (grandfathered) necessity. Currently identified grandfathered dwelling places are:
 - (a) Dwelling places on the south side of Kings Road from Green Avenue west to 14 Kings Road.
 - (b) 42 Cook Avenue.
 - (c) 44 Cook Avenue.
 - (d) 50 Cook Avenue.
 - (e) 30 Central Avenue.
 - (f) Apartment building at Green Avenue and Wilmer Street (southwest corner), maximum of 10

WALKWAY

Any portion of a parking area restricted to the exclusive use of pedestrian travel.

B. Interpretation. Whenever a time is stated in this chapter, the same shall mean prevailing time.

§ 134-2 Identification of lots and parking areas.

A. For the purpose of identification in this chapter:

- (1) "Kings Road Lot" shall mean and include a portion of Lot 1 in Block 3802, owned by the Borough bounded on the west by the Public

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- Safety Complex, on the north by Kings Road, on the east by privately owned lots 2 and 4.
- (2) "Prospect Street" Lot shall mean and include the easterly portion of Lot 1 in Block 2803, owned by the Borough, bounded on the north by Kings Road, on the east by Prospect Street, on the south by the Madison Volunteer Ambulance Corp property, on the west by the Maple Avenue Lot.
 - (3) "Maple Avenue Lot" shall mean and include the portion of Lot 1 in Block 2803 owned by the Borough, situated on the easterly side of Maple Avenue opposite the Hartley Dodge Memorial bounded on the north by Kings Road and on the east by the Prospect Lot.
 - (4) "Train Station Lot" shall mean and include the crescent parking lot at the Madison Train Station off Kings Road, known as a portion of Block 2703, Lot 1 on Kings Road between Green Avenue and Prospect Street, which is leased from NJ Transit.
 - (5) "Green Avenue Lot" shall mean and include the area owned by the Borough, situated on the northwesterly side of Green Avenue in said Borough, known as Lot 6 of Block 2801, southwest of where Green Avenue intersects Kings Road.
 - (6) "Waverly Green Lot" shall mean Lot 17 in Block 2701, owned by the Borough, located on the interior of the Green Village Road, Main Street, Waverly Place block.
 - (7) "Cook Avenue Lot" shall mean and include the area owned by the Borough, situated on the southwesterly side of Cook Avenue, known as Lot 25 in Block 1502 on the Official Tax Map.
 - (8) "Elmer Street Lot" shall mean Lot 14 in Block 1802, owned by the Borough bounded on the north by Elmer Street, and
 - (9) "Civic Center Lot" shall mean and include the portions of land improved for parking facilities located and described as follows, Walnut Street, Block 1601, Lot 42.
 - (10) "Madison Public Library Lot" shall mean and include the portions of land improved for parking facilities located at Block 3803, Lot 21, bounded on the north by Keep Street and on the southwest by Belmont Avenue.
 - (11) "Madison Housing Authority Lots" shall mean and include the portions of land improved for parking facilities located and described as follows:
 - (a) Belmont Avenue, Block 380, Lot 61.
 - (b) Community Place, Block 1601, Lot 23.
 - (c) Park Avenue, Block 1203, Lot 24.
 - (d) John Avenue, Block 1207, Lot 15.
 - (e) Rexford S. Tucker Apartments, Belleau Avenue, Block 0402, Lot 1.
 - (f) 24 Central Avenue, Block 1601, Lot 9.
 - (12) "Rear of Hartley Dodge Memorial" shall mean and include the paved

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area in the rear of the Hartley Dodge Memorial (Municipal Building) between Green Avenue and Maple Avenue.

B. Lot and block designations above referred to are those indicated on the Borough of Madison Official Tax Map.

§ 134-3 General parking restrictions in all lots.

A. No operator of a vehicle shall, at any time, within the areas designated in 134-2 Identification of lots and parking areas stand or park a vehicle:

- (1) In any driveway.
- (2) On a crosswalk or walkway.
- (3) On a center island or dividing strip.
- (4) On any grass area or planted space.
- (5) In any entrance to or exit from any parking area.
- (6) In any space other than within a single space designated for parking by pavement marking or otherwise.
- (7) In any manner other than headed into and facing a center island, when occupying an interior parking space, or facing the outside boundary of the area, when occupying an exterior parking space.
- (8) In any manner so as to block or impede the progress of any other vehicle, or so as to prevent access by another vehicle to a vacant parking space or exit from a parking space occupied by another vehicle.
- (9) In any space or driveway where parking is prohibited as indicated by a "no-parking" sign or any other marking or sign restricting parking.
- (10) Whenever snow has fallen and the accumulation is such that it covers the streets or highways, the Borough reserves the right to enact emergency parking prohibitions and require that cars be removed from all Borough parking lots in an expedited manner in order. Parking prohibitions will remain in effect until the parking lots have been plowed sufficiently.

B. Handicapped Parking: No vehicle shall be parked in space marked "handicapped parking only," unless such vehicle is a passenger vehicle owned or operated by a handicapped person, such vehicle is equipped with special attachments and devices that the Director of the Division of Motor Vehicles deems necessary to provide for the safe operation thereof by such person and such person is the holder of a current New Jersey driver's license. Vehicles not equipped with special attachments and devices may be parked in spaces designated "handicapped parking only," provided that the owner or operator has exhibited on the vehicle a decal issued by the Borough Police Department permitting such parking. Decals may be issued for those vehicles owned by persons suffering from physical disabilities making it difficult to enter or leave the vehicle or to walk any substantial distance.

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C. Allocation of spaces in all lots shall be set annually by resolution of the Borough Council upon recommendation of the Chief of Police.

§ 134-4 Entrances to and exits from certain lots.

Every operator of a vehicle may enter or leave within the areas designated in 134-2 Identification of lots and parking areas by designated entranceways and exits.

§ 134-5 Obedience to directions of police officers.

Every operator of a vehicle shall, when entering or leaving any parking area subject to this chapter, or any parking space therein, or while operating, standing or parking such vehicle within any such parking area, at all times obey any direction or signal given by a police officer of the Borough.

§ 134-6 Use regulations for individual lots.

A. Kings Road Lot. Parking hours and areas designated as follows:

- (1) Monday through Friday, Commuter Resident Vehicles may be parked from 4:30 a.m. to 2:00 a.m. provided that said vehicles must display a parking permit by hanging it on the vehicle's rear view mirror. The parking permit shall be obtained pursuant to §134-9.
- (2) Merchant/Employee Permit Vehicles. All spaces shall be allocated for Merchant/Employee parking, Monday through Saturday, between 9:30 a.m. and 2:00 a.m.; the lot is reserved for vehicles owned by persons who own or are employed by a Merchant/Employee establishment in the Borough of Madison. The vehicle must display a parking permit by hanging it on the vehicle's rear view mirror. The permit shall be obtained pursuant to § 134-9.
- (3) Paid Daily Parking Spaces. Monday through Friday, any vehicle may be parked in a space designated as Paid Daily Parking Space. The owner of the vehicle must remit the required fee, for each twelve hour period, as specified by Borough Council resolution and posted at the payment kiosk and/or on the mobile application.
- (4) Residential Tenant Vehicles: Vehicles must be owned by a resident of a dwelling place as defined in § 134-1A. The vehicle must display a parking permit by hanging it on the vehicle's rear view mirror. The permit shall be obtained pursuant to § 134-9. Residential Tenant parking is available Monday through Saturday, between 9:00 p.m. and 8:00 a.m. and all day Sunday.
- (5) Monday through Friday after 4:00 p.m. and all day Saturday and Sunday the lot may be used by the general public.

B. Prospect Street Lot. Parking hours and limitations designated as follows:

- (1) Monday through Friday, Commuter Resident Vehicles, as defined below, from 4:30 a.m. to 2:00 a.m. on those days.
- (2) Commuter Resident Vehicles. Vehicles are those owned by a resident of the Borough but not an owner or employee of a commercial establishment in the Borough. The vehicle must display a

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parking permit by hanging it on the vehicle's rear view mirror. The parking permit shall be obtained pursuant to § 134-9.

- (3) Merchant/Employee Permit Vehicles. All other spaces shall be allocated for Merchant/Employee parking, Monday through Sunday, between 9:30 a.m. and 2:00 a.m. for vehicles owned by persons who own or are employed by a commercial establishment in the Borough of Madison. The vehicle must display a parking permit by hanging it on the vehicle's rear view mirror. The permit shall be obtained pursuant to § 134-9.
- (4) Residential Tenant Vehicles: Vehicles must be owned by a resident of a dwelling place a defined in § 134-1A. The vehicle must display a parking permit by hanging it on the vehicle's rear view mirror. The permit shall be obtained pursuant to § 134-9. Residential Tenant parking is available Monday through Saturday, between 9:00 p.m. and 8:00 a.m. and all day Sunday.
- (5) Monday through Friday after 4:00 p.m. and all day Saturday and Sunday the lot may be used by the general public.

C. Maple Avenue Lot. Parking hours and limitations designated as follows:

- (1) Parking is reserved for parking of vehicles owned by the Borough of Madison or owned by an officer, employee or person in the service of the Borough. Appropriate Borough identification shall be displayed by hanging it on the vehicle's rear view mirror.
- (2) Twenty marked spaces designated for commuter parking by permit only. Monday through Friday, Commuter Resident Vehicles, as defined below, from 4:30 a.m. to 12:00 a.m. on those days.
- (3) Residential Tenant Vehicles: Vehicles must be owned by a resident of a dwelling place a defined in § 134-1A. The vehicle must display a parking permit by hanging it on the vehicle's rear view mirror. The permit shall be obtained pursuant to § 134-9. Residential Tenant parking is available Monday through Saturday, between 6:00 p.m. and 8:00 a.m. and all day Sunday.
- (4) Monday through Friday after 4:00 p.m. and all day Saturday and Sunday the lot may be used by the general public.

D. Train Station Lot. Parking hours and limitations designated as follows:

- (1) Train Station Lot all spaces are available for Paid Daily Parking Monday through Saturday. The owner of the vehicle must remit the required fee for each twelve-hour period, as specified by Borough Council resolution and posted at the payment kiosk and/or on the mobile application. Overnight parking is not permitted.
- (2) On Sunday, the lot may be used by the general public.

E. Green Avenue Lot. Parking hours and limitations designated as follows:

- (1) Residential Tenant Vehicles: Vehicles must be owned by a resident of a dwelling place a defined in § 134-1A. The vehicle must display a parking permit by hanging it on the vehicle's rear view mirror. The permit shall be obtained pursuant to § 134-9.

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Residential

Tenant parking is available Monday through Saturday, between 6:00 p.m. and 8:00 a.m. and all day Sunday.

- (2) Merchant/Employee Permit Vehicles. All spaces shall be allocated for Merchant/Employee parking, Monday through Saturday, between 7:00 a.m. and 2:00 a.m.; the lot is reserved for vehicles owned by persons who own or are employed by a Merchant/Employee establishment in the Borough of Madison. The vehicle must display a parking permit by hanging it on the vehicle's rear view mirror. The permit shall be obtained pursuant to § 134-9.

F. Waverly Green Lot. Parking hours and limitations designated as follows:

- (1) Public parking. Parking is limited to two hours in spaces not specifically designated for Borough vehicles only, except that no public parking is permitted between the hours of 2:00 a.m. and 6:00 a.m. on Monday through Saturday.

G. Cook Avenue Lot. Parking hours and limitations designated as follows:

- (1) Two-hour spaces. Parking is limited to two hours in all spaces not otherwise designated for Merchant/Employee Permit parking.
- (2) Merchant/Employee Permit Vehicles. All spaces shall be allocated for Merchant/Employee parking, Monday through Saturday, between 7:00 a.m. and 2:00 a.m.; the lot is reserved for vehicles owned by persons who own or are employed by a Merchant/Employee establishment in the Borough of Madison. The vehicle must display a parking permit by hanging it on the vehicle's rear view mirror. The permit shall be obtained pursuant to § 134-9.
- (3) Residential Tenant Vehicles: Vehicles must be owned by a resident of a dwelling place as defined in § 134-1A. The vehicle must display a parking permit by hanging it on the vehicle's rear view mirror. The permit shall be obtained pursuant to § 134-9. Residential Tenant parking is available Monday through Saturday, between 9:00 p.m. and 8:00 a.m. and all day Sunday.

H. Elmer Street Lot. Parking hours and limitations designated as follows:

- (1) Two-hour spaces. Parking is limited to two hours in all spaces not otherwise designated for Merchant/Employee permit parking.
- (2) Merchant/Employee Permit Vehicles. All spaces shall be allocated for Merchant/Employee parking, Monday through Saturday, between 7:00 a.m. and 2:00 a.m.; the lot is reserved for vehicles owned by persons who own or are employed by a Merchant/Employee establishment in the Borough of Madison. The vehicle must display a parking permit by hanging it on the vehicle's rear view mirror. The permit shall be obtained pursuant to § 134-9.
- (3) Residential Tenant Vehicles: Vehicles must be owned by a resident of a dwelling place as defined in § 134-1A. The vehicle must display a parking permit by hanging it on the vehicle's rear view mirror. The permit shall be obtained pursuant to § 134-9.

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Residential Tenant parking is available Monday through Saturday, between 9:00 p.m. and 8:00 a.m. and all day Sunday.

I. Civic Center Lot. Parking hours and limitations designated as follows:

- (1) Parking is reserved for parking of vehicles owned by the Borough of Madison or owned by an officer, employee or person in the service of the Borough and all visitors to any Borough Department or Commercial Tenant housed in the Madison Civic Center. Appropriate Borough identification shall be displayed by hanging it on the vehicle's rear view mirror.
- (2) Monday through Friday after 4:00 p.m. and all day Saturday and Sunday the lot may be used by the general public, except that no public parking is permitted between the hours of 2:00 a.m. and 6:00 a.m. on Monday through Saturday.

J. Madison Public Library Lot. Parking hours and limitations designated as follows:

- (1) Parking for Patrons is allowed at any time, except between the hours of 3:00 a.m. and 7:00 a.m.
- (2) Housing Authority Parking for residents of Belmont Avenue, Block 380, Lot 61.

K. Madison Housing Authority Lots. Parking hours and limitations designated as follows:

- (1) Parking is restricted to vehicles displaying a valid parking permit hanging on the vehicle's rear view mirror, which permit shall have been issued pursuant to § 134-9E, except that this restriction shall not apply to any parking spaces which may be designated and marked for visitors' parking by the Madison Housing Authority.
- (2) The Madison Housing Authority Lot located at 24 Central Avenue, Block 1601, Lot 9 will have eight (8) parking spaces designated for Merchant/Employee Permit Vehicles. All spaces shall be allocated for Merchant/Employee parking, Monday through Saturday, between 7:00 a.m. and 2:00 a.m.; these spaces are reserved for vehicles owned by persons who own or are employed by a Merchant/Employee establishment in the Borough of Madison. The vehicle must display a parking permit by hanging it on the vehicle's rear view mirror. The permit shall be obtained pursuant to § 134-9. These spaces will also be available for Residential Tenant Vehicles: Vehicles must be owned by a resident of a dwelling place as defined in § 134-1A. The vehicle must display a parking permit by hanging it on the vehicle's rear view mirror. The permit shall be obtained pursuant to § 134-9. Residential Tenant parking is available Monday through Saturday, between 9:00 p.m. and 8:00 a.m. and all day Sunday.

L. Rear of Hartley Dodge Memorial:

- (1) Parking is reserved for parking of vehicles owned by the Borough of Madison or owned by an officer, employee or person in the service

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of the Borough. Appropriate Borough identification shall be displayed by hanging it on the vehicle's rear view mirror.

- (2) Specific temporary exceptions may be granted by the governing body on a case-by-case basis.

§ 134-7 Merchant/Employee Permit Designated Street Parking Zones

The locations listed below are hereby designated as Merchant/Employee Permit Street Parking Zones. Vehicles with Merchant/Employee Permits may park in these areas without regard to posted parking time limits. The vehicle must display a parking permit by hanging it on the vehicle's rear view mirror. The permit shall be obtained pursuant to § 134-9.

# of Spaces	Name of Street	Side	Location	Applicable Days and Hours
1 4	Kings Road	Both	From Maple Avenue to Prospect Street	6:00 a.m. - 2:00 a.m., Monday through Friday
1 5	Kings Road	North	15 most westerly spaces between Green Village Road and Madison Avenue	6:00 a.m. - 2:00 a.m., Monday through Friday
8	Maple Avenue	Both	From Kings Road to the Hartley Dodge Memorial Driveway	6:00 a.m. - 2:00 a.m., Monday through Friday
1 5	Green Avenue	West	From Kings Road to Wilmer Street	6:00 a.m. - 2:00 a.m., Monday through Friday
2 3	Chapel Street	North	From Greenwood Avenue to Central Avenue	6:00 a.m. - 2:00 a.m., Monday through Friday
1 8	Cook Avenue	North	From Central Avenue to Community Place	6:00 a.m. - 2:00 a.m., Monday through Friday

§ 134-8 Unlawful overtime parking.

A. It shall be unlawful and an offense for any person to permit a vehicle registered in his name to remain in any parking space while the payment kiosk and/or mobile application indicates that the time for which the privilege granted to park in said space has expired.

B. It shall be unlawful and an offense for any person to permit a vehicle registered in his name to remain parked in violation of the two-hour time limits

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set forth in § 134-6G and H. Each additional and consecutive two-hour period in which a vehicle remains parked in violation of the applicable time limit shall constitute a separate and independent offense.

§ 134-9 Parking permits.

A. Applications for parking permits shall be made to the Chief of Police on forms supplied by the Police Department. Permits are issued to individuals not vehicles, thereby enabling permit holders to transfer said permits from vehicle to vehicle provided the vehicles are registered with the Police Department.

B. Fees.

- (1) When making application for a permit, the vehicle owner requesting the same shall show proof that the applicant qualifies for a permit as defined in § 134-1.
- (2) When making application for a permit, the vehicle owner requesting the same shall pay to the Borough the following fee for each permit as follows:
 - (a) Commuter (Resident Only) Vehicles: \$425
 - (b) Merchant/Employee Permit Vehicles: \$100 per year. Six permits for \$500.
 - (c) Residential Tenant Permit Vehicles: \$150 year.
- (3) Fees for Commuter (Resident Only) Vehicles and Residential Tenant Vehicles shall increase by \$25.00 beginning on January 1, 2020 and shall increase every year thereafter by \$25.00 of each year on January 1 ending on December 31, 2024
- (4) The replacement fee for a lost or damaged permit shall be lesser of 50% or the prorated balance of the annual permit fee.
- (5) The fee for Daily Parking Spaces in Kings Road Lot shall be \$7 for each twelve-hour period. This fee shall be posted at any payment kiosk or mobile application.
- (6) Train Station Parking Lot. The fee for parking in the Train Station Lot shall be \$7 for each twelve-hour period. This fee shall be posted at any payment kiosk or mobile application.

C. Parking permission is subject to the following conditions:

- (1) Permits shall be and remain in effect until the end of the year during which the same are issued, unless surrendered or revoked prior thereto.
- (2) The issuance of a permit shall not obligate the Borough to furnish parking facilities to the holder of said permit.

D. Permission to park may be revoked for any of the following reasons:

- (1) Falsely representing the ownership of a vehicle or the residence of the owner.
- (2) The commission by the holder of a parking permit of any

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unlawful act prohibited by the laws of the State of New Jersey or any act in violation of the provisions of this chapter or contrary to any regulations of the Borough pertaining to the use and occupation of any parking area while entering, parking in or leaving such parking area.

- (3) Withdrawal of use of facilities or discontinuance of operation thereof by the Borough in the area for which the permit was issued.

E. Parking permits for Madison Housing Authority Lots.

- (1) Parking permits for the Madison Housing Authority Lots shall be governed exclusively by the provisions of this Subsection E, notwithstanding the other provisions of this § 134-9.
- (2) Application for parking permits for the Madison Housing Authority Lots shall be obtained from and processed by the Madison Housing Authority.
- (3) Permits shall be issued only to tenants of the Madison Housing Authority.

§ 134-10 Violations and penalties; removal of vehicles.

A. Penalties for specific violations shall be as follows:

Section Violated	Fine	
134-3	Improper Parking	\$45.00
134-6	Overtime Parking/No Permit [municipal lots]	\$30.00
134-6b	Subsequent Violation [3-4 violations within 365 days]	\$45.00
134-6c	Subsequent Violation [5 or more violations within 365 days]	\$100.00
134-6(1)	Parking without Paying [municipal lots]	\$ 30.00
134-6(1)b	Subsequent Violation [3-4 violations within 365 days]	\$ 45.00
134-6(1)c	Subsequent Violation [5 or more violations within 365 days]	\$100.00
134-6J	Handicapped Parking Violation (mandatory court appearance)	
134-8		\$30.00
134-9E		\$22.00

B. Unless another penalty is expressly provided by statute or is specifically provided in this or some other section of this chapter, every person convicted of a violation of a provision of this chapter or any supplement thereto shall be liable to a penalty of not more than \$50 or imprisonment for a term not exceeding 15 days, or both; every person convicted of committing subsequent violation of § 134- 6J shall be liable to a penalty of at least \$250 and up to 90 days' community service on such terms and in such form as the court shall deem appropriate, or any combination thereof.

C. In addition to the imposition of the above or any other penalty which may be imposed by law for the violation of the provisions of this chapter, the Borough

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may provide for the removal of any vehicle which is allowed to stand or be parked in any parking area subject to this chapter, where such standing or parking is contrary to any of the provisions of this chapter. The owner shall pay the reasonable costs of the removal and storage which may result from such removal before regaining possession of the vehicle.

SECTION 2: This Ordinance shall take effect as provided by law.

Mayor Conley opened up the public hearing on Ordinance 27-2019. Since no member of the public wished to be heard, the public hearing was closed.

Ms. Baillie moved that Ordinance 27-2019, which was read by title, be finally adopted. Mr. Rowe seconded the motion. There was no Council discussion and the motion passed with the following roll call vote recorded:

Yeas: Mrs. Vitale, Ms. Baillie, Mr. Rowe,
Ms. Byrne, Mr. Hoover, Ms. Coen

Nays: None

Mayor Conley declared Ordinance 27-2019 adopted and finally passed and ordered the Clerk to publish the notice thereof in the newspaper and to record the ordinance as required by law.

**ORDINANCE 28-2019
ORDINANCE OF THE BOROUGH OF MADISON APPROPRIATING
\$142,000.00 FROM THE GENERAL CAPITAL IMPROVEMENT FUND FOR
THE PURCHASE OF A MOWER, TRUCK AND ACCESSORIES FOR THE
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, the Director of Public Works has recommended that the Borough appropriate \$142,000.00 from the General Capital Improvement Fund for the purchase of a mower, one truck and accessories for use by the Public Works Department; and

WHEREAS, the Chief Financial Officer has attested to the availability of the funds in the General Capital Improvement Fund in an amount not to exceed \$142,000.00 for this purpose; and

WHEREAS, the Borough Council has determined that the Borough should appropriate \$142,000.00 from the General Capital Improvement Fund for the purchase of a mower, one truck and accessories.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, as follows:

SECTION 1: The amount of \$142,000.00 is hereby appropriated from the General Capital Improvement Fund for the purchase of a mower, one truck and accessories.

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SECTION 2: The budget of the Borough is hereby amended to conform with the provisions of this Ordinance.

SECTION 3: This Ordinance shall take effect as provided by law.

Mayor Conley opened up the public hearing on Ordinance 28-2019. Since no member of the public wished to be heard, the public hearing was closed.

Ms. Byrne moved that Ordinance 28-2019, which was read by title, be finally adopted. Mr. Hoover seconded the motion. There was no Council discussion and the motion passed with the following roll call vote recorded:

Yeas: Mrs. Vitale, Ms. Baillie, Mr. Rowe,
Ms. Byrne, Mr. Hoover, Ms. Coen
Nays: None

Mayor Conley declared Ordinance 28-2019 adopted and finally passed and ordered the Clerk to publish the notice thereof in the newspaper and to record the ordinance as required by law.

**ORDINANCE 29-2019
ORDINANCE OF THE BOROUGH OF MADISON APPROPRIATING
\$70,000.00 FROM THE WATER CAPITAL IMPROVEMENT FUND FOR
THE PURCHASE OF A TRUCK AND ACCESSORIES FOR THE WATER
DEPARTMENT**

WHEREAS, the Director of Public Works has recommended that the Borough appropriate \$70,000.00 from the Water Capital Improvement Fund for the purchase of a truck and accessories for use by the Water Department; and

WHEREAS, the Chief Financial Officer has attested to the availability of the funds in the Water Capital Improvement Fund in an amount not to exceed \$70,000.00 for this purpose; and

WHEREAS, the Borough Council has determined that the Borough should appropriate \$70,000.00 from the Water Capital Improvement Fund for the purchase of a truck and accessories.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, as follows:

SECTION 1: The amount of \$70,000.00 is hereby appropriated from the Water Capital Improvement Fund for the purchase of a truck and accessories.

SECTION 2: The budget of the Borough is hereby amended to conform with the provisions of this Ordinance.

SECTION 3: This Ordinance shall take effect as provided by law.

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Mayor Conley opened up the public hearing on Ordinance 29-2019. Since no member of the public wished to be heard, the public hearing was closed.

Ms. Byrne moved that Ordinance 29-2019, which was read by title, be finally adopted. Mr. Hoover seconded the motion. There was no Council discussion and the motion passed with the following roll call vote recorded:

Yeas: Mrs. Vitale, Ms. Baillie, Mr. Rowe,
Ms. Byrne, Mr. Hoover, Ms. Coen
Nays: None

Mayor Conley declared Ordinance 29-2019 adopted and finally passed and ordered the Clerk to publish the notice thereof in the newspaper and to record the ordinance as required by law.

**ORDINANCE 30-2019
ORDINANCE OF THE BOROUGH OF MADISON APPROPRIATING
\$40,000.00 FROM THE GENERAL CAPITAL IMPROVEMENT FUND TO
REPLACE GARAGE DOORS AT THE PUBLIC WORKS GARAGE**

WHEREAS, the Director of Public Works has recommended that the Borough appropriate \$40,000.00 from the General Capital Improvement Fund to purchase garage doors at for the Public Works Garage; and

WHEREAS, the Chief Financial Officer has attested to the availability of the funds in the General Capital Improvement Fund in an amount not to exceed \$40,000.00 for this purpose; and

WHEREAS, the Borough Council has determined that the Borough should appropriate \$40,000.00 from the General Capital Improvement Fund to purchase garage doors at for the Public Works Garage.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, as follows:

SECTION 1: The amount of \$40,000.00 is hereby appropriated from the General Capital Improvement Fund to purchase garage doors at for the Public Works Garage.

SECTION 2: The budget of the Borough is hereby amended to conform with the provisions of this Ordinance.

SECTION 3: This Ordinance shall take effect as provided by law.

Mayor Conley opened up the public hearing on Ordinance 30-2019. Since no member of the public wished to be heard, the public hearing was closed.

Ms. Byrne moved that Ordinance 30-2019, which was read by title, be finally adopted. Mr. Hoover seconded the motion. There was no Council discussion and the motion passed with the following roll call vote recorded:

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Yeas: Mrs. Vitale, Ms. Baillie, Mr. Rowe,
Ms. Byrne, Mr. Hoover, Ms. Coen
Nays: None

Mayor Conley declared Ordinance 30-2019 adopted and finally passed and ordered the Clerk to publish the notice thereof in the newspaper and to record the ordinance as required by law.

**ORDINANCE 31-2019
ORDINANCE OF THE BOROUGH OF MADISON AMENDING CHAPTER
185-32 OF THE BOROUGH CODE ENTITLED “VEHICLES AND
TRAFFIC” SCHEDULE IV: TIME LIMIT PARKING**

WHEREAS, the Borough Council has determined that Chapter 185-32 of the Madison Borough Code entitled “Schedule IV: Time Limit Parking” should be amended in order implement these changes

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Madison, County of Morris, State of New Jersey as follows:

Section 1: Section 185-29 of the Code of the Borough of Madison entitled “Schedule I:

No Parking” shall be amended as follows:

Name of Street	Sides	Location
Chapel Street	North South	From Greenwood Avenue to Central Avenue

Section 2: Section 185-32 of the Code of the Borough of Madison entitled “Schedule IV:

Time Limit Parking” shall be amended as follows:

***All 1 hour parking areas as ‘90 minutes’.**

Add:

***15 Minute Parking Spaces**

Main South 15 minutes Single space-west end adjacent to loading zone

Main South 15 minutes Single space-east end adjacent to loading zone

Central East 15 minutes Single space-South end corner of Main Street

Section 3: This Ordinance shall take effect as provided by law.

Mayor Conley opened up the public hearing on Ordinance 31-2019. Since no member of the public wished to be heard, the public hearing was closed.

Ms. Byrne moved that Ordinance 31-2019, which was read by title, be finally adopted. Mr. Hoover seconded the motion. There was no Council discussion and the motion passed with the following roll call vote recorded:

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Yeas: Mrs. Vitale, Ms. Baillie, Mr. Rowe,
Ms. Byrne, Mr. Hoover, Ms. Coen
Nays: None

Mayor Conley declared Ordinance 31-2019 adopted and finally passed and ordered the Clerk to publish the notice thereof in the newspaper and to record the ordinance as required by law.

**ORDINANCE 32-2019
ORDINANCE OF THE BOROUGH OF MADISON AMENDING CHAPTER
195, ARTICLE V OF THE BOROUGH CODE ENTITLED “LAND
DEVELOPMENT ORDINANCE OF THE BOROUGH OF MADISON”, TO
AMEND THE ZONING MAP TO INCLUDE BLOCK 2801, LOT 5 (41 KINGS
ROAD) IN THE CBD-1 ZONING DISTRICT**

WHEREAS, the Assistant Borough Engineer recently reviewed the zoning map and discovered an error in the zoning of an existing commercial property at 41 Kings Road; and

WHEREAS, the current Professional P-Zoning of Block 2801, Lot 5 does not permit broad commercial uses; and

WHEREAS, the Borough seeks to ensure that the future use of the property remains consistent with the existing commercial structure thereon, as well as the adjacent CBD-1 neighborhood; and

WHEREAS, the CBD-1 zoning is consistent with the goals and purposes of the Master Plan and Land Development Ordinance of the Borough of Madison.

NOW, THEREFORE, be it resolved by the Council of the Borough of Madison, in the County of Morris and the State of New Jersey, as follows:

SECTION 1: The Official Zoning Map, as adopted by Chapter 195 entitled “Land Development Ordinance of the Borough of Madison” Section 29.1 entitled “Zoning Map” is hereby amended to change the zone boundary line between the P-Zone and the CBD-1 District to include Block 2801, Lot 5, also known as 41 Kings Road, in the CBD-1 zone.

SECTION 2: This Ordinance shall take effect as provided by law.

Mayor Conley opened up the public hearing on Ordinance 32-2019. Since no member of the public wished to be heard, the public hearing was closed.

Ms. Byrne moved that Ordinance 32-2019, which was read by title, be finally adopted. Mr. Hoover seconded the motion. There was no Council discussion and the motion passed with the following roll call vote recorded:

Yeas: Mrs. Vitale, Ms. Baillie, Mr. Rowe,
Ms. Byrne, Mr. Hoover, Ms. Coen
Nays: None

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Mayor Conley declared Ordinance 32-2019 adopted and finally passed and ordered the Clerk to publish the notice thereof in the newspaper and to record the ordinance as required by law.

**ORDINANCE 33-2019
ORDINANCE OF THE BOROUGH OF MADISON APPROPRIATING
\$75,000.00 FROM THE GENERAL CAPITAL IMPROVEMENT FUND FOR
THE PURCHASE OF SIDEWALK SWEEPER AND ACCESSORIES FOR
THE DEPARTMENT OF PUBLIC WORKS**

WHEREAS, the Director of Public Works has recommended that the Borough appropriate \$75,000.00 from the General Capital Improvement Fund for the purchase of a sidewalk sweeper, vehicles and accessories for use by the Public Works Department; and

WHEREAS, the Chief Financial Officer has attested to the availability of the funds in the General Capital Improvement Fund in an amount not to exceed \$75,000.00 for this purpose; and

WHEREAS, the Borough Council has determined that the Borough should appropriate \$75,000.00 from the General Capital Improvement Fund for the purchase of a sidewalk sweeper and accessories.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, as follows:

SECTION 1: The amount of \$75,000.00 is hereby appropriated from the General Capital Improvement Fund for the purchase of a sidewalk sweeper and accessories.

SECTION 2: The budget of the Borough is hereby amended to conform with the provisions of this Ordinance.

SECTION 3: This Ordinance shall take effect as provided by law.

Mayor Conley opened up the public hearing on Ordinance 33-2019. Since no member of the public wished to be heard, the public hearing was closed.

Ms. Byrne moved that Ordinance 33-2019, which was read by title, be finally adopted. Mr. Hoover seconded the motion. There was no Council discussion and the motion passed with the following roll call vote recorded:

Yeas: Mrs. Vitale, Ms. Baillie, Mr. Rowe,
Ms. Byrne, Mr. Hoover, Ms. Coen
Nays: None

Mayor Conley declared Ordinance 33-2019 adopted and finally passed and ordered the Clerk to publish the notice thereof in the newspaper and to record the ordinance as required by law.

**ORDINANCE 34-2019
ORDINANCE OF THE BOROUGH OF MADISON APPROPRIATING
\$110,000.00 FROM THE GENERAL CAPITAL IMPROVEMENT FUND FOR
THE DEPARTMENT OF PUBLIC WORKS RECYCLING CENTER
PROJECT**

WHEREAS, the Assistant Borough Engineer has recommended that the Borough appropriate \$110,000.00 from the General Capital Improvement Fund for the Department of Public Works Recycling Center project; and

WHEREAS, the Chief Financial Officer has attested to the availability of the funds in the General Capital Improvement Fund in an amount not to exceed \$110,000.00 for this purpose; and

WHEREAS, the Borough Council has determined that the Borough should appropriate \$110,000.00 from the General Capital Improvement Fund for the Department of Public Works Recycling Center project.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, as follows:

SECTION 1: The amount of \$110,000.00 is hereby appropriated from the General Capital Improvement Fund for the Department of Public Works Recycling Center project.

SECTION 2: The budget of the Borough is hereby amended to conform with the provisions of this Ordinance.

SECTION 3: This Ordinance shall take effect as provided by law.

Mayor Conley opened up the public hearing on Ordinance 34-2019. Since no member of the public wished to be heard, the public hearing was closed.

Ms. Byrne moved that Ordinance 34-2019, which was read by title, be finally adopted. Mr. Hoover seconded the motion. There was no Council discussion and the motion passed with the following roll call vote recorded:

Yeas: Mrs. Vitale, Ms. Baillie, Mr. Rowe,
Ms. Byrne, Mr. Hoover, Ms. Coen
Nays: None

Mayor Conley declared Ordinance 34-2019 adopted and finally passed and ordered the Clerk to publish the notice thereof in the newspaper and to record the ordinance as required by law.

**ORDINANCE 35-2019
ORDINANCE OF THE BOROUGH OF MADISON APPROPRIATING
\$10,000.00 FROM THE GENERAL CAPITAL IMPROVEMENT FUND FOR
THE PURCHASE OF BODY ARMOR FOR THE POLICE DEPARTMENT**

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WHEREAS, the Chief of Police has recommended that the Borough appropriate \$10,000.00 from the General Capital Improvement Fund for the purchase of body armor and bullet proof vests for the Police Department; and

WHEREAS, the Chief Financial Officer has attested to the availability of the funds in the General Capital Improvement Fund in an amount not to exceed \$10,000.00 for this purpose; and

WHEREAS, the Borough Council has determined that the Borough should appropriate \$10,000.00 from the General Capital Improvement Fund for the purchase of body armor and bullet proof vests for the Police Department.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, as follows:

SECTION 1: The amount of \$10,000.00 is hereby appropriated from the General Capital Improvement Fund for the purchase of body armor and bullet proof vests for the Police Department.

SECTION 2: The budget of the Borough is hereby amended to conform with the provisions of this Ordinance.

SECTION 3: This Ordinance shall take effect as provided by law.

Mayor Conley opened up the public hearing on Ordinance 35-2019. Since no member of the public wished to be heard, the public hearing was closed.

Ms. Baillie moved that Ordinance 35-2019, which was read by title, be finally adopted. Mr. Rowe seconded the motion. There was no Council discussion and the motion passed with the following roll call vote recorded:

Yeas: Mrs. Vitale, Ms. Baillie, Mr. Rowe,
Ms. Byrne, Mr. Hoover, Ms. Coen

Nays: None

Mayor Conley declared Ordinance 35-2019 adopted and finally passed and ordered the Clerk to publish the notice thereof in the newspaper and to record the ordinance as required by law.

**ORDINANCE 36-2019
ORDINANCE OF THE BOROUGH OF MADISON APPROPRIATING
75,000.00 FROM THE GENERAL CAPITAL IMPROVEMENT FUND FOR
THE PURCHASE OF SECURITY CAMERAS AND ENHANCEMENTS**

WHEREAS, the Chief of Police has recommended that the Borough appropriate \$75,000.00 from the General Capital Improvement Fund for the purchase of security cameras and enhancements to be implemented by the Police Department; and

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WHEREAS, the Chief Financial Officer has attested to the availability of the funds in the General Capital Improvement Fund in an amount not to exceed \$75,000.00 for this purpose; and

WHEREAS, the Borough Council has determined that the Borough should appropriate \$75,000.00 from the General Capital Improvement Fund for the purchase of security cameras and enhancements to be implemented the Police Department.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, as follows:

SECTION 1: The amount of \$75,000.00 is hereby appropriated from the General Capital Improvement Fund for the purchase of security cameras and enhancements to be implemented by the Police Department.

SECTION 2: The budget of the Borough is hereby amended to conform with the provisions of this Ordinance.

SECTION 3: This Ordinance shall take effect as provided by law.

Mayor Conley opened up the public hearing on Ordinance 36-2019. Since no member of the public wished to be heard, the public hearing was closed.

Ms. Baillie moved that Ordinance 36-2019, which was read by title, be finally adopted. Mr. Rowe seconded the motion. There was no Council discussion and the motion passed with the following roll call vote recorded:

Yeas: Mrs. Vitale, Ms. Baillie, Mr. Rowe,
Ms. Byrne, Mr. Hoover, Ms. Coen

Nays: None

Mayor Conley declared Ordinance 36-2019 adopted and finally passed and ordered the Clerk to publish the notice thereof in the newspaper and to record the ordinance as required by law.

INVITATION FOR DISCUSSION (2 of 2)

Mayor opened the meeting to the public for their opportunity to ask questions and make comments on any subject. Mayor asked that, upon recognition by the Chair, the person shall proceed to the lectern and give his/her name and address in an audible tone of voice, and print the same on the sheet provided for the record.

He/she shall limit his/her statement to three (3) minutes or less.

Since no member of the public wished to be heard, the invitation for discussion was closed.

INTRODUCTION OF ORDINANCES

The Clerk made the following statement:

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Ordinances scheduled for introduction and first reading tonight will have a hearing during the meeting of August 12, 2019 in the 2nd Floor Council Chamber of the Hartley Dodge Memorial Building, Kings Road, in the Borough of Madison at 8 p.m., or as soon thereafter as practical, for further consideration and final adoption. Said ordinances will be published in the Madison Eagle, be posted at the main entrance to the Borough offices and be made available to members of the public requesting same, as required by law.

Mayor Conley called up Ordinances for first reading and asked the Clerk to read said ordinance by title:

ORDINANCE 37-2019 AND ORDINANCE 38-2019 were removed from the agenda and the numbers retired.

ORDINANCE 39-2019 ORDINANCE OF THE BOROUGH OF MADISON
APPROPRIATING \$240,000.00 FROM THE GENERAL CAPITAL IMPROVEMENT
FUND FOR ADDITIONAL 2019 MILLING AND OVERLAY PROJECTS

WHEREAS, the Borough Engineer has recommended that the Borough appropriate \$240,000.00 from the General Capital Improvement Fund for additional 2019 Milling and Overlay projects, including mill, overlay, signage, striping, curb, sidewalk and crack sealing improvements, related work and miscellaneous projects throughout town; and

WHEREAS, the Chief Financial Officer has attested to the availability of the funds in the General Capital Improvement Fund in an amount not to exceed \$240,000.00 for this purpose; and

WHEREAS, the Borough Council has determined that the Borough should appropriate \$240,000.00 from the General Capital Improvement Fund for additional 2019 Milling and Overlay projects, signage, striping, curb, sidewalk and crack sealing improvements, related work and miscellaneous projects throughout town.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, as follows:

SECTION 1: The amount of \$240,000.00 is hereby appropriated from the General Capital Improvement Fund for additional 2019 Milling and Overlay projects, signage, striping, curb, sidewalk and crack sealing improvements, related work and miscellaneous projects throughout town.

SECTION 2: The budget of the Borough is hereby amended to conform with the provisions of this Ordinance.

SECTION 3: This Ordinance shall take effect as provided by law.

Ms. Byrne moved that Ordinance 39-2019, which the Borough Clerk read by title, be adopted. Mr. Hoover seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

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Yeas: Mrs. Vitale, Ms. Baillie, Mr. Rowe,
Ms. Byrne, Mr. Hoover, Ms. Coen
Nays: None

ORDINANCE 40-2019 ORDINANCE OF THE BOROUGH OF MADISON
APPROPRIATING \$125,000.00 FROM THE ELECTRIC CAPITAL IMPROVEMENT
FUND FOR THE PURCHASE OF AN INDUSTRIAL RACK STORAGE SYSTEM,
ELECTRICAL SERVICE AND LED LIGHTING SYSTEM AND RELATED
MATERIALS

WHEREAS, the Electric Utility Superintendent has recommended that the Borough appropriate \$125,000.00 from the Electric Capital Improvement Fund for the purchase of an industrial rack storage system, electrical service and LED lighting system and related materials; and

WHEREAS, funds are available in the Electric Capital Improvement Fund and the availability of funds has been certified by the Chief Financial Officer; and

WHEREAS, the Borough Council has determined that the Borough should appropriate \$125,000.00 from the Electric Capital Improvement Fund for the purchase of an industrial rack storage system, electrical service and LED lighting system and related materials.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, as follows:

SECTION 1: The amount of \$125,000.00 is hereby appropriated from the Electric Capital Improvement Fund for the purchase of an industrial rack storage system, electrical service and LED lighting system and related materials.

SECTION 40: The budget of the Borough is hereby amended to conform with the provisions of this Ordinance.

SECTION 3: This Ordinance shall take effect as provided by law.

Mr. Rowe moved that Ordinance 40-2019, which the Borough Clerk read by title, be adopted. Ms. Baillie seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

Yeas: Mrs. Vitale, Ms. Baillie, Mr. Rowe,
Ms. Byrne, Mr. Hoover, Ms. Coen
Nays: None

ORDINANCE 41-2019 ORDINANCE OF THE BOROUGH OF MADISON
APPROPRIATING \$200,000.00 FROM THE WATER UTILITY CAPITAL FUND
RESERVE FOR AUTOMATED METER READING AND \$200,000.00 FROM THE
ELECTRIC UTILITY CAPITAL IMPROVEMENT FUND FOR THE PURCHASE OF
UTILITY METERS AND ACCESSORIES

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WHEREAS, the Chief Financial Officer has recommended that the Borough appropriate \$200,000.00 from the Electric Utility Capital Improvement Fund and \$200,000.00 from the Water Utility Capital Improvement Fund Reserve for Automated Meter Reading for the purchase of utility meter equipment, related services and accessories; and

WHEREAS, the Chief Financial Officer has attested to the availability of the funds in the Water Utility Capital Improvement Fund Reserve for Automated Meter Reading and the Electric Utility Capital Improvement Fund in an amount not to exceed \$200,000.00 each for this purpose; and

WHEREAS, the Borough Council has determined that the Borough should appropriate \$200,000.00 from the Water Utility Capital Improvement Fund Reserve For Automated Meter Reading and \$200,000.00 from the Electric Utility Capital Improvement Fund for the purchase of utility meter equipment, related services and accessories.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, as follows:

SECTION 1: The amount of \$200,000.00 is hereby appropriated from the Water Utility Capital Improvement Fund Reserve for Automated Meter Reading and \$200,000.00 from the Electric Utility Capital Improvement Fund for the purchase of utility meter equipment, related services and accessories.

SECTION 2: The budget of the Borough is hereby amended to conform with the provisions of this Ordinance.

SECTION 3: This Ordinance shall take effect as provided by law.

Mr. Rowe moved that Ordinance 41-2019, which the Borough Clerk read by title, be adopted. Ms. Baillie seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

Yeas: Mrs. Vitale, Ms. Baillie, Mr. Rowe,
Ms. Byrne, Mr. Hoover, Ms. Coen
Nays: None

CONSENT AGENDA RESOLUTIONS

The Clerk made the following statement:

Consent Agenda Resolutions will be enacted with a single motion; any Resolution requiring expenditure is supported by a Certification of Availability of Funds; any Resolution requiring discussion will be removed from the Consent Agenda; all Resolutions will be reflected in full in the minutes.

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Ms. Baillie moved adoption of the Resolutions listed on the Consent Agenda. Mrs. Vitale seconded the motion. There was no Council discussion and the motion passed with the following roll call vote recorded:

Yeas: Mrs. Vitale, Ms. Baillie, Mr. Rowe,
Ms. Byrne, Mr. Hoover, Ms. Coen
Nays: None

R 214-2019 RESOLUTION OF THE BOROUGH OF MADISON AWARDING BID FOR THE PURCHASE OF NEW, UNUSED ELECTRIC UTILITY ELECTRONIC AMR/AMI SYSTEM REVENUE METERS AND WATER UTILITY ELECTRONIC AMR/AMI SYSTEM METER COMMUNICATIONS MODULES TO BYRAM LABORATORIES, INC.

WHEREAS, the Borough of Madison publicly advertised for bids for the purchase of new, unused Electric Utility Electronic AMR/AMI System Revenue Meters and Water Utility Electronic AMR/AMI System Meter Communications Modules (the “Contract”) in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq.; and

WHEREAS, the lowest qualified bid was submitted by Byram Laboratories, Inc. of Branchburg, N.J., in the amount of \$258,765.44; and

WHEREAS, the QPA/Personnel Director and Borough Attorney have recommended that the Borough Council award the contract to Byram Laboratories, Inc. in the amount of \$258,765.44; and

WHEREAS, funds are available in Ordinance 10-2018, 11-2018 and Utility Operating budgets or in any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been certified by the Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, as follows:

1. The contract for the purchase new, unused Electric Utility Electronic AMR/AMI System Revenue Meters and Water Utility Electronic AMR/AMI System Meter Communications Modules is hereby awarded to Byram Laboratories, Inc. based upon its qualified bid, in the amount of \$258,765.44.

2. The Mayor and Borough Clerk are hereby authorized and directed on behalf of the Borough to enter into the contract with Byram Laboratories, Inc. in a form acceptable to the Borough Attorney.

R 215-2019 RESOLUTION OF THE BOROUGH OF MADISON RENEWING LIQUOR LICENSE IN THE BOROUGH OF MADISON FOR THE 2019-2020 LICENSE TERM

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BE IT RESOLVED by the Council of the Borough of Madison, County of Morris, State of New Jersey, that the following application for renewal of Liquor License for the 2019 - 2020 license term be, and hereby is, approved:

CONSUMPTION LICENSE – FEE \$2,386.00; July 1, 2019 through June 30, 2020

License #1417-44-003-007
Anand Divine Liquor, LLC
(Inactive)
9 Inverness Drive
Edison, NJ 08820

R 216-2019 RESOLUTION OF THE BOROUGH OF MADISON APPROVING PLACE-TO-PLACE TRANSFER OF PLENARY RETAIL CONSUMPTION LICENSE #1417-33-011-009 TAVERN AT MAIN CORP. TRADING AS 54 MAIN BAR & GRILL

WHEREAS, an application has been filed for a place-to-place transfer of Plenary Retail Consumption License # 1417-33-011-009 for the purpose of expanding the premises under license wherein the sale, service and storage of alcoholic beverages are authorized; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Madison does hereby approve, effective July 22, 2019, the expansion of the aforesaid Plenary Retail Consumption Licensed premises located at 54 Main Street, Madison to place under license the area delineated in the application form and the sketch of the licensed premises attached thereto.

R 217-2019 RESOLUTION OF THE BOROUGH OF MADISON ACCEPTING THE 2018 AUDIT

WHEREAS, N.J.S.A. 40A:5-4 requires the Governing Body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2018 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each member of the Governing Body; and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to local fiscal affairs; and

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WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the Governing Body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the Governing Body have reviewed, at a minimum, the sections of the annual audit entitled: "General Comments and Recommendations"; and

WHEREAS, the members of the Governing Body have personally reviewed at a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled: "General Comments and Recommendations" as evidenced by the group affidavit form of the Governing Body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the Governing Body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local Governing Body to the penalty provisions of R.S. 52:27BB-52 - to wit:

R.S. 52:27BB-52 - A local officer or member of a local Governing Body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, and in addition shall forfeit their office.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Madison, County of Morris, State of New Jersey, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

R 218-2019 RESOLUTION OF THE BOROUGH OF MADISON APPROVING THE 2018 CORRECTIVE ACTION PLAN REPORT

WHEREAS, the 2018 Audit Report prepared by the Municipal Auditor contained two (2) recommendations to be remedied; and

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WHEREAS, the Chief Financial Officer has prepared a Corrective Action Plan which the Borough Council has reviewed and approved.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Madison in the County of Morris and State of New Jersey, that the Corrective Action Plan attached hereto is hereby approved.

R 219-2019 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING A SPECIAL EVENT PERMIT TO ALLOW THE USE OF PUBLIC PARKING SPACES BY THE TOREY J SABATINI PTO FOR A FUNDRAISING EVENT ON SEPTEMBER 13, 2019

WHEREAS, the Torey J. Sabatini PTO has requested permission to use public parking spaces on Friday, September 13, 2019, between the hours of 7:00 p.m. and 11:00 p.m. for a fundraising event; and

WHEREAS, the Borough Administrator has recommended that such permission be granted; and

WHEREAS, the Torey J. Sabatini PTO has submitted a Special Event Permit Application to the Borough as well as a Certificate of Liability Insurance naming the Borough of Madison as an additional insured; and

WHEREAS, the Borough Council agrees with this recommendation.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that the Torey J. Sabatini PTO is hereby given permission to use public parking spaces in lot number two, on September 13, 2019, between the hours of 7:00 p.m. and 11:00 p.m. and subject to such safety requirements as may be directed by the Madison Police Department and/or Fire Department.

R 220-2019 RESOLUTION OF THE BOROUGH OF MADISON APPROVING RAFFLES LICENSE APPLICATIONS SUBMITTED BY GRACE EPISCOPAL CHURCH OF MADISON

BE IT RESOLVED by the Council of the Borough of Madison, County of Morris, State of New Jersey, that the following application for Raffles License, to be held as listed below, be and the same is hereby approved:

GRACE EPISCOPAL CHURCH IN MADISON

I.D. NO. 274-1-35285

R.A. No. 1482 On-premise merchandise (Tricky-Tray)

R.A. No. 1483 On-premise 50/50

September 14, 2019

R.A. No. 1484 On-premise 50/50

November 16, 2019

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R 221-2019 RESOLUTION OF THE BOROUGH OF MADISON APPROVING RAFFLES LICENSE APPLICATION SUBMITTED BY PTO TOREY J. SABATINI SCHOOL

BE IT RESOLVED by the Council of the Borough of Madison, County of Morris, State of New Jersey, that the following application for Raffles License, to be held as listed below, be and the same is hereby approved:

PTO TOREY J. SABATINI SCHOOL
I.D. NO. 274-5-33160
R.A. No. 1485 Off-premise 50/50
SEPTEMBER 13, 2019

R 222-2019 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING CHANGE ORDER AND FINAL PAYMENT TO MICROPAVE, INC. FOR ROADWAY CRACK SEALING IMPROVEMENTS

WHEREAS, Resolution 95-2019 awarded a contract to Micropave, Inc., of Roseland, New Jersey, in an amount not to exceed \$70,000.00 for roadway crack sealing improvements; and

WHEREAS, the Borough Engineer has recommended that the Borough Council amend Resolution 95-2019 to increase the award amount to \$85,378.66 for additional roadway crack sealing; and

WHEREAS, the Chief Financial Officer has attested that funds will be available in an additional amount not to exceed \$85,378.66, which funds are available in Ordinance 2-2019.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, as follows:

1. Resolution 95-2019 is amended to increase the contract award amount by an additional \$15,378.66 to \$85,378.66.
2. The Mayor and Borough Clerk are hereby authorized to execute, on behalf of the Borough, an amended purchase order and contract with Micropave, Inc., of Roseland, New Jersey, for roadway crack sealing improvements at a total price not to exceed \$85,378.66, in a form acceptable to the Borough Attorney.

R 223-2019 RESOLUTION OF THE BOROUGH OF MADISON CONFIRMING PAYMENT #4 TO MBT CONTRACTING, LLC FOR THE MADISON ELECTRIC STORAGE BUILDING PROJECT

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WHEREAS, the Assistant Borough Engineer has advised the Borough Council that work for the Madison Electric Storage Building project is complete to date; and

WHEREAS, the Council wishes to authorize disbursement of Payment #4 in the amount of \$54,978.00 for work completed to date; and

WHEREAS, the Chief Financial Officer has confirmed that adequate funds for this purpose are contained in Ordinances 3-2015 and 37-2018 (W-06-55-600-602).

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that payment in the amount of \$54,978.00 to MBT Contracting, for the Madison Electric Storage Building project is approved.

R 224-2019 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING PURCHASE OF A PICKUP TRUCK AND ACCESSORIES FOR THE WATER DEPARTMENT THROUGH THE NEW JERSEY COOPERATIVE PRICING SYSTEM

WHEREAS, the Borough of Madison desires to award a contract for the purchase of a pickup truck and accessories through the New Jersey Cooperative Pricing System program; and

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-10, et seq.; and

WHEREAS, Cherry Hill Winner Ford, of Cherry Hill New Jersey, has been awarded the New Jersey Cooperative Pricing System contract number T-2101/a88758, Vehicles; Sedans, Sport Utility Vehicles and Trucks; and

WHEREAS, the Borough Qualified Purchasing Agenda/Personnel Director has recommended that the Borough Council utilize this contract for the purchase of a pickup truck and accessories; and

WHEREAS, funds are available in Ordinance 29-2019, or in any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, as follows:

1. A contract with Cherry Hill Winner Ford, of Cherry Hill New Jersey for the purchase of a pickup truck and accessories for the Water Department, in an amount not to exceed \$52,913.00 is hereby approved.

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2. The Borough Administrator is hereby authorized and directed on behalf of the Borough to execute a purchase order and contract to Cherry Hill Winner Ford, of Cherry Hill, New Jersey, for the purchase of a pickup truck and accessories for the Water Department, in a form acceptable to the Borough Attorney.

R 225-2019 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING PURCHASE OF A PICKUP TRUCK AND ACCESSORIES FOR THE ROAD DEPARTMENT THROUGH THE NEW JERSEY COOPERATIVE PRICING SYSTEM

WHEREAS, the Borough of Madison desires to award a contract for the purchase of a pickup truck and accessories through the New Jersey Cooperative Pricing System program; and

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-10, et seq.; and

WHEREAS, Cherry Hill Winner Ford, of Cherry Hill New Jersey, has been awarded the New Jersey Cooperative Pricing System contract number T-2101/a88758, Vehicles; Sedans, Sport Utility Vehicles and Trucks; and

WHEREAS, the Borough Qualified Purchasing Agenda/Personnel Director has recommended that the Borough Council utilize this contract for the purchase of a pickup truck and accessories; and

WHEREAS, funds are available in Ordinance 28-2019, or in any other account that may be deemed appropriate by the Chief Financial Officer or his designee.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, as follows:

1. A contract with Cherry Hill Winner Ford, of Cherry Hill New Jersey for the purchase of a pickup truck and accessories for the Roads Department, in an amount not to exceed \$39,488.50 is hereby approved.

2. The Borough Administrator is hereby authorized and directed on behalf of the Borough to execute a purchase order and contract to Cherry Hill Winner Ford, of Cherry Hill, New Jersey, for the purchase of a pickup truck and accessories for the Road Department, in a form acceptable to the Borough Attorney.

R 226-2019 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING PURCHASE OF A PUBLIC WORKS DEPARTMENT VEHICLE UNDER EDUCATIONAL SERVICES COMMISSION OF NJ ESC CO-OP#65MCESCCPS - ESCNJ 17/18-44

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WHEREAS, the Borough of Madison desires to award a contract for the purchase of a Public Works Department vehicle under the New Jersey State Contract program; and

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-10, et seq.; and

WHEREAS, Beyer Ford, 170 Ridgedale Avenue Morristown, New Jersey, 07960 has been awarded Educational Services Commission of NJ ESC Co-op#65MCESSCCPS - ESCNJ 17/18-44; and

WHEREAS, the Director of Public Works and Qualified Purchasing Agent have recommended that the Borough Council utilize this contract for purchase of a Public Works Department vehicle as follows; under contract NJ ESC Co-op#65MCESSCCPS - ESCNJ 17/18-44, one pickup truck and accessories in the amount of \$36,580.65; and

WHEREAS, the Chief Financial Officer has attested that funds are available in an amount not to exceed \$36,580.66 for this purpose, which funds are available in the Public Works Department Operating budget.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, as follows:

1. A contract for the purchase of a Public Works Department vehicle and accessories, for \$36,580.65 is hereby approved.

2. The Borough Administrator is hereby authorized and directed on behalf of the Borough to execute a purchase order and contract to Beyer Ford, 170 Ridgedale Avenue, Morristown, New Jersey, 07960, for the purchase of a Public Works Department vehicle and accessories at a total price not to exceed \$36,580.65, in a form acceptable to the Borough Attorney.

R 227-2019 RESOLUTION OF THE BOROUGH OF MADISON ENDORSING THE ACCEPTANCE OF A MUNICIPAL RIGHT OF WAY KNOWN AS MEADOW COURT

WHEREAS, the Madison Planning Board approved a three lot subdivision application filed by Historic Homes by McCann, LLC for property designated as Tax Block 4601, Lots 47.01, 47.02 and 48, located at 106 and 112 Shunpike Road; and

WHEREAS, the subdivision contains a new street; and

WHEREAS, in order to formally accept the right of way, an endorsement of the acceptance of a municipal right of way to be known as Meadow Court is necessary.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of

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Madison, in the County of Morris and State of New Jersey, that the acceptance of a municipal right of way, known as Meadow Court, is hereby endorsed by the governing body of the Borough of Madison and the Mayor and Borough Clerk are authorized to execute any documents required to effectuate said purpose.

R 228-2019 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING RELEASE OF PERFORMANCE BOND FOR HISTORIC HOMES BY MCCANN, LLC FOR PREMISES DESIGNATED AS MEADOW COURT, TAX BLOCK 4601, LOTS 47 & 48

WHEREAS, the Assistant Borough Engineer has recommended that the Performance Bond in the amount of \$110,656.80 Surety, \$12,295.20 Cash be released to Historic Homes by McCann, in connection with site improvements located at Meadow Court, Block 4601, Lots 47.01, 47.02 and 48; and

WHEREAS, the Assistant Borough Engineer advises that all site work has been completed.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that the Performance Bond described herein, in the amount of \$110,656.80 Surety, \$12,295.20 Cash be released to Historic Homes by McCann.

R 229-2019 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING REDUCTION OF RESTORATION BOND TO 4 GIRALDA FARMS (ATLANTIC HEALTH), ON BLOCK: 3202, LOT: 1

WHEREAS, the Assistant Borough Engineer has recommended that the Restoration Bond for 4 Giralda Farms (Atlantic Health) in the amount of \$150,880.29 be reduced to \$20,889.45, in connection with site improvements completed at 4 Giralda Farms, Block: 3202, Lot: 1; and

WHEREAS, the Assistant Borough Engineer advises that compliance with approved site plans has been completed.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that the Restoration Bond described herein be reduced and released to 4 Giralda Farms (Atlantic Health).

R 230-2019 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING PURCHASE OF A SIDEWALK SWEEPER AND ACCESSORIES FOR THE ROAD DEPARTMENT THROUGH THE NEW JERSEY COOPERATIVE PRICING SYSTEM

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WHEREAS, the Borough of Madison desires to award a contract for the purchase of a sidewalk sweeper and accessories through the New Jersey Cooperative Pricing System program; and

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-10, et seq.; and

WHEREAS, WW Grainger, Inc., of Lake Forest, IL, has been awarded the New Jersey Cooperative Pricing System contract number 19-Fleet-00566, Janitorial Equipment and Supplies; and

WHEREAS, the Borough Qualified Purchasing Agenda/Personnel Director has recommended that the Borough Council utilize this contract for the purchase of a sidewalk sweeper and accessories; and

WHEREAS, funds are available in Ordinance 33-2019, or in any other account that may be deemed appropriate by the Chief Financial Officer or his designee.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, as follows:

1. A contract with WW Grainger, Inc., of Lake Forest, IL for the purchase of a sidewalk sweeper and accessories for the Public Works Department, in an amount not to exceed \$41,063.85 is hereby approved.

2. The Borough Administrator is hereby authorized and directed on behalf of the Borough to execute a purchase order and contract to WW Grainger, Inc., of Lake Forest, IL, for the purchase of a sidewalk sweeper and accessories for the Public Works Department, in a form acceptable to the Borough Attorney.

R 231-2019 RESOLUTION OF THE BOROUGH OF MADISON APPROVING RAFFLES LICENSE APPLICATION SUBMITTED BY BAROQUE ORCHESTRA OF NEW JERSEY

BE IT RESOLVED by the Council of the Borough of Madison, County of Morris, State of New Jersey, that the following application for Raffles License, to be held as listed below, be and the same is hereby approved:

BAROQUE ORCHESTRA OF NEW JERSEY
I.D. No. 323-5-41099
R.A. No. 1486 On-premise 50/50
August 10, 2019

R 232-2019 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING PURCHASE OF FIBER INSTALLATION AND CONNECTION FOR ROSE HALL

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WHEREAS, the Borough Council has determined that there is a need for the Borough's Rosenet fiber to be extended to Rose Hall; and

WHEREAS, the Borough Council authorized the purchase of fiber for Rose Hall; and

WHEREAS, the Borough Council wishes to authorize the installation and connection of the fiber network by 3B Communications in an amount quoted as \$24,628.00; and

WHEREAS, the Chief Financial Officer has attested that funds will be available for same in accordance with Ordinance 36-2019.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, as follows:

1. A purchase order with 3B Communications of Whippany, New Jersey for the installation and connection of fiber for Rose Hall, in an amount not to exceed \$24,628.00 is hereby approved.

2. The qualified purchasing agent or the Borough Administrator shall make the purchases authorized herein.

R 233-2019 RESOLUTION OF THE BOROUGH OF MADISON APPOINTING DAWN ALLGEIER TO THE POSITION OF ACTING MUNICIPAL COURT ADMINISTRATOR FOR THE JOINT MUNICIPAL COURT OF MADISON, THE CHATHAMS, HARDING AND MORRIS TOWNSHIP

WHEREAS, the Borough Administrator recommends the appointment of Dawn Allgeier to the position of Acting Municipal Court Administrator, effective July 25, 2019; and

WHEREAS, the Council agrees with this recommendation.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Madison in the County of Morris and State of New Jersey, that Dawn Allgeier is hereby appointed to the position of Acting Municipal Court Administrator, effective July 25, 2019, at an annual salary of \$75,000.00. Effective December 1, 2019, upon the completion of the terminal leave for the Joint Court Administrator Frank Ciampi, Ms. Allgeier will be promoted to the position of Joint Court Administrator, at the annual salary of \$90,000.00.

BE IT FURTHER RESOLVED that Ms. Allgeier is added as a signatory on all Joint Court bank accounts.

R 234-2019 RESOLUTION OF THE BOROUGH OF MADISON RATIFYING THE APPROVAL OF THE MADISON-CHATHAM JOINT MEETING VOUCHER REGISTER DATED JULY 11, 2019

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WHEREAS, the Finance Committee and Operating Committee of the Madison-Chatham Joint Meeting held a regularly scheduled meeting on July 15, 2019; and

WHEREAS, the Borough of Madison was not represented by a quorum of members at said meeting; and

WHEREAS, the voucher register must be approved in order to process payments.

NOW THEREFORE, BE IT RESOLVED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey that the voucher register attached hereto dated July 11, 2019 be approved.

R 235-2019 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING MADISON CHAMBER OF COMMERCE SIDEWALK SALE DAYS AUGUST 22, 2019 THROUGH AUGUST 24, 2019

WHEREAS, the Madison Chamber of Commerce applied for permission to hold sidewalk sales on the North side and South side of Main Street from Green Village Road to Greenwood Avenue, and on the North side of Main Street and Park Avenue from Green Village Road to Ridgedale Avenue, and on the East and West sides of Waverly Place and on Central Avenue from Main Street to Elmer Street, and on Lincoln Place from Thursday, August 22 through Saturday, August 24 from 9:00 a.m. to 6:00 p.m.; and

WHEREAS, the Council has determined that permission should be granted provided that the Chamber of Commerce agrees to keep a clearance of at least ten (10) feet from all fire hydrants and keep entrances and pathways to all stores/apartments clear.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Madison, in the County of Morris, State of New Jersey, that the request for the Madison Chamber of Commerce to hold sidewalk sales in locations described herein from Thursday, August 22 through Saturday, August 24 from 9:00 a.m. to 6:00 p.m., is hereby granted and approved subject to the above noted conditions and subject to compliance with any safety requirements of the Madison Police Department and Fire Department.

R 236-2019 RESOLUTION OF THE BOROUGH OF MADISON REQUESTING THE DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE THE INSERTION OF AN ITEM OF REVENUE IN THE BUDGET OF THE YEAR 2019

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

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

WHEREAS, the Borough of Madison will receive \$12,419.00 from the Morris County Alliance Funding Grant and wishes to amend its 2019 Budget to include this amount as revenue, and

WHEREAS, a condition of receiving this grant is that the Borough of Madison must provide a match of \$3,104.75.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Madison in the County of Morris and State of New Jersey hereby requests the Director of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2019 in the sum of
.....\$12,419.00

Which item is now available as a revenue from:

Miscellaneous Revenues

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:

State and Federal Revenues Off-Set with Appropriations;

BE IT FURTHER RESOLVED that the like sum of.....\$15,523.75 is hereby appropriated under the caption of:

General Appropriations

(A) Operation Excluded from “Caps”

State and Federal programs Off-set by Revenues:

Alcohol and Drug Abuse Grant (MAASA)– Other Expenses

BE IT FURTHER RESOLVED that a copy of this resolution will be electronically filed with the Director of Local Government Services.

UNFINISHED BUSINESS - None

APPROVAL OF VOUCHERS

On motion by Ms. Baillie, seconded by Mrs. Vitale and carried, the following vouchers of the Borough of Madison were approved for payment, and the supporting documentation of said vouchers was made part of the Supplemental Minute Book.

Current Fund	\$4,394,059.55
General Capital Fund	832,885.17
Electric Operating Fund	518,230.37
Electric Capital Fund	93,866.75
Water Operating Fund	96,829.58
Water Capital Fund	1,208.76
Trusts	37,290.97
Total	<u>\$5,974,371.15</u>

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The following roll call vote was recorded approving the aforementioned vouchers:

Yeas: Mrs. Vitale, Ms. Baillie, Mr. Rowe,
Ms. Byrne, Mr. Hoover, Ms. Coen

Nays: None

NEW BUSINESS - None

ADJOURN

There being no further business to come before the Council, the meeting was adjourned at 9:15 p.m.

Respectfully submitted,

Elizabeth Osborne
Borough Clerk
Approved August 12, 2019 (EO)