

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

August 12, 2019 - 7 p.m.

CALL TO ORDER

The Regular Meeting of the Mayor and Council of the Borough of Madison was held on the 12th day of August, 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

Maureen Byrne

John F. Hoover

Debra J. Coen

Absent: Patrick W. Rowe, excused

Also Present:

Raymond M. Codey, Borough Administrator

James E. Burnet, Assistant Borough Administrator

Elizabeth Osborne, Borough Clerk

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)

July 22, 2019

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

LITIGATION MATTERS (2)

AFFORDABLE HOUSING UPDATE

SENIOR CENTER POLICIES

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

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CONTRACT MATTERS (3)

MOBILE PARKING PAYMENT & ENFORCEMENT SYSTEM

UTILITY PAYMENT OPTIONS

MADISON VOLUNTEER AMBULANCE CORPS

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

PERSONNEL MATTERS (4)

DEPUTY COURT ADMINISTRATOR

PART TIME SENIOR VAN DRIVER

UTILITY BILLING DEPARTMENT

WORKERS COMPENSATION CORRECTION

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 to honor lifelong resident Pat DeBiase. Mayor Conley noted that there would be remembrances and a moment of silence later in tonight's Council meeting for former Council member Ben Wolkowitz, who passed away August 2, 2019.

APPROVAL OF MINUTES

Ms. Baillie moved approval of the **Executive Minutes of July 22, 2019**. Mrs. Vitale seconded the motion, which passed with the following roll call vote recorded:

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

Nays: None

Absent: Mr. Rowe

Ms. Baillie moved approval of the **Regular Meeting Minutes of July 22, 2019**. Mrs. Vitale seconded the motion, which passed with the following roll call vote recorded:

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

Nays: None

Absent: Mr. Rowe

GREETINGS TO PUBLIC

Mayor Conley made the following comments:

Mayor Conley shared his thoughts for Council member Benjamin Wolkowitz and asked the Council to remember and recognize Mr. Wolkowitz for all he did for Madison and of course as a friend of all of us. Each member of the Council shared their thoughts and prayers for Ben and his family, and noted how he will be greatly missed. This was followed by a moment of silence.

EMPLOYEES OF THE MONTH:

The Employees of the Month for August are Fred Rivera and Michael Marano of the Department of Public Works for their dedication and commitment going above and beyond in maintaining the playing fields for the Madison Little League.

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REPORTS OF COMMITTEES

Public Safety

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

Ms. Baillie noted that Morris County has launched a new alert system replacing Nixle alters as of November 1, 2019. Residents are encouraged to sign up for Alert Madison through the borough website. On Tuesday August 6th the Madison Police Department participated in the National Night Out. Ms. Baillie thanked the residents, Mayor and Council and Police Chief for their efforts. Reporting for the electric Department, Ms. Baillie noted that the New Butler Building exterior is complete. The Electric Department, with the assistance of the Water Department, repaired the Sump Pump in the James Park Substation Basement. Electrical Line Clearance Tree Trimming Crew is currently working on the Park Avenue and Danforth Road side of town. August 6th at 5:00 p.m. a Cut-Out Box went up in flames. The Stand-by Crew was called. The power was shut down for approximately 30 minutes, while the crew replaced the damaged box. On August 7th, a lightning strike took out the power at the Madison Mall Apartments and the adjacent Shopping Center. a tree on Green Avenue also broke and needed to be removed during the storm. On August 8th the Borough lost power at both Substations due a severe thunderstorm. The Kings Road Substation went back on line quickly. The James Park Substation took more time. The Water Department conducted a leak survey by using an Electronic Listening Device. Two significant leaks were found in the Rosedale/Spring Garden area. One leak was excavated and repaired. The other leak was caused by a Fire Hydrant that had been used unlawfully. The Fire Hydrant needed to be operated correctly and shut down. The Department would like to remind everyone to voluntarily water their lawns during evening hours only, use odd and even days, and try to limit watering to twice a week. Please remember, it is our drinking water that is being used to keep your grass green.

Finance and Borough Clerk

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

Mrs. Vitale reported participation by the Police Department at the August 6th National Night Out, noting good community policing. Mrs. Vitale thanked Police Chief Darren Dachisen and his department. Listed this evening is a resolution to renewed the Borough's insurance through the Morris County Municipal Joint Insurance Fund. Mrs. Vitale noted that the 3rd quarter taxes were due today. And the 2020 budget process has begun, with a review of the capital budget. There will be discussion beginning in December with adoption anticipated in April 2020.

Utilities

Mr. Rowe, Chair of the Committee, absent.

Public Works and Engineering

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

Final striping and signage work is in progress. JoMed Construction completed resurfacing work on the 2019 Road Improvement contract. A preconstruction meeting for Grove Street water main replacement with Matina & Son utility contractors scheduled on Tuesday August 13th. National Water Main Cleaning Company mobilization for the 2019 Sewer Main Lining projects (Beech, Rose, Cedar, Pine, Park, West, Center and Elm Streets) scheduled to begin August 15th. MBT General Contracting completed skylights, overhead door and gutters on the Electric Storage Building bringing this project to substantial completion and the DPW Recycling Center bid documents were advertised with a bid opening date of

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September 4th. Ms. Byrne noted a presentation this evening on the restriction of single use plastic.

Community Affairs

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

The next meeting of the Senior Citizen Advisory Committee will be held Thursday, September 12, 2019. The Madison Garden Club has planted flowers on the Civic Center property. Madison has been named an age friendly community by the TriTown 55+ Coalition and will be presented a plaque at a Council Meeting in September. The Madison Chamber of Commerce month networking breakfast is scheduled for September 10th at Bagel Chateau. Summer Sidewalk Sales will take place August 22 through the 24th and the monthly business happy hour will be held at Shanghai Jazz. All are welcome. The Museum of Early Trades and Crafts has completed the conservation of the exterior and will begin the next phase on the interior of the James Library building. The Recreation Advisory Committee will present recommendation voted on by their members at a Council meeting in September. We invite you to explore fitness and physical well-being options in Madison as part of this year's Madison Mayors Wellness Campaign Fitness Crawl. The event will take place on Sunday, September 15 from 9:00 A.M. to 2:00 P.M.

Health

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

The Health Department has scheduled a comprehensive blood test screening for Wednesday, September 25th. The screening includes complete blood count, glucose, lipid panel and blood pressure check. The screening is free of charge and is open to residents of Madison, Chatham Twp., Cranford and Springfield. Appointments are required. Please call the Health Department to schedule an appointment.

Mayor Conley noted improved pedestrian safety measures including more signs, bump outs and flashers at busy intersections. Mayor Conley reminded residents the safest place to cross is in the crosswalks.

COMMUNICATIONS AND PETITIONS

The Borough Clerk announced receipt of the following communications:

Twenty-six comments on Borough of Madison Facebook thanking the Borough and Electric Utility Staff for the quick response to last Friday's power outage caused by JCP&L feeder line failures.

Letter dated August 5, 2019 from the Madison Historical Society regarding a proposed museum at the Hartley Dodge Memorial.

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.

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AGENDA DISCUSSIONS

08/12/2019-1 SINGLE USE PLASTICS PRESENTATION

Ms. Claire Whitcomb, Chair of the Madison Environmental Commission, provided a presentation on the negative effects of plastic, single use carryout bags on the solid waste stream, litter and the environment, noting the recommendation for local action to tackle the problem. Ms. Whitcomb noted that surrounding towns have a model ordinance planned for introduction with a March 2020 effective date. Following presentation and discussion, there was no objection to moving forward on a regional basis.

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 July 22, 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.

Ordinances 37-2019 and 38-2019 were removed at the July 22, 2019 meeting and the #'s retired.

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

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

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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.

Mayor Conley opened up the public hearing on Ordinance 39-2019. Since no member of the public wished to be heard, the public hearing was closed.

Ms. Byrne moved that Ordinance 39-2019, 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, Ms. Byrne, Mr. Hoover, Ms. Coen

Nays: None

Absent: Mr. Rowe

Mayor Conley declared Ordinance 39-2019 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 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.

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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.

Mayor Conley opened up the public hearing on Ordinance 40-2019. Since no member of the public wished to be heard, the public hearing was closed.

Ms. Baillie moved that Ordinance 40-2019, which was read by title, be finally adopted. 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, Ms. Byrne, Mr. Hoover, Ms. Coen

Nays: None

Absent: Mr. Rowe

Mayor Conley declared Ordinance 40-2019 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 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

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

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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.

Mayor Conley opened up the public hearing on Ordinance 41-2019. Since no member of the public wished to be heard, the public hearing was closed.

Ms. Baillie moved that Ordinance 41-2019, which was read by title, be finally adopted. 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, Ms. Byrne, Mr. Hoover, Ms. Coen

Nays: None

Absent: Mr. Rowe

Mayor Conley declared Ordinance 41-2019 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:

Ordinances scheduled for introduction and first reading tonight will have a hearing during the meeting of September 9, 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 42-2019 ORDINANCE OF THE BOROUGH OF MADISON
AMENDING CHAPTER 56, ENTITLED "ALCOHOLIC BEVERAGES" TO AMEND
THE HOURS FOR SALE OF ALCOHOLIC BEVERAGES FOR ON-PREMISES
CONSUMPTION

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WHEREAS, the Borough Council has determined that Chapter 56 entitled “Alcoholic Beverages” of the Madison Borough Code should be amended to increase the hours for sale of alcoholic beverages for on-premises consumption on Sundays; and

WHEREAS, the Borough Council has determined to amend hours for such sale on Sundays between 2:00 a.m. and 10:00 a.m., except as otherwise provided herein; and

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 56-6 entitled “Hours and Days of Sales” shall be amended and replaced with the following:

§56-6: Hours and Days of Sales

(A) Sale of alcoholic beverages for on-premises consumption and sale of wine and malt beverages for off-premises consumption. No licensee or any agent, servant or employee of any licensee shall sell, serve, distribute or deliver or allow, permit or suffer the sale, service, distribution or delivery of any alcoholic beverage for consumption on any licensed premises:

(1) On Sunday between 2:00 a.m. and ~~12:00 noon~~, **10:00 a.m.** except as otherwise provided herein.

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

Mrs. Vitale moved that Ordinance 42-2019, which the Borough Clerk read by title, be adopted. Ms. Byrne seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

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

Nays: None

Absent: Mr. Rowe

ORDINANCE 43-2019 ORDINANCE OF THE BOROUGH OF MADISON
APPROPRIATING \$15,000.00 FROM THE GENERAL CAPITAL IMPROVEMENT
FUND FOR EMERGENCY REPLACEMENT OF FIRE ENGINE ONE
TRANSMISSION

WHEREAS, the Madison Fire Chief has recommended that the Borough appropriate \$15,000.00 from the General Capital Improvement Fund for emergency replacement of Fire Engine One transmission; 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 \$15,000.00 for this purpose; and

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WHEREAS, the Borough Council has determined that the Borough should appropriate \$15,000.00 from the General Capital Improvement Fund for emergency replacement of Fire Engine One transmission.

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 \$15,000.00 is hereby appropriated from the General Capital Improvement Fund for emergency replacement of Fire Engine One transmission.

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. Baillie moved that Ordinance 43-2019, which the Borough Clerk read by title, be adopted. 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, Ms. Byrne, Mr. Hoover, Ms. Coen

Nays: None

Absent: Mr. Rowe

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.

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, Ms. Byrne, Mr. Hoover, Ms. Coen

Nays: None

Absent: Mr. Rowe

R 237-2019 RESOLUTION OF THE BOROUGH OF MADISON APPOINTING BLEYDELIZ COLLADO TO THE POSITION OF DEPUTY COURT ADMINISTRATOR

WHEREAS, the Morris County Superior Court Assignment Judge, Personnel Director/QPA and Acting Joint Municipal Court Administrator have recommended that Bleydeliz Collado be appointed to the position of Deputy Court Administrator; and

WHEREAS, the Borough Council agrees with this recommendation.

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NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey that Bleydeliz Collado is hereby appointed to the position of Deputy Court Administrator of the Madison, Chatham, Harding and Morris Township Joint Municipal Court, to be compensated at \$55,000.00 annually.

R 238-2019 Item Removed and the # Retired

R 239-2019 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING MEMBERSHIP IN THE H-GAC NATIONAL PURCHASING COOPERATIVE

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the H-GAC National Purchasing Cooperative has offered voluntary participation in a Cooperative Pricing System for purchase of goods and services; and

WHEREAS, on August 12, 2019, the governing body of the Borough of Madison, County of Morris, State of New Jersey duly considered participation in the H-GAC National Purchasing Cooperative for the provision and performance of goods and services.

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

1. This Resolution shall be known and may be cited as the H-GAC National Purchasing Cooperative Resolution of the Borough of Madison.
2. Pursuant to the provisions of N.J.S.A. 40A:11-11(5), the Mayor is hereby authorized to enter into a Cooperative Purchasing Agreement with the H-GAC National Purchasing Cooperative.
3. The H-GAC National Purchasing Cooperative shall be responsible for complying with the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey.
4. The Resolution shall take effect immediately upon passage.

R 240-2019 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING AGREEMENT TO RENEW MEMBERSHIP IN THE MORRIS COUNTY MUNICIPAL JOINT INSURANCE FUND

WHEREAS, the Borough of Madison is a member of the Morris County Municipal Joint Insurance Fund; and

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WHEREAS, said membership terminates as of December 31, 2019, unless earlier renewed by agreement between the Municipality and the Fund; and

WHEREAS, the Municipality desires to renew said membership.

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

1. The Borough of Madison agrees to renew its membership in the Morris County Municipal Joint Insurance Fund and to be subject to the By-laws, Rules and Regulations, coverages and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.
2. The Governing Body hereby authorizes the Mayor and Borough Clerk to execute the agreement to renew the membership agreement annexed hereto and made a part hereof and to deliver same to the Morris County Municipal Joint Insurance Fund evidencing the Municipality's intention to renew its membership.

R 241-2019 RESOLUTION OF THE BOROUGH OF MADISON AWARDING CONTRACT TO TILCON NEW YORK, INC. FOR PAVING IMPROVEMENTS UNDER MORRIS COUNTY COOPERATIVE BID IN AN AMOUNT NOT TO EXCEED \$200,000.00

WHEREAS, the Borough of Madison desires to award a contract for paving improvements to an authorized vendor under the Morris County Co-Operative Pricing Council 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, Tilcon New York, Inc., of Parsippany, New Jersey has been awarded Morris County Co-Operative Pricing Council Contract # 6, Road Resurfacing; and

WHEREAS, the Borough Engineer has recommended that the Borough Council utilize this contract for paving improvements in an amount not to exceed \$200,000.00; and

WHEREAS, the Chief Financial Officer has attested that funds are available in an amount not to exceed \$200,000.00 for this purpose in Ordinance 39-2019.

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 contract for paving improvements by Tilcon New York, Inc. of Parsippany, New Jersey, at a total price not to exceed \$200,000.00 is hereby

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approved under the Morris County Co-Operative Pricing Council Contract #6, Road Resurfacing.

2. The Borough Administrator is hereby authorized and directed on behalf of the Borough to execute a purchase order and contract to Tilcon New York, Inc. of Parsippany, New Jersey, for paving improvements at a total price not to exceed \$200,000.00, in a form acceptable to the Borough Attorney.

3. The Borough Clerk is hereby directed to publish notice of the adoption of this resolution in the official newspaper of the Borough of Madison within ten (10) days of its adoption pursuant to N.J.S.A. 40A:11-5.

R 242-2019 RESOLUTION OF THE BOROUGH OF MADISON PROCLAIMING SATURDAY, OCTOBER 5, 2019 AS BOTTLE HILL DAY AND AUTHORIZING BEER GARDEN

WHEREAS, the Mayor and Council of the Borough of Madison have supported the celebration of Bottle Hill Day for the last forty years; and

WHEREAS, Bottle Hill was the name given the community formed in Madison prior to the American Revolution; and

WHEREAS, celebrations commemorating Bottle Hill have been an integral part of the history of Madison; and

WHEREAS, Bottle Hill Day provides an excellent opportunity for all members of Madison families to participate in a Borough recreational activity.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Madison, County of Morris, State of New Jersey, that October 5, 2019 is hereby proclaimed as **BOTTLE HILL DAY**.

BE IT FURTHER RESOLVED, that the following activities are hereby authorized between the hours of 10 a.m. and 6 p.m.:

(1) Merchants contiguous to the sidewalks along the north and south sides of Main Street between Community Place and Greenwood Avenue, both sides of Green Village Road from Kings Road to Main Street, Central Avenue and Waverly Place shall be permitted to sell their merchandise on the sidewalks assuming they provide clear access for pedestrians.

(2) Vendors, entertainment and activities shall be allowed to set up at various locations that are approved by the Police Department and the Assistant Borough Administrator/CFO, on the western portion of Lincoln Place, both sides of Waverly Place, both sides of Central Avenue (from Main Street to Brittin Street), and Green Village Road between the James Building and the Museum of Early Trades and Crafts, which streets shall be closed to motor vehicle traffic during the event.

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(3) The Downtown Development Commission together with the Madison Main Street Foundation shall be permitted to operate a beer garden on Kings Road, subject to such restrictions or conditions as may be required by the Madison Chief of Police. The location of the beer garden on Kings Road shall be determined by the Assistant Borough Administrator/CFO.

R 243-2019 RESOLUTION OF THE BOROUGH OF MADISON GRANTING TURN THE TOWNS TEAL® PERMISSION TO TIE RIBBONS AROUND TREES ON THE STREETS OF MADISON FROM SEPTEMBER 1, 2019 THROUGH SEPTEMBER 30, 2019 IN SUPPORT OF THEIR TURN THE TOWNS TEAL CAMPAIGN TO FIGHT OVARIAN CANCER

WHEREAS, Turn the Towns Teal® has requested permission for ribbons to be tied on Borough street trees on the main streets of the Borough from September 1, 2019 to September 30, 2019 in support of their “Turn the Towns Teal Campaign” to fight ovarian cancer; and

WHEREAS, the Borough Council has determined to grant this request with the understanding that the ribbons be removed by October 3, 2019.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Madison, County of Morris, State of New Jersey, that the request for ribbons to be tied on Borough street trees from September 1, 2019 to September 30, 2019 in support of the “Turn the Towns Teal Campaign” to fight ovarian cancer is hereby approved.

BE IT FURTHER RESOLVED that Turn the Towns Teal will arrange for removal of the ribbons no later than October 3, 2019.

R 244-2019 RESOLUTION OF THE BOROUGH OF MADISON APPOINTING ISAAC MONTIJO TO THE POSITION OF PART-TIME SENIOR CITIZEN VAN DRIVER

WHEREAS, the QPA/Personnel Director and Senior Center Director have recommended the appointment of Isaac Montijo to the position of part-time Senior Citizen Van Driver.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Madison, County of Morris, and State of New Jersey, that Isaac Montijo is hereby appointed to the position of part-time Senior Citizen Van Driver, contingent upon a satisfactory criminal background check, motor vehicle abstract and employment reference verification. There will be a six (6) month probationary employment period.

BE IT FURTHER RESOLVED, that Isaac Montijo shall be compensated at a salary in the amount of \$15.91 per hour, with no benefits.

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R 245-2019 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

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 \$2,000.00 from the Morris County Alliance Against Alcoholism and Drug Abuse Supplemental Grant and wishes to amend its 2019 Budget to include this amount as revenue.

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 **\$2,000.00**

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..... \$2,000.00 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 Supplemental 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.

R 246-2019 RESOLUTION OF THE BOROUGH OF MADISON APPROVING TEMPORARY SIGNS FOR RESTAURANT WEEK 2019

WHEREAS, the Downtown Development Commission and the Madison Chamber of Commerce have requested permission to put up temporary signs advertising Restaurant Week event, on October 6th through October 11th, 2019; and

WHEREAS, the signs would be located on public property to promote the event, commencing on September 25, 2019 and removed by October 12, 2019; and

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WHEREAS, the Borough Administrator has recommended that a temporary sign permit be issued.

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 request of the Downtown Development Commission and the Madison Chamber of Commerce to put up temporary signs as described herein from September 25, 2019 and removed by October 12th, 2019, is approved.

R 247-2019 RESOLUTION OF THE BOROUGH OF MADISON RECOGNIZING THE BOROUGH'S EMERGENCY MANAGEMENT PLAN RESPONSE TO EXTREME TEMPERATURES

WHEREAS, the Borough has established its Response to Extreme Temperatures as documented on RoseNet as part of the Emergency Management Plan; and that Response includes the opening of Cooling Centers and Warming centers whenever necessary; and

WHEREAS, the changing climate is yielding higher average summer temperatures than in past years and more days with high-temperature alerts, than in the past, as most recently for example, July 20 and July 21, and

WHEREAS, frigid temperatures that occur occasionally during colder months may adversely affect residents, especially during power outages resulting from storms or other happenstance.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Borough of Madison, County of Morris and State of New Jersey, endorses the posted plan for response to extreme temperatures and recognizes the Coordinator of Emergency Management for carrying out this plan.

R 248-2019 RESOLUTION OF THE BOROUGH OF MADISON SUPPORTING A COMMUNITY VISION OF A GREEN MADISON

WHEREAS, visioning initiatives are the inspirational starting point for a comprehensive sustainability planning process; and

WHEREAS, Sustainable Madison Advisory Committee, Madison Environmental Commission, Shade Tree Management Board, Open Space Recreation and Historic Preservation Committee, and Parks Advisory Committee surveyed the concerns of residents and others on "green" issues; and

WHEREAS, a green forum to envision a green Madison was held on June 14, 2017, with widespread participation from the community (residents, businesses and the university), Mayor and Council and Borough Administration; and

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WHEREAS, a Green Vision Forum of student presentations was held on April 19, 2018 and again on March 14, 2019, with widespread participation from the community (schools, residents, and the university), Mayor and Council and Borough Administration.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Madison, in the County of Morris and the State of New Jersey, that the Borough of Madison supports and endorses the results statement of, and ongoing efforts to effect:

A Community Vision of a Green Madison

1. To see residents of Madison, green their yards by planting shade trees, pollinator gardens and native plants, reducing fertilizer and pesticide use, and using lawn care equipment that reduces noise and air pollution and promotes clean air, clean water, sustainability, and a healthy environment for all Madison residents
2. To see residents, businesses and Madison Borough lower energy costs through use of energy audits, insulation, solar panels or other sustainable sources of energy, adjusting thermostat settings and through educational outreach and other incentives
3. To see a reduced trash stream in Madison by consuming less, discarding less, reusing more, and recycling more efficiently, and through educational outreach.

R 249-2019 RESOLUTION OF THE BOROUGH OF MADISON SUPPORTING THE MADISON ENVIRONMENTAL COMMISSION ECO HOUSE & GARDEN TOUR

WHEREAS, the Madison Environmental Commission wishes to hold an Eco House & Garden Tour on Saturday, September 21, 2019 to showcase sustainability and green practices with community members; and

WHEREAS, an Eco House & Garden Tour, consisting of a self-guided tour with approximately nine (9) locations will showcase examples of passive solar, geothermal and zero energy homes, native plants and bees, solar energy and battery storage and organic lawn care in the community.

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 Borough of Madison supports the Madison Environmental Commission's Eco House & Garden Tour.

R 250-2019 RESOLUTION OF THE BOROUGH OF MADISON RATIFYING SALARY INCREASE FOR CERTAIN UTILITY BILLING AND FINANCE DEPARTMENT EMPLOYEES

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WHEREAS, Frank Piccolo was a full time employee in the Utility Billing Office who retired March 1, 2019 with an annual salary of \$57,713, exclusive of health and pension benefits; and

WHEREAS, certain Finance and Utility Billing employees have assumed additional responsibilities in order to maintain systematic processing of utility bills during his absence, and

WHEREAS, the Administrator and Chief Financial Officer/Assistant Borough Administrator recommend that the vacant full time position created by Frank Piccolo's retirement not be filled, and

WHEREAS, the Administrator and Chief Financial Officer/Assistant Borough Administrator recommend approving a \$4,000.00 salary increase each to four employees from the Utility Billing and Finance Department to recognize their meritorious service and assumption of additional responsibilities; and

WHEREAS, the Borough Council has determined to approve a \$4,000 salary increase each to the following full time employees, effective immediately.

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 Borough Council ratifies and authorizes payment of a \$4,000.00 annual salary increase to Donna Carey, Magdalena Martorana, Sandra Emmerich, and Kevin O'Keefe, effective immediately.

R 251-2019 RESOLUTION OF THE BOROUGH OF MADISON APPOINTING RENEE E. AREZZI OF MADISON TO THE POSITION OF POLICE MATRON IN THE MADISON POLICE DEPARTMENT

BE IT RESOLVED, by the Council of the Borough of Madison, County of Morris, State of New Jersey, that Renee E. Arezzi of Madison is hereby appointed to the position of police matron, effective March 14, 2017.

BE IT FURTHER RESOLVED, by the Council of the Borough of Madison, that she be compensated in accordance with the Borough Ordinance establishing the salaries for part-time, police matrons.

R 252-2019 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING A CONTRACT WITH BOXCAR, INC. FOR A MOBILE PARKING PAYMENT AND ENFORCEMENT SYSTEM

WHEREAS, the Borough solicited receipt of competitive proposals through a Request for Proposal process (RFP) for Mobile Parking Payment and Enforcement Services; and

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WHEREAS, based on RFP's submitted, the Qualified Purchasing Agent/Personnel Director and RFP Review Committee have recommended that a contract be awarded to Boxcar, Inc., of Chatham, N.J., for a Mobile Parking Payment and Enforcement system.

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. Upon completion of a satisfactory review of customer references, contract language and financials by the Borough Administrator, the Mayor and Borough Clerk are hereby authorized to execute, on behalf of the Borough, a contract for Mobile Parking Payment and Enforcement with Boxcar, Inc., such contract to be in a form approved by the Borough attorney.

2. The Borough Clerk is hereby directed to publish notice of the adoption of this resolution in the official newspaper of the Borough of Madison within ten (10) days of its adoption pursuant to N.J.S.A. 40A:11-5.

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	\$485,231.99
General Capital Fund	297,428.26
Electric Operating Fund	646,100.54
Electric Capital Fund	4,464.32
Water Operating Fund	11,297.04
Water Capital Fund	602.97
Trusts	<u>58,580.22</u>
Total	<u>\$1,503,705.34</u>

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

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

Nays: None

Absent: Mr. Rowe

NEW BUSINESS

Mayor Conley announced the following appointments and requested Council confirmation:

SUSTAINABLE MADISON ADVISORY COMMITTEE

Angelique Devost, 4 Howell Street, for an unexpired three (3) year term through December 31, 2021.

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PATRIOTIC CELEBRATIONS COMMITTEE

**Wayne Henderson, 39 Canterbury Road, for a one (1) year term
through December 31, 2019.**

Ms. Baillie moved approval of the foregoing appointments, seconded by Mrs. Vitale and passed by the following vote:

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

Nays: None

Absent: Mr. Rowe

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 September 9, 2019 (EO)