

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

January 8, 2018 - 7 p.m.

CALL TO ORDER

The Regular Meeting of the Mayor and Council of the Borough of Madison was held on the 8th day of January, 2018. 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 11, 2018. 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
Benjamin Wolkowitz
Patrick W. Rowe
Maureen Byrne
John F. Hoover

Also Present:

Raymond M. Codey, Borough Administrator
James E. Burnet, Assistant Borough Administrator
Elizabeth Osborne, Borough Clerk
John A. Napolitano, 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)

November 27, 2017

December 11, 2017

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

CONTRACT MATTERS (3)

ELECTRIC POWER PURCHASE

IBEW CONTRACT

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JOINT MEETING UPDATE

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

PERSONNEL MATTERS (4)
P/T ELECTRICAL SERVICES
F/T NON-UNION SALARIES
P/T NON-UNION SALARIES
ELECTRIC UTILITY

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

LITIGATION MATTERS (1)

TAX APPEAL – 175 PARK AVENUE

Date of public disclosure 60 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 the passing of former Court Administrator Patricia Godlewski.

APPROVAL OF MINUTES

Ms. Baillie moved approval of the **Executive Minutes of November 27, 2017**. Mr. Rowe seconded the motion, which passed with the following roll call vote recorded:

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

Ms. Baillie moved approval of the **Executive Minutes of December 11, 2017**. Mr. Rowe seconded the motion, which passed with the following roll call vote recorded:

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

Ms. Baillie moved approval of the **Regular Meeting Minutes of November 27, 2018**. Mr. Rowe seconded the motion, which passed with the following roll call vote recorded:

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

GREETINGS TO PUBLIC

Mayor Conley made the following comments:

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Mayor Conley welcomed Council Members including Council President Patrick Rowe and newly elected Council Member John Hoover. Mayor Conley thanked the staff of the Public Works Department for their efforts during a recent winter storm. Mayor Conley made the following announcements:

EMPLOYEES OF THE MONTH FOR JANUARY:

The Employees of the Month for January are James Trimble and Bonnie Mulcahy of the Electric Utility for their work implementing new handheld devices, including field testing, as well as working with the software developers. In addition, Jim and Bonnie are recognized for their help and cooperation with the KRE development and with completing reads in a timely fashion during all kinds of weather.

ANNIVERSARY FOR JANUARY:

Diane Freda of the Madison Public Library – 35 Years on January 31st.

Oath of Office Police Officer Nelson Jimenez

The Oath was administered to Police Officer Nelson Jimenez by Mayor Conley.

REPORTS OF COMMITTEES

Health

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

Influenza vaccines are still available at the Madison Health Department. Residents needing a vaccine can call and schedule an appointment. All dog and cat license renewals are due by January 31st, as well as all Retail Food Establishment License renewals.

Public Works and Engineering

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

Mrs. Vitale thanked Director of Public Works Ken O'Brien and his staff for their work on the skating rink, noting many of accolades from residents. The Parks Department worked on snow removal and salting, as well as skating rink setup and maintenance. The Mechanics Department repaired snowplows and a Police ESU vehicle, serviced the Electric Department vehicles and prepared salters and plows for the recent storm. The Engineering Department held an informal public meeting this evening to review the 2018 Road Improvements projects including Crestwood Drive, Rosewood Drive, Kensington Road, Plain Street, Central and Greenwood Avenues. These projects anticipate advertising in February and construction over the summer. Valerie Walters of the Building Department has completed her Teaching Certificate for Technical Assistant to the Construction Code Official.

Finance and Borough Clerk

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

In anticipation of the June 5th Primary Election, the filing deadline for Nomination Petitions for Municipal Office and County Committee members is April 2, 2018. Forms are available in the Borough Clerk's Office. Voter Registration forms, as well as Mail in Ballot applications are also available in the Borough Clerk's office or on line at morriselections.org. The Tax Collector's Office was extremely busy during the month of December with many residents choosing to pre-pay their 2018 property taxes before year end. Over \$8.5 million in prepaid taxes were collected in the month of December with \$8.1 million being collected in the last two weeks of the month. New utility bills were mailed earlier this week. The new bill form includes 13 months of historical consumption, as well as the rate schedule and how the bill is calculated. Special thanks to the members of the Utility Advisory Committee for their help in designing the bill form and the Utility Billing staff. Tonight, Council will

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discuss the upcoming budget schedule. The budget must be introduced by March 26th and residents are encouraged to attend and learn more about the Borough's finances.

Public Safety

Mr. Wolkowitz, Chair of the Committee, made the following comments:
In December the Madison Police Department and Madison PBA #92 participated in the annual Toys for Tots program in conjunction with the United States Marine Corps. Through the generosity of our residents approximately 2,700 toys were collected this year and distributed to families and children in need. To date the Madison Police Department has collected approximately 20,000 toys.. On December 29th Madison Patrolman Travis Daniel participated in the NJ State PBA vs. NJ State Police hockey game at Mennen Arena to benefit the Mallory's Army Foundation. Patrolman Daniel helped secure the PBA victory over the State Police with 3 assists. Madison Officers recently arrested individuals who were charged with motor vehicle burglary and possession of CDS. The Police Department stresses the importance of locking your vehicles and taking valuable items out of the car or at least out of view. The Police Department along with the PBA co-purchased a 16 foot trailer that will be used for the annual toy drive, food drive, Bottle Hill Day and other police related events. For the calendar year 2017, the Fire Department responded to 774 calls for fire related incidents and 579 EMS calls for a total of 1,353 calls for assistance in 2017. In 2018, with the recent cold snap, the Fire Department has responded to many weather related calls. For the first 8 days of January the Fire Department has responded to 44 calls, 30 fire related incidents and 14 EMS calls.

Community Affairs

Ms. Byrne, Chair of the Committee, made the following comments:
The annual *Taste of Madison* will take place on Monday, March 19th at the Brooklake Country Club. The Home Expo event will again be held at the Madison Junior School on Saturday, April 28th. Loyalty Reward cards are available at the Madison Pharmacy and the Coldwell Banker office.

Utilities

Mr. Hoover, Chair of the Committee, made the following comments:
The Water Department reports continued water sampling for mandatory State testing and Borough wide hydrant flushing has been completed. Two minor water main breaks were also reported. Electric Utility Department reports that installation of meters at the KRE project is complete. The Borough Christmas tree will be taken down on Tuesday, January 9th. A crew installed primary wire from the pole to a pad mount transformer for three new homes at a project on Shunpike Road.

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.

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AGENDA DISCUSSIONS

01/08/2018-1 PREQUALIFICATION REGULATIONS FOR THE HDM HISTORIC PRESERVATION PROJECTS

Borough Engineer Robert Vogel provided explanation of the process for prequalification of contractors for restoration of the historic Hartley Dodge Memorial plaza, noting that the NJ Department of Community Affairs and the NJ Historic Trust require the municipality to adopt Pre-Qualification Regulations prior to bidding for this project including a public hearing. A resolution adopting the prequalification regulation will be list on the next Council meeting agenda.

01/08/2018-2 2018 MUNICIPAL BUDGET SCHEDULE

Mr. Burnet noted the proposed budget schedule, similar to past years, with hearings at regularly scheduled Council meetings in January, February and March, and including a special hearing date of March 5th for the revised budget presentation and strategic planning guidelines. Introduction of the municipal budget is scheduled for March 26th and adoption scheduled for April 23rd.

01/08/2018-3 2018 CAPITAL BUDGET OVERVIEW

Mr. Burnet highlighted tonight's agenda appropriation ordinances listed for road improvement and mill & overlay projects, noting a special meeting held by the Borough Engineer this evening for residents to review these projects. Appropriating fund early insures that project can begin in the spring.

Ordinances 1-2018 and 2-2018 are listed for introduction.

Added to the Agenda:

01/08/2018-4 PROPERTY TAX DEDUCTION

Mr. Burnet noted that \$8.4 million in 2018 property taxes has already been collected with \$8.1 million collected in the last two weeks.. Prepayments include Board of Education and Morris County taxes, as well as municipal taxes. Mr. Burnet also noted that various towns are setting up charities to offset lost tax deductions and will continue to look at every available process for Madison. Mayor Conley asked that the Administration reach out to our State legislators.

ADVERTISED HEARINGS - None

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 January 22, 2018 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

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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 1-2018 ORDINANCE OF THE BOROUGH OF MADISON
APPROPRIATING \$1,800,000.00 FROM THE GENERAL CAPITAL
IMPROVEMENT FUND FOR THE 2018 ROAD RECONSTRUCTION PROJECTS,
RELATED WORK AND MISCELLANEOUS PROJECTS

WHEREAS, the Borough Engineer has recommended that the Borough appropriate \$1,800,000.00 from the General Capital Improvement Fund for 2018 Road Reconstruction Projects, including new pavement, traffic calming and pedestrian sidewalk ramp improvements, related work and miscellaneous projects throughout the Borough; 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 \$1,800,000.00 for this purpose; and

WHEREAS, the Borough Council has determined that the Borough should appropriate \$1,800,000.00 from the General Capital Improvement Fund for the 2018 Road Reconstruction Projects, related work and miscellaneous projects throughout the Borough.

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 \$1,800,000.00 is hereby appropriated from the General Capital Improvement Fund for the 2018 Road Reconstruction Projects, related work and miscellaneous projects throughout the Borough.

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.

Mrs. Vitale moved that Ordinance 1-2018, which the Borough Clerk read by title, be 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. Wolkowitz,
Mr. Rowe, Ms. Byrne, Mr. Hoover

Nays: None

ORDINANCE 2-2018 ORDINANCE OF THE BOROUGH OF MADISON
APPROPRIATING \$705,000.00 FROM THE GENERAL CAPITAL IMPROVEMENT
FUND FOR 2018 MILLING AND OVERLAY PROJECTS

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WHEREAS, the Borough Engineer has recommended that the Borough appropriate \$705,000.00 from the General Capital Improvement Fund for 2018 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 \$705,000.00 for this purpose; and

WHEREAS, the Borough Council has determined that the Borough should appropriate \$705,000.00 from the General Capital Improvement Fund for the 2018 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 \$705,000.00 is hereby appropriated from the General Capital Improvement Fund for the 2018 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.

Mrs. Vitale moved that Ordinance 2-2018, which the Borough Clerk read by title, be 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. Wolkowitz,
Mr. Rowe, Ms. Byrne, Mr. Hoover

Nays: None

**ORDINANCE 3-2018 ORDINANCE OF THE BOROUGH OF MADISON
APPROPRIATING \$35,000.00 FROM THE ELECTRIC CAPITAL IMPROVEMENT
FUND FOR LED LIGHT FIXTURES**

WHEREAS, the Acting Electrical Utility Superintendent has recommended that the Borough appropriate \$35,000.00 from the Electric Capital Improvement Fund for the purchase of LED light fixtures; and

WHEREAS, the Chief Financial Officer has attested to the availability of the funds in the Electric Capital Improvement Fund in an amount not to exceed \$35,000.00 for this purpose; and

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WHEREAS, the Borough Council has determined that the Borough should appropriate \$35,000.00 from the Electric Capital Improvement Fund for the purchase of LED light fixtures.

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 \$35,000.00 is hereby appropriated from the Electric Capital Improvement Fund for the purchase of LED light fixtures.

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. Hoover moved that Ordinance 3-2018, 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, Mr. Wolkowitz,
Mr. Rowe, Ms. Byrne, Mr. Hoover

Nays: None

ORDINANCE 4-2018 ORDINANCE OF THE BOROUGH OF MADISON
APPROPRIATING \$42,400.00 FROM THE GENERAL CAPITAL IMPROVEMENT
FUND AND \$10,600.00 FROM THE MUNICIPAL OPEN SPACE TRUST FUND
FOR IMPROVEMENTS TO THE SUMMERHILL PARK TRAILS

WHEREAS, the Borough Engineer has recommended that the Borough appropriate \$42,400.00 from the General Capital Improvement Fund and the Open Space Advisory Committee has recommended to appropriate \$10,600.00 from the Open Space Trust Fund for improvements to the Summerhill Park Trails; and

WHEREAS, the Chief Financial Officer has attested to the availability of the funds in the General Capital Improvement Fund and the Open Space Trust Fund in an amount not to exceed \$53,000.00 for this purpose; and

WHEREAS, the Borough Council has determined that the Borough should appropriate \$42,400.00 from the General Capital Improvement Fund and \$10,600.00 from the Open Space Trust Fund for improvements to the Summerhill Park Trails.

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 \$53,000.00 is hereby appropriated for improvements to the Summerhill Park Trails.

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

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

Ms. Baillie moved that Ordinance 4-2018, 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, Mr. Wolkowitz,
Mr. Rowe, Ms. Byrne, Mr. Hoover
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.

Mr. Rowe moved adoption of the Resolutions listed on the Consent Agenda. Mrs. Vitale seconded the motion. Ms. Byrne recused a vote on Resolution 33-2018. There was no Council discussion and the motion passed with the following roll call vote recorded:

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

R 33-2018 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE NORTH JERSEY WASTEWATER COOPERATIVE PRICING SYSTEM

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 North Jersey Wastewater Cooperative Pricing Council has offered voluntary participation in a Cooperative Pricing System for purchase of goods and services; and

WHEREAS, on January 8, 2018, the governing body of the Borough of Madison, County of Morris, State of New Jersey duly considered participation in the North Jersey Wastewater Cooperative Pricing Council 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 a North Jersey Wastewater Cooperative Pricing Council Purchasing Resolution of the Borough of Madison.

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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 North Jersey Wastewater Cooperative Pricing Council.

3. The North Jersey Wastewater Cooperative Pricing Council 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 34-2018 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING SETTLEMENT OF THE 2017 TAX APPEAL ENTITLED REALOGY OPERATIONS LLC V. MADISON BOROUGH, DOCKET NO. :005357-2017 OF THE TAX ASSESSMENT OF BLOCK 401, LOT 2, KNOWN AS 175 PARK AVENUE, IN THE BOROUGH OF MADISON, MORRIS COUNTY , NEW JERSEY

WHEREAS, appeal of the real property tax assessment for tax year 2017 on Block 401, Lot 2 has been filed by the Taxpayer, Realogy Operations, LLC; and

WHEREAS, the proposed Stipulation of Settlement, a copy of which is incorporated herein as if set forth at length, has been reviewed and recommended by the Borough Tax Assessor and Borough Tax Expert; and

WHEREAS, the settlement of said matter as more fully set forth below is in the best interest of the Borough of Madison.

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

1. Settlement of the 2017 tax appeal is hereby authorized as follows:

175 Park Avenue
Block 401, Lot 2
Year: 2017

<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Settlement Amount</u>
Land: \$11,490,800.00	N/A	\$11,490,800.00
Imprvts \$60,500,000.00	N/A	\$60,500,000.00
Exemption\$ 0.00		\$ 0.00
Total: \$71,990,800.00	N/A	\$71,990,800.00

2. All municipal officials are hereby authorized to take whatever action may be necessary to implement the terms of this Resolution and authorizes the Special Tax Counsel to enter into the Stipulation of Settlement as provided by Taxpayer.

R 35-2018 RESOLUTION OF THE BOROUGH OF MADISON APPOINTING JAMES BURKE TO THE POSITION OF PART TIME ELECTRICIAN

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WHEREAS, the Borough Administrator has recommended that James Burke be appointed to the position of Part Time Electrician effective immediately; and

WHEREAS, the Council has determined to appoint James Burke to the position of Part Time Electrician effective immediately.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Madison, in the County Morris and State of New Jersey that James Burke is hereby appointed to the position of Part Time Electrician effective immediately, to be compensated at a rate of \$68.50 per hour without benefits.

R 36-2018 RESOLUTION OF THE BOROUGH OF MADISON SETTING SALARIES FOR FULL-TIME NON-UNION PERSONNEL

BE IT RESOLVED by the Council of the Borough of Madison, County of Morris, State of New Jersey, that the following persons be compensated at the annual salary or rate of wages, reflected below, to be effective January 1, 2018.

POSITION AND NAME	<u>FROM</u>	<u>TO</u>
DeVecchi, Theresa, Executive Assistant	\$73,364.00	\$74,831.00
Emmerich, Sandra L., Confidential Asst. to CFO & Personnel	\$61,221.00	\$62,445.00
Keenan, Benjamin R., Dispatcher	\$45,868.00	\$46,785.00
Keffer, Sara, Senior Citizen Director	\$42,000.00	\$42,840.00
Kiehl, Kristy, Confidential Secretary	\$65,883.00	\$67,201.00
Macaluso, Patricia, Deputy Borough Clerk	\$59,091.00	\$60,273.00
Mittermaier, Joseph, Dispatcher	\$46,237.00	\$47,162.00
O'Keefe, Kevin, Confidential Secretary	\$49,878.00	\$50,876.00
Phillips, Connie, Office Manager	\$75,020.00	\$76,520.00
Rafter, John, Senior Dispatcher	\$60,876.00	\$62,094.00
Russo, Frank, Engineering Assistant/Zoning Officer	\$112,180.00	\$114,424.00
Sawyer, Linda, Qualified Purchasing Agent/Personnel Director	\$88,111.00	\$89,873.00
Webb, Evan, Dispatcher	\$36,306.00	\$37,032.00
Zvolensky, Vincent, Dispatcher	\$47,920.00	\$48,878.00

R 37-2018 RESOLUTION OF THE BOROUGH OF MADISON SETTING SALARIES FOR PART-TIME NON-UNION PERSONNEL

BE IT RESOLVED by the Council of the Borough of Madison in the County fo Morris and state of New jersey that the following annual salary or rate of wages be granted to employees filling the following part-time positions, retroactive to January 1, 2018:

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POSITION	NAME	FROM	TO
Assistant Construction Code Official	Michael Quinn	\$48.00/hr	\$48.96/hr
Assistant to Senior Center Director	Helene Corlett	\$15.09/hr	\$15.39/hr
Crossing Guards	Multiple	\$18.68/hr	\$19.05/hr
Custodian, Part-Time	Louis Ammirato	\$20.40/hr	\$20.81/hr
Electrical Subcode Official/Electrical	Robert Smith	\$38,679.00	\$39,453.00
Engineering Office Assistant, Part-Time	Ruth Tisi	\$18.36/hr	\$18.73/hr
Office Assistant, Part-Time	Jenna Landrigan	\$18.00/hr	\$18.36/hr
Office Assistant, Part-Time	Kathy Notine	\$18.00/hr	\$18.36/hr
Office Assistant, Part-Time	Caridad Reyes	\$15.30/hr	\$15.61/hr
Office Assistant 1, Part-Time	Lisa Quinn	\$20.81/hr	\$21.23/hr
Office Assistant 1, Part-Time	Mary Vaccarello	\$20.81/hr	\$21.23/hr
Plumbing Subcode Official	Anthony Lardieri	\$40,056.00	\$40,857.00
Recreation Director, Part-Time	Zachary Ellis	\$27.05/hr	\$27.59/hr
Recycling Monitor	Bonnie Mulcahy	\$18.68/hr	\$19.05/hr
Sidewalk Sweeper	Vito Terranova	\$15.61/hr	\$15.92/hr
Special Police Officer	Vincent Galgano	\$30.60/hr	\$31.21/hr
Van Driver	Mark Spinner	\$16.65/hr	\$16.98/hr
Van Driver Substitute	Carmela Cooke	\$15.60/hr	\$15.91/hr

R 38-2018 RESOLUTION OF THE BOROUGH OF MADISON APPROVING RENEWAL APPLICATION FOR A BOWLING ALLEY LICENSE FOR NJ ENTERTAINMENT, LLC TRADING AS STRYXE

WHEREAS, in compliance with the provisions of Chapter 70 of the Borough Code, application has been made by NJ Entertainment, LLC, trading as Stryxe, for annual bowling alley license; and

WHEREAS, the above applicant has complied with all requirements of the State Law and the above mentioned Ordinance.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Madison, County of Morris, State of New Jersey, that the following Bowling Alley License be renewed for 2018:

Company Name:	NJ Entertainment LLC
Name of Bowling Alley:	Stryxe
Location of Bowling Alley:	53 Madison Plaza 306 Main Street, Unit 6 Madison, New Jersey

R 39-2018 RESOLUTION OF THE BOROUGH OF MADISON APPROVING RENEWAL APPLICATION FOR AMUSEMENT DEVICE LICENSE AND PERMITS FOR YEAR 2018 FOR NJ ENTERTAINMENT, LLC D/B/A STRYXE

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WHEREAS, in compliance with the provisions of Chapter 58 of the Borough Code, application for amusement device premise license and twenty-nine (29) amusement device permits has been made by NJ Entertainment LLC t/b/a Stryxe; and

WHEREAS, the above applicant has complied with all requirements of the State Law and above-mentioned Ordinance;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Madison, County of Morris, State of New Jersey, that the following Amusement Device Premise License be issued to:

NJ Entertainment LLC d/b/a Stryxe
53 Madison Plaza
306 Main Street, Unit 6
Madison, NJ 07940

BE IT FURTHER RESOLVED, that this License will permit the operation of twenty-nine amusement device machines at the above mentioned location.

R 40-2018 RESOLUTION OF THE BOROUGH OF MADISON APPROVING PERSON-TO-PERSON TRANSFER OF PLENARY RETAIL DISTRIBUTION LICENSE #1417-44-003-006 OF SILVER SEAS ENTERPRISES, INC. TO ANAND DIVINE LIQUOR, LLC

WHEREAS, an application has been filed for a Person-to-Person Transfer of Plenary Retail Distribution License Number 1417-44-003-006 heretofore issued to SILVER SEA ENTERPRISES, INC., an inactive pocket license, to ANAND DIVINE LIQUOR, LLC, Madison, NJ 07940; 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; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

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

NOW, THEREFORE BE IT RESOLVED that the Borough of Madison Governing Body does hereby approve, effective immediately, the Person-to-Person transfer of the aforesaid Plenary Retail Distribution license from SILVER SEA ENTERPRISES, INC., a inactive pocket license, to ANAND DIVINE LIQUOR, LLC, Madison, NJ 07940, and does hereby direct the Borough Clerk to endorse the

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license certificate as follows: “This license, subject to all of its terms and conditions, is hereby transferred to ANAND DIVINE LIQUOR, LLC, effective January 8, 2018.

R 41 -2018 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING GOVERNING BODY CERTIFICATION OF COMPLIANCE WITH THE UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION’S “ENFORCEMENT GUIDANCE ON THE CONSIDERATION OF ARREST AND CONVICTION RECORDS IN EMPLOYMENT DECISIONS UNDER TITLE VII OF THE CIVIL RIGHTS ACT OF 1964”

WHEREAS, N.J.S.A. 40A:4-5 as amended by P.L. 2017, c.183 requires the governing body of each municipality and county to certify that their local unit’s hiring practices comply with the United States Equal Employment Opportunity Commission’s “Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964,” *as amended*, 42 U.S.C. § 2000e *et seq.*, (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

WHEREAS, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit’s hiring practices as they pertain to the consideration of an individual’s criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

NOW, THEREFORE BE IT RESOLVED, That the *Borough Council* of the *Borough of Madison* hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit’s hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

R 42-2018 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING NON-DISCLOSURE AGREEMENT WITH TANGENT ENERGY SOLUTIONS FOR ELECTRIC GENERATION PROJECT

WHEREAS, the Borough of Madison (“Borough”) wishes to enter into a non-disclosure agreement with Tangent Energy Solutions for a possible electric energy generation project; and

WHEREAS, the Borough Administrator and Assistant Borough Administrator/Chief Financial Officer recommend entering into an agreement.

NOW THEREFORE BE IT RESOLVED, by the Council of the Borough of Madison, in the County of Morris in the State of New Jersey that Mayor Robert H. Conley is hereby authorized to execute the above noted agreement pending final approval of terms by the Borough’s Legal Counsel.

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R 43-2018 RESOLUTION OF THE BOROUGH OF MADISON DESIGNATING TOWING OPERATORS FOR 2018, 2019 AND 2020

WHEREAS, the Borough Chief of Police has requested that the Borough Council establish a list of licensed towing operators for 2018, 2019 and 2020 pursuant to Borough Code §176-7; and

WHEREAS, applications for such license have been made by T&J Service Center, Inc., and DeFalco's Automotive and Towing; and

WHEREAS, the Chief of Police has advised that such applicants have been investigated pursuant to the requirements of the Borough Code and they are satisfactory; and

WHEREAS, the Chief of Police has requested that the Council pass a resolution authorizing issuance of the towing licenses for the years 2018, 2019 and 2020; and

WHEREAS, the Borough Council has determined to authorize such towing licenses.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that towing licenses pursuant to Borough Code Chapter 176 shall be issued to T&J Service Center, Inc., and DeFalco's Automotive and Towing for the years 2018, 2019 and 2020.

R 44-2018 RESOLUTION OF THE BOROUGH OF MADISON APPROVING RENEWAL APPLICATION FOR LIVERY OWNERS LICENSE FOR TRAVELERS TAXI & LIMOUSINE LLC FOR 2018

BE IT RESOLVED, by the Council of the Borough of Madison, County of Morris, State of New Jersey, that the following Livery Owners License application be approved for the year 2018:

<u>LICENSE NO.</u>	<u>NAME</u>	<u>Vehicle</u>
2018-7L	John J. Patrisco, Jr. Travelers Taxi & Limousine LLC 31 Kings Road, Madison, NJ	1 Livery

R 45-2018 RESOLUTION OF THE BOROUGH OF MADISON RENEWING APPLICATION FOR LIVERY DRIVER'S PERMIT FOR TRAVELERS TAXI & LIMOUSINE, LLC FOR 2018

BE IT RESOLVED, by the Council of the Borough of Madison, County of Morris, State of New Jersey, that the following livery driver's permit be approved for the year 2018:

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2018 <u>LICENSE NO.</u>	<u>DRIVER</u>
2018-1D	John J. Patrisco, Jr. Travelers Taxi & Limousine, LLC

R 46-2018 RESOLUTION OF THE BOROUGH OF MADISON ACCEPTING JUSTICE ASSISTANT GRANT AWARD IN THE AMOUNT OF \$15,000.00 AND AUTHORIZING IN KIND MATCH OF \$35,000.00 FOR BODY WORN CAMERAS AND RELATED EQUIPMENT FOR MADISON POLICE OFFICERS

WHEREAS, the Borough of Madison has applied for and has been awarded a grant in the amount of \$15,000.00 from the Justice assistance Grant Program through the Department of Criminal Justice for body worn cameras and related equipment for Madison Police officers; and

WHEREAS, there is an in kind match requirement of \$35,000.00 that will be met through existing resources.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Madison, in the County of Morris in the State of New Jersey that the above referenced grant is hereby accepted and that the Mayor, Borough Administrator and the Borough Clerk are hereby authorized to execute grant documents as authorized representatives thereunder , as representatives for the Borough of Madison.

R 47-2018 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING EXECUTION OF GRANT AGREEMENT WITH THE COUNTY OF MORRIS FOR COMMUNITY DEVELOPMENT BLOCK GRANT FOR PLAIN STREET IMPROVEMENTS IN THE AMOUNT OF \$80,000.00

WHEREAS, the Borough of Madison has been awarded a Community Development Block Grant from the County of Morris in the amount of \$80,000.00 for Plain Street improvements in the Borough; and

WHEREAS, the Assistant Borough Engineer has recommended that said grant be accepted and the grant agreement be executed.

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 Mayor and Borough Clerk are authorized to execute a grant agreement between the Borough of Madison and the County of Morris for a Community Development Block Grant in the amount of \$80,000.00 for Plain Street improvements, in a form approved by the Borough Attorney.

UNFINISHED BUSINESS - None

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APPROVAL OF VOUCHERS

On motion by Mr. Rowe, seconded by Ms. Byrne 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	\$4,758,321.82
General Capital Fund	47,610.00
Electric Operating Fund	689,937.24
Electric Capital Fund	21,052.00
Water Operating Fund	36,415.90
Water Capital Fund	16,271.34
Trusts	<u>550.00</u>
Total	<u>\$5,570,158.30</u>

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

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

NEW BUSINESS - None

ADJOURN

There being no further business to come before the Council, the meeting was adjourned at 8:55 p.m.

Respectfully submitted,

Elizabeth Osborne
Borough Clerk
Approved January 22, 2018 (EO)