

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

February 13, 2017 - 7 p.m.

CALL TO ORDER

The Regular Meeting of the Mayor and Council of the Borough of Madison was held on the 13th day of February, 2017. 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 5, 2017. 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:

Robert Landrigan
Carmela Vitale
Astri J. Baillie
Benjamin Wolkowitz
Patrick W. Rowe
Maureen Byrne

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

Mrs. Vitale moved:

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

MINUTES FOR APPROVAL (1)

None

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

CONTRACT MATTERS (1)

TREATMENT WORKS APPROVAL – GIRALDA PROPERTY OWNER, LLC

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

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PERSONNEL MATTERS (2)

P/T OFFICE ASSISTANT – TAX ASSESSOR'S OFFICE

WATER UTILITY-MEDICAL LEAVE

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

LITIGATION MATTERS (2)

MADISON CHATHAM JOINT MEETING – True Up Discussion

HARTLEY DODGE TRUSTEES MOU

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

Seconded: Mr. Landrigan

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.

APPROVAL OF MINUTES - None

GREETINGS TO PUBLIC

Mayor Conley Presented a Medallion, presented to volunteers for their Distinguished Service to the Borough for five years or more and who are no longer serving, to Samuel Mantone for his service on to Patriotic Celebrations, 2009 – 2016.

The Madison Police Department received an Accreditation Award from the New Jersey State Chiefs of Police after two years of self-analysis to determine how existing operations are adapted to meet the standards and objectives of Accreditation. A team of trained, independent assessors has verified that the Madison Police Department standards have been successfully implemented. Chief Careen Dachisen received the award from State Chiefs of Police Representative Harry Delgado. Mr. Delgado noted that only 172 police departments in the State of New Jersey have received Accreditation.

Mayor Conley made the following comments:

EMPLOYEES OF THE MONTH FOR FEBRUARY:

Employees of the Month for February are Marlene Dolan, Ben Samara and Joanne Grillo of the Health Department for their commitment, professionalism and dedication during the recent transition at the Health Department.

REPORTS OF COMMITTEES

Public Works and Engineering

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

Seven Bids for soil removal and site remediation at the rear of Hartley Dodge Memorial Building were received January 24th. A recommendation for award is listed on the agenda. The 2017 Road Reconstruction has been advertised with the date to receive bids set on March 16th. Three NJDOT grant applications for the Greenwood Ave road improvement project, Bikeway improvement project and Crosswalk improvements (Safe Routes to Transit) were submitted on February 3rd. Proposals have been received from Nickerson Inc. through Middlesex County Cooperative Bid system for purchase and installation of a set of bleachers and a new press box at the Madison Recreation Complex fields. The Central Avenue water main replacement project scope has been increased based on field inspection of the condition of the valves and hydrants. The County of Morris has also been

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advised of the increase in cost and schedule and agreed to reschedule resurfacing work as required. The Layne Company completed videotaping of the well casing at Well D showing the positive impact of redevelopment work. Various well components are being evaluated for replacement. Mott MacDonald company has provided a set of draft plans and specifications for the rehabilitation of Well A, to be refined with cost estimates and converted into bid documents later in the year. The Public Works Department plowed, salted and cleared after a recent 9 inch snow fall. They continue pot hole repair work on Borough roads.

Public Safety

Mr. Landrigan, Chair of the Committee, made the following comments: Several significant fire incidents occurred in the month of January, including January 19th the Fire Department assisted the Morris Twp FD at a fire at the Honeywell complex on Columbia Turnpike. A large rubbish fire was inside one of the buildings that is soon to be demolished. On January 24th, Fire Department was dispatched to a garbage truck fire on Main Street in front of Coviello Bros. This was a Compressed Natural Gas (CNG) powered truck which posed very dangerous and hazardous challenges to our firefighters. We received mutual aid from Chatham & Florham Park Fire Departments. The Madison Police, Ambulance Squad and Electric Department responded as well. On January 25th the Fire Department was dispatched to a structure fire at the Community House on Cook Ave. The fire was in a 3rd floor apartment. There were no injuries. We received mutual aid from Chatham, Florham Park, Morris Twp and Cedar Knolls Fire Departments. The Madison Police and Ambulance Squad responded as well. On January 26th, the Fire Department assisted the Morristown Fire Department at a commercial structure fire at George & Martha's Restaurant on Morris Avenue. Madison Firefighters were assigned to ventilate the roof by cutting several holes. On January 31st, the Fire Department assisted the Chatham Fire Department at a residential structure fire on Chatham Street. There was a fire in a 2nd floor walk in closet. There were no injuries. There were two Department drills and one Firefighter started his Firefighter 1 training class at the Morris County Fire Academy.

Finance and Borough Clerk

Ms. Baillie, Chair of the Committee, made the following comments: In anticipation of the June 6th Primary Election, the filing Deadline for Nomination Petitions for Municipal Office is April 3, 2017. Forms are available in the Borough Clerk's Office. Over the next few months, the Borough will be transitioning over to a new payroll processing system. The system will include time clocks which will be implemented in all departments throughout the Borough. The preliminary equalization table was issued by the Morris County Board of Taxation. This document is used to equitably split up the County tax among the 39 municipalities. There are many other steps in the process before the final tax rate is confirmed, including the adoption of the county and borough budgets. The Borough has large payments that it will be making February 15th, including, \$2.47 million to the County, for the quarterly payment of county taxes, \$53,015 in interest payments from the Open Space Trust fund for the MRC long term debt and \$3.4 million to the Board of Education for school taxes. This evening, various department heads will present their budgets, capital needs, goals and objectives.

Utilities

Mr. Wolkowitz, Chair of the Committee, made the following comments: The Electric Department continues work on riser pole construction and cable terminations for the KRE development, also repairs to poles and overhead cables on Greenwood Avenue from storm damage. The department has completed repairs

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to overhead cables on Main Street from garbage truck fire. The Water Department has also been working at the KRE development and continues water pressure testing. Mr. Wolkowitz noted that the Water Department has a staff of three employees.

Health

Mr. Rowe, Chair of the Committee, made the following comments:
The 2017 Food Establishment license renewals are currently underway. The State of New Jersey is reporting high levels of influenza. Vaccines are still available at the Health Department.

Community Affairs

Ms. Byrne, Chair of the Committee, made the following comments:
The AARP/VITA tax assistance program began its 2017 season here on February 1 and will continue to meet with clients on Wednesdays through April 12 by appointment. The Tri-Town 55+ GoGoGrandparents transportation project, funded by a grant from by the Grotta Fund for Senior Care, is expected to begin a trial period of service in late March. The cost per trip, time limitations and other factors are under review. The Downtown Development Commission will hold the annual "Taste of Madison" fundraising event on Monday, March 20th.

COMMUNICATIONS AND PETITIONS

Letter received January 27, 2017 from Stephan Stocker, Park Avenue, regarding the Borough website.

Letter received January 27, 2017 from Bob Jennings, Albright Circle, regarding the Board of Education and HDM space.

Email received February 5, 2017 from Dave Carver, Belleau Avenue, regarding the recently adopted "Welcoming Community" resolution.

Email received February 9, 2017 from Nicholas Platt, Harding Township, supporting the adoption of Resolution 57-2017.

Email received February 10, 2017 from Gordon Lewis, Glenwild Circle, opposing the adoption of Resolution 57-2017.

Letter received February 13, 2017 from Frank Maturri, Locust Street, regarding two hour parking in the area of Dodge Field.

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.**

Tom Haralampoudis, Pomeroy Road, spoke in favor of the appropriation for bleachers at the Madison Recreation Center.

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Rob Catalanello; Woodland Road, inquired about a proposed ordinance for \$140,000 for renovation t the James Library Building, asking if any funds had been returned to the Borough.

Since no other member of the public wished to be heard, the public hearing was closed.

AGENDA DISCUSSIONS

02/13/2017-1A CEIL POWER HOME ENERGY PRESENTATION

Mr. Scott Fisher from Ciel Power presented information regarding home energy audits provided at a fee of \$49.00, designed to reduce household energy use and to connect Madison homeowners with incentives available from New Jersey's Home Performance with Energy Star program.

02/13/2017-1 BLEACHER PROPOSAL PRESENTATION

Recreation Director Zach Ellis provided information regarding the bleacher project at the Madison Recreation Center, noting the proposed ADA accessible 250 seat bleachers include an eight by eighteen foot press box. Mr. Ellis also notes that seating at MRC 2 will be addressed separately, with portable bleachers.

Ordinance 6-2017 is listed for Hearing.

02/22/2016-2 APPROPRIATION OF \$140,000.00 FOR RESTORATION AND REPAIR OF THE JAMES LIBRARY BUILDING

Deborah Starker, Executive Director of the Museum of Early Trades & Crafts addressed the Council regarding a request for \$140,000 from the Municipal Open Space Trust Fund for the next phase of the James Library building renovation. The Open Space Committee has recommended that the Council approve this request. Ms. Starker indicated that a small request may be necessary next year.

Ordinance 8-2016 is listed for introduction.

02/13/2017-3 2017 MUNICIPAL BUDGET DISCUSSION – DEPT. HEADS PRESENTATIONS

Mr. Burnet announced the presenters for this evening's budget hearing, noting each will provide accomplishment and goals, as well as capital items requested. Fire Department Chief DeRosa presented first noting his recommendation to purchase a new Radius Fire Engine. Police Chief Darren Dachisen followed, noting a grant of \$20,000 for officer body cameras. Chief Dachisen recommends purchase of three new police vehicles. Michael Fitz Patrick, Health Officer provided a list of activities ongoing in the Health Department. Russ Brown, Construction Official provided data regarding his department's activities and goals for 2017. Library Director Nancy Adamczyk and Trustee Thomas Bintinger addressed the Council, providing an update on capital projects recommended for the Library. Director of Public Works, Ken O'Brien, noted his recommend to improve the Public Works Department, including a canopy to cover the tanks at the yard. Robert Vogel, Borough Engineer provided an overview of capital project for roads, as well as water department improvements.

Mr. Rowe moved to extend the meeting beyond 11:00 p.m., seconded by Ms. Byrne and agreed to unanimously.

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Mayor Conley opened the meeting to the public for their opportunity to ask questions on the proposed budget:

Rob Catalanello; Woodland Road, asked for clarification of the request for funding by the Public Library, suggesting a new building be located.

Since no other member of the public wished to be heard, the public hearing was closed.

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 January 23, 2017, 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 5-2017
ORDINANCE OF THE BOROUGH OF MADISON AMENDING CHAPTER
94 OF THE MADISON BOROUGH CODE ENTITLED “ELECTRIC
UTILITY” TO AUTHORIZE REIMBURSEMENT FOR ELECTRIC
INFRASTRUCTURE IMPROVEMENTS**

WHEREAS, the Borough Administrator of the Borough of Madison has recommended that the Borough Code be amended to recoup all costs associated with electric infrastructure improvements generated by development activities; and

WHEREAS, the Borough Council, after due consideration has determined to proceed with said recommendation.

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:

§94-3 Matters primarily of interest to developers, builders, contractors and electricians installing wiring, fixtures and appliances in homes and buildings.

NEW DEVELOPMENTS

3.01 Borough planning regulations require that in all new subdivisions and developments , the owner furnish and install, at his expense, all electric utility poles (pr underground conduit, if he so desires), conductors, pole hardware, street lights, transformers and secondary wires, within the limits of the proposed development. The Department will install service drops. All off-site, and/or additional onsite electric infrastructure improvements required to provide electric service to the subject property shall be at the expense of the property owner.

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SECTION 1: Appendix C to Chapter 94 of the Borough Code, entitled “Borough of Madison Electric Utility Department Rules and Regulations” is hereby amended.

SECTION 2: All other terms remain the same, except those changed herein.

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

Mayor Conley opened up the public hearing on Ordinance 5-2017. Since no member of the public wished to be heard, the public hearing was closed.

Mr. Wolkowitz moved that Ordinance 5-2017, which was read by title, be finally adopted. Mr. Landrigan seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

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

Mayor Conley declared Ordinance 5-2017 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 6-2017
ORDINANCE OF THE BOROUGH OF MADISON APPROPRIATING
\$274,000.00 FROM THE MUNICIPAL OPEN SPACE TRUST FUND TO
INSTALL BLEACHERS AT THE MADISON RECREATION CENTER**

WHEREAS, the Open Space Advisory Committee has recommended funding up to \$274,000.00 from the Municipal Open Space Trust Fund for installation of bleachers at the Madison Recreation Center (MRC); and

WHEREAS, \$27,500.00 was donated for the bleacher project by the various Madison Sports groups and associations utilizing the MRC turf fields for their programs which was deposited into the Municipal Open Space Trust Fund; and

WHEREAS, the Chief Financial Officer has attested to the availability of the funds in the Municipal Open Space Trust Fund in an amount not to exceed \$274,000.00 for this purpose.

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 \$274,000.00 is hereby appropriated from the Municipal Open Space Trust Fund to install bleachers at the Madison Recreation Center.

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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 6-2017. Since no member of the public wished to be heard, the public hearing was closed.

Mr. Wolkowitz moved that Ordinance 6-2017, which was read by title, be finally adopted. Mr. Landrigan seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

Yeas: Mr. Landrigan, Mrs. Vitale, Ms. Baillie,
Mr. Wolkowitz, Mr. Rowe, Ms. Byrne

Nays: None

Mayor Conley declared Ordinance 6-2017 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 7-2017

ORDINANCE OF THE BOROUGH OF MADISON AMENDING AND SUPPLEMENTING CHAPTER 185 ENTITLED, "VEHICLES AND TRAFFIC" ARTICLE II, "NO PARKING CERTAIN HOURS" TO LIMIT PARKING TO FOUR HOURS FOR ALL STREETS IN MADISON WITHOUT MORE RESTRICTIVE PARKING HOURS

WHEREAS, the Borough has ascertained that the designation of four (4) hour parking would be beneficial to the Borough's residents and the efficient operations of the Borough; and

WHEREAS, an amendment to the Code of the Borough is required in order to implement a provision allowing for the designation of four (4) hour no-parking areas throughout the Borough:

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Madison that the following provision of the Code of the Borough is amended as follows:

Section 185-30 of the Code of the Borough of Madison entitled "Schedule II: "No Parking Certain Hours", subsection shall have the following added to it:

§ 185-30. No Parking Certain Hours:

....

B.

In accordance with the provision of **§ 185-7**, no person shall park a vehicle on any public street of the Borough of Madison for more than 4 hours, Monday – Friday, except holidays between the hours of 8:00 a.m. and 4:00 p.m. prevailing time unless posted otherwise.

....

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AND BE IT FURTHER RESOLVED that any prior Ordinances which are inconsistent with this Ordinance are hereby repealed to the extent of such inconsistencies;

AND BE IT FURTHER RESOLVED that should any section, part of any section, or clause or phrase of this Ordinance for any reason be held to be invalid or unconstitutional, such decision shall not affect the remaining provisions of this Ordinance;

AND BE IT FURTHER RESOLVED that this Ordinance shall become effective upon final passage and publication as required by law.

Mayor Conley opened up the public hearing on Ordinance 7-2017.

Tom Donvito; Seven Oaks Circle, express his concern regarding Ordinance 7-2017, noting he feels the ordinance is overly broad and should be narrowed to address streets affected by commuter parking.

Ken Wasik; Prospect Street, noted that parking restriction will help maintain the beauty of Madison neighborhoods and with community watch.

Don Brunner; Redmond Drive, inquired where commuters will park if not allowed on Borough streets and suggested Madison work with neighboring communities.

Jim Kemp; Wayne Blvd, suggested other communities consider shuttle service for commuter.

Bob McCarthy; Wayne Blvd, noted that an article in the recent issue of the *Madison Eagle* notes that overnight parking is now allowed with permission from the Police Department.

Since no other member of the public wished to be heard, the public hearing was closed.

Mr. Landrigan moved that Ordinance 7-2017, which was read by title, be finally adopted. Ms. Byrne seconded the motion. There was no further Council discussion, and the motion passed with the following roll call vote recorded:

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

Mayor Conley declared Ordinance 7-2017 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.

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Maria Sydnstricker; Ridgedale Avenue, provided a petition with additional signatures requesting the Mayor and Council to postpone adoption of Resolution 57-2017, regarding Madison as a Welcoming Community.

Don Brunner; Redmond Drive, inquired about Borough aid to the Madison Community House which recently suffered damage from a fire. Mr. Brunner also asked the status of the sale of property used by Bow Tie Cinema.

Rob Catalanello; Woodland Road, asked for clarification of Resolution 76-2017, appointing Jenna Landrigan to the part-time position of Administrative Assistant in the Tax Assessor's Office.

Ken Wasik; Prospect Street, noted Police Chief Dachisen's comment regarding an increase in burglaries and asked if the Chief can provide an explanation at the next Council meeting.

INTRODUCTION OF ORDINANCES

The Clerk made the following statement:

The ordinance scheduled for introduction and first reading tonight will have a hearing during the meeting of February 27, 2017 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 ordinance 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 8-2017 ORDINANCE OF THE BOROUGH OF MADISON
APPROPRIATING \$140,000.00 FROM THE MUNICIPAL OPEN SPACE TRUST
FUND FOR RESTORATION AND REPAIR OF THE JAMES LIBRARY BUILDING

WHEREAS, the Borough Council has determined that it is in the best interest of the Borough to continue the restoration and repair of the James Library Building, as requested by the Museum of Early Trades & Crafts; and

WHEREAS, the Open Space Advisory Committee has recommended the full funding of this request; and

WHEREAS, the METC will be utilizing these funds to satisfy the match requirement of a Morris County Historical Preservation Trust Fund grant application to further support the restoration work; and

WHEREAS, the Borough Council has determined that the Borough should appropriate \$140,000.00 from the Open Space Trust Fund for the restoration and repair of the James Library Building contingent upon the receipt of the above referenced grant award. If the Morris County grant is not fully funded, the Borough contribution will be reduced by the same percentage and disbursed after grant award;and

WHEREAS, the Chief Financial Officer has attested to the availability of funds in an amount not to exceed \$140,000.00 for this purpose in the Open Space Trust Fund.

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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: The amount of \$140,000.00 is hereby appropriated from the Open Space Trust Fund for the restoration and repair of the James Library Building, as requested by the Museum of Early Trades & Crafts. All work to be coordinated with the Borough Engineer.

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

Mr. Wolkowitz moved that Ordinance 8-2017, which the Borough Clerk read by title, be adopted. Mr. Landrigan seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

Yeas: Mr. Landrigan, Mrs. Vitale, Ms. Baillie,
Mr. Wolkowitz, Mr. Rowe, Ms. Byrne
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.

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

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

R 58-2017 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING EXECUTION AND SUBMISSION OF CONSENT FORMS TO THE NJDEP FOR PERMITS AUTHORIZING REPLACEMENT OF THE SANITARY SEWER MAIN AND TREATMENT WORKS APPROVALS FOR GIRALDA PROPERTY OWNER, LLC

WHEREAS, the Borough Engineer requires authorization to act on behalf of the Borough of Madison to execute and submit consent forms to the New Jersey Department of Environmental Protection (NJDEP) in connection with the extension of treatment works approvals for construction of sanitary sewers for the redevelopment of Block 3202, Lot 1 in the Borough of Madison at 4 Giralda Farms, in conjunction with the redevelopment applicant, Giralda Property Owner, LLC; and

WHEREAS, this is an extension of a prior Treatment Works Approval (TWA) issued and acknowledged by the Madison Chatham Joint Meeting in 2005 for 0.0436 M.G.O. to serve a proposed 436,420 square foot office building to be constructed at Giralda Farms; and

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WHEREAS, this reservation of sewerage processing capacity should be a part of the eighty (80%) per cent capacity threshold reference in the MCJM Capacity Assurance Report.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that Robert Vogel, Borough Engineer, is authorized to endorse TWA and WQM forms to be submitted to the NJDEP as part of an extension of the Treatment Works Approval application, addressing sanitary sewer main construction, on behalf of the Borough of Madison (owner of the public sewer system), in cooperation with the applicants proposal to install sewer mains to serve the redeveloped of the existing property located at Block 3202, Lot 1 in the Borough of Madison.

R 59-2017 RESOLUTION OF THE BOROUGH OF MADISON APPOINTING EDWARD L. O'DONNELL, JR., TO THE POSITION OF PER DIEM DISPATCHER

WHEREAS, the Chief of the Madison Police Department recommends the appointment of Edward L. O'Donnell to the position of Per Diem Dispatcher; 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 Edward L. O'Donnell is hereby appointed to the position of Per Diem Dispatcher effective immediately; and

BE IT FURTHER RESOLVED, that Edward L. O'Donnell be compensated at the rate of \$22.50 per hour.

R 60-2017 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING A SHARED SERVICE AGREEMENT WITH THE BOROUGH OF KENILWORTH TO PROVIDE INFORMATION TECHNOLOGY SERVICES

WHEREAS, the Borough of Kenilworth and the Borough of Madison have agreed to renew a Shared Services agreement for the provision of Information Technology Support Services for the year 2017, wherein Madison will provide the Borough of Kenilworth with up to six (6) hours of IT Support Services per day, subject to existing work load obligations, not to exceed twenty (20) hours per month, nor 250 hours annually at an hourly rate of \$78.00, for a total amount not to exceed \$19,750.00; and

WHEREAS, the Madison Borough Council has reviewed the proposed agreement.

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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 the Mayor and Borough Clerk are authorized to enter into a Shared Services agreement with the Borough of Kenilworth for the provision of Information Technology Support Services, such agreement to be in a form approved by the Madison Borough Attorney.

R 61-2017 RESOLUTION OF THE BOROUGH OF MADISON RATIFYING APPOINTMENT OF INTERN CHATHAM STUDER AS an INTERN IN THE ADMINISTRATION DEPARTMENT

WHEREAS, the Assistant Borough Administrator/CFO has recommended the appointment of Drew University Civic Scholar Chatham Studer, as a part-time unpaid Intern in the Administration Department; 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 appointment of Chatham Studer, as a part-time unpaid Intern in the Administration Department, is hereby approved.

R 62-2017 RESOLUTION OF THE BOROUGH OF MADISON RENEWING APPLICATION FOR LIVERY DRIVER'S PERMIT FOR TRAVELERS TAXI & LIMOUSINE, LLC FOR 2017

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 2017:

<u>2017</u> <u>LICENSE NO.</u>	<u>DRIVER</u>
17-1D	John J. Patrisco, Jr. Travelers Taxi & Limousine, LLC

R 63-2017 RESOLUTION OF THE BOROUGH OF MADISON APPROVING RENEWAL APPLICATION FOR LIVERY OWNERS LICENSE FOR TRAVELERS TAXI & LIMOUSINE LLC FOR 2017

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 2017:

<u>LICENSE NO.</u>	<u>NAME</u>	<u>Vehicle</u>
17-7L	John J. Patrisco, Jr.	Travelers Taxi & Limousine LLC 1 Livery

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R 64-2017 RESOLUTION OF THE BOROUGH OF MADISON AWARDING BID FOR HARTLEY DODGE MEMORIAL UNDERGROUND STORAGE TANK REMEDIATION TO ENTERPRISE NETWORK RESOLUTIONS CONTRACTING, LLC OF WINSLOW, NEW JERSEY IN THE AMOUNT OF \$161,000.00

WHEREAS, the Borough of Madison publicly advertised for bids for the Hartley Dodge Memorial Underground Storage Tank Remediation (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 Enterprise Network Resolutions Contracting, LLC of Winslow, New Jersey in the amount of \$161,000.00; and

WHEREAS, the Borough Engineer has recommended that the Borough Council award the contract to Enterprise Network Resolutions Contracting, LLC of Winslow, New Jersey in the amount of \$161,000.00; and

WHEREAS, the Chief Financial Officer has attested that funds are available in an amount not to exceed \$161,000.00 for this purpose in Ordinance 64-2016.

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 Hartley Dodge Memorial Underground Storage Tank Remediation is hereby awarded to Enterprise Network Resolutions Contracting, LLC of Winslow, New Jersey based upon its bid in the amount of \$161,000.00.

2. The Mayor and Borough Clerk are hereby authorized and directed on behalf of the Borough to enter into the contract with Enterprise Network Resolutions Contracting, LLC of Winslow, New Jersey in a form acceptable to the Borough Attorney.

R 65-2017 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FEDERAL-AID SAFE ROUTES TO TRANSIT PROGRAM BY THE BOROUGH OF MADISON

WHEREAS, the Borough Engineer has recommended that the Borough Council endorse a New Jersey Safe Routes to Transit (“SRTT”) Grant Application as described herein to be submitted to the New Jersey Department of Transportation; and

WHEREAS, the Borough Administrator has recommended that the Borough SRTT grant application in the amount of \$260,000 be filed for infrastructure-related improvements within two miles of Madison Train Station; and

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WHEREAS, the recommendation has been considered at the Regular Public Meeting of the Borough Council on February 13, 2017.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Madison, County of Morris and State of New Jersey, that the Borough Engineer is hereby authorized to file the above-described New Jersey Safe Routes to Transit (“SRTT”) Grant Application and the Mayor is authorized to sign the Grant application and possible grant agreement.

R 66-2017 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING THE PURCHASE OF SERVICES FROM JEN ELECTRIC, INC. OF SPRINGFIELD, NEW JERSEY UNDER THE MORRIS COUNTY COOPERATIVE PRICING COUNCIL FOR TRAFFIC SIGNAL IMPROVEMENTS

WHEREAS, the Borough of Madison desires to purchase services for traffic signal improvements from an authorized vendor under the Morris County Cooperative Pricing Council; and

WHEREAS, the purchase of goods and services through pre-bid State and County agencies by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-12, et seq; and

WHEREAS, JEN Electric, Inc., of Springfield, New Jersey has been awarded Morris County Cooperative Bid Contracts; and

WHEREAS, the Borough Engineer has recommended that the Borough Council utilize these contracts for traffic signal improvements in the total amount not to exceed \$21,609.00; and

WHEREAS, the Chief Financial Officer has attested that funds are available in Ordinances 37-2015 and 55-2016 for this purpose.

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 purchase of services for traffic signal improvement from JEN Electric, Inc., at a total price not to exceed \$21,609.00 are hereby approved under the Morris County Cooperative Pricing Council and the Mayor and Borough Clerk are hereby authorized and directed on behalf of the Borough to execute a purchase order and contract with JEN Electric, Inc. for the traffic signal improvements, at a total price not to exceed \$21,609.00, in a form acceptable to the Borough Attorney.

R 67-2017 RESOLUTION OF THE BOROUGH OF MADISON APPOINTING FRANCES BOARDMAN TO THE POSITION OF ADMINISTRATIVE SECRETARY FOR THE UTILITY ADVISORY COMMITTEE

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BE IT RESOLVED by the Borough Council of the Borough of Madison that Frances Boardman is hereby appointed to the position of Administrative Secretary for the Utility Advisory Committee, at a stipend of \$1,125.00 for 2017.

R 68-2017 RESOLUTION OF THE BOROUGH OF MADISON RATIFYING THE AWARD OF A PURCHASE ORDER/CONTRACT FOR SALT TO ATLANTIC SALT OF LOWELL, MA, UNDER THE SOMERSET COUNTY COOPERATIVE PRICING COUNCIL PROGRAM

WHEREAS, the Borough of Madison desires to ratify an award of a purchase/order contract for salt to an authorized vendor under the Somerset County Co-Operative Pricing Council program; and

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

WHEREAS, Atlantic Salt of Lowell, MA, has been awarded Somerset County Co-Operative Pricing Council Contract cc-54-16 for the purchase of salt; and

WHEREAS, the Superintendent of Public Works has recommended that the Borough Council utilize this contract for the purchase of salt in the amount of \$100,000.00; and

WHEREAS, the Chief Financial Officer has attested that funds are available in an amount not to exceed \$100,000.00 for this purpose, which is in the 2017 Public Works Department #300, account 435. This is contingent upon the adoption of the 2017 Municipal Budget.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that a purchase order/contract be awarded to Atlantic Salt of Lowell, MA for the purchase of salt at a total price not to exceed \$100,000.00 under the Somerset County Co-Operative Pricing Council Contract cc-54-16 and same is hereby ratified and approved.

R 69-2017 RESOLUTION OF THE BOROUGH OF MADISON RATIFYING THE AWARD OF A PURCHASE ORDER/CONTRACT TO FINCH FUEL OIL COMPANY, INC., OF KEARNEY, NEW JERSEY FOR ULTRA LOW SULFUR DIESEL FUEL UNDER THE MORRIS COUNTY COOPERATIVE CONTRACT

WHEREAS, the Borough of Madison desires to ratify an award of a purchase/order contract for Ultra Low Sulfur Diesel Fuel to an authorized vendor under the Morris County Co-Operative Pricing Council program; and

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

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WHEREAS, Finch Fuel Oil Company, Inc., of Kearny, New Jersey has been awarded Morris County Co-Operative Pricing Council Contract #12 for Ultra Low Sulfur Diesel Fuel and

WHEREAS, the Superintendent of Public Works has recommended that the Borough Council utilize this contract for the purchase of Ultra Low Sulfur Diesel Fuel in an amount not to exceed \$55,000.00; and

WHEREAS, the Chief Financial Officer has attested that funds are available in an amount not to exceed \$55,000.00 for this purpose, which are in the 2017 Gasoline Budget# 460, account 421. This action is contingent upon the adoption of the 2017 Municipal Budget.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that a purchase order/contract be awarded to Finch Fuel Oil Company, Inc., of Kearny, New Jersey, for Ultra Low Sulfur Diesel Fuel, at a total price not to exceed \$55,000.00 under the Morris County Co-Operative Pricing Council Contract #12 Ultra Low Sulfur Diesel Fuel and same is hereby ratified and approved.

R 70-2017 RESOLUTION OF THE BOROUGH OF MADISON RATIFYING THE AWARD OF A PURCHASE ORDER/CONTRACT TO FINCH FUEL OIL COMPANY, INC., OF KEARNEY, NEW JERSEY FOR MOTOR GASOLINE UNDER THE MORRIS COUNTY COOPERATIVE CONTRACT

WHEREAS, the Borough of Madison desires to ratify an award of a purchase/order contract for Motor Gasoline to an authorized vendor under the Morris County Co-Operative Pricing Council program; and

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

WHEREAS, Finch Fuel Oil Company, Inc., of Kearny, New Jersey has been awarded Morris County Co-Operative Pricing Council Contract #1 for Motor Gasoline and

WHEREAS, the Director of Public Works has recommended that the Borough Council utilize this contract for the purchase of Motor Gasoline in an amount not to exceed \$120,000.00; and

WHEREAS, the Chief Financial Officer has attested that funds are available in an amount not to exceed \$120,000.00 for this purpose, which is in the 2017 Gasoline Budget# 460, account 421. This action is contingent upon the adoption of the 2017 Municipal Budget.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that a purchase

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order/contract be awarded to Finch Fuel Oil Company, Inc., of Kearny, New Jersey, for Motor Gasoline, at a total price not to exceed \$120,000.00 under the Morris County Co-Operative Pricing Council Contract #1 Motor Gasoline and same is hereby ratified and approved.

R 71-2017 RESOLUTION BY THE BOROUGH OF MADISON APPROVING AN APPLICATION BY THE MADISON AREA YMCA FOR THE \$125,000 DRUG FREE COMMUNITIES GRANT

WHEREAS, the Madison Area YMCA (YMCA) has established a partnership with the Madison Chatham Coalition for A Healthy Community (MCCHC) and the Madison Board of Health; and

WHEREAS, the YMCA has met all requirements to apply for the \$125,000 federal Drug Free Communities (DFC) Grant on behalf of Madison and the Chathams; and

WHEREAS, the YMCA will administer the grant, working together with the Coalition and the Madison Board of Health to minimize and prevent substance abuse in our communities; and

WHEREAS, the Grant will run from September 30, 2017 through September 29, 2018, be renewable for up to five years, and potentially for four additional years beyond that; and

WHEREAS, there is a 100% match requirement that will be met through existing resources and in-kind donations of volunteer time and services and will not require additional funds from the participating communities;

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 governing body approves the YMCA to complete and submit the application for the \$125,000 Drug Free Communities Grant

BE IT FURTHER RESOLVED that this Resolution shall become effective immediately upon passage.

R 72-2017 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING SUBMISSION OF A SUSTAINABLE JERSEY GRANT

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic, and social objectives are balanced and mutually supportive; and

WHEREAS, the Borough of Madison strives to save tax dollars, assure clean land, air and water, improve working and living environments; and

WHEREAS, the Borough of Madison is participating in the Sustainable Jersey Program; and

WHEREAS, one of the purposes of the Sustainable Jersey Program is to provide resources to municipalities to make progress on sustainability issues, and they have created the Sustainable Jersey Small Grants for this purpose.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, has determined that the Borough of Madison should apply for the aforementioned Grant.

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BE IT FURTHER RESOLVED that the Borough Council of the Borough of Madison, State of New Jersey, authorize the submission of the aforementioned Sustainable Jersey Grant for a \$2,000.00 grant.

R 73-2017 RESOLUTION OF THE BOROUGH OF MADISON APPROVING TEMPORARY SIGNS FOR THE TASTE OF MADISON EVENT

WHEREAS, the Committee for the Taste of Madison has requested permission to put up temporary signs advertising the event on March 20, 2017; and

WHEREAS, the signs would be located on public property to promote the event, commencing on February 14, 2017 and removed by March 24, 2017; and

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 Taste of Madison Committee to put up temporary signs as described herein from February 14, 2017 to March 24, 2017, is approved.

R 74-2017 RESOLUTION OF THE BOROUGH OF MADISON APPROVING RAFFLES LICENSE APPLICATION SUBMITTED BY DISCOVERY ORCHESTRA INC.

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:

DISCOVERY ORCHESTRA INC.
I.D. No. 520-5-30093
R.A. No. 1403 – Off premise merchandise
April 30, 2017

R 75-2017 RESOLUTION OF THE BOROUGH OF MADISON APPROVING RAFFLES LICENSE APPLICATION SUBMITTED BY PTSO MADISON HIGH 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:

PTSO MADISON HS
I.D. No. 274-5-33795
R.A. No. 1402 – Off premise 50/50
May 18, 2017

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R 76-2017 RESOLUTION OF THE BOROUGH OF MADISON APPOINTING JENNA LANDRIGAN TO THE POSITION OF PART-TIME OFFICE ASSISTANT IN THE TAX ASSESSOR'S OFFICE

WHEREAS, the Personnel Director has recommended appointing Jenna Landrigan to the position of Part-Time Office Assistant in the Tax Assessor's Office effective February 27, 2017; and

WHEREAS, the Borough Council agrees with this recommendation.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Madison, County of Morris, State of New Jersey, that Jenna Landrigan is hereby appointed to the position of Part-Time Office Assistant in the Tax Assessor's Office, to be compensated at the hourly rate of \$18.00 for a maximum of 29 hours per week, pending receipt of satisfactory background check results.

UNFINISHED BUSINESS - None

APPROVAL OF VOUCHERS

On motion by Mrs. Vitale, seconded by Mr. Landrigan 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	\$598,849.18
Electric Operating Fund	216,998.18
Water Operating Fund	<u>43,864.25</u>
Total	<u>\$859,711.61</u>

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

Yeas: Mr. Landrigan, Mrs. Vitale, Ms. Baillie,
Mr. Wolkowitz, Mr. Rowe, Ms. Byrne

Nays: None

NEW BUSINESS

Mayor Conley announces the following appointment:

ENVIRONMENTAL COMMISSION

Brian Monaghan, 19 Green Hill Road, for an unexpired three year term through December 31, 2017.

Mayor Conley announces the following appointment requiring Council confirmation:

LOCAL EMERGENCY PLANNING COUNCIL

John Rafter, Deputy Director, for a one year term through December 31, 2017.

SUSTAINABLE MADISON ADVISORY COMMITTEE

Eugene Cracovia, 79 Barnsdale Road, for an unexpired three year term through December 31, 2017.

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Ms. Baillie moved confirmation of the foregoing appointments. Mr. Rowe seconded the motion. There was no Council discussion and the motion passed with the following roll call vote recorded:

Yeas: Mr. Landrigan, Mrs. Vitale, Ms. Baillie,
Mr. Wolkowitz, Mr. Rowe, Ms. Byrne

Nays: None

ADJOURN

There being no further business to come before the Council, the meeting was adjourned at 11:30 p.m.

Respectfully submitted,

Elizabeth Osborne
Borough Clerk
Approved February 27, 2017 (EO)