

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

**February 26, 2018 - 7 p.m.**

**CALL TO ORDER**

The Regular Meeting of the Mayor and Council of the Borough of Madison was held on the 26<sup>th</sup> day of February, 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:

Astri J. Baillie

Benjamin Wolkowitz

Patrick W. Rowe

Maureen Byrne

John F. Hoover

Absent: Carmela Vitale, excused

Also Present:

Raymond M. Codey, Borough Administrator

James E. Burnet, Assistant Borough Administrator/CFO

Matthew J. Giacobbe, Esq., Borough Attorney

Elizabeth Osborne, Borough Clerk

**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)

February 12, 2018

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

CONTRACT MATTERS (6)

BOARD OF ADJUSTMENT PLANNING CONSULTANT

2018 ELECTRIC LINE CLEARANCE

MADISON HOUSING AUTHORITY/MAHC

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JOINT MEETING – UPDATE  
34 WALNUT STREET DEVELOPER AGREEMENT  
SECURITY

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

LITIGATION MATTERS (1)  
TAX APPEAL – 104 GARFIELD AVENUE

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

Seconded: Ms. Baillie  
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**

Ms. Baillie moved approval of the **Executive Minutes of February 12, 2018**. Mr. Rowe seconded the motion, which passed by unanimous voice vote recorded.

Ms. Baillie moved approval of the **Regular Meeting Minutes of February 12, 2018**. Mr. Rowe seconded the motion, which passed by unanimous voice vote recorded.

**GREETINGS TO PUBLIC**

Mayor Conley made the following comments:  
Mayor Conley welcomed residents and noted that Mrs. Vitale is serving on the Morris County Community Development Block Grant hearing board this evening. Mayor Conley also noted the award of a NJDOT grant for the reconstruction of Greenwood Avenue in the amount of \$227,500.00.

**REPORTS OF COMMITTEES**

**Health**

Mr. Rowe, Chair of the Committee, made the following comments:  
At the February 20<sup>th</sup> Board meeting, the Board of Health passed a resolution allowing for a Feral and Stray Cat Trap, Neuter and Release (TNR) program during March and April, with extensions approved as needed. A permanent solution is being researched. Flu shots are still available for those who are interested. Please call the Health Department for further information. Pet License renewals are now being assessed a \$10 late fee. Reminders have gone out to those who haven't renewed for 2018.

**Public Works and Engineering**

Mrs. Vitale, Chair of the Committee, absent.

**Finance and Borough Clerk**

Ms. Baillie, Chair of the Committee, made the following comments:  
Ms. Baillie noted that letters of duplicate payment will be sent to mortgage companies regarding 2018 property taxes and payments will be returned. The CFO has filed the unaudited financial statement for 2018 and a copy is available on the Borough website. Tonight's budget presentations by Department heads will also be on the website.

**Public Safety**

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Mr. Wolkowitz, Chair of the Committee, made the following comments:  
The Madison Fire Department responded to call that a dog that was trapped in a dry well under a deck at a house on Maple Ave. A neighbor's dog had wandered into the yard and fell into the well. The well access was about 12 inches at its widest point and 20 inches in diameter. It was located up against the foundation of the house and under the deck. The dog had been missing for 4 days and was still alive in the well. Firefighters activated the Confines Space Rescue Team and following all OSHA regulations, put a rescuer in the well to retrieve the dog. The Department also assisted with an active fire at 66 Park Place in Morristown and at 168 Main Street in Chatham. The entire operation took approximately 40 minutes. The Madison Police Department reports that Ptl. Christopher Burans will be receiving formal recognition at Rutgers University on June 12, 2018 of the Mothers against Driving Award.

### **Community Affairs**

Ms. Byrne, Chair of the Committee, made the following comments:  
The Director of Business Development reports that planning is underway for a 'World of Business' event to be held March 20<sup>th</sup>. A new restaurant is set to open at 3 Central Avenue, named "Central & Main". The Downtown Development Commission 2018 Taste of Madison will be held March 19<sup>th</sup>. Tickets are available online or at Gary's Wine & Marketplace. This year's annual May Day marks the 20<sup>th</sup> anniversary of the event and will be held Saturday, May 5<sup>th</sup>. Tee shirt contest materials have been delivered to the elementary schools. The Chamber of Commerce 2018 Home Expo will be held Saturday March 24<sup>th</sup> at the Madison Junior School. And the Chamber will distribute 10,000 new Madison Maps. The new maps are 21 x 14 inches and fold up to pocket size.

### **Utilities**

Mr. Hoover, Chair of the Committee, made the following comments:  
Mr. Hoover congratulated the Varsity and Junior Varsity High School Hockey teams. The Electric Utility Department reports that the repairs to the Kings Road substation 2<sup>nd</sup> floor entrance stairs will be repaired at a \$42,000 savings. They have completed the Waverly Place upgrades to the feeder line that feeds the customers on Waverly Place and fixed all manholes. They are getting quotes for an addition to the Butler Building at Water and Light Plant and in the process of finding a vendor to install additional Substation alarms. Interviews will take place next week to replace an Apprentice Lineman. The Water Department reports that the Central Avenue Water Main replacement continues with new pipe installation in the area of Fairview Avenue by General Contractor JoMed Construction. The Elmer Street sewer improvement project has been re-advertised and a bid opening is scheduled March 27<sup>th</sup>.

### ***COMMUNICATIONS AND PETITIONS***

The Borough Clerk announced receipt of the following communications:

Email received February 19, 2018 from James R. Greene, Ridgedale Avenue, urging approval of the former movie theater property.

### ***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

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on the sheet provided for the record. **He/she shall limit his/her statement to three (3) minutes or less.**

**Thomas Haralampoudis, Pomeroy Road**, inquired about upgrades for utility meters and asked if the Community House received a generator. Mr. Haralampoudis noted the condition of skating facility at Memorial Park and thanked the volunteers and Public Works staff for their efforts.

**AGENDA DISCUSSIONS**

**02/26/2018-1 2018 MUNICIPAL BUDGET DISCUSSION**

Department Heads presented 2017 accomplishments and 2018 goals and capital plans. Fire Department Chief Lou DeRosa noted several key events and stressed the need for more volunteers. Police Department Chief Darren Dachisen plans to hold a promotional test for all ranks, Director of Public Works Ken O'Brien, continues standardization of safety practices, Acting Electric Utility Superintendent Jim Mattina noted request to purchase new submersible transformers for the Commercial district, Health Officer Michael Fitzpatrick noted ongoing programs provided by the Health Department, Construction Code Official Russ Brown, provided permit statistics, Library Director Lynn Favreau and Library Board Trustee David Luber discussed Capital projects for improvement to the Library and Borough Engineer Robert Vogel provided an overview of capital project. Mr. Burnet noted that the next step is a revised budget presented at the Special Budget hearing March 5<sup>th</sup> at 7:00 p.m. Mayor Conley thanked the Department Heads for their presentations.

**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 February 12, 2018, 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 7-2018**

**ORDINANCE OF THE BOROUGH OF MADISON APPROPRIATING \$35,000.00 FROM THE GENERAL CAPITAL IMPROVEMENT FUND FOR PURCHASE OF POLICE DEPARTMENT VEHICLE**

**WHEREAS**, the Police Chief has recommended that the Borough appropriate \$35,000.00 from the General Capital Improvement Fund to purchase an EUS replacement vehicle for the Police Department; and

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

**WHEREAS**, additional funds from the Police Special Duty Trust Fund in the amount of \$30,000 will be utilized for a total purchase amount of \$65,000.000; and

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**WHEREAS**, the Borough Council has determined that the Borough should appropriate \$35,000.00 from the General Capital Improvement Fund to purchase a replacement vehicle for the Police Department; 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:** The amount of \$35,000.00 is hereby appropriated from the General Capital Improvement Fund to purchase an EUS replacement vehicle for the Police Department.

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

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

Mayor Conley opened up the public hearing on Ordinance 7-2018. Since no member of the public wished to be heard, the public hearing was closed.

Mr. Wolkowitz moved that Ordinance 7-2018, which the Borough Clerk 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: Ms. Baillie, Mr. Wolkowitz, Mr. Rowe, Ms. Byrne, Mr. Hoover

Nays: None

Absent: Mrs. Vitale

Mayor Conley declared Ordinance 7-2018 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 8-2018**

**ORDINANCE OF THE BOROUGH OF MADISON APPROPRIATING \$10,000.00 FROM THE MUNICIPAL OPEN SPACE TRUST FUND FOR UPDATE OF THE OPEN SPACE AND RECREATION PLAN (OSRP)**

**WHEREAS**, the Borough Council has determined that it is in the best interest of the Borough to update the Open Space and Recreation Plan (OSRP); and

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

**WHEREAS**, in order to remain eligible for land acquisition grants from Green Acres, the OSRP must be re-examined and updated within ten (10) years; and

**WHEREAS**, the Borough Council has determined that the Borough should appropriate \$10,000.00 from the Open Space Trust Fund for the update of the Open Space and Recreation Plan (OSRP); and

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**WHEREAS**, the Chief Financial Officer has attested to the availability of funds in an amount not to exceed \$10,000.00 for this purpose in the Open Space Trust Fund.

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

SECTION 1: The amount of \$10,000.00 is hereby appropriated from the Open Space Trust Fund for the update of the Open Space and Recreation Plan (OSRP).

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

Mayor Conley opened up the public hearing on Ordinance 8-2018. Since no member of the public wished to be heard, the public hearing was closed.

Ms. Baillie moved that Ordinance 8-2018, which the Borough Clerk read by title, be finally adopted. Mr. Rowe seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

Yeas: Ms. Baillie, Mr. Wolkowitz, Mr. Rowe, Ms. Byrne, Mr. Hoover

Nays: None

Absent: Mrs. Vitale

Mayor Conley declared Ordinance 8-2018 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.**

***Thomas Haralampoudis, Pomeroy Road***, raised concern regarding the recent school shooting in Parkland Florida, and asked that Council make a statement starting with a resolution urging gun law reform.

***Missy Elias, Green Village Road***, thanked Mr. Haralampoudis for his comments and noted that the Department Head presentations were excellent. Mrs. Elias would have liked to have available budget information from the previous Council meeting.

***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 March 12, 2018 in the 2<sup>nd</sup> 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.

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

ORDINANCE 9-2018 ORDINANCE OF THE BOROUGH OF MADISON  
APPROPRIATING \$30,000.00 FROM THE ELECTRIC CAPITAL IMPROVEMENT  
FUND FOR PURCHASE OF TWO (2) UTILITY TRUCK BODIES AND  
ACCESSORIES

**WHEREAS**, the Acting Electric Utility Superintendent has recommended that the Borough appropriate \$30,000.00 from the Electric Capital Improvement Fund for the purchase of two (2) utility truck bodies and accessories; 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 \$30,000.00 for this purpose; and

**WHEREAS**, the Borough Council has determined that the Borough should appropriate \$30,000.00 from the Electric Capital Improvement Fund for the purchase of two (2) utility truck bodies 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 \$30,000.00 is hereby appropriated from the Electric Capital Improvement Fund for the purchase of two (2) utility truck bodies and accessories.

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

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

Mr. Hoover moved that Ordinance 9-2018, 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: Ms. Baillie, Mr. Wolkowitz, Mr. Rowe, Ms. Byrne, Mr. Hoover

Nays: None

Absent: Mrs. Vitale

ORDINANCE 10-2018 ORDINANCE OF THE BOROUGH OF MADISON  
APPROPRIATING \$200,000.00 FROM THE ELECTRIC CAPITAL IMPROVEMENT  
FUND FOR THE PURCHASE OF UTILITY METERS

**WHEREAS**, the Chief Financial Officer has recommended that the Borough appropriate \$200,000.00 from the Electric Capital Improvement Fund for the purchase of utility meters and accessories; and

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**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 \$200,000.00 for this purpose; and

**WHEREAS**, the Borough Council has determined that the Borough should appropriate \$200,000.00 from the Electric Capital Improvement Fund for the purchase of utility meters 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 Electric Capital Improvement Fund for the purchase of utility meters and accessories.

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

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

Mr. Hoover moved that Ordinance 10-2018, 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: Ms. Baillie, Mr. Wolkowitz, Mr. Rowe, Ms. Byrne, Mr. Hoover

Nays: None

Absent: Mrs. Vitale

**ORDINANCE 11-2018    ORDINANCE OF THE BOROUGH OF MADISON  
APPROPRIATING \$200,000.00 FROM THE WATER UTILITY CAPITAL FUND  
RESERVE FOR AUTOMATED METER READING FOR THE PURCHASE OF  
UTILITY METERS AND ACCESSORIES**

**WHEREAS**, the Chief Financial Officer has recommended that the Borough appropriate \$200,000.00 from the Water Utility Capital Fund Reserve for Automated Meter Reading for the purchase of utility meters and accessories; and

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

**WHEREAS**, the Borough Council has determined that the Borough should appropriate \$200,000.00 from the Water Utility Capital Fund Reserve for Automated Meter Reading for the purchase of utility meters 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:

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

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

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

Mr. Hoover moved that Ordinance 11-2018, 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: Ms. Baillie, Mr. Wolkowitz, Mr. Rowe, Ms. Byrne, Mr. Hoover  
Nays: None  
Absent: Mrs. Vitale

**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. Ms. Baillie seconded the motion. There was no Council discussion and the motion passed with the following roll call vote recorded:

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

R 83-2018 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING ST. BALDRICK'S CHILDREN'S CANCER EVENT AT WAVERLY PLACE ON SUNDAY, MARCH 25, 2018

**WHEREAS**, Tom Selquist has applied for special permission to close Waverly Place on Sunday, March 25, 2018, from noon to 5:00 p.m. for a community fundraising event for childhood cancer; and

**WHEREAS**, the Borough Council has determined that special permission should be issued provided that Mr. Selquist complies with all requests from the Police Department and Health Department.

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the Borough of Madison, in the County of Morris, State of New Jersey, that special permission is authorized to close Waverly Place on Sunday, March 25, 2018 from noon to 5:00 p.m. subject to compliance with requests from Borough officials.

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R 84-2018 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT TO RUSSELL STERN, LLC FOR PLANNER SERVICES

**WHEREAS**, the Zoning Board of Adjustment has determined to award a contract to Russell Stern, LLC for Professional Services as Planner for the year 2018; and

**WHEREAS**, the Borough of Madison has a need to obtain such Professional Services as an non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and,

**WHEREAS**, Russell Stern, LLC has submitted a proposal indicating that he will provide services for the fee as described herein; and

**WHEREAS**, Russell Stern, LLC has completed and submitted a Business Entity Disclosure Certification where required by N.J.S.A. 19:44A-1, et seq., which certifies that no reportable contributions to a political or candidate committee in the Borough of Madison, County of Morris, State of New Jersey have been made in the previous year, and that the contract will prohibit said provider from making any reportable contributions through the term of the contract, and

**WHEREAS**, in accordance with N.J.A.C. 5:30-5.4, the Chief Financial Officer has certified as to the availability of funds for this contract.

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

1. The Zoning Board of Adjustment Chairman and the Borough Engineer are hereby authorized to execute a contract for the professional service listed herein, the cost of such professional service agreement not to exceed the amount certified by the Chief Financial Officer.

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

3. The resolution and contract is on file and available for public inspection in the office of the Municipal Clerk during regular business hours Monday through Friday.

**BE IT FURTHER RESOLVED** that a Business Entity Disclosure Certification and Determination of Value be placed on file with this resolution.

R 85-2018 RESOLUTION OF THE BOROUGH OF MADISON AWARING CONTRACT TO TUFF GREENS OF ROCKAWAY, NJ FOR ELECTRIC LINE CLEARANCE SERVICES

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**WHEREAS**, the Borough of Madison publicly advertised for bids for electric line clearance for 2018 (the "Contract") in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq.; and

**WHEREAS**, Tuff Greens submitted the lowest bid in the amount of \$129.28 per hour for the 2018 Electric Line Clearance bid ; and

**WHEREAS**, the Qualified Purchasing Agent and the Borough Attorney have recommended that the Contract be awarded to Tuff Greens, in the amount of \$129.28 per hour, not to exceed a total cost of \$63,000.00 per year with the contract for 2018 and possibly 2019 contingent on funding availability; and

**WHEREAS**, the Borough reserved the right in the bid documents to extend the contract for one (1) additional year; and

**WHEREAS**, the Chief Financial Officer has attested that funds will be available in an amount not to exceed \$129.28 per hour.

**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 electric line clearance for 2018 is hereby awarded to Tuff Greens, based upon its bid in the amount of \$129.28 per hour, not to exceed a total cost of \$63,000.00 per year, with the contract for 2018 conditioned on availability of funding.

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

R 86-2018 RESOLUTION OF THE BOROUGH OF MADISON EXTENDING THE PREVENTATIVE MAINTENANCE/REPAIR OF HVAC EQUIPMENT CONTRACT TO RAMAS CLIMATE & REFRIGERATION, LLC OF LIVINGSTON, NEW JERSEY

**WHEREAS**, a contract for electrical services was awarded by Resolution 100-2017 to Ramas Climate & Refrigeration, LLC, of Livingston, N. J., as a result of public bidding, which contract expires on March 31, 2018; and

**WHEREAS**, the bid specifications allowed for a one-year extension of the contract at the request of the Borough; and

**WHEREAS**, the Qualified Purchasing Agent has recommended that the Borough award an extension of the contract for preventative maintenance/repair services for an additional one year.

**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 a one-year contract

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extension is hereby authorized to be entered into with Ramas Climate & Refrigeration, LLC, of Livingston, New Jersey, commencing on April 1, 2018 through March 31, 2019, and the Mayor and Borough Clerk are authorized to sign such extension of contract, to be in a form approved by the Borough Attorney.

R 87-2018 RESOLUTION OF THE BOROUGH OF MADISON RATIFYING CONTRACT AWARD TO D & B CLEANING FOR CLEANING SERVICES FOR THE MADISON CIVIC CENTER

**WHEREAS**, the Borough of Madison solicited quotes for cleaning services for the Civic Center, Water and Electric Building and the Police Department for 2018 (the “Contract”) in accordance with the Local Public Contracts Law; and

**WHEREAS**, the Qualified Purchasing Agent has recommended awarding a contract to D & B Cleaning for cleaning services for the Civic Center, Water and Electric Building and the Police Department for 2018 in the total amount of \$30,000.00; and

**WHEREAS**, the Chief Financial Officer has attested that funds will be available in an amount not to exceed \$30,000.00 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, as follows:

1. The contract for cleaning services for 2018 at the Civic Center, Water and Electric Building and the Police Department is hereby awarded to D & B Cleaning based upon a quote in the amount of \$30,000.00.

2. D & B Cleaning shall submit a completed Business Entity Disclosure Certification and a Political Contribution Disclosure Form to the Purchasing Agent, which shall be on file for ten (10) days before payment is made.

3. The contract is expressly contingent upon D & B Cleaning providing the Borough’s Qualified Purchasing Agent a copy of the statutorily required Worker Compensation Insurance Policy and an adequate Liability policy naming the Borough of Madison as additional insured.

4. The Mayor and Borough Clerk are hereby authorized and directed on behalf of the Borough to enter into the contract with D & B Cleaning in a form acceptable to the Borough Attorney.

R 88-2018 RESOLUTION OF THE BOROUGH OF MADISON AWARDING CONTRACT TO JIMMY CONNORS, LLC OF MADISON, NJ IN THE AMOUNT OF \$23,890.00

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**WHEREAS**, the Senior Center Director recommends awarding a contract to Jimmy Connors, LLC of Madison, NJ for replacement flooring at the Madison Civic Center in the amount of \$23,890.00; and

**WHEREAS**, the Chief financial Officer has attested that funds will be available in an amount not to exceed \$23,890.00 for this purpose which funds were appropriated by Ordinance 42-2017.

**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 is hereby awarded to Jimmy Connors, LLC of Madison, NJ for replacement flooring at the Madison Civic Center in the amount of \$23,890.00.

2. The Mayor and Borough Clerk are hereby authorized and directed on behalf of the Borough to enter into a contract with Jimmy Connors, LLC of Madison, NJ in a form acceptable to the Borough Attorney.

R 89-2018 RESOLUTION OF THE BOROUGH OF MADISON APPROVING RELEASE OF FUNDS FROM THE AFFORDABLE HOUSING TRUST FUND UP TO \$200,000.00

**WHEREAS**, the Affordable Housing Administrator/Municipal Housing Liaison has requested the release of up to \$200,000.00 from the Affordable Housing Trust Fund (AHTF) to renovate four (4) rental units at 30 Central Avenue owned by the Madison Affordable Housing Corporation; and

**WHEREAS**, the Affordable Housing Administrator/Municipal Housing Liaison has advised the Borough that the funds from the Affordable Housing Trust Fund will be used in accordance with the rules and regulations promulgated by the Council On Affordable Housing (“COAH”) for the development of affordable housing; and

**WHEREAS**, the renovated units shall be eligible for a maximum COAH credits; and

**WHEREAS**, the property will be Deed-restricted for a minimum period of thirty (30) years for affordable housing with the Borough having the option to require the extension of the restriction period after thirty (30) years; and

**WHEREAS**, all funds disbursed from the AHTF will be on a reimbursement basis for the scope of the work approved by the Borough, satisfactorily completed and paid for by the Madison Affordable Housing Corporation.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that up to \$200,000.00 from the Affordable Housing Trust Fund be disbursed on a reimbursement basis for the purposes requested herein, to be used in accordance with the rules and

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regulations promulgated by COAH in accordance with the Borough’s approved spending plan.

**R 90-2018 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING THE SETTLEMENT OF A CERTAIN TAX APPEAL**

**WHEREAS**, an appeal of the real property tax assessment of the following property has been filed in the Tax Court of New Jersey:

<b>PROPERTY OWNER</b>	<b>BLOCK</b>	<b>LOT</b>	<b>ADDRESS</b>
Torkelson, Eric J. & Christine M.	4103	11	104 Garfield Ave

; and

**WHEREAS**, the Borough Tax Assessor, Special Tax Counsel and Expert Appraiser are of the opinion that the settlement is in the best interest of the Borough to settle this appeal.

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

1. The settlement of the following tax appeal filed at the Tax Court of New Jersey is hereby authorized as follows:

<b>PROPERTY OWNER</b>	<b>YEAR</b>	<b>ORIGINAL ASSESSMENT</b>	<b>PROPOSED SETTLEMENT</b>
Torkelson, Eric J. & Christine M.	2017	\$1,033,400	\$950,800

2. All municipal officials are hereby authorized to take whatever actions may be necessary to implement the terms of this Resolution.
3. This Resolution shall take effect immediately.

**R 91-2018 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING THE SUSTAINABLE JERSEY GRANT APPLICATION**

**WHEREAS**, a sustainable community seeks to optimize the 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 a grant program called the Sustainable Jersey Small Grants Program.

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**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of Borough of the Borough of Madison has determined that the Borough of Madison should apply for the aforementioned Grant in the amount of \$2,000.00.

**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.

R 92-2018 RESOLUTION OF THE BOROUGH OF MADISON APPROVING THE ANNUAL LITTLE LEAGUE PARADE TO BE HELD ON SATURDAY, APRIL 21, 2018

**WHEREAS**, the Madison Little League has requested permission to hold its annual Little League Parade on Saturday, April 21, 2018 to officially start their 2018 season; and

**WHEREAS** the parade will begin at 12:00 Noon on Kings Road in front of the Hartley Dodge Memorial. It will proceed west on Kings Road to Green Village Road to Main Street, continuing east on Main Street and turn left onto Greenwood Avenue, continuing down Greenwood Avenue where it will conclude at Dodge Field where there will be a brief ceremony at the conclusion of the parade.

**WHEREAS**, Police Chief Dachisen recommends approval of this request.

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the Borough of Madison, County of Morris, State of New Jersey, that the request of the Madison Little League to hold its annual Little League Parade in Madison on Saturday, April 21, 2018, as described herein is hereby approved, subject to any safety requirements imposed by the Madison Police Department.

R 93-2018 RESOLUTION OF THE BOROUGH OF MADISON RECOGNIZING THE THURSDAY MORNING CLUB/MADISON COMMUNITY HOUSE AS AN EMERGENCY WARMING/COOLING CENTER

**WHEREAS**, the Thursday Morning Club is a non-profit women's organization committed to serving the residents of Madison for more than 100 years; and

**WHEREAS**, the Thursday Morning Club has owned, operated, and maintained the Madison Community House since it was built in 1924; and

**WHEREAS**, the Borough recognizes the Madison Community House as an emergency location for sheltering and as a warming/cooling center.

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the Borough of Madison, County of Morris and State of New Jersey, designates the Madison Community House as an emergency shelter and as a warming/cooling center and thanks them for their support and generosity.

**UNFINISHED BUSINESS** - None

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**APPROVAL OF VOUCHERS**

On motion by Ms. Baillie, seconded by Mr. Rowe 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	\$3,270,307.24
General Capital Fund	5,940.21
Electric Operating Fund	248,875.06
Electric Capital Fund	470.00
Water Operating Fund	27,965.32
Water Capital Fund	5,662.00
Trusts	<u>55,381.66</u>
Total	<u>\$3,614,601.49</u>

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

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

**NEW BUSINESS**

Mayor Conley announced the following appointment and requested Council confirmation:

UTILITY ADVISORY COMMITTEE

***Katherine Dailey***, 20 West End Avenue, for an unexpired three year term through December 31, 2019.

Mr. Rowe moved confirmation of the foregoing appointment. Ms. Baillie seconded the motion, which passed with the following roll call vote recorded:

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

**ADJOURN**

There being no further business to come before the Council, the meeting was adjourned at 9:50 p.m.

Respectfully submitted,

Elizabeth Osborne  
Borough Clerk  
Approved March 12, 2018 (EO)