

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

**February 27, 2017 - 7 p.m.**

**CALL TO ORDER**

The Regular Meeting of the Mayor and Council of the Borough of Madison was held on the 27th day of March, 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:

Carmela Vitale

Astri J. Baillie

Benjamin Wolkowitz

Patrick W. Rowe

Maureen Byrne

Absent: Robert Landrigan, excused

Also Present:

Raymond M. Codey, Borough Administrator

James E. Burnet, Assistant Borough Administrator

Elizabeth Osborne, Borough Clerk

Matthew J. Giacobbe, Esq. Borough Attorney

**AGENDA REVIEW**

There was approval of the Regular and Executive Agenda.

**READING OF CLOSED SESSION RESOLUTION**

Mrs. Vitale moved:

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

MINUTES FOR APPROVAL (1)

January 27, 2017

February 13, 2017

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

CONTRACT MATTERS (1)

BLEACHER PROJECT – MRC

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

LITIGATION MATTERS (2)

AFFORDABLE HOUSING

MADISON CHATHAM JOINT MEETING – True Up Discussion

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**

Mrs. Vitale moved approval of the **Executive Minutes of January 23 and February 13, 2017**. Ms. Baillie seconded the motion, which passed with the following roll call vote recorded:

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

Nays: None

Absent: Mr. Landrigan

Mr. Wolkowitz moved approval of the **Special Meeting February 6, 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

Nays: None

Absent: Mr. Landrigan

Mrs. Vitale moved approval of the **Regular Meeting Minutes of January 23 and February 13, 2017**. Ms. Baillie seconded the motion, which passed with the following roll call vote recorded:

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

Nays: None

Absent: Mr. Landrigan

**GREETINGS TO PUBLIC**

PROCLAMATIONS:

Mayor Conley presented a proclamation proclaiming End Hunger 3.6 Day on March 25, 2017 to Ellsworth Havens.

*Proclamation  
of the  
Borough of Madison  
Proclaiming  
END HUNGER 3.6 DAY  
March 25, 2017*

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**WHEREAS**, every 3.6 seconds, someone in the world dies of malnutrition or starvation and one in five children is hungry and relies on food stamps for their meals, with the number of people who go hungry growing daily; and

**WHEREAS**, there are more than one million people living below the poverty line in New Jersey alone; and

**WHEREAS**, the Madison Rotary End Hunger 3.6 Project is a community event where volunteers package vitamin enriched, GMO free, nutritious, non-perishable, ready-to-cook meals and distribute them to local hunger-based charities such as soup kitchens; and

**WHEREAS**, this year's event will be held on Saturday, March 25<sup>th</sup> at the Simon Forum at Drew University from 9:00 a.m. to 3:00 p.m. under the direction of the Madison Rotary Club Foundation and Rotary Club of Madison; and

**WHEREAS**, the goal this year is to package 150,000 meals requiring an estimated 600 community volunteers with 250 volunteers working each two hour shift; and

**WHEREAS**, with each meal costing about 30 cents, \$110.00 provides someone in need a daily nutritious meal for an entire year;

**NOW, THEREFORE**, I, Robert H. Conley, Mayor of the Borough of Madison, on behalf of the governing body, call upon the citizens of Madison to support the End Hunger 3.6 Project on March 25<sup>th</sup>.

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**Robert H. Conley, Mayor**

February 27, 2017

Mayor Conley presented a proclamation proclaiming the International Day of Happiness – Paint the Town Yellow Proclamation to Whitney Sobala of UMEWE, and Gwen Riddick of the Madison YMCA.

*Proclamation  
of the  
Borough of Madison  
Proclaiming  
International Day of Happiness  
Paint the Town Yellow*

**WHEREAS**, first celebrated in 2012, the United Nations adopted a resolution to bring about awareness of the International Day of Happiness, which is observed on March 20th each year to raise awareness of the importance of the pursuit of happiness and well-being; and

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**WHEREAS**, Depression affects over 18 million adults in any given year, is the leading cause of disability for ages 15-44 and is the primary reason someone dies of suicide resulting in over 38,000 deaths per year making suicide the fourth-leading cause of death for adults between the ages of 18 and 65; and

**WHEREAS**, the Borough of Madison, Downtown Development Commission, Madison Arts and Culture Alliance, Madison Area YMCA, Short Stories Bookshop & Community Hub and Madison Chamber of Commerce, in collaboration with UMEWE, will hold a town-wide celebration March through May to brighten Madison and shine a light on Depression and Mental Health Awareness Month, which is observed in May, by *Painting the Town Yellow*; and

**WHEREAS**, the Borough will feature an exhibition of Optimism works by an array of artists featuring International Optimism Yellow with the opening reception scheduled for March 11<sup>th</sup> from 2:30 p.m. to 5:00 p.m. at the Peg Williams Gallery at Short Stories Bookshop & Community Hub; and

**WHEREAS**, citizens can make a difference by brightening lives and the community through civic engagement, activities and collaborations and by visiting participating shops and organizations in town throughout the months of March through May to view the Optimistic works of art;

**NOW, THEREFORE**, I, Robert H. Conley, Mayor of the Borough of Madison, on behalf of the governing body, do hereby proclaim March 20, 2017 as **International Day of Happiness** in the Borough of Madison to increase public understanding of the importance of the pursuit of happiness and well-being and ask residents to show their support by wearing yellow on March 20th.

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**Robert H. Conley, Mayor**

February 27, 2017

**REPORTS OF COMMITTEES**

**Public Works and Engineering**

Mrs. Vitale, Chair of the Committee, no report.

**Public Safety**

Mr. Landrigan, Chair of the Committee, absent.

**Finance and Borough Clerk**

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

Ms. Baillie thanked Mr. Burnet for his efforts preparing the proposed municipal budget, noting introduction at the March 13<sup>th</sup> Council meeting. Ms. Baillie announced that the Borough will switch payroll vendors and install time clocks at a savings of over \$15,000 annually.

**Utilities**

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

The Electric Utility Department has completed the cut-over from existing overhead primary voltage cables to new underground primary voltage cables which provide service to the adjacent properties of the KRE development and begun the removal

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of overhead cables and poles at the same location. They continued repairs to poles and overhead cables on Greenwood Avenue from storm damage. The Water Department continues Well D redevelopment.

### **Health**

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

The Health Department staff is working with the retail establishment damaged in Sunday's fire on Main Street and will begin annual School health audits.

### **Community Affairs**

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

Reporting for the Public Safety Chair, Ms. Byrne stated that on Sunday afternoon, the Madison Fire Department was dispatched to 49 Main Street in response to an active fire alarm. There was a structural fire in a 3<sup>rd</sup> floor apartment. In total, approximately 75 firefighters from 13 different fire departments responded to the scene. There were no injuries, no extension of fire to the adjoining buildings, and the structure is repairable. Thanks to the Florham Park, Chatham Borough, Morris Township, Cedar Knolls, Morristown, New Vernon, Green Village, Morris Plains, Chatham Township and Whippany Fire Departments for responded to the scene. Thanks to the Summit and East Hanover Fire Departments as well for standing by in case of another fire or emergency. Also responding to the scene was the Morris County Fire Coordinator, the Morris County Mobile Ambulance Bus, Madison Volunteer Ambulance Corp/, the Madison Police Department, and the Madison Electric, Water and Health Departments. The American Red Cross and PSE&G also responded to assist. This fire is still under investigation by the Madison Fire and Police Departments and the Morris County Prosecutors Office. On February 16, 2017 the Madison Police Department PBA and Mayor Conley brought the last toy drive donations to Overlook Hospital. To date the annual Toys for Tots toy drive has donated more than 17,300 toys to needy children. Madison PD would like to thank our generous residents for their donations. During the week of February 20<sup>th</sup> Corporal Glab was nominated by Chief Dachisen for the Mothers Against Drunk Driving award for the year 2016. Corporal Glab made the most DWI arrests for the police department keeping our roadways clear of impaired drivers. The Madison Police Department has applied for a distracted driving grant in the amount of \$5,500. If awarded, this grant will focus on enforcement for violations such as texting and driving and using a handheld device.

### **COMMUNICATIONS AND PETITIONS**

The Borough Clerk announced receipt of the following communications:

Letter received February 17, 2017 from Chris Schorr, Shadylawn Drive thanking the Mayor and Council for formally declaring Madison a welcoming community...

Letter received February 24, 2017 from Lois Vuono of Pine Tree Terrace regarding condition on Pine Tree Terrace.

### **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.**

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

**AGENDA DISCUSSIONS**

**02/27/2017-1** 2017 MUNICIPAL BUDGET DISCUSSION

Mr. Burnet presented the proposed 2017 municipal budget, noting the Borough will be able to maintain all Best Practices. Mr. Burnet explained capital expenditures and a proposed electric utility rate adjustment. There was consensus to fix the rate adjustment allocation at \$1.5 million. Following Council discussion, Ms. Baillie moved to accept the proposed budget as presented and instructed the CFO to prepare the budget for introduction on March 13th. Ms. Byrne seconded the motion. There was no further Council discussion, and the motion passed with the following roll call vote recorded:

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

Nays: None

Absent: Mr. Landrigan

**Tom Binting; Rolling Hill Court**, thanked the CFO, Administrator and Council for continuing to use the strategic planning guidelines regarding the municipal budget, noting they will need to be reexamined in the future. Mr. Binting thanked the Council for supporting the Madison Public Library.

**Missy Elias; Green Village Road**, asked that Council consider Capital expenses when looking at a electric utility rate adjustment.

**02/22/2016-2** APPROPRIATION OF \$440,000.00 FROM THE ELECTRIC CAPITAL IMPROVEMENT FUND FOR PURCHASE OF TWO (2) DOUBLE BUCKET TRUCKS

Mr. Codey noted that the trucks in service need to be replaced, and will take eight to ten months to be built and delivered. There was no objection to listing an ordinance for introduction.

Ordinance 9-2017 is listed for introduction.

**02/22/2016-3** APPROPRIATION OF \$200,000.00 FROM THE GENERAL CAPITAL IMPROVEMENT FUND FOR PURCHASE OF PORTABLE POLICE RADIOS

There was agreement to list an ordinance for introduction appropriating funds for the replacement of portable police radios, that will be compatible with Morris County Integrated Radio System and the New Jersey Interoperability Communications System.

Ordinance 10-2017 is listed for introduction.

**02/27/2017-4** 2017 ELECTRIC UTILITY REBATE PROGRAM

Mr. Wolkowitz provided information regarding the past Utility rebate program including the number of participants and cost to the Borough. Following discussion there was agreement to authorize continuation of the program in 2017.

Resolution 90-2017 is listed on the Consent Agenda.

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**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 13, 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 Ordinance 8-2017 for second 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.

**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.

Mayor Conley opened up the public hearing on Ordinance 8-2017. Since no member of the public wished to be heard, the public hearing was closed.

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

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

Nays: None

Absent: Landrigan

Mayor Conley declared Ordinance 8-2017 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.**

***John Hoover; Overhill Drive***, encouraged residents to attend Council meetings and asked that an electric utility rate reduction be considered in the future.

***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 13, 2017 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.

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

ORDINANCE 9-2017    ORDINANCE OF THE BOROUGH OF MADISON  
APPROPRIATING \$440,000.00 FROM THE ELECTRIC CAPITAL IMPROVEMENT  
FUND FOR PURCHASE OF TWO (2) DOUBLE BUCKET TRUCKS

**WHEREAS**, the Electric Utility Superintendent has recommended that the Borough appropriate \$440,000.00 from the Electric Capital Improvement Fund for the purchase of two (2) double bucket trucks and related equipment; 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 \$440,000.00 for this purpose; and

**WHEREAS**, the Borough Council has determined that the Borough should appropriate \$440,000.00 from the Electric Capital Improvement Fund for the purchase of two (2) double bucket trucks and related equipment.

**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 \$440,000.00 is hereby appropriated from the Electric Capital Improvement Fund for the purchase of two (2) double bucket trucks and related equipment.

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. Wolkowitz moved that Ordinance 9-2017, 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

Nays: None

Absent: Mr. Landrigan

**ORDINANCE 10-2017    ORDINANCE OF THE BOROUGH OF MADISON  
APPROPRIATING \$200,000.00 FROM THE ELECTRIC CAPITAL IMPROVEMENT  
FUND FOR PURCHASE OF PORTABLE POLICE RADIOS**

**WHEREAS**, the Police Chief has recommended that the Borough appropriate \$200,000.00 from the General Capital Improvement Fund for the purchase of portable police radios and related equipment; 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 \$200,000.00 for this purpose; and

**WHEREAS**, the Borough Council has determined that the Borough should appropriate \$200,000.00 from the General Capital Improvement Fund for the purchase of portable police radios and related equipment.

**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 General Capital Improvement Fund for the purchase of portable police radios and related equipment.

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 10-2017, 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:

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

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

Nays: None

Absent: Mr. Landrigan

R 77-2017 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING CONTRACT FOR TREE REMOVAL THROUGH THE MORRIS COUNTY CO-OPERATIVE PRICING COUNCIL

**WHEREAS**, the Borough of Madison desires to enter into a contract for tree removal from an authorized vendor under the Morris County Co-Operative Pricing Council program; and

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

**WHEREAS**, Tree King Inc., of Landing, New Jersey has been awarded Morris County Co-Operative Pricing Council contract #18 Tree Removal, Trimming & Stump Grinding Services, Category A: Tree Removal; and

**WHEREAS**, the Superintendent of Public Works has recommended that the Borough Council utilize this contract for tree removal in an amount up to \$42,000.00; and

**WHEREAS**, the Chief Financial Officer has attested that funds will be available in an amount not to exceed \$42,000.00 for this purpose, which funds are available in the Operating Budget.

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

1. A contract for tree removal from Tree King, Inc., of Landing, New Jersey, at a total price not to exceed \$42,000.00 is hereby approved under the Morris County Co-Operative Pricing Council contract #18.

2. The Mayor and Borough Clerk are hereby authorized and directed on behalf of the Borough to execute a purchase order and contract to Tree

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King Inc., of Landing, New Jersey, for tree removal at a total price not to exceed \$42,000.00, in a form acceptable to the Borough Attorney.

**R 78-2017 RESOLUTION OF THE BOROUGH OF MADISON APPROVING A POLLINATOR GARDEN AT THE MADISON COMMUNITY GARDEN MEMBERS**

**WHEREAS**, the members of the Madison Community Garden have requested approval to maintain a pollinator garden at the Community Garden located at the Madison Recreation Center; and

**WHEREAS**, the Borough Council agrees with this recommendation, as long as the maintenance of a pollinator garden is in compliance with any and all requests by the Joint Insurance Fund for the Borough and the Director of Public Works.

**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 by the Madison Community Garden members to install a new pollinator garden is hereby approved.

**R 79-2017 RESOLUTION OF THE BOROUGH OF MADISON AMENDING THE BOROUGH OF MADISON PERSONNEL POLICIES AND PROCEDURES MANUAL**

**WHEREAS**, the Personnel Director has recommended that the Borough amend the Personnel Policies and Procedures Manual due to an inadvertent omission of the policy regarding vacation carry over; and

**WHEREAS**, the Borough Council has determined that the Borough should amend the Personnel Policies and Procedures Manual to include the vacation policy.

**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 said Personnel Policies and Procedures Manual is hereby amended retroactively to include a statement that all vacation time be used during the year in which it is earned or the first three months of the next year.

**BE IT FURTHER RESOLVED** that a copy of this correction be distributed to all employees.

**R 80-2017 RESOLUTION OF THE BOROUGH OF MADISON APPROVING TEMPORARY SIGNS FOR MADISON EDUCATION FOUNDATION 14<sup>TH</sup> ANNUAL 5K RACE**

**WHEREAS**, the Madison Education Foundation has requested permission to put up temporary signs advertising the Annual 5k Race on May 7, 2017; and

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**WHEREAS**, the signs would be located throughout the Borough, commencing on April 17, 2017 and removed by May 8, 2017; and

**WHEREAS**, the Borough Administrator has recommended that sign regulations be waived to permit up to twenty five (25) signs be displayed.

**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 Madison Education Foundation to put up temporary signs for the Annual 5k Race as described herein from April 17, 2017 to May 8, 2017, is approved.

**R 81-2017 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING GRANT APPLICATION FOR 2017 GREEN COMMUNITIES GRANT PROGRAM**

**WHEREAS**, the Assistant Borough Administrator/CFO recommends that the Shade Tree Management Board apply to the 2017 Green Communities Grant program for matching funds to help develop a Community Forestry Management Plan through the New Jersey Department of Environmental Protection, and

**WHEREAS**, the Borough Council has determined it is appropriate to apply to the 2017 Green Communities Grant Program for said grant.

**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. The Shade Tree Management Board shall apply to the 2017 Green Communities Grant program for a matching grant in the amount of \$3,000.00.
2. The Mayor and Borough Clerk hereby authorize and direct the submission of an application to the 2017 Green Communities Grant Program on behalf of the Borough of Madison.

**R 82-2017 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING GRANT APPLICATION FOR 2017 DISTRACTED DRIVER CRACKDOWN, U DRIVE, U TEXT U PAY**

**WHEREAS**, the Police Chief recommends that the Borough apply to the 2017 Distracted Driving Crackdown Program to reduce the number of motor vehicle fatalities in the state through enforcement and education; and

**WHEREAS**, the Borough Council has determined it is appropriate to apply to the 2017 Distracted Driving Crackdown Program for said grant.

**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. The Madison Police Department shall apply to the 2017 Distracted Driving Crackdown, U Drive, U Text U Pay Program for a grant in the amount of \$5,500.00.

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2. The Mayor and Borough Clerk hereby authorize and direct submission of an application to the 2017 Distracted Driving Crackdown, U Drive, U Text U Pay Program on behalf of the Borough of Madison.

R 83-2017 RESOLUTION OF THE BOROUGH OF MADISON GRANTING THE DOWNTOWN DEVELOPMENT COMMISSION PERMISSION TO TIE YELLOW RIBBONS AROUND TREES ON THE STREETS OF MADISON FROM MARCH 1, 2017 THROUGH MAY 31, 2017 IN SUPPORT OF MENTAL HEALTH MONTH

**WHEREAS**, the Downtown Development Commission has requested permission for yellow ribbons to be tied on Borough street trees on the main streets of the Borough from March 1, 2017 to May 31, 2017 in support of Mental Health Month; and

**WHEREAS**, the Borough Council has determined to grant this request with the understanding that the ribbons be removed after May 31, 2017.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Madison, County of Morris, State of New Jersey, that the request for yellow ribbons to be tied on Borough street trees from March 1, 2017 to May 31, 2017 in support of the Mental Health Month is hereby approved.

**BE IT FURTHER RESOLVED** that the Downtown Development Commission will arrange for removal of the ribbons no later than June 5, 2017.

R 84-2017 RESOLUTION OF THE BOROUGH OF MADISON APPROVING TEMPORARY SIGNS FOR CHAMBER OF COMMERCE HOME EXPO EVENT

**WHEREAS**, the Madison Chamber of Commerce and the Downtown Development Commission have requested permission to put up temporary signs advertising a Home Expo on Saturday, April 22, 2017; and

**WHEREAS**, the signs would be located on public property to promote the event, commencing on April 7, 2017 and removed by April 23, 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 Madison Chamber of Commerce and the Downtown Development Commission to put up temporary signs as described herein from April 7, 2017 to April 23, 2017, is approved.

R 85-2017 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING PURCHASE OF A 250 SEAT BLEACHER FOR THE MADISON RECREATION

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CENTER THROUGH THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY COOPERATIVE PRICING SYSTEM

**WHEREAS**, the Borough of Madison desires to award a contract for the purchase of a 250 seat bleacher under the Educational Services Commission of New Jersey Cooperative Pricing System program; and

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

**WHEREAS**, Nickerson Corp. of Union Beach, New Jersey, has been awarded the Educational Services Commission of New Jersey Cooperative Pricing System contract number MRESC 15/16-60, Outdoor Grandstand; and

**WHEREAS**, the Borough Engineer has recommended that the Borough Council utilize this contract for the purchase of a 250 seat bleacher; and

**WHEREAS**, the Chief Financial Officer has attested that funds are available in an amount not to exceed \$249,581.73 for this purpose in Ordinance 6-2017.

**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 with Nickerson, Corp. for the purchase of a 250 seat bleacher, in an amount not to exceed \$249,581.73 is hereby approved.
2. The Borough Administrator is hereby authorized and directed on behalf of the Borough to execute a purchase order and contract to Nickerson Corp., of Union Beach, New Jersey, for the purchase of a 250 seat bleacher at a total price not to exceed \$249,581.73, in a form acceptable to the Borough Attorney.

R 86-2017 RESOLUTION OF THE BOROUGH OF MADISON AWARDING CONTRACT FOR STRIPING WORK UNDER MORRIS COUNTY COOPERATIVE BID IN AN AMOUNT NOT TO EXCEED \$31,800.00

**WHEREAS**, the Borough of Madison desires to award a contract for striping work for various roadways to an authorized vendor under the Morris County Co-Operative Pricing Council program; and

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

**WHEREAS**, Denville Line Striping, Inc., of Rockaway, New Jersey has been awarded Morris County Co-Operative Pricing Council Contract #36 'Traffic Striping on Roadways'; and

**WHEREAS**, the Borough Engineer has recommended that the Borough Council utilize this contract for striping of various roadways in an amount not to exceed \$31,800.00; and

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**WHEREAS**, the Chief Financial Officer has attested that funds are available in an amount not to exceed \$31,800.00 for this purpose in Ordinance 2-2017.

**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 for the striping of various roadways by Denville Line Striping, Inc. of Rockaway, New Jersey, at a total price not to exceed \$31,800.00 is hereby approved under the Morris County Co-Operative Pricing Council Contract #36.

2. The Borough Administrator is hereby authorized and directed on behalf of the Borough to execute a purchase order and contract to Denville Line Striping, Inc., for striping of various roadways at a total price not to exceed \$31,800.00, in a form acceptable to the Borough Attorney.

R 87-2017 RESOLUTION OF THE BOROUGH OF MADISON AWARDING CONTRACT FOR CRACK SEALING IMPROVEMENTS ON VARIOUS ROADS UNDER MORRIS COUNTY COOPERATIVE BID IN AN AMOUNT NOT TO EXCEED \$50,000.00

**WHEREAS**, the Borough of Madison desires to award a contract for crack sealing improvements on various roads to an authorized vendor under the Morris County Co-Operative Pricing Council program; and

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

**WHEREAS**, Micro Pave, Inc. of Roseland, New Jersey has been awarded Morris County Co-Operative Pricing Council Contract #6; and

**WHEREAS**, the Borough Engineer has recommended that the Borough Council utilize this contract for crack sealing improvements on various roads in an amount not to exceed \$50,000.00; and

**WHEREAS**, the Chief Financial Officer has attested that funds are available in an amount not to exceed \$50,000.00 for this purpose in Ordinance 2-2017.

**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 for crack sealing improvements on various roads by Micro Pave, Inc. of Roseland, New Jersey, at a total price not to exceed \$50,000.00 is hereby approved under the Morris County Co-Operative Pricing Council Contract #6.

2. The Borough Administrator is hereby authorized and directed on behalf of the Borough to execute a purchase order and contract to Micro Pave, Inc.

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of Roseland, New Jersey, for crack sealing improvements on various roads at a total price not to exceed \$50,000.00, in a form acceptable to the Borough Attorney.

R 88-2017 RESOLUTION OF THE BOROUGH OF MADISON AWARDING CONTRACT TO CIFELLI GENERAL CONTRACTING, INC. FOR CURB REPLACEMENT IMPROVEMENTS UNDER MORRIS COUNTY COOPERATIVE BID IN AN AMOUNT NOT TO EXCEED \$30,000.00

**WHEREAS**, the Borough of Madison desires to award a contract for the curb replacement improvements to an authorized vendor under the Morris County Co-Operative Pricing Council program; and

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

**WHEREAS**, Cifelli General Contracting, Inc., of Nutley, New Jersey has been awarded the Morris County Co-Operative Pricing Council Contract # 6, Category F, Curbing; and

**WHEREAS**, the Borough Engineer has recommended that the Borough Council utilize this contract for curb replacement improvements in an amount not to exceed \$30,000.00; and

**WHEREAS**, the Chief Financial Officer has attested that funds are available in an amount not to exceed \$30,000.00 for this purpose in Ordinance 2-2017.

**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 for curb replacement improvements by Cifelli General Contracting, Inc. of Nutley, New Jersey, at a total price not to exceed \$30,000.00 is hereby approved under the Morris County Co-Operative Pricing Council Contract #6, Category F, Curbing.

2. The Borough Administrator is hereby authorized and directed on behalf of the Borough to execute a purchase order and contract to Cifelli General Contracting, Inc. of Nutley, New Jersey, for curb replacement improvements at a total price not to exceed \$30,000.00, in a form acceptable to the Borough Attorney.

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

R 89-2017 RESOLUTION OF THE BOROUGH OF MADISON APPROVING AN INCREASE IN THE NUMBER OF HOURS FOR SPECIAL POLICE OFFICER VINCENT GALGANO IN THE MADISON POLICE DEPARTMENT



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**WHEREAS**, the Police Chief has recommended that the number of hours Special Police Officer Vincent Galgano is on duty be increased to forty (40) hours per week as School Resource Officer for the Madison Public Schools; and

**WHEREAS**, the Borough Council, after due consideration, has determined to approve the increase in hours for Vincent Galgano as Class II Special Police Officer in the Madison Police Department effective February 22, 2017.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that Vincent Galgano, Class II Special Police Officer in the Madison Police Department, to be compensated at the rate of \$30.00 per hour, for up to forty (40) hours per week, with no health benefits provided by the Borough.

**R 90-2017 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING CONTINUATION OF THE ELECTRIC UTILITY REBATE PROGRAM FOR 2017**

**WHEREAS**, the Borough Council recognizes a need for an Electric Rebate Utility Rebate Program and has allocated funds in the 2017 Municipal Budget for this purpose; and

**WHEREAS**, the Borough Council finds that it is a benefit to continue the Borough of Madison Electric Utility Rebate Program and guidelines for the calendar year 2017.

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

1. An Electric Utility Rebate Program is authorized for assistance to eligible residents for the calendar year 2017.
2. The Program will be conducted in accordance with the attached 'Announcement of the Madison Electric Utility Rebate Program for 2017' guidelines.

**R 91-2017 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING A SPECIAL EVENT PERMIT TO ALLOW THE USE OF PUBLIC PARKING LOT NUMBER ONE BY THE ROTARY CLUB OF MADISON FOR A PUBLIC SHREDDING EVENT ON APRIL1, 2017**

**WHEREAS**, the Rotary Club of Madison has requested permission to use public parking lot number one on Saturday, April 1, 2017, between the hours of 9:00 a.m. and 12:00 p.m. for a public shredding event; and

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

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**WHEREAS**, the Rotary Club has submitted a Special Event Permit Application to the Borough as well as a Certificate of Liability Insurance naming the Borough of Madison as an additional insured; and

**WHEREAS**, the Borough Council agrees with this recommendation.

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that the Rotary Club of Madison is hereby given permission to hold a public shredding event at Madison public parking lot number one, on April 1, 2017, between the hours of 9:00 a.m. and 12:00 p.m. and subject to such safety requirements as may be directed by the Madison Police Department and/or Fire Department.

R 92-2017 RESOLUTION OF THE BOROUGH OF MADISON AWARDING CONTRACT FOR MILLING AND REPAVING ON VARIOUS ROADS UNDER MORRIS COUNTY COOPERATIVE BID IN AN AMOUNT NOT TO EXCEED \$550,000.00

**WHEREAS**, the Borough of Madison desires to award a contract for milling and repaving improvements on various roads identified in the 2017-2018 Capital Budget to an authorized vendor under the Morris County Co-Operative Pricing Council program; and

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

**WHEREAS**, Stavola Construction Materials, Inc., of Tinton Falls, New Jersey has been awarded Morris County Co-Operative Pricing Council Contract #6: Road Repaving improvements ; and

**WHEREAS**, the Borough Engineer has recommended that the Borough Council utilize this contract for milling and repaving improvements on various roads in an amount not to exceed \$550,000.00; and

**WHEREAS**, the Chief Financial Officer has attested that funds are available in an amount not to exceed \$550,000.00 for this purpose in Ordinance 2-2017.

**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 for milling and repaving improvements on various roads by Stavola Construction Materials, Inc. of Tinton Falls, New Jersey, at a total price not to exceed \$550,000.00 is hereby approved under the Morris County Co-Operative Pricing Council Contract #6.

2. The Borough Administrator is hereby authorized and directed on behalf of the Borough to execute a purchase order and contract to Stavola

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Construction Materials, Inc. of Tinton Falls, New Jersey, for milling and repaving improvements on various roads at a total price not to exceed \$550,000.00, in a form acceptable to the Borough Attorney.

R 93-2017 RESOLUTION OF THE BOROUGH OF MADISON AWARDING CONTRACT TO BORBAS SURVEYING & MAPPING, LLC TO PREPARE A SITE SURVEY AT CENTRAL AVENUE (MAIN STREET TO FAIRVIEW AVENUE) IN THE AMOUNT OF \$19,950.00

**WHEREAS**, the Borough Engineer has recommended that a site survey along Central Avenue (Main Street to Fairview Avenue) be conducted (hereinafter the “Contract”); and

**WHEREAS**, said services would constitute professional services for which a contract may be awarded without the need of competitive bidding pursuant to N.J.S.A. 40A:11-5; and

**WHEREAS**, the Borough Engineer has determined and certified in writing that the cost of these services will exceed \$17,500.00; and

**WHEREAS**, the Borough Engineer has recommended that the Borough Council award the Contract to Borbas Surveying & Mapping, LLC in an amount not to exceed \$19,950.00, for preparing a site survey at Central Avenue (Main Street to Fairview Avenue); and

**WHEREAS**, Borbas Surveying & Mapping, LLC, has submitted to the Borough Purchasing Agent the required documents to satisfy the requirements of N.J.S.A. 19:44A-20.5, since this matter may be awarded without competitive bidding; and

**WHEREAS**, Borbas Surveying & Mapping, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that Borbas Surveying & Mapping, LLC has not made any reportable contributions to a political or candidate committee in the Borough of Madison in the previous one year, and that the contract will prohibit Borbas Surveying & Mapping, LLC from making any reportable contributions through the term of the contract; and

**WHEREAS**, the Chief Financial Officer has attested that funds will be available in an amount not to exceed \$19,950.00 for this purpose, which funds are available in Ordinance 1-2017.

**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. The Mayor and Borough Clerk are hereby authorized to execute, on behalf of the Borough, a contract for professional services with Borbas Surveying &

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Mapping, LLC for preparing a site survey along Central Avenue (Main Street to Fairview Avenue) in an amount not to exceed \$19,950.00, such contract to be in a form approved by the Borough Attorney.

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

**UNFINISHED BUSINESS** - None

**APPROVAL OF VOUCHERS**

On motion by Mrs. Vitale, seconded by Ms. Baillie 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	\$6,193,205.81
General Capital Fund	20,243.61
Electric Operating Fund	1,288,651.00
Electric Capital Fund	0.00
Water Operating Fund	3287.40
Water Capital Fund	0.00
Trusts	<u>85,571.85</u>
Total	<u>\$7,590,959.67</u>

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

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

Nays: None

Absent: Mr. Landrigan

**NEW BUSINESS** - None

**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 13, 2017 (EO)