

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

**March 14, 2016 - 7 p.m.**

**CALL TO ORDER**

The Regular Meeting of the Mayor and Council of the Borough of Madison was held on the 14th day of March, 2016. 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 Deputy 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 8, 2016. This Notice was made available to members of the general public.”

**ROLL CALL**

The Deputy 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

Absent: Robert G. Catalanello, excused

Also Present:

Raymond M. Codey, Borough Administrator

James E. Burnet, Assistant Borough Administrator

John Napolitano, Esq. for Matthew J. Giacobbe, Esq., Borough Attorney

Patricia Macaluso for Elizabeth Osborne, Borough Clerk, excused

**AGENDA REVIEW**

There was approval of the Regular and Executive Agenda.

**READING OF CLOSED SESSION RESOLUTION**

Mr. Wolkowitz moved:

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

MINUTES FOR APPROVAL (1)

February 22, 2016

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

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CONTRACT MATTERS (4)  
ELECTRIC LINE CLEARANCE SERVICES  
JOINT MEETING UPDATE  
METC UPDATE  
MADISON AREA YMCA – LEASE EXTENSION

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

PERSONNEL MATTERS (3)  
ASSISTANT ENGINEER/ZONING OFFICER  
DEPARTMENT OF PUBLIC WORKS – LABORER POSITION  
ELECTRIC UTILITY - TITLE CHANGE

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

Seconded: Mr. Rowe  
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, except for Mr. Catalanello, who was absent and excused. The Pledge of Allegiance was recited by all.

Mayor Conley asked for a moment of silence for Michael Chipoletti, Sr. who passed away over the weekend. Mr. Chipoletti was a life-long Madison resident. He was the second generation owner of Chippy's Deli, noting his parents initially opened the deli in 1942. Mr. Chipoletti also owned the Last Stop Tavern in Madison and was a member of the North Star Athletic Club.

**APPROVAL OF MINUTES**

Ms. Baillie moved approval of the **Executive Minutes of February 22, 2016**. Mr. Rowe seconded the motion, which passed with the following roll call vote recorded:

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

Mr. Wolkowitz moved approval of the **Regular Meeting Minutes of February 22, 2016**. Ms. Baillie seconded the motion, which passed with the following roll call vote recorded:

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

**GREETINGS TO PUBLIC**

Mayor Conley made the following comments:

Mayor Conley announced that the New Jersey Transit strike was averted on Saturday evening noting that Madison was prepared to take action, if necessary, by arranging for buses at the train station. Mayor Conley thanked Madison's dedicated employees, Jim Sanderson, Erica Cruz, Frances Boardman and Police Chief Dachisen, as well as Councilman Robert Landrigan, who worked on the back-up plan. Mayor Conley

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emphasized the need for a permanent funding source for the New Jersey Transportation Fund to support our mass transit system.

### **EMPLOYEE OF THE MONTH FOR MARCH:**

The Employee of the Month for March is Patricia Gallagher of the Electric Utility Department for her steady, reliable and consistent service, as well as her efficiency when working with other departments, especially the Purchasing and Human Resource Departments.

### **PROCLAMATIONS:**

Mayor Conley read the proclamation proclaiming March 2016 as Colorectal Cancer Awareness month.

Mayor Conley presented the American Red Cross Month proclamation to Christy Hodde of the New Jersey Crossroads Chapter of the American Red Cross.

Christy Hodde thanked Mayor Conley and the Council Members for acknowledging the American Red Cross and encouraged residents to keep giving blood as it is desperately needed in New Jersey.

## ***REPORTS OF COMMITTEES***

### **Utilities**

Mr. Wolkowitz of the Committee made the following comments:

The water utility has completed sample testing as mandated by the State for E. coli, total coliform and volatile organic compounds. They also tested for lead and copper, noting that the test for lead came back negative. The Water Department received 36 requests for locating and marking underground utilities. Several water shut-offs were requested due to construction work. The Water Department replaced piping to the Tillman House at Drew University. The Water Department also did chlorinated treatments for wells E, C and D. The new generator for well E was delivered and is being set up. The Electric Department began pole transfers on Madison Avenue. Representatives from Jersey Central Power and Light Company met with Michael Piano, Jim Mattina, Raymond Codey and Mayor Conley to discuss the reliability of 34 kilovolt fuel lines in Madison. The meeting was both productive and informative.

### **Health**

Mr. Catalanello, Chair of the Committee, absent, no report.

### **Finance and Borough Clerk**

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

Mr. Landrigan will report during the budget introduction scheduled later in the meeting.

### **Public Safety**

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

During the month of February, the Fire Department responded to 110 calls for assistance. There were 33 fire/EMS calls, 29 general alarms, 15 still alarms and 33 investigations. The Fire Department also conducted two in-house training drills. Five volunteer firefighters attended and completed a twenty-four hour hands-on vehicle extrication course at the Morris County Fire Academy. Two career firefighters completed required courses and passed the state exam and are now certified as Level 1 fire instructors. Mrs. Vitale reported Police Chief, Darren

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Dachisen, announced Patrolman Bart Glab was nominated for the 2015 Mothers Against Drunk Driving Award for the second year in a row. The awards ceremony will take place on June 16, 2016, at Rutgers University. Mrs. Vitale noted that in 2015, Patrolman Glab was responsible for removing 13 impaired drivers from our streets making the community safer. The Madison Police Department took possession of a new digital fingerprint system required by the new bail reform law. The old equipment was donated to the Pemberton Police Department. In addition, Chief Dachisen would like to make a plea to all drivers to pay more attention while driving, noting another New Jersey State Trooper has been killed in a crash.

### **Community Affairs**

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

Ms. Baillie reported that the Downtown Development Commission would like to thank the Chamber of Commerce, Madison Rotary Club, participating local restaurants, event sponsors, dedicated volunteers and all those who attended the "Taste of Madison" on March 7<sup>th</sup>. May Day is scheduled for Saturday, May 7<sup>th</sup>. The May Day tee-shirt art contest has concluded and a winner will be announced shortly. There were over 130 young artists who participated. To make a donation or to volunteer for May Day, visit the Downtown Development Commission's page on Rosenet. The banners for the Sidewalk Gallery are in the process of being distributed to the artists and will be displayed in the late spring. The Recreation Department announced the Little League parade is scheduled for April 16<sup>th</sup> at noon. The Madison Senior Center reported that the final version of the Grotta Survey is ready. This survey is for residents 55 and older from Madison, Chatham Borough and Chatham Township to address the needs of older residents. The survey is available both on the computer and in paper form. The results will be discussed by a group known as "The Tri-town 55 Plus." RSVP has reinstated their Volunteer Recognition Event. This program provides telephone reassurance to those who are living alone. There will be an event on March 31<sup>st</sup> at the Zeris Inn to recognize the volunteers. The Tax Assistance Program that the Senior Citizens sponsor has helped 93 residents with their taxes to date.

### **Public Works and Engineering**

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

The Road Department continues to work on pot hole repairs. The fields are being prepared for spring sports, and collection of yard waste will begin this week. The public bid opening for the 2016 Road Reconstruction Program is on March 31<sup>st</sup>. Separate plans and specifications are being prepared for the Prospect Street reconstruction work. The plans will be submitted to the New Jersey Department of Transportation and will be advertised in April. Tilcon is preparing quotes for milling and overlay work for a variety of streets. The work should begin during late April or early May. Quotes for the surveys of road work scheduled for next year were received from three vendors and contracts should be awarded this month. In addition, quotes for downtown paver blocks and preventative maintenance on traffic signals were also received and contracts for these materials should be awarded by the end of this month.

A proposal has been received from Kleinfelder to prepare specifications for inspection and pressure grounding process, noting that this process has the ability to survey and repair the majority of municipal sanitary sewers within the next five years. Once the specs are received, the phase of the project can be bid, awarded and commence later this summer. The staff is also working on plans and specifications for relief storm sewer in Elmer Street while obtaining soil borings over the next month. This project will be placed on a bid schedule in advance of Morris County's paving work which is scheduled for Central Avenue next year.

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The final report of the Madison water system will be completed by the end of this month. It will include an updated water model showing calculated impacts of extended period pumping on the system. Currently, the report indicates the system is in good condition and supports continued capital investments over time to make sure the system is maintained and functional for current and future use. The report will be distributed to the Utility Committee at its next month and then it will be made public. Bids for the water main replacement work associated with the local reconstruction work will be received at the end of March. Additional work for the Central Avenue project will be completed this spring, and the project will be ready to bid this summer.

Vendor, A. C. Schultes, performed repetitive pumping at Well E this month to remove any remaining turbidity in the ground water from the redevelopment work that was done last year, noting that the redevelopment work appears to have improved the well capacity significantly.

The Bayley Ellard Site Remediation Phase 2 project has a public bid opening date of April 14<sup>th</sup> in anticipation of construction work beginning in late September.

Quotes for installation work on the softball scoreboard were received and contracts awarded to a variety of vendors, noting the work should be completed in April.

Quotes to pave the access road to the Madison Recreation Complex will be completed as part of the 2016 milling and overlay work.

The Building Department experienced more than a 10 percent increase in building permits issued from 2014 to 2015 and an increase in revenue over \$50,000. This year they are running ahead of last year, noting that the Green Village Road project demolition began today.

**INTRODUCTION OF THE 2016 BUDGET AND TAX RESOLUTION R 94-2016**

CAP BANK ORDINANCE

Mayor Conley calls up Ordinance 10-2016 for first reading and asked the Deputy Borough Clerk to read said ordinance by title:

ORDINANCE 10-2016

CALENDAR YEAR 2016 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

**WHEREAS**, the Local Government Cap Law, N.J.S.A. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

**WHEREAS**, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

**WHEREAS**, the Borough Council of the Borough of Madison in the County of Morris finds it advisable and necessary to increase its CY 2016 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Borough Council hereby determines that a 3.5 % increase in the budget for said year, amounting to \$646,273.50 in excess of the increase in

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final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS** the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW THEREFORE BE IT ORDAINED**, by the Borough Council of the Borough of Madison, in the County of Morris, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2016 budget year, the final appropriations of the Borough of Madison shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$646,273.50 and that the CY 2016 municipal budget for the Borough of Madison be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Mr. Landrigan moved that Ordinance 10-2016, which the Deputy Borough Clerk read by title, be adopted. Mr. Wolkowitz seconded the motion.

Council Member, Patrick Rowe, asked for an explanation of Ordinance 10-2016. Mr. Burnet explained that N.J.S.A. 40A: 4-45.14 permits the Borough Council to bank excess appropriations that are not spent in one calendar year. Mr. Burnet further explained the bank is good for a two-year period which would allow the Borough to bank \$646,273.50 for use in the next two years should an unforeseen expense arise.

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

Nays: None

Absent: Mr. Catalanello

### **BUDGET INTRODUCTION**

#### **Statement by Deputy Borough Clerk:**

Upon introduction and adoption, the 2016 Budget and Tax Resolution will be published by summary in the Madison Eagle on March 24, 2016 with a public hearing date set for April 11, 2016 at 8 p.m. in the Council Chamber, Hartley Dodge Memorial, 50 Kings Road, at which time and place all interested individuals will have an opportunity to be heard, and there will be consideration for final adoption. A copy

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of the budget as introduced will be filed with the Madison Public Library and the County Library for public review.

**R 94-2016 RESOLUTION OF THE BOROUGH OF MADISON ADOPTING THE 2016 BUDGET AND TAX RESOLUTION**

Mr. Landrigan moved that Resolution R 94-2016, which was read by title, be finally adopted. Mr. Wolkowitz seconded the motion.

Mr. Landrigan thanked the Borough's Chief Financial Officer, James Burnet, Borough Administration, Department Heads and the Strategic Planning Committee for all the hard work on the municipal budget. Some highlights of the budget include a 1 ½ percent increase in municipal property tax. All services will remain the same and are fully funded. Capital funding was increased to repair roads and infrastructure. All cost increases have been absorbed including sewerage, pension costs and debt service. The Madison Recreation Center debt has been paid down. Mr. Wolkowitz noted that all this was accomplished while maintaining a AAA Rating.

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,  
Nays: Mr. Rowe  
Absent: Mr. Catalanello

**COMMUNICATIONS AND PETITIONS**

The Deputy Borough Clerk announced receipt of the following communications:  
None

**INVITATION FOR DISCUSSION (1 of 2)**

Mayor Conley opened the meeting to the public for their opportunity to ask questions and make comments on those items listed on the Agenda only. Mayor asked that, upon recognition by the Chair, the person shall proceed to the lectern and give his/her name and address in an audible tone of voice, and print the same on the sheet provided for the record. **He/she shall limit his/her statement to three (3) minutes or less.**

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

**AGENDA DISCUSSIONS**

**03/014/2016-1 MUSEUM OF TRADES & CRAFTS PROJECT PRESENTATION**  
Trustee, Tom Judd, and Director, Deborah Starker, provided a PowerPoint presentation on Phase 3 capital improvements for restoration and repair of the James Library Building, asking the Borough Council to approve \$125,000.00 from the Open Space Trust Fund in order to match a grant from the Morris County Historical Preservation Trust Fund.

**03/014/2016-2 TIME LIMIT PARKING ON BELMONT AVENUE AND WASHINGTON DRIVE**

Mr. Codey explained the need for an ordinance to discourage parking by those utilizing the train and also to facilitate the flow of emergency vehicles responding to

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calls. Mr. Codey noted there will be a four-hour time limit Monday through Friday on Belmont Avenue and Washington Drive.

Ordinance 11-2016 is listed for introduction.

**ADVERTISED HEARINGS**

The Deputy 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 22, 2016, 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 Deputy Clerk to read said ordinances by title:

**ORDINANCE 8-2016**

**ORDINANCE OF THE BOROUGH OF MADISON APPROPRIATING \$125,000.00 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 \$125,000.00 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; and

**WHEREAS**, the Chief Financial Officer has attested to the availability of funds in an amount not to exceed \$125,000.00 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 \$125,000.00 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 8-2016. Since no member of the public wished to be heard, the public hearing was closed.

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Ms. Baillie moved that Ordinance 8-2016, which was read by title, be finally adopted. Mrs. Vitale seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

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

Nays: None

Absent: Mr. Catalanello

Mayor Conley declared Ordinance 8-2016 adopted and finally passed and asked the Deputy Clerk to publish notice thereof in the newspaper and file the ordinance in accordance with the law.

**ORDINANCE 9-2016  
ORDINANCE OF THE BOROUGH OF MADISON APPROPRIATING  
\$35,000.00 FROM THE GENERAL CAPITAL IMPROVEMENT FUND FOR  
REPLACEMENT OF THE AIR CONDITIONING SYSTEM IN THE PUBLIC  
SAFETY COMPLEX SERVER ROOM**

**WHEREAS**, the Fire Chief has recommended that the Borough appropriate \$35,000.00 from the General Capital Improvement Fund for the purchase and installation of an air conditioning system to replace the non-functioning system currently at the Public Safety Complex Server Room; and

**WHEREAS**, the Acting 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**, the Borough Council has determined that the Borough should appropriate \$35,000.00 from the General Capital Improvement Fund 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 \$35,000.00 is hereby appropriated from the General Capital Improvement Fund for the purchase and installation of an air conditioning system for the Public Safety Complex Server Room.

**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 9-2016. Since no member of the public wished to be heard, the public hearing was closed.

Mrs. Vitale moved that Ordinance 9-2016, which was read by title, be finally adopted. Ms. Baillie 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

Nays: None

Absent: Mr. Catalanello

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Mayor Conley declared Ordinance 9-2016 adopted and finally passed and asked the Deputy Clerk to publish notice thereof in the newspaper and file the ordinance in accordance with the law.

**INVITATION FOR DISCUSSION (2 of 2)**

Mayor opened the meeting to the public for their opportunity to ask questions and make comments on any subject. Mayor asked that, upon recognition by the Chair, the person shall proceed to the lectern and give his/her name and address in an audible tone of voice, and print the same on the sheet provided for the record.

**He/she shall limit his/her statement to three (3) minutes or less.**

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

**INTRODUCTION OF ORDINANCES**

The Deputy Clerk made the following statement:

Ordinances scheduled for introduction and first reading tonight will have a hearing during the meeting of March 28, 2016 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 Deputy Clerk to read said ordinance by title:

ORDINANCE 11-2016 ORDINANCE OF THE BOROUGH OF MADISON  
AMENDING CHAPTER 185-32 OF THE BOROUGH CODE TO INCLUDE TIME  
LIMIT RESTRICTIONS FOR PARKING ON BELMONT AVENUE AND  
WASHINGTON DRIVE

**WHEREAS**, the Madison Borough Police Department, due to public safety concerns, has recommended that Chapter 185-32 of the Borough Code be amended to limit parking time on the roads listed below on weekdays:

<u>Name of Street</u>	<u>Side</u>	<u>Time Limit</u>	<u>Location</u>
Belmont Avenue, Washington Drive	Both	4 hour/weekdays	Entire Length

**WHEREAS**, the Borough Council has determined that Chapter 185-32 of the Madison Borough Code entitled “Schedule IV: Time Limit Parking” should be amended in order implement these changes;

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

Section 1: Section 185-32 of the Code of the Borough of Madison entitled “Schedule IV: Time Limit Parking” shall be amended as follows:

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<u>Name of Street</u>	<u>Side</u>	<u>Time Limit</u>	<u>Location</u>
Belmont Avenue, Washington Drive	Both	4 hour/weekdays	Entire Length

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

Mrs. Vitale moved that Ordinance 11-2016, which the Deputy Borough Clerk read by title, be adopted. Ms. Baillie 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

Nays: None

Absent: Mr. Catalanello

ORDINANCE 12-2016 ORDINANCE OF THE BOROUGH OF MADISON  
APPROPRIATING \$30,000.00 FROM THE ELECTRIC CAPITAL IMPROVEMENT  
FUND TO PURCHASE A PAD MOUNT TRANSFORMER FOR E-WELL PUMP  
STATION

**WHEREAS**, the Electric Utility Superintendent has recommended that the Borough appropriate \$30,000.00 from the Electric Capital Improvement Fund for the purchase of a pad-mount transformer for E-Well water pumping station; and

**WHEREAS**, the Acting 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 a pad-mount transformer for E-Well water pumping station.

**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 a pad-mount transformer for E-Well water pumping station.

**SECTION 40:** The budget of the Borough is hereby amended to conform with the provisions of this Ordinance.

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

Mr. Wolkowitz moved that Ordinance 12-2016, which the Deputy 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: Mr. Landrigan, Mrs. Vitale, Ms. Baillie, Mr. Wolkowitz, Mr. Rowe

Nays: None

Absent: Mr. Catalanello

ORDINANCE 13-2016 ORDINANCE OF THE BOROUGH OF MADISON  
APPROPRIATING \$105,000.00 FROM THE GENERAL CAPITAL IMPROVEMENT  
FUND FOR THE PURCHASE OF A 16 FOOT LAWN MOWER

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**WHEREAS**, the Superintendent of Public Works has recommended that the Borough appropriate \$105,000.00 from the General Capital Improvement Fund for the purchase of a 16 foot lawn mower with accessories; and

**WHEREAS**, the Acting Chief Financial Officer has attested to the availability of the funds in the General Capital Improvement Fund in an amount not to exceed \$105,000.00 for this purpose; and

**WHEREAS**, the Borough Council has determined that the Borough should appropriate \$105,000.00 from the General Capital Improvement Fund for the purchase of a 16 foot lawn mower with 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 \$105,000.00 is hereby appropriated from the General Capital Improvement Fund for the purchase of a 16 foot lawn mower with accessories.

**SECTION 40:** The budget of the Borough is hereby amended to conform with the provisions of this Ordinance.

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

Mr. Rowe moved that Ordinance 13-2016, which the Deputy Borough Clerk read by title, be adopted. Ms. Baillie 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

Nays: None

Absent: Mr. Catalanello

**CONSENT AGENDA RESOLUTIONS**

The Deputy 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. Wolkowitz moved adoption of the Resolutions listed on the Consent Agenda. 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, Mr. Wolkowitz, Mr. Rowe

Abstain: Ms. Baillie R 106-2016

Nays: None

Absent: Mr. Catalanello

R 95-2016 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING MADISON PBA LOCAL #92 TO HOLD A FOOD TRUCK EVENT ON SUNDAY, JUNE 12, 2016 IN SUPPORT OF THE CIRELLA SCHOLARSHIP FUND

**WHEREAS**, Madison's Police Benevolent Association #92 (PBA) has asked for permission to hold a food truck fund raising event on Sunday, June 12, 2016, on Kings Road between Prospect Street and Green Avenue from 12:00 noon until 6:00 p.m., to benefit the Cirella Scholarship Fund; and

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**WHEREAS**, the Borough Council has determined that such permission should be granted subject to the following conditions:

1. All Madison area restaurants are invited to participate in this fund raising event;
2. All applicable Health Department and Fire Code requirements are met;

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the Borough of Madison, in the County of Morris, State of New Jersey that the request by Madison's Police Benevolent Association #92 (PBA) to hold a food truck fund raising event on Sunday, June 12, 2016, is hereby granted and approved subject to the above noted conditions.

R 96-2016 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING DONATION OF SURPLUS POLICE DEPARTMENT MORPHO TRAK DIGITAL FINGERPRINTING SYSTEM TO PEMBERTON BOROUGH POLICE DEPARTMENT

**WHEREAS**, the Police Chief has advised the Council that the Borough has a surplus Morpho Trak digital fingerprinting system, which is no longer in use by the Police Department; and

**WHEREAS**, the Borough Administrator has recommended that the surplus Morpho Trak digital fingerprinting system be donated to the Pemberton Borough Police Department, who's in need of a digital fingerprinting system; and

**WHEREAS**, the Borough Council has concluded that it would be appropriate to donate such surplus equipment as recommended.

**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 surplus Morpho Trak digital fingerprinting system be donated to the Pemberton Borough Police Department.

R 97-2016 RESOLUTION OF THE BOROUGH OF MADISON AWARDING CONTRACT TO ALL RELIABLE SERVICES, INC. OF ST. AUGUSTINE, FL FOR ELECTRIC LINE CLEARANCE SERVICES

**WHEREAS**, the Borough of Madison publicly advertised for bids for electric line clearance for 2016 and 2017 (the "Contract") in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq.; and

**WHEREAS**, All Reliable Services, Inc. submitted the lowest bid in the amount of \$129.92 per hour for approximately 12 weeks beginning June 2016 and June 2017; and

**WHEREAS**, the Electric Utility Superintendent has recommended that the Contract be awarded to All Reliable Services, Inc., in the amount of \$129.92 per hour, not to exceed a total cost of \$63,000.00 per year with the contract for 2017 contingent on funding availability; and

**WHEREAS**, the Chief Financial Officer has attested that funds will be available in an amount not to exceed \$129.92 per hour for 12 weeks, for a total cost not to exceed \$63,000.00 per year for this purpose from the Electric Department

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Operating Budget, subject to funding availability for the second year of the contract in 2017. The 2016 funding is available in Account 502/214.

**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 2016 and 2017 is hereby awarded to All Reliable Services, Inc., based upon its bid in the amount of \$129.92 per hour, not to exceed a total cost of \$63,000.00 per year, with the contract for 2017 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 All Reliable Services, Inc., in a form acceptable to the Borough Attorney.

R 98-2016 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING APPOINTMENT OF FRANK RUSSO, III TO THE POSITION OF ASSISTANT ENGINEER/ZONING OFFICER

**WHEREAS**, the Borough Administrator has recommended the appointment of Frank Russo, III, to the position of Assistant Engineer/Zoning Officer; and

**WHEREAS**, Frank Russo, III holds a valid Professional Engineering license and is a Certified Municipal Engineer.

**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 Frank Russo, III is hereby appointed to the position of Assistant Engineer/Zoning Officer, effective March 15, 2016.

**BE IT FURTHER RESOLVED**, that he be compensated at the annual salary of \$109,000.00 per year.

R 99-2016 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING APPOINTMENT OF DALLAS W. OVERKO TO THE POSITION OF LABORER IN THE PUBLIC WORKS DEPARTMENT

**WHEREAS**, the Superintendent of Public Works recommends that an offer of employment be made to Dallas W. Overko for the position of Laborer in the Public Works Department, subject to execution of an employment agreement approved by the Borough Attorney; 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, as follows:

1. The Purchasing/Personnel Officer shall make an offer of employment to Dallas W. Overko for the position of Laborer in the Public Works Department.
2. The Purchasing/Personnel Officer is authorized to hire Dallas W. Overko for the position of Laborer in the Public Works Department upon receipt of satisfactory results of physical and back assessment and drug/alcohol test, effective immediately, at an annual salary of \$33,959.00 in accordance with the appropriate collective bargaining unit contract.

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R 100-2016 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING MADISON CHAMBER OF COMMERCE SIDEWALK SALES AND MERCHANT OPEN HOUSE ON SATURDAY, APRIL 16, 2016

**WHEREAS**, the Madison Chamber of Commerce applied for permission to hold sidewalk sales on the North side and South side of Main Street from Green Village Road to Greenwood Avenue, and on the North side of Main Street and Park Avenue from Green Village Road to Ridgedale Avenue, and on the East and West sides of Waverly Place and on Central Avenue from Main Street to Elmer Street, and on Lincoln Place on Saturday April 16, 2016 from 9:00 a.m. to 6:00 p.m.; and

**WHEREAS**, the Council has determined that permission should be granted provided that the Chamber of Commerce agrees to keep a clearance of at least ten (10) feet from all fire hydrants and keep entrances and pathways to all stores/apartments clear.

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the Borough of Madison, in the County of Morris, State of New Jersey, that the request for the Madison Chamber of Commerce to hold sidewalk sales in locations described herein on April 16, 2016 from 9:00 a.m. to 6:00 p.m., is hereby granted and approved subject to the above noted conditions and subject to compliance with any safety requirements of the Madison Police Department and Fire Department.

R 101-2016 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING ST. BALDRICK'S CHILDREN'S CANCER EVENT AT WAVERLY PLACE ON SUNDAY MARCH 20, 2016

**WHEREAS**, Mr. Tom Selquist has applied for special permission to close Waverly Place on Sunday, March 20, 2016, from 2:00 p.m. to 5:00 p.m. for a charity event supporting children's cancer research; and

**WHEREAS**, the 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 20, 2016 from 2:00 p.m. to 5:00 p.m. subject to compliance with requests from Borough officials.

R 102-2016 RESOLUTION OF THE BOROUGH OF MADISON APPROVING THE ANNUAL LITTLE LEAGUE PARADE TO BE HELD ON SATURDAY, APRIL 16, 2016

**WHEREAS**, the Madison Little League has requested permission to hold its annual Little League Parade on Saturday, April 16, 2016 to officially start their 2016 season; and

**WHEREAS**, the parade will begin at 12:00 Noon, and proceed on a route approved by the Madison Borough Police Chief, said route beginning at the intersection of Wilmer Street and Green Village Road, and it will continue down

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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; and

**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 16, 2016, as described herein is hereby approved, subject to any safety requirements imposed by the Madison Police Department.

R 103-2016 RESOLUTION OF THE BOROUGH OF MADISON APPROVING RAFFLES LICENSE APPLICATION SUBMITTED BY THE ROTARY CLUB OF MADISON

**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:

ROTARY CLUB OF MADISON  
I.D. No. 274-8-20538  
R.A. No. 1372 – On Premise  
April 7, 2016

R 104-2016 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING RENEWAL OF CLOTHING DONATION BIN PERMIT IN THE ROSE CITY PLAZA PARKING LOT BY CANCER SUPPORT COMMUNITY OF CENTRAL NEW JERSEY

**WHEREAS**, Cancer Support Community of Central NJ has applied for a renewal of a permit to place a clothing donation bin in the parking lot of the Rose City Plaza; and

**WHEREAS**, the property owner consents to the installation and the Zoning Officer and Borough Administrator have recommended approval of this request.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Madison in the County of Morris and State of New Jersey, that the Borough Clerk is authorized to issue a permit to Cancer Support Community of Central NJ for a clothing donation bin in the parking lot of the Rose City Plaza in accordance with Chapter 82 of the Madison Borough Code.

R 105-2016 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING 2015 BUDGET TRANSFERS

**WHEREAS**, there appears to be insufficient funds in the following account (excepting the appropriation for Contingent Expenses or Deferred Charges) to meet the demands for the balance of the 2015 budget year in MADISON-CHATHAM JOINT MEETING, and;

**WHEREAS**, there appears to be surplus in the following account (excepting the appropriation for Contingent Expenses, Deferred Charges, Cash Deficit of Preceding Year, Reserve for Uncollected Taxes, Down Payments, Capital

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Improvement Fund, or Interest and Debt Redemption Charges), over and above the demand deemed to be necessary for the balance of the 2015 budget year in UTILITY EXPENSES - GASOLINE and GARBAGE REMOVAL – other expenses.

**NOW, THEREFORE, BE IT RESOLVED,** (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provision of R.S. 40A:4-59, part of the surplus in the account heretofore mentioned be and the same is hereby transferred to the accounts (excepting the appropriation for Contingent Expenses or Deferred Charges) mentioned as being insufficient, to meet the current demands, and;

**BE IT FURTHER RESOLVED,** that the Chief Financial Officer be and is hereby authorized and directed to make the following transfers:

Department Requesting Transfer In	Amount Requested	Reason for Request	Department Supplying Funds	Amounts Transferred Out
Madison/ Chatham Joint Meeting	\$120,000	Possible true-up resulting from increased allocation.	Gasoline	\$70,000.00
			Garbage Removal	\$50,000.00

**R 106-2016 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING AMENDMENT TO LEASE WITH THE MADISON AREA YMCA FOR THE CIVIC CENTER**

**WHEREAS,** Resolution 207-2014 authorized an agreement for professional counseling services with the Madison Area YMCA, including a lease for a portion of the Civic Center; and

**WHEREAS,** the Madison Area YMCA wishes to extend the lease for an additional three (3) years; and

**WHEREAS,** as per the lease the Madison Area YMCA will pay \$5,000.00 to help replace the failing roof and \$5,000.00 towards interior water damage repairs at the Civic Center; and

**WHEREAS,** the Borough Administrator has recommended amending the lease with the Madison Area YMCA to provide premises at the Civic Center for an additional three (3) years, expiring January 31, 2021.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that the Mayor and Borough Clerk are authorized to execute an Addendum to Lease Agreement with the Madison Area YMCA in a form acceptable to the Borough Attorney.

**UNFINISHED BUSINESS** - None

**APPROVAL OF VOUCHERS**

On motion by Mr. Wolkowitz, seconded by Mr. Catalanello 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.

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Public Safety	\$43,693.56
Health & Public Assistance	8,105.56
Public Works & Engineering	363,907.52
Community Affairs	63,371.04
Finance & Borough Clerk	326,812.64
Utilities	<u>1,890,836.13</u>
Total	<u>\$2,696,726.45</u>

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

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

Nays: None

Absent: Mr. Catalanello

***NEW BUSINESS***

Mayor Conley announced the following appointments, not requiring Council confirmation:

HISTORIC PRESERVATION COMMISSION

***Karen Jeisi***, Woodland Road, for unexpired term (Longo) through December 31, 2019.

ENVIRONMENTAL COMMISSION

***Amy Terracciano***, Antony Drive, for unexpired term (Sarrett) through December 31, 2016.

***Mary Ellen Kapalo***, Albright Circle, for unexpired term (Durham) through December 31, 2017.

***Trina Mallik***, Garfield Avenue, for vacant Alternate #1 position through December 31, 2018.

***ADJOURN***

There being no further business to come before the Council, the meeting was adjourned at 8:57 p.m.

Respectfully submitted,

Patricia Macaluso for Elizabeth Osborne

Borough Clerk

Approved April 11, 2016 (EO)