

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

May 30, 2018 - 7 p.m.

CALL TO ORDER

The Regular Meeting of the Mayor and Council of the Borough of Madison was held on the 30th day of May, 2018. Mayor Conley called the meeting to order at 7:00 p.m. in the Committee Room of the Hartley Dodge Memorial, Kings Road, in the Borough of Madison.

STATEMENT IN COMPLIANCE WITH THE OPEN PUBLIC MEETINGS ACT

The Borough Clerk read the statement pursuant to the Open Public Meetings Act:

“In compliance with the Open Public Meetings Act, adequate notice of this meeting of the Council was provided by transmitting a copy of the meeting notice to the Madison Eagle and Morris County Daily Record, posting a copy on the bulletin board at the main entrance of the Hartley Dodge Memorial, and filing a copy in the office of the Clerk, all on January 11, 2018. This Notice was made available to members of the general public.”

ROLL CALL

The Borough Clerk called the roll and the following acknowledged their presence:

Mayor Robert H. Conley

Council Members:

Carmela Vitale
Astri J. Baillie
Benjamin Wolkowitz
Patrick W. Rowe
Maureen Byrne
John F. Hoover

Also Present:

Raymond M. Codey, Borough Administrator
James E. Burnet, Assistant Borough Administrator
Elizabeth Osborne, Borough Clerk
Matthew J. Giacobbe, Esq. Borough Attorney

AGENDA REVIEW

There was approval of the Regular and Executive Agenda.

READING OF CLOSED SESSION RESOLUTION

Mr. Rowe moved:

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

MINUTES FOR APPROVAL (1)

May 14, 2018

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

CONTRACT MATTERS (1)

ENERGY SERVICES CONTRACT

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

Regular Meeting Minutes – May 30, 2018

LITIGATION MATTERS (1)
AFFORDABLE HOUSING

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

PERSONNEL MATTERS (2)
FIRE DEPARTMENT
CUSTOMER SERVICEMAN

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

Seconded: Mrs. Vitale
Vote: Approved by voice vote

RECONVENE IN COUNCIL CHAMBER

Mayor Conley reconvened the Regular Meeting at 8 p.m. in the Council Chamber with all members present. The Pledge of Allegiance was recited by all.

APPROVAL OF MINUTES

Mr. Rowe moved approval of the **Executive Minutes of May 14, 2018**. Mr. Wolkowitz seconded the motion, which passed with the following roll call vote recorded:

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

Mr. Rowe moved approval of the **Regular Meeting Minutes of May 14, 2018**. Mr. Wolkowitz seconded the motion, which passed with the following roll call vote recorded:

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

GREETINGS TO PUBLIC

Mayor Conley made the following comments:
Mayor Conley thanked the members of the Patriotic Celebrations Committee for their efforts in presenting a wonderful Memorial Day parade and ceremony.

PROCLAMATIONS:

Mayor Conley presented the National Gun Violence Awareness Day Proclamation to Marianne McConnell of the Madison Board of Health on behalf of Moms Demand Action.

*Proclaiming
National Gun Violence Awareness Day
June 1, 2018*

WHEREAS, on Friday, June 1, 2018, the Borough of Madison and “Everytown for Gun Safety,” a movement of Americans working together to end gun violence and

Regular Meeting Minutes – May 30, 2018

build safer communities, join the nation in observing National Gun Violence Awareness Day; and

WHEREAS, National Gun Violence Awareness Day honors and remembers all victims and survivors of gun violence; and

WHEREAS, June 2, 2018 would have been the 21st birthday of Hadiya Pendleton, a high school student who marched in President Obama’s second inaugural parade and was tragically shot and killed in Chicago just a week later; and

WHEREAS, to honor Hadiya, a national coalition of organizations has designated the first Friday in June as National Gun Violence Awareness Day, a day that belongs to all Americans and transcends differences and brings citizens together from all backgrounds; and

WHEREAS, the Wear Orange movement, an idea inspired by a group of Hadiya’s friends to commemorate her life, encourages all Americans to wear the color orange in hopes of attracting national attention to the cause of gun safety because hunters wear this color to announce their presence to other hunters to protect themselves and others from unintentional shootings and the color orange has a long tradition of gun safety among gun owners, the same level of safety all Americans should enjoy;

NOW, THEREFORE, I, Robert H. Conley, Mayor of the Borough of Madison, on behalf of the governing body, do hereby proclaim June 1, 2018 as National Gun Violence Awareness Day. I encourage all citizens to Wear Orange and to support their local communities’ efforts to prevent the tragic effects of gun violence and to honor and value human lives.

Robert H. Conley, Mayor
May 30, 2018

Mayor Conley presented Madison Young Writers Month Proclamation to Jim DeVivo and the young writers.

*Proclamation
of the
Borough of Madison
Proclaiming May 2018 as
Madison Young Writers Month
at
Writers Theatre
Madison, New Jersey*

WHEREAS, Writers Theatre, founded in 1986, has nurtured creative writing skills for all ages through the New Jersey Writers Project; and

Regular Meeting Minutes – May 30, 2018

WHEREAS, Writers Theatre has produced performances and offered new plays to local and statewide audiences as a result of its dedication to prospective playwrights; and

WHEREAS, Writers Theatre, brings a unique program to the community through its local in-school playwriting initiative, the Madison Young Playwrights Program; and

WHEREAS, Writers Theatre presented performances of student-written work during in-school assemblies this spring; and

WHEREAS, Writers Theatre has continually received a positive response from students, teachers, and parents for its effectiveness in working with all students, many of whom have realized the benefits of self-discovery and expression through playwriting, prose and poetry;

NOW, THEREFORE, I, Robert H. Conley, Mayor of the Borough of Madison, on behalf of the governing body, do hereby proclaim May 2018 as **MADISON YOUNG WRITERS MONTH**. In so doing, I extend very best wishes to Writers Theatre and to all young writers within our community for continued growth and success. Further, I encourage the public's participation in celebrating and commending our young playwrights for their creativity, artistry and expression.

Robert H. Conley, Mayor
May 30, 2018

Mayor Conley administered the oath of office to Police Officer Kyle McDermott.

The Central Avenue School students presented a short video "Kleen Kanteen" for Earth Day. The school has made available special biodegradable water bottle for purchase.

REPORTS OF COMMITTEES

Health

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

The Health Inspectors will be performing sanitary inspections at the Farmer's Market tomorrow. After inspection, Rose Hall opened its new pool facility. Inspectors have educated pool management about new State requirements. All residents are encouraged to address stagnant water issues on their properties to avoid breeding mosquitoes. Please visit the Health Department page on Rosenet for important summertime safety tips. Clinics will be held in Madison on Thursday, June 7th for blood testing. Monday, June 11th, there is a clinic for Men's Cancer Screening. Appointments are still being accepted. Please contact the Health Department to schedule.

Public Works and Engineering

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

The Public Works Department has been busy maintaining fields, painting the Senior Center and watering flower baskets along Main Street. The Parks Department has planted 105 new trees. Public Service Electric & Gas Co has revised plans to resurface half of Main Street to July of this year. The initial NJDOT permit for this

Regular Meeting Minutes – May 30, 2018

work has been issued. TilconNY milled and repaved Barnsdale Road, Winding Way, and Keep Street last week. MidWest Construction has completed most of the west side sidewalk and curb improvement work on Greenwood Avenue. Cifelli & Sons has completed several hundred feet of new curb and performed drainage improvements on Rosewood and Crestwood Drives. The curb and drainage improvements on Kensington Road will be initiated next week. JoMed Contracting's work on Central Avenue Water Main Replacement will be complete by the end of May. A significant cleanup of the Summerhill Park is included. A preconstruction meeting for the Elmer Street sewer improvements was held last Thursday. Work on the new storm sewer will begin June 1st and some work will be performed at night to minimize traffic concerns. Notices will be circulated this week. The 2018 Sanitary Sewer Cleaning, Video and Repair bids are scheduled to be opened on Thursday May 31st at 10:00 a.m.

Finance and Borough Clerk

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

Ms. Baillie reminded residents that June 5th is the Primary Election, and polls will be open from 6:00 am to 8:00 pm. Residents should look for their sample ballots in the mail this week.

Public Safety

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

Mr. Wolkowitz noted that this past Wednesday, May 23rd the Madison Fire Department celebrated its 137th Anniversary. On this date in 1881, the Madison Hook and Ladder Company No. 1 was duly incorporated "for the purpose of protecting life and property from fire" in Madison. On Friday, May 25th, the Fire Department participated in the Madison High School's annual "Day of Service" program. Twelve students from the high school were taught about fire safety and assisted fire personnel with maintenance chores at the firehouse, specifically cleaning the department's compliment of ground ladders. Students were allowed to put on firefighting gear, learn about the skills needed to be a firefighter and what it will take for them to become a Volunteer firefighter.

Community Affairs

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

Ms. Byrne noted that the Farmers' Market will open this week and each Thursday through October, from 2:00 p.m. to 7:00 p.m. The Concert Series will return each Thursday in July and August. The Recreation Committee is working with the Open Space, Recreation and Historic Preservation Advisory Committee to update the plan. The Community Gardens are underway, including the bee hives. And at the Senior Center, improvements are just about complete. Ms. Byrne also reminded resident to exercise their right to vote on June 5th.

Utilities

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

The Water Department completed emergency repairs to a water main on Main Street. The Electric Utility crews continue clean up from recent storms including assisting JCP&L communities. New lights and posts have been installed along Kings Road, and new service lines installed at Giralda Farms for the Atlantic Health facility.

Regular Meeting Minutes – May 30, 2018

COMMUNICATIONS AND PETITIONS

The Borough Clerk announced receipt of the following communications:

Petition dated May 24, 2018, delivered by Virginia Hicks, Shadylawn Drive, regarding proposed turf field at Fairleigh Dickenson University.

Email dated May 25, from David Luber of Lawrence Way in support of Ordinance 26-2018.

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

05/30/2018-1 JCP&L AREA MANAGER

Mr. Robert Walton, Area Manager for JCP&L addressed the Mayor and Council thanking Madison Electric Utility staff for their assistance during the recent storms. Mr. Walton also noted that tree trimming along the utility lines will continue this fall as is has in the past. Council asked that no clear cutting take place. Mayor Conley noted that there needs to be a balance between safety and the tree scapes. All agreed to keep the conversation going.

05/30/2018-2 STREET OPENING PERMITS

Mr. Codey explained a proposed ordinance regarding street opening permits to help maintain roadways, similar to ordinances that address State and County roads. Following the construction of a new Borough road, no street openings for public utilities will be permitted for a period of five (5) years. In the event of authorized non-emergency work within the five year (5) moratorium period, the repaving by the utility must be “curb to curb”.

Ordinance 36-2018 is listed for Introduction.

05/30/2018-3 SALT CHARITABLE CONTRIBUTION LAW

Mr. Codey noted that the State enacted recent legislation to permit donations for property tax credits and that the municipality awaits an opinion from the Internal Revenue Service and guidance from the State before any action by the governing body. The Administration will continue to update the Mayor and Council.

ADVERTISED HEARINGS

The Clerk made the following statement:

Ordinance 26-2018 was introduced at the Council meeting of April 23, 2018, other ordinances scheduled for hearing were introduced by title and passed on first reading at a regular meeting of the Council held on Monday, May 14, 2018; all were posted and filed according to law, and copies were made available to the general public requesting same.

Regular Meeting Minutes – May 30, 2018

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

**ORDINANCE 26-2018
ORDINANCE OF THE BOROUGH OF MADISON AMENDING CHAPTER
195 LAND DEVELOPMENT ORDINANCE FOR THE BOROUGH**

WHEREAS, Mayor and Council having determined that it would be appropriate to undertake certain amendments to Chapter 195 of the Borough Code regarding Land Development Regulations and Requirements; and

WHEREAS, the Mayor and Council having referred the proposed amendment to the Planning Board for the Borough of Madison for the Planning Board to determine whether the proposed revisions and amendments are inconsistent with the Master Plan and to obtain any recommendations regarding such inconsistencies if any are found, and for such other recommendations as the Planning Board may deem appropriate; and

WHEREAS, the Planning Board for the Borough of Madison having issued a resolution and returned same to the Mayor and Council being the report of the Planning Board pursuant to N.J.S.A. 40:55D-26(a) that the Planning Board specifically finds such proposed amendments and revisions to be fully consistent with the goals and purposes of the Master Plan for the Borough of Madison, with the recommendation of the Planning Board that Mayor and Council now favorably consider and enact the amendments and revisions referred to the Planning Board by Mayor and Council; and

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

SECTION 1: Chapter 195 of the Madison Borough Code regarding Land Development is hereby amended as follows:

Section 195-7

GRADE

A reference plane representing the average of ground levels/elevations in a given area. In the case of grade adjoining a structure at exterior walls, the reference plane shall be established by: the lowest points within the area between the structure and the property line as determined by perpendicular offset from the structure wall; or, where the property line is more than 10 feet perpendicular from the structure, then the lowest points between the structure and within 10 feet; or, where a public road exists within 50 feet of the structure, the lowest points will include the pavement

Regular Meeting Minutes – May 30, 2018

level of the public road. Ground levels are to be averaged at no more than 10-foot intervals, and include all building corners or a perpendicular distance therefrom.

Section 195-30B

No building or structure shall be erected, restructured, or structurally altered to exceed in height the limit designated in the district in which such building or structure is located.

Section 195-32

A. Purpose. The purpose of these zones is to preserve the integrity of existing residential areas by preventing the intrusion of nonresidential uses into residential neighborhoods and by maintaining existing development intensity, character, and population density, consistent with residential neighborhood patterns.

B. Principal permitted uses.

- (1) Single-family detached dwellings.
- (2) Public parks and playgrounds.
- (3) Two-family dwellings (only in R-4 Residential Zone).

C. Accessory uses.

- (1) Uses which are customarily incidental and accessory to the principal use as permitted herein, including home occupations.

D. Conditional uses.

- (1) Assisted-living residences.
- (2) Long-term care facilities.
- (3) Institutional uses.
- (4) Home occupations.

E. Supplemental Bulk and Design Regulations.

- (1) In no event shall the maximum height for detached single- or two-family dwellings, as measured to the highest point of the ridgeline of a roof, exceed 40 feet, measured from any point around the building.
- (2) In the R-1 and R-2 Districts, the minimum side yard setback shall be 20 feet for one-story buildings up to 18 feet in height. The minimum side yard setbacks for a second story, or any building component greater than 18 feet in height, shall be increased by a combined 5 feet across both side yards or at least 2.5 feet if an addition affects one side yard.
- (3) Attached garages:
 - (a) Attached garages facing and opening onto a public street shall be prohibited in the R-1 and R-2 Residential Zone Districts.

Regular Meeting Minutes – May 30, 2018

- (b) Attached garages facing and/or opening onto a public street shall be limited to 14 feet in width for single-family homes in the R-3 and R-4 Districts.
 - (c) Not more than 3 attached residential garage spaces shall be permitted in the R-1 or R-2 Districts, and no more than 2 attached garage spaces shall be permitted per lot in the R-3 and R-4 Districts.
 - (d) Garages facing and opening onto a public street shall be set back a minimum of an additional five feet from the front building line for any garage greater than 12 feet in width, and a minimum of three feet for any garage that is 12 feet in width or less, unless an unenclosed front porch of at least five (5) feet in depth is proposed for the balance of the front façade.
- (4) Where more than one single or two-family home is proposed, building plans and elevations shall show a variation in design to be achieved by types of roofs, heights of eaves and peaks, building materials, and architectural treatment of the building façades.

Section 195 – Attachment 1

Add new Row at End of 195 Attachment I Table, for Gateway Zone with “Gateway Zone” text added to the column entitled Zone, and the following text added across the remaining columns (combined column) that reads “See 195-32.13.”

Add Note r. (Note re: codification: Notation “r” to be added to Schedule I in Zone Column for R-1, R-2, R-3, R-4 Single-Family and R-4 Two-Family): r. See 195-32E for additional setback, height, and design requirements.

SECTION 2: This Ordinance shall take effect upon adoption.

Mayor Conley opened up the public hearing on Ordinance 26-2018.

Jill Rhodes; Ridgedale Avenue, urged Council to approve Ordinance 26-2018 to maintain the character of Madison’s neighborhoods.

Rachel Ehrlich; Kings Road, urged Council to approve Ordinance 26-2018, noting many newly constructed homes are out of scale.

Janet Foster; Maple Avenue, noted that the Historic Preservation Commission is in support of the proposed amendments to Chapter 195.

Andrew Clark; Southern Blvd, Chatham, noted challenges with the proposed ordinance, as a contractor, and asked if corner lots have been considered.

Tom Haralampoudis; Pomeroy Road, asked Council to table Ordinance 26-2018 for further review.

Regular Meeting Minutes – May 30, 2018

Stephan McCann; Green Avenue, noted several emails sent to the Council regarding Ordinance 26-2018 and feels this ordinance will hurt property values in Madison.

Debra Coen; Hoyt Street, noted support for Ordinance 26-2018, noting high homes prices in Madison.

Richard Romano; Ridgedale Avenue, asked Council to withdraw this ordinance and discuss further with local builders and other members of the community.

Missy Elias; Green Village Road, noted that the proposed ordinance has two issues, addressing growing construction and maintaining character in neighborhoods in the long term.

Tom Lewis; Cross Gates Road, noted that the Planning Board has recommended that the Council approve Ordinance 26-2018, and wished that these issues had been address sooner.

Michael Mackey; Cross Gates Road, suggested the proposed ordinance needs more thought.

Steven Tombalakian, Knollwood Avenue, Chair of the Planning Board, noted that a lot of thought went into the proposed ordinance and feels it the best solution.

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

Borough Planner Susan Blickstein explained the purpose of the proposed amendments and noted that the Planning Board has discussed for several years, and agrees this is the best way to address issues.

Ms. Baillie noted that Ordinance 26-2018 will not affect existing homes and a busy Zoning Board is a good thing.

Ms. Byrne noted the transformation of several neighborhood and the concern by many residents.

Mrs. Vitale noted that the Planning Board has spent a lot of time considering this ordinance and thanked the members for their efforts.

Mr. Hoover noted his concern regarding impervious coverage and suggested that the Planning Board look at how other towns address similar issues.

Mr. Rowe asked how the proposed ordinance will improve boxy houses, and feels it will create a hardship for irregular lots.

Ms. Baillie moved that Ordinance 26-2018, 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: Mrs. Vitale, Ms. Baillie, Mr. Wolkowitz, Ms. Byrne

Nays: Mr. Rowe, Mr. Hoover

Mayor Conley declared Ordinance 32-2018 adopted and finally passed and ordered the Clerk to publish the notice thereof in the newspaper and to record the ordinance as required by law.

Regular Meeting Minutes – May 30, 2018

Ordinance 27-2018 was adopted May 14, 2018

**ORDINANCE 28-2018
ORDINANCE OF THE BOROUGH OF MADISON APPROPRIATING \$
42,000.00 FROM THE GENERAL CAPITAL IMPROVEMENT FUND FOR
THE PURCHASE OF FIREFIGHTING PROTECTIVE CLOTHING,
HARNESSES AND RIGGING EQUIPMENT**

WHEREAS, the Fire Chief has recommended that the Borough appropriate \$42,000.00 from the General Capital Improvement Fund for the purchase of firefighting protective clothing, harnesses and rigging equipment for the Fire Department; and

WHEREAS, funds are available in the General Capital Improvement Fund and the availability of funds has been certified by the Chief Financial Officer; and

WHEREAS, the Borough Council has determined that the Borough should appropriate \$42,000.00 from the General Capital Improvement Fund for the purchase of firefighting protective clothing, harnesses and rigging equipment for the Fire Department; and

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

SECTION 1: The amount of \$42,000.00 is hereby appropriated from the General Capital Improvement Fund for the purchase of firefighting protective clothing, harnesses and rigging equipment for the Fire Department.

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

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

Mayor Conley opened up the public hearing on Ordinance 28-2018. Since no member of the public wished to be heard, the public hearing was closed.

Mr. Wolkowitz moved that Ordinance 28-2018, which was read by title, be finally adopted. Mr. Hoover seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

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

Mayor Conley declared Ordinance 28-2018 adopted and finally passed and ordered the Clerk to publish the notice thereof in the newspaper and to record the ordinance as required by law.

Regular Meeting Minutes – May 30, 2018

ORDINANCE 29-2018

ORDINANCE OF THE BOROUGH OF MADISON APPROPRIATING \$ 43,000.00 FROM THE GENERAL CAPITAL IMPROVEMENT FUND FOR THE PURCHASE OF A NEW PUMPER IN THE YEAR 2020.

WHEREAS, the Fire Chief has recommended that the Borough appropriate \$43,000.00 from the General Capital Improvement Fund towards the purchase of a new Pumper in 2020 for the Fire Department; and

WHEREAS, funds are available in the General Capital Improvement Fund and the availability of funds has been certified by the Chief Financial Officer; and

WHEREAS, the Borough Council has determined that the Borough should appropriate \$43,000.00 from the General Capital Improvement Fund towards the purchase of a new Pumper in 2020 for the Fire Department.

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 \$43,000.00 is hereby appropriated from the General Capital Improvement Fund for the purchase of a new Pumper in 2020 for the Fire Department.

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

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

Mayor Conley opened up the public hearing on Ordinance 29-2018. Since no member of the public wished to be heard, the public hearing was closed.

Mr. Wolkowitz moved that Ordinance 29-2018, which was read by title, be finally adopted. Mr. Hoover seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

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

Nays: None

Mayor Conley declared Ordinance 29-2018 adopted and finally passed and ordered the Clerk to publish the notice thereof in the newspaper and to record the ordinance as required by law.

ORDINANCE 30-2018

ORDINANCE OF THE BOROUGH OF MADISON APPROPRIATING \$ 50,000.00 FROM THE GENERAL CAPITAL IMPROVEMENT FUND FOR THE PURCHASE OF A NEW VEHICLE FOR THE FIRE DEPARTMENT

WHEREAS, the Fire Chief has recommended that the Borough appropriate \$50,000.00 from the General Capital Improvement Fund for the purchase of a new Vehicle for the Fire Department; and

Regular Meeting Minutes – May 30, 2018

WHEREAS, funds are available in the General Capital Improvement Fund and the availability of funds has been certified by the Chief Financial Officer; and

WHEREAS, the Borough Council has determined that the Borough should appropriate \$50,000.00 from the General Capital Improvement Fund for the purchase of a new Vehicle for the Fire Department.

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 \$50,000.00 is hereby appropriated from the General Capital Improvement Fund for the purchase of a new Vehicle for the Fire Department.

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

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

Mayor Conley opened up the public hearing on Ordinance 30-2018. Since no member of the public wished to be heard, the public hearing was closed.

Mr. Wolkowitz moved that Ordinance 30-2018, which was read by title, be finally adopted. Mr. Hoover seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

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

Mayor Conley declared Ordinance 30-2018 adopted and finally passed and ordered the Clerk to publish the notice thereof in the newspaper and to record the ordinance as required by law.

Mr. Rowe made a motion to extend the Council meeting past 11:00 p.m. Mrs. Vitale seconded the motion, which passed by unanimous voice approval.

**ORDINANCE 31-2018
ORDINANCE OF THE BOROUGH OF MADISON APPROPRIATING \$
100,000.00 FROM THE GENERAL CAPITAL IMPROVEMENT FUND FOR
THE PURCHASE OF RADIO EQUIPMENT**

WHEREAS, the Fire Chief has recommended that the Borough appropriate \$100,000.00 from the General Capital Improvement Fund for the purchase of radio equipment for the Fire Department; and

WHEREAS, funds are available in the General Capital Improvement Fund and the availability of funds has been certified by the Chief Financial Officer; and

Regular Meeting Minutes – May 30, 2018

WHEREAS, the Borough Council has determined that the Borough should appropriate \$100,000.00 from the General Capital Improvement Fund for the purchase of radio equipment for the Fire Department.

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 \$100,000.00 is hereby appropriated from the General Capital Improvement Fund for the purchase of radio equipment for the Fire Department.

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

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

Mayor Conley opened up the public hearing on Ordinance 31-2018. Since no member of the public wished to be heard, the public hearing was closed.

Mr. Wolkowitz moved that Ordinance 31-2018, which was read by title, be finally adopted. Mr. Hoover seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

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

Mayor Conley declared Ordinance 31-2018 adopted and finally passed and ordered the Clerk to publish the notice thereof in the newspaper and to record the ordinance as required by law.

**ORDINANCE 32-2018
ORDINANCE OF THE BOROUGH OF MADISON APPROPRIATING
\$125,000.00 FROM THE ELECTRIC CAPITAL IMPROVEMENT FUND
FOR THE PURCHASE OF PRIMARY VOLTAGE COPPER CABLE FOR
THE KINGS ROAD FEEDER LINES UP TO GREEN VILLAGE ROAD AND
FOR THE WAVERLY PLACE UPGRADE**

WHEREAS, the Electric Utility Superintendent has recommended that the Borough appropriate \$125,000.00 from the Electric Capital Improvement Fund for the purchase of primary voltage copper cable for the Kings Road feeder lines up to Green Village Road and for the Waverly Place upgrade; and

WHEREAS, the funds are available in the Electric Capital Improvement Fund and the availability of funds has been certified by the Chief Financial Officer; and

WHEREAS, the Borough Council has determined that the Borough should appropriate \$125,000.00 from the Electric Capital Improvement Fund for the

Regular Meeting Minutes – May 30, 2018

purchase of primary voltage copper cable for the Kings Road feeder lines up to Green Village Road and for the Waverly Place upgrade.

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 Electric Capital Improvement Fund for the purchase of primary voltage copper cable for the Kings Road feeder lines up to Green Village Road and for the Waverly Place upgrade.

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 32-2018. Since no member of the public wished to be heard, the public hearing was closed.

Mr. Hoover moved that Ordinance 32-2018, which was read by title, be finally adopted. Ms. Byrne seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

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

Mayor Conley declared Ordinance 32-2018 adopted and finally passed and ordered the Clerk to publish the notice thereof in the newspaper and to record the ordinance as required by law.

**ORDINANCE 33-2018
ORDINANCE OF THE BOROUGH OF MADISON APPROPRIATING
\$200,000.00 FROM THE AFFORDABLE HOUSING TRUST FUND FOR
THE PURCHASE OF ONE HALF OF A TWO FAMILY CONDOMINIUM
UNIT AT THE MILLENNIUM DEVELOPMENT, 10 DIVISION AVENUE**

WHEREAS, the Borough Administrator has recommended that the Borough appropriate \$200,000.00 from the Affordable Housing Trust Fund (AHTF) for the purchase of one half of the two family condominium unit located at the Millennium Development at Division and Kings Road; and

WHEREAS, funds are available in the Affordable Housing Trust Fund and the availability of funds has been certified by the Chief Financial Officer; and

WHEREAS, the Borough Council has determined that the Borough should appropriate \$200,000.00 from the Affordable Housing Trust Fund for the purchase of one half of the two family condominium unit located at the Millennium Development at Division and Kings Road; and

Regular Meeting Minutes – May 30, 2018

WHEREAS, the condominium unit shall be eligible for COAH credits; and

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

WHEREAS, the AHTF funds will be advanced to facilitate the eventual purchase of the affordable condominium unit by a low or moderate income purchaser from the Borough with the sale proceeds being returned to the AHRF.

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 Affordable Housing Trust Fund for the purchase of one half of the two family condominium unit located at the Millennium Development at Division and Kings Road and the resale of the unit to a low or moderate income buyer is hereby authorized..

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 33-2018. Since no member of the public wished to be heard, the public hearing was closed.

Mrs. Vitale moved that Ordinance 33-2018, which was read by title, be withdrawn. Ms. Byrne seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

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

Nays: None

Mayor Conley declared Ordinance 33-2018 withdrawn 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.

Tom Haralampoudis; Pomeroy Road, noted his disappointment with the adoption of Ordinance 26-2018, and feels there was not adequate input from residents.

Regular Meeting Minutes – May 30, 2018

Allison Johansen; Shadylawn Drive, raised concern regarding an application before the Planning Board from Fairleigh Dickenson University to make improvement to their field on Madison Avenue. Ms. Johansen asked that the Master Plan be reviewed for compliance.

Virginia Hicks; Shadylawn Drive, noted signed petition by residents opposing the improvements to the Fairleigh Dickens University field and asked that Madison deny their request.

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 June 25, 2018 in the 2nd Floor Council Chamber of the Hartley Dodge Memorial Building, Kings Road, in the Borough of Madison at 8 p.m., or as soon thereafter as practical, for further consideration and final adoption. Said ordinances will be published in the Madison Eagle, be posted at the main entrance 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 34-2018 ORDINANCE OF THE BOROUGH OF MADISON
REPLACING ORDINANCE 11-2014, SETTING THE SALARY RANGES FOR NON-
UNION FULL-TIME EMPLOYEES

WHEREAS, the Borough Council has determined to establish an ordinance setting salary ranges for non-union full-time employees.

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

Section 1. Ordinance 11-2014 setting the salary ranges for non-union full-time employees is hereby replaced with the following:

TITLE	MINIMUM	MARKET VALUE	MAXIMUM
Borough Administrator	\$160,000	\$175,000	\$190,000
Chief of Police/Fire Chief	125,000	144,053	170,000
Chief Financial Officer	120,000	140,000	160,000
Municipal Engineer	115,000	126,246	155,000
Director of Public Works	110,000	130,000	155,000
Electric Utility Superintendent	110,000	130,000	155,000
Assistant Borough Administrator	110,000	130,000	165,000
Assistant Borough Engineer	100,000	120,000	140,000
Borough Clerk	85,000	100,000	125,000
Tax Assessor	82,823	97,439	115,000
Purchasing Officer	70,000	85,000	100,000
Director of Technology	68,000	80,000	100,000
Director of Business Development	59,000	69,000	79,000
Executive Assistant	54,246	63,819	82,000
Police Office Manager	52,387	65,000	82,000
Confidential Secretary to the CFO	51,000	62,000	72,000
Communication & Technology Coordinator	52,000	62,000	72,000
Deputy Borough Clerk	47,100	59,000	70,000

Regular Meeting Minutes – May 30, 2018

Confidential Secretary	45,212	55,000	75,000
Senior Dispatcher	45,933	60,000	75,000
Dispatcher	34,614	45,000	60,000

Section 2. This ordinance shall take effect as provided by law.

Ms. Baillie moved that Ordinance 34-2018, which the Borough Clerk read by title, be adopted. Mrs. Vitale seconded the motion. Mr. Rowe stated that he needed more information regarding salary ranges. There was no further Council discussion, and the motion passed with the following roll call vote recorded:

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

ORDINANCE 35-2018 ORDINANCE OF THE BOROUGH OF MADISON
APPROPRIATING \$300,000.00 FROM THE WATER CAPITAL IMPROVEMENT
FUND FOR WATER UTILITY WORK AT WELL A

WHEREAS, the Borough Engineer has recommended that the Borough appropriate \$300,000.00 from the Water Capital Improvement Fund for Water Utility work at Well A; and

WHEREAS, the Chief Financial Officer has attested to the availability of the funds in the Water Capital Improvement Fund in an amount not to exceed \$300,000.00 for this purpose; and

WHEREAS, the Borough Council has determined that the Borough should appropriate \$300,000.00 from the Water Capital Improvement Fund for the Water Utility work at Well A; and

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

SECTION 1: The amount of \$300,000.00 is hereby appropriated from the Water Capital Improvement Fund for the Water Utility work at Well A.

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

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

Mr. Hoover moved that Ordinance 35-2018, which the Borough Clerk read by title, be adopted. Ms. Byrne seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

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

ORDINANCE 36-2018 ORDINANCE OF THE BOROUGH OF MADISON
AMENDING CHAPTER 166 OF THE BOROUGH CODE ENTITLED "STREETS
AND SIDEWALKS" REGARDING ROAD OPENINGS AND EXCAVATIONS

Regular Meeting Minutes – May 30, 2018

WHEREAS, the Borough Administrator has recommended that the Borough Council amend Chapter 166 of the Borough Code regarding road opening permits; and

WHEREAS, the Borough Council concurs in this recommendation to amend the road openings and excavations regulations in the Borough.

NOW, THEREFORE, BE IT ORDAINED, by the Council of the Borough of Madison, County of Morris, State of New Jersey that:

SECTION 1: Chapter 166, Article III, of the Borough Code, entitled "Openings and Excavations Encumbrances" is amended to include the following:

...

Article III. Openings and Excavations Encumbrances

§ 166-19 Emergency Street Openings.

Add: In the event of authorized emergency street openings by a public utility within five (5) years of the moratorium period in Article 166-23, the repaving by the utility must follow the specifications in Article 166-22 and be approved by the Borough Engineer as to the scope of the repaving required.

§ 166-22 Maintenance and Repair of Street Openings following Backfilling.

Add: D. In the event of authorized non-emergency street openings by a public utility within five (5) years of the moratorium period in Article 166-23, the repaving by the utility must be “curb to curb” and follow the specifications in Article 166-22.

§ 166-23 Time period within which reopening are not permitted.

Delete and Add: Following the construction of a new pavement surface on a Borough road, no street openings for public utilities will be permitted for a period of five (5) years thereafter. The Madison governing body may waive and/or allow non-emergency work by a public utility during the five (5) year moratorium period in Article 166-22 to further the public interest. In the event of authorized non-emergency work within the five year (5) moratorium period, the repaving by the utility must be “curb to curb” and follow the specifications in Article 166-22.

§ 166-30 Applicability of provision to public utility companies

Delete in its entirety.

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

Mrs. Vitale moved that Ordinance 36-2018, which the Borough Clerk read by title, be adopted. Mr. Rowe seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

Regular Meeting Minutes – May 30, 2018

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

Nays: None

ORDINANCE 37-2018 ORDINANCE OF THE BOROUGH OF MADISON
APPROPRIATING \$300,000.00 FROM THE ELECTRIC CAPITAL IMPROVEMENT
FUND FOR REPAIRS TO THE EXISTING ELECTRIC UTILITY STORAGE
BUILDING AND THE PURCHASE OF A NEW BUTLER-STYLE BUILDING FOR
THE ELECTRIC UTILITY

WHEREAS, the Borough Engineer has recommended that the Borough appropriate \$300,000.00 from the Electric Capital Improvement Fund for repairs to the existing Electric Storage Building and the purchase of a new Butler-style building for the Electric Utility; 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 \$300,000.00 for this purpose; and

WHEREAS, the Borough Council has determined that the Borough should appropriate \$300,000.00 from the Electric Capital Improvement Fund for repairs to the existing Electric Utility Storage Building and the purchase of a new Butler-style building for the Electric Utility; and

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

SECTION 1: The amount of \$300,000.00 is hereby appropriated from the Electric Capital Improvement Fund for repairs to the existing Electric Utility Storage Building and the purchase of a new Butler-style building for the Electric Utility.

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

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

Mr. Hoover moved that Ordinance 37-2018, which the Borough Clerk read by title, be adopted. Ms. Byrne seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

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

Nays: None

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.

Regular Meeting Minutes – May 30, 2018

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

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

Nays: None

R 173-2018 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING A CONTRACT WITH SUSAN G. BLICKSTEIN, LLC FOR PROFESSIONAL SERVICES REGARDING AFFORDABLE HOUSING

WHEREAS, the Borough Administrator has recommended execution of a professional services contract with Susan G. Blickstein, LLC, be made regarding professional planning services for Affordable Housing scenarios pursuant to a written proposal from Susan G. Blickstein, LLC dated May 4, 2018; and

WHEREAS, such services 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(1)(a); and

WHEREAS, Susan G. Blickstein, 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, funds are available in the Affordable Housing Trust Fund, or in any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been certified by the Chief Financial Officer.

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 authorized to execute on behalf of the Borough a professional services contract with Susan G. Blickstein, LLC, for professional planning services for Affordable Housing scenarios, in an amount not to exceed \$4,000.00 in a form acceptable to the Borough Attorney.

2. This contract is expressly contingent upon Dr. Susan Blickstein testifying to her work product, if required, in any appropriate judicial forum as an additional professional service billed at her hourly rate.

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.

Regular Meeting Minutes – May 30, 2018

R 174-2018 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING A CONTRACT WITH CLARK CATON HINTZ FOR PROFESSIONAL SERVICES REGARDING AFFORDABLE HOUSING

WHEREAS, the Borough Administrator has recommended execution of a professional services contract with Clark Caton Hintz, be made regarding professional planning services for Affordable Housing scenarios pursuant to a written proposal from Clark Caton Hintz dated May 4, 2018 with Ms. Beth McManus assigned to said project; and

WHEREAS, such services 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(1)(a); and

WHEREAS, Clark Caton Hintz, 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, funds are available in the Affordable Housing Trust Fund, or in any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been certified by the Chief Financial Officer.

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:

The Mayor and Borough Clerk are authorized to execute on behalf of the Borough a professional services contract with Clark Caton Hintz (Beth McManus), for professional planning services for Affordable Housing scenarios, in an amount not to exceed \$7,200.00 in a form acceptable to the Borough Attorney.

This contract is expressly contingent upon Dr. Beth McManus testifying to her work product, if required, in any appropriate judicial forum as an additional professional service billed at her hourly rate.

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 175-2018 RESOLUTION OF THE BOROUGH OF MADISON APPROVING RAFFLES LICENSE APPLICATION SUBMITTED BY THE SHAKESPEARE THEATRE OF NEW JERSEY, INC.

BE IT RESOLVED by the Council of the Borough of Madison, County of Morris, State of New Jersey, that the following application for Raffles License, to be held as listed below, be and the same is hereby approved:

Regular Meeting Minutes – May 30, 2018

THE SHAKESPEARE THEATRE OF NEW JERSEY, INC.
I.D. No. 274-5-32247
R.A. No. 1442 – Off premise
January 4, 2019

R 176-2018 RESOLUTION OF THE BOROUGH OF MADISON RATIFYING APPOINTMENT OF RORY DELUCA TO THE SUMMER INTERN POSITION IN THE PUBLIC WORKS DEPARTMENT

WHEREAS, the Purchasing/Personnel Officer has recommended appointment of Rory DeLuca to the position of Summer Intern in the Public Works department; and

WHEREAS, the Borough Council agrees with these recommendations.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that Rory DeLuca is hereby appointed to the position of Summer Intern in the Public Works Department effective May 30, 2018 at the rate of pay of \$12.00 per hour.

R 177-2018 RESOLUTION OF THE BOROUGH OF MADISON RATIFYING APPOINTMENT OF JUSTIN REINHARDT TO THE SUMMER INTERN POSITION

WHEREAS, the Purchasing/Personnel Officer has recommended appointment of Justin Reinhardt to the position of Summer Intern for several departments within the Borough; and

WHEREAS, the Borough Council agrees with these recommendations.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that Justin Reinhardt is hereby appointed to the position of Summer Intern effective May 30, 2018 at the rate of pay of \$12.00 per hour.

R 178-2018 RESOLUTION OF THE BOROUGH OF MADISON CONFIRMING PAYMENT #3 AND CHANGE ORDERS #5 TO JO MED CONTRACTING CORP. FOR THE CENTRAL AVENUE WATER MAIN REPLACEMENT PROJECT

WHEREAS, the Assistant Borough Engineer has advised the Council that changes in water main replacement work on Central Avenue were encountered during the Central Avenue Water Main Replacement project; and

WHEREAS, the Assistant Borough Engineer has recommended that based on said change orders, the base contract with Jo Med Contracting Corp. shall be increased by \$2,984.77 (0.35%) which results in no additional appropriation being needed; and

Regular Meeting Minutes – May 30, 2018

WHEREAS, the Council wishes to authorize disbursement of Payment #3 and Change Order #5 in the cumulative amount of \$279,427.17; and

WHEREAS, the Chief Financial Officer has confirmed that adequate funds for this purpose are contained in Ordinance 38-2017 (W-06-55-612-602).

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that payment in the amount of \$279,427.17 to the Jo Med Contracting Corp. for the Central Avenue Water Main Replacement project is approved.

R 179-2018 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING EXECUTION OF AN AGREEMENT FOR ENERGY SERVICES WITH NJ PUBLIC POWER AUTHORITY

WHEREAS, the New Jersey Public Power Authority is a municipal shared services energy authority organized under NJSA 40A:66-1 et seq; and

WHEREAS, the Borough of Madison wishes to enter into a contract with the New Jersey Public Power Authority for energy services.; and

WHEREAS, the Assistant Borough Administrator/CFO has recommended that the Council authorize execution of an agreement with the NJ Public Power Authority for energy services, in a form acceptable to the Borough's Utility Attorney.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Madison, in the County of Morris, State of New Jersey that the Mayor and Borough Clerk be authorized to enter into an agreement for energy services as described herein in such form as approved by the Borough's Utility Attorney.

R 180-2018 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING APPOINTMENT OF JAMES TRIMBLE AS CUSTOMER SERVICEMAN

WHEREAS, the Borough Administrator has recommended the appointment of James Trimble to the position of Customer Serviceman; and

WHEREAS, the Borough Council are in agreement with this recommendation;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Madison, County of Morris, State of New Jersey, that James Trimble be and is appointed to the position of entry level Customer Serviceman effective June 1, 2018.

UNFINISHED BUSINESS - None

Regular Meeting Minutes – May 30, 2018

APPROVAL OF VOUCHERS

On motion by Mr. Rowe, seconded by Mrs. Vitale 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	\$6,204,631.84
General Capital Fund	351,056.54
Electric Operating Fund	674,589.01
Electric Capital Fund	275.00
Water Operating Fund	5,678.41
Water Capital Fund	0.00
Trusts	<u>19,788.83</u>
Total	<u>\$7,256,019.63</u>

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

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

Nays: None

NEW BUSINESS - None

ADJOURN

There being no further business to come before the Council, the meeting was adjourned at 11:15 p.m.

Respectfully submitted,

Elizabeth Osborne
Borough Clerk
Approved June 25, 2018 (EO)