

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

**July 25, 2016 - 7 p.m.**

**CALL TO ORDER**

The Regular Meeting of the Mayor and Council of the Borough of Madison was held on the 25<sup>th</sup> day of July, 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 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 Borough Clerk called the roll and the following acknowledged their presence:

Mayor Robert H. Conley

Council Members:

Robert G. Catalanello  
Robert Landrigan  
Carmela Vitale  
Astri J. Baillie  
Benjamin Wolkowitz  
Patrick W. Rowe

Also Present:

James E. Burnet, Assistant Borough Administrator  
Elizabeth Osborne, Borough Clerk  
John Napolitano, Esq. for Matthew J. Giacobbe, Esq., Borough Attorney  
Absent: Raymond M. Codey, Borough Administrator, 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)

July 11, 2016

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

CONTRACT MATTERS (5)

AFFORDABLE HOUSING

MUTUAL AID AGREEMENT

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MORRIS COUNTY HISTORIC PRESERVATION GRANT  
JOINT MEETING FOLLOW-UP  
NJ PUBLIC POWER AUTHORITY

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

PERSONNEL MATTERS (2)  
POLICE CHIEF COMPENSATION  
SUMMER INTERNS – HEALTH DEPARTMENT

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

Seconded: Mr. Catalanello  
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.

Mayor Conley asked for a moment of silence for the fallen Police Officers in Baton Rouge, Louisiana, and read excerpts from President Obama's letter to the men and women of America's law enforcement community. The President's letter was shared with officers around the country.

**APPROVAL OF MINUTES**

Ms. Baillie moved approval of the **Executive Minutes of July 11, 2016**. Mr. Rowe seconded the motion, which passed with the following roll call vote recorded:

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

Ms. Baillie moved approval of the **Regular Meeting Minutes of July 11, 2016**. Mr. Rowe seconded the motion, which passed with the following roll call vote recorded:

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

**GREETINGS TO PUBLIC**

Mayor Conley made the following comments:

The Madison Public Library reports that over 600 children are participating in the Summer Reading Program. The Teen and Adult Reading Programs are also very popular. The biannual Touch a Truck event, sponsored by the Friends of the Library, the Madison Area YMCA and Madison Rotary Club, will be held on Saturday, July 30th from 10:00 a.m. until 3:00p.m. rain or shine. There will be a full display of trucks, a free magic shows; a Lionel "O Gauge" Train Show with new and antique railroad memorabilia, face painting and balloons. The trucks will be displayed in the YMCA parking lot and on Keep Street. Parking will be available in the municipal parking lot and Library parking lot.

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### **REPORTS OF COMMITTEES**

#### **Utilities**

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

On July 14<sup>th</sup> a microburst storm passed through our area causing temporary loss of electrical service in some areas. Outages were small and localized, all damage caused by downed trees and branches. Electrical crews were out all evening and repairs have been completed. Work continued on new construction of a primary feeder line on Brittan Street and Walnut Street and installation of new pole at Greenwood Avenue. The Water Department continues State mandated testing of the drinking water supply and completed 47 requested for service markouts.

#### **Health**

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

#### **Finance and Borough Clerk**

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

The third quarter tax bills have been mailed with a due date of August 1<sup>st</sup> and residents can pay online or at the Tax Collector's office. The Division of Taxation will start mailing Property Tax Rebate checks July 15<sup>th</sup> and the annual tax sale will be held on September 4<sup>th</sup>. Mr. Landrigan thanked the staff of the Tax Collection and Utilities Billing staff for their efforts.

#### **Public Safety**

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

The Madison Police Department reports that on July 7<sup>th</sup> Class II Special Police Officer Vincent Galgano began the field training program and attended school resource officer training for his upcoming SRO assignment. On July 12<sup>th</sup> Madison PD started to install the E-ticketing system (electronic summons generation) in their patrol vehicles. This platform will lessen officer, dispatcher and court staff data entry related to motor vehicle summons. This project was funded through a DWI grant with no impact on our budget. On July 14<sup>th</sup> Ptl. Morales and Corporal Goncalves attended the funeral for murdered Dallas Police Officer Patricio Zamarippa, who was one of five officers gunned down on July 7, 2016. Both Officers were flown to Dallas, Texas by Jet Blue airlines free of charge. Unfortunately less than a week later, Corporal Boone and Ptl. Burans flew to Baton Rouge, Louisiana to attend the funerals for murdered police officers Montrell Jackson, Brad Garafola and Matthew Gerald. Jet Blue once again flew officer from around the country to attend the funerals of these fallen heroes. The Fire Department reports for the month of July, 69 fire incident and 23 medical calls. On July 16<sup>th</sup> the Fire Department responded to a confirmed house fire on Pembroke Road, in Chatham Township. Chatham Ambulance Squad provided rehab for the fire fighters and no injuries were reported. On July 17<sup>th</sup>, the Fire Department responded to a structural fire on Bailey Road in Morris Township. On July 23<sup>rd</sup>, a gas leak was reported at Jaeger Lumber, 133 Main Street. Due to a chewed hose, a propane cloud was detected. Police Officers evacuated the Stop & Shop and secured the area. The high heat and humidity made response complicated, but all was cleared, with no injury or loss of property.

#### **Community Affairs**

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

The Downtown Development Commission would like to thank the staff of the Public Works Department for their assistance installing art banners in the downtown area. Eighteen unique works of art are on display and will be auctioned at the Madison Arts & Culture Alliance Gala scheduled for November 5<sup>th</sup>. The Downtown Concert

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Series continues this Friday evening, July 29<sup>th</sup> with *Rosewood* performing on Green Village Road at the Museum of Early Trades & Crafts. Bottle Hill Day is once again scheduled for Saturday, October 1, 2016.

### **Public Works and Engineering**

Mr. Rowe, Chair of the Committee, made the following comments:  
Milling and paving work was completed by PSE&G on both Buckingham and Canterbury Roads. Cifelli & Sons Construction and Subcontractor Reivax Construction have nearly completed work on the 2016 Road Improvement contract except for milling and paving. Public Service Electric & Gas completed gas main replacement on West Street last week and expects to be done with work on Kinney Street this week. Waverly Place planter reconstruction is progressing and the capstone installation is planned for this week. North Street Pump Station bids and Sanitary Sewer Inspection and Repair bids are both due tomorrow. The Building Department has generated over \$500,000 in revenue, to date, issued nearly 400 permits, performed 800 inspections and serviced almost 200 OPRA requests.

### **COMMUNICATIONS AND PETITIONS - 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.**

**Sam Cerciello; Park Avenue**, asked about Resolution 227-2016, authorizing a grant agreement with the Morris County Historic Preservation Trust Fund for the renovation of the Exterior Plaza of the Hartley Dodge Memorial building.

### **AGENDA DISCUSSIONS**

#### **07/25/2016-1 SUMMERHILL PARK TRAIL RESTORATION/ MC TRAIL CONSTRUCTION GRANT PROGRAM**

Ms. Baillie noted that Morris County has opened up Open Space Trust funds for trails grants and requested that Council approve letter on Intent for Summerhill Park trail restoration and new trail construction. If the grant is approved there would be an 80/20 match requirement.

Resolution 229-2016 is listed on the Consent Agenda.

#### **07/25/2016-2 HILLCREST TRIANGLE PLAQUE DEDICATION**

There was no objection to Mayor Conley's recommendation to install a plaque at the Hillcrest Triangle in memory of long time resident, Historian, Planning Board member Larry Taber. Mayor Conley noted that donations will be raised for the plaque.

### **ADVERTISED HEARINGS - None**

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**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 Crimmins; Ridgedale Avenue**, asked that the Veterans' Paver program at James Park be extended and that a paver be included for a recently deceased West Point cadet. Mrs. Vitale offered to bring the discussion to the Patriotic Celebrations Committee.

**Sam Cerciello; Park Avenue**, inquired about the cost of the planter replacement project on Waverly Place, and asked that local contractors be given contracts.

**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 August 8, 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 Clerk to read said ordinance by title:

ORDINANCE 54-2016 ORDINANCE OF THE BOROUGH OF MADISON  
APPROPRIATING \$14,500.00 FROM GENERAL CAPITAL IMPROVEMENT  
FUND TO PURCHASE TWELVE (12) NEW SIGNS FOR VARIOUS PARKS

**WHEREAS**, the Superintendent of Public Works has recommended that the Borough appropriate \$14,500.00 from the General Capital Improvement Fund to purchase twelve (12) new signs for various parks; and

**WHEREAS**, the Chief Financial Officer has attested to the availability of the funds in the General Capital Improvement Fund in an amount not to exceed \$14,500.00 for this purpose; and

**WHEREAS**, the Borough Council has determined that the Borough should appropriate \$14,500.00 from the General Capital Improvement Fund to purchase twelve (12) new signs for various parks.

**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 \$14,500.00 is hereby appropriated from the General Capital Improvement Fund to purchase twelve (12) new signs for various parks.

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

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

Mr. Rowe moved that Ordinance 54-2016, which the Borough Clerk read by title, be adopted. Mr. Catalanello seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

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

Nays: None

ORDINANCE 55-2016 ORDINANCE OF THE BOROUGH OF MADISON  
APPROPRIATING \$75,000.00 FROM THE ELECTRIC UTILITY CAPITAL  
IMPROVEMENT FUND FOR TRAFFIC SIGNAL AND CALL BOX  
IMPROVEMENTS

WHEREAS, the Borough Engineer has recommended that the Borough appropriate \$75,000.00 from the Electric Utility Capital Improvement Fund for traffic signal and call box improvements; and

WHEREAS, the Chief Financial Officer has attested to the availability of the funds in the Electric Utility Capital Improvement Fund in an amount not to exceed \$75,000.00 for this purpose; and

WHEREAS, the Borough Council has determined that the Borough should appropriate \$75,000.00 from the Electric Utility Capital Improvement Fund for traffic signal and call box improvements.

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 \$75,000.00 is hereby appropriated from the Electric Utility Capital Improvement Fund for traffic signal and call box improvements.

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

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

Mr. Wolkowitz moved that Ordinance 55-2016, which the Borough Clerk read by title, be adopted. Mr. Rowe seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

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

Nays: None

ORDINANCE 56-2016 ORDINANCE OF THE BOROUGH OF MADISON  
APPROPRIATING \$150,000.00 FROM THE GENERAL CAPITAL

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IMPROVEMENT FUND FOR CONSTRUCTION DOCUMENTS AND  
PROFESSIONAL SERVICES FOR THE EAST WING OF THE HARTLEY  
DODGE MEMORIAL BUILDING

**WHEREAS**, the Borough Engineer has recommended that the Borough appropriate \$150,000.00 from the General Capital Improvement Fund for construction documents and professional services for the Hartley Dodge Memorial building and grounds; and

**WHEREAS**, the Chief Financial Officer has attested to the availability of the funds in the General Capital Improvement Fund in an amount not to exceed \$150,000.00 for this purpose; and

**WHEREAS**, the Borough Council has determined that the Borough should appropriate \$150,000.00 from the General Capital Improvement Fund for construction documents and professional services for the entire building and grounds.

**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 \$150,000.00 is hereby appropriated from the General Capital Improvement Fund for construction documents and professional services for the entire building.

**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. Rowe moved that Ordinance 56-2016, which the Borough Clerk read by title, be adopted. Mr. Catalanello seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

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

Mr. Wolkowitz moved adoption of the Resolutions R 223-2016 through R 228-2016 and R 230-2016 through R 234-2016 listed on the Consent Agenda. Mr. Catalanello seconded the motion. There was no Council discussion and the motion passed with

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the following roll call vote recorded:

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

Nays: None

R 223-2016 RESOLUTION OF THE BOROUGH OF MADISON PROCLAIMING SATURDAY, OCTOBER 1, 2016 AS BOTTLE HILL DAY AND AUTHORIZING BEER GARDEN

**WHEREAS**, the Mayor and Council of the Borough of Madison have supported the celebration of Bottle Hill Day for the last thirty-eight years; and

**WHEREAS**, Bottle Hill was the name given the community formed in Madison prior to the American Revolution; and

**WHEREAS**, celebrations commemorating Bottle Hill have been an integral part of the history of Madison; and

**WHEREAS**, Bottle Hill Day provides an excellent opportunity for all members of Madison families to participate in a Borough recreational activity.

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the Borough of Madison, County of Morris, State of New Jersey, that October 1, 2016 is hereby proclaimed as **BOTTLE HILL DAY**.

**BE IT FURTHER RESOLVED**, that the following activities are hereby authorized between the hours of 10 a.m. and 5 p.m.:

(1) Merchants contiguous to the sidewalks along the north and south sides of Main Street between Community Place and Greenwood Avenue, both sides of Green Village Road from Kings Road to Main Street, Central Avenue and Waverly Place shall be permitted to sell their merchandise on the sidewalks assuming they provide clear access for pedestrians.

(2) Vendors, entertainment and activities shall be allowed to set up at various locations that are approved by the Police Department and the Assistant Borough Administrator, on the western portion of Lincoln Place, both sides of Waverly Place, both sides of Central Avenue (from Main Street to Brittin Street), and Green Village Road between the James Building and the Museum of Early Trades and Crafts, which streets shall be closed to motor vehicle traffic during the event.

(3) The Downtown Development Commission together with the Madison Main Street Foundation shall be permitted to operate a beer garden on Kings Road, subject to such restrictions or conditions as may be required by the Madison Chief of Police. The location of the beer garden on Kings Road shall be determined by the Assistant Borough Administrator.

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R 224-2016 RESOLUTION OF THE BOROUGH OF MADISON APPROVING RAFFLES LICENSE APPLICATIONS SUBMITTED BY THE THURSDAY MORNING CLUB

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

**THURSDAY MORNING CLUB**

I.D. No. 274-8-12803

R.A. No. 1385 – On Premise 50/50

R.A. No. 1386 – On Premise Merchandise

November 18-19, 2016

R 225-2016 RESOLUTION OF THE BOROUGH OF MADISON, COUNTY OF MORRIS, STATE OF NEW JERSEY ADOPTING THE 'AFFIRMATIVE MARKETING PLAN' FOR THE BOROUGH OF MADISON

**WHEREAS**, in accordance with the Fair Housing Act and the New Jersey Uniform Housing Affordability Controls (N.J.A.C. 5:80-26-1, et seq.), the Borough of Madison is required to adopt by resolution an Affirmative Marketing Plan to ensure that all affordable housing units created, including those created within the Borough of Madison are affirmatively marketed to low and moderate income households, particularly those living and/or working within Housing Region 2, the Housing Region encompassing the Borough of Madison.

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Madison, County of Morris, State of New Jersey, do hereby adopt the following Affirmative Marketing Plan:

**Affirmative Marketing Plan**

- A. All affordable housing units in the Borough of Madison shall be marketed in accordance with the provisions herein unless otherwise provided by law or regulation of the State of New Jersey.
- B. The Borough of Madison has a Prior Round obligation that it has fulfilled, with a surplus of credits to be applied to the Third Round plus a remaining Third Round obligation. This Affirmative Marketing Plan shall apply to all developments that contain or will contain low and moderate income units, including those that are part of the Borough's prior round Fair Share Plan and its current Fair Share Plan and those that may be constructed in future developments not yet anticipated by the Fair Share Plan.
- C. The Affirmative Marketing Plan shall be implemented by an Administrative Agent designated by and/or under contract to the Borough of Madison. All of the costs of advertising and affirmatively marketing affordable housing units shall be borne by the developer/seller/owner of the affordable unit(s).

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- D. In implementing the Affirmative Marketing Plan, the Administrative Agent, acting on behalf of the Borough of Madison, shall undertake all of the following strategies:
1. Publication of one advertisement in a newspaper of general circulation within the housing region.
  2. Broadcast of one advertisement by a radio or television station broadcasting throughout the housing region.
  3. An additional regional marketing strategy using one of the other sources listed below. (Community contacts listed in H(1)).
- E. The Affirmative Marketing Plan is a regional marketing strategy designed to attract buyers and/or renters of all majority and minority groups, regardless of race, creed, color, national origin, ancestry, marital or familial status, gender, affectional or sexual orientation, disability, age or number of children to housing units which are being marketed by a developer or sponsor of affordable housing. The Affirmative Marketing Plan is also intended to target those potentially eligible persons who are least likely to apply for affordable units in that region. It is a continuing program that directs all marketing activities toward the Housing Region in which the municipality is located and covers the entire period of the deed restriction for each restricted housing unit. The Borough of Madison is located in Housing Region 2, consisting of Morris, Essex, Union and Warren Counties.
- F. The Affirmative Marketing Plan is a continuing program intended to be followed throughout the entire period of restrictions and shall meet the following requirements:
1. All newspaper articles, announcements and requests for applications for low and moderate income units shall appear in the Star Ledger and the Daily Record.
  2. The primary marketing shall take the form of at least one advertisement in a newspaper of general circulation within the housing region, one radio or television advertisement broadcasting throughout the housing region, and at least one additional regional marketing strategy as described below. Such advertising and outreach shall take place during the first week of the marketing program (at least four months prior to expected occupancy) and each month thereafter until all the units have been leased or sold.
  3. The advertisement shall include a description of the:
    - a. Location of the units;
    - b. Directions to the units;
    - c. Range of prices for the units;
    - d. Size, as measured in bedrooms, of units;
    - e. Maximum income permitted to qualify for the units;

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- f. Location of applications;
  - g. Business hours when interested households may obtain an application; and
  - h. Application fees.
- 4. Newspaper articles, announcements and information on where to request applications for low and moderate income housing shall take place during the first week of the marketing program (at least four months prior to expected occupancy) and each month thereafter until all the units have been leased or sold.
- 5. The following regional cable television stations or regional radio stations shall be used. The developer must provide satisfactory proof of public dissemination on at least one of the following stations (must cover entire region):
  - a. 13 WNET Educational Broadcasting Corporation
  - b. 50 WNJN New Jersey Public Broadcasting Authority
  - c. Cablevision of Morris
  - d. Comcast of NJ
  - e. Comcast of Northwest NJ
  - f. WOR 710
  - g. WABC 770
  - h. WCAA 105.9
  - i. WBLS 107.5
  - j. WPRB 103.3
- G. Applications, brochure(s), sign(s) and/or poster(s) used as part of the affirmative marketing program shall be available/posted in the following locations:
  - 1. Madison Borough Hall
  - 2. Madison Borough Web Site
  - 3. Developer's Sales/Rental Offices
  - 4. Morris County Administration Building
  - 5. Essex County Administration Building
  - 6. Union County Administration Building

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7. Warren County Administration Building
8. Madison Public Library

Applications shall be mailed by the Administrative Agent and Municipal Housing Liaison to prospective applicants upon request. Also, applications shall be available at the developer's sales/rental office and shall be mailed to prospective applicants upon request.

- H. The Administrative Agent shall develop, maintain and update a list of community contact person(s) and/or organizations(s) in Morris, Essex, Union and Warren Counties that will aid in the affirmative marketing program with particular emphasis on contacts that will reach out to groups that are least likely to apply for housing within the region, including those identified below and in Attachment A, Part III, Marketing, Section 3c of the **Affirmative Fair Housing Marketing Plan for Affordable Housing in Region 2** (attached to and hereby made part of this Resolution).

1. Informational circulars and applications shall be sent to the administrators of each of the following agencies within the counties of Morris, Essex, Union and Warren:

Welfare or Social Service Board (via the Director)  
Rental Assistance Office (local office of DCA)  
Office on Aging  
Housing Authority (municipal or county)  
Community Action Agencies  
Community Development Departments

- I. The Administrative Agent shall provide or direct qualified low and moderate income applicants to counseling services on subjects such as budgeting, credit issues, mortgage qualifications, rental lease requirements and landlord/tenant law. The following is a listing of community contact person(s) and/or organizations in Morris, Essex, Union and Warren Counties that will aid in the affirmative marketing program and provide guidance and counseling services to prospective occupants of low and moderate income units:

1. Housing Partnership for Morris County, 2 East Blackwell Street, Dover, NJ 07801
2. Community Access Unlimited, Inc., 80 West Grand Street, Elizabeth, NJ 07202
3. Northwest New Jersey Community Action Program, Inc. (NORWESCAP), 350 Marshall Street, Phillipsburg, NJ 08865

- J. A random selection method to select occupants of low and moderate income housing will be used by the Administrative Agent, in conformance with N.J.A.C. 5:80-26.16 (I). The Affirmative Marketing Plan shall provide a regional preference for all households that live and/or work in Housing Region 2 comprised of Morris, Essex, Union and Warren Counties.

- K. The Administrative Agent shall administer the Affirmative Marketing Plan.

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The Administrative Agent has the responsibility to income qualify low and moderate income households; to place income eligible households in low and moderate income units upon initial occupancy; to provide for the initial occupancy of low and moderate income units with income qualified households; to continue to qualify households for re-occupancy of units as they become vacant during the period of affordability controls; to assist with outreach to low and moderate income households; and to enforce the terms of the deed restriction and mortgage loan as per N.J.A.C 5:80-26-1, *et seq.*

- L. All developers/owners of low and moderate income housing units shall be required to undertake and pay the costs of the marketing of the affordable units in their respective developments, subject to the direction and supervision of the Administrative Agent.
- M. The implementation of the Affirmative Marketing Plan for a development that includes affordable housing shall commence at least 120 days before the issuance of either a temporary or permanent certificate of occupancy. The implementation of the Affirmative Marketing Plan shall continue until all low income housing units are initially occupied and for as long as affordable units exist that remain deed restricted and for which the occupancy or reoccupancy of units continues to be necessary.
- N. The Administrative Agent shall provide the Affordable Housing Liaison with the information required to comply with monitoring and reporting requirements pursuant to N.J.A.C.5:80-26-1, *et seq.*

R 226-2016 Item Removed and the # Retired

R 227-2016 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING ACCEPTANCE OF A 2016 GRANT FROM THE MORRIS COUNTY HISTORIC PRESERVATION TRUST FOR THE RENOVATION OF THE EAST WING AND EXTERIOR PLAZA OF THE HARTLEY DODGE MEMORIAL BUILDING

**WHEREAS**, the Borough has been awarded a 2016 Morris County Historic Preservation Trust in the amount of \$50,000.00 in connection with renovation of the Exterior Plaza of the Hartley Dodge Memorial building; and

**WHEREAS**, the Borough Council has determined it is appropriate to authorize the Mayor and Clerk to sign a Grant Agreement with the Morris County Historic Preservation Trust Fund 2016 Grant Program in connection with renovation of the Exterior Plaza of the Hartley Dodge Memorial building.

**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 Mayor and Borough Clerk are hereby authorized and directed on behalf of the Borough to sign an agreement with the Morris County Historic Preservation Trust in connection with renovation of the Exterior Plaza of the Hartley Dodge Memorial building.

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R 228-2016 RESOLUTION OF THE BOROUGH OF MADISON APPROVING THE APPOINTMENT OF NON-PAID REHS INTERNS FOR THE SUMMER SEMESTER 2016

**WHEREAS**, resumes of individuals interested in public health are received by the Health Officer for potential non-paid intern positions as Registered Environmental Health Specialists (REHS); and

**WHEREAS**, during the calendar year of 2016, various resumes have been received; and

**WHEREAS**, the Health Officer has determined that those volunteer interns can benefit the Health Department and residents of the Borough of Madison; and

**WHEREAS**, the Madison Board of Health has approved appointments of interns for the calendar year 2016; and

**WHEREAS**, two students have been interviewed and accepted to work as unpaid REHS interns as stipulated in the Environmental Public Health Summer Program at Rutgers University for the Madison Health Department.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough of Madison, County of Morris that the following individuals be approved as non-paid REHS interns for the Summer Semester, 2016;

Melissa Rodriguez  
Nexhmije Berisha

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

R 230-2016 RESOLUTION OF THE BOROUGH OF MADISON APPROVING RAFFLES LICENSE APPLICATION SUBMITTED BY CARETTES 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:

CARETTES INC.  
I.D. No. 324-5-28510  
R.A. No. 1387 – Off Premise  
September 10, 2016

R 231-2016 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING SOIL MOVING PERMIT FOR BLOCK 2101, LOT 1.01, 4 HIGHLAND AVENUE

**WHEREAS**, the owner of property located at 4 Highland Avenue, Block 2101, Lot 1.01, in the Borough of Madison has applied for a soil moving permit in accordance with the requirements of Section 195-45 of the Madison Borough Land

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Development Ordinance in order to move approximately 500 cubic yards of indigenous soil in connection with the construction of a patio, swimming pool and retaining wall; and

**WHEREAS**, the project will require the movement of 500 cubic yards of indigenous soil in and into the site and conservation measures will be provided; and

**WHEREAS**, the applicant will clearly define the destination for fill material, routes taken, hours of trucking, stabilization measures, soil erosion compliance and the posting of performance/restoration bonds to protect the municipality from hazards associated with incomplete work; and

**WHEREAS**, the Borough Engineer has determined that temporary measures to minimize temporary construction impacts will be made by the applicant/owner, and there shall be no long term negative impact on the adjacent property owners related to soil moving; and

**WHEREAS**, the Borough Engineer has recommended the Borough Council authorize the issuance of the soil moving permit subject to regulations governing said activities.

**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 Engineer is authorized to issue a soil moving permit as described herein to Vincent DeProssino, owner of property, at 4 Highland Avenue, Block 2101, Lot 1.01, for the purposes set forth herein on such terms and conditions as required by the Madison Land Development Ordinance and the Borough Engineering Department.

R 232-2016 RESOLUTION OF THE BOROUGH OF MADISON RATIFYING APPOINTMENT OF LUCAS GLYNN TO THE POSITION OF INTERN

**WHEREAS**, the Borough Engineer has recommended the appointment of Lucas Glynn as a part-time Intern in the Engineering Department; and

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

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that the appointment of Lucas Glynn as a part-time Intern in the Engineering Department, at the rate of pay of \$10.00 per hour is hereby ratified, effective June 1, 2016.

R 233-2016 RESOLUTION OF THE BOROUGH OF MADISON AWARDED CONTRACT FOR CRACK SEALING IMPROVEMENTS ON VARIOUS ROADS UNDER MORRIS COUNTY COOPERATIVE BID IN AN AMOUNT NOT TO EXCEED \$50,000.00

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

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

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

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

**WHEREAS**, the Chief Financial Officer has attested that funds are available in an amount not to exceed \$50,000.00 for this purpose in Ordinance 5-2016.

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

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

2. The Borough Administrator is hereby authorized and directed on behalf of the Borough to execute a purchase order and contract to Micro Pave, Inc. of Roseland, New Jersey, for crack sealing improvements on various roads at a total price not to exceed \$50,000.00, in a form acceptable to the Borough Attorney.

R 234-2016 RESOLUTION OF THE BOROUGH OF MADISON RENEWING LIQUOR LICENSE IN THE BOROUGH OF MADISON FOR THE 2016-2017 LICENSE TERM

**BE IT RESOLVED** by the Council of the Borough of Madison, County of Morris, State of New Jersey, that the following application for renewal of Liquor License for the 2016 - 2017 license term be, and hereby is, approved:

**CONSUMPTION LICENSE – FEE \$2,386.00; July 1, 2016 through June 30, 2017**

License #1417-33-018-009  
U S Food and Beverage Corp.  
Poor Herbies  
13 Waverly Place  
Madison, NJ 07940

Ms. Baillie moved adoption of the Resolution R 229-2016. Mr. Catalanello seconded the motion. Mr. Catalanello raised concern regarding the available balance of funds in the Open Space Trust Fund. Mayor Conley noted that the trails project would not move

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forward without the grant award. Following discussion, the motion passed with the following roll call vote recorded:

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

R 229-2016 RESOLUTION OF THE BOROUGH OF MADISON SUPPORTING LETTER OF INTENT FOR A GRANT FROM THE MORRIS COUNTY OPEN SPACE PRESERVATION TRUST FUND FOR TRAIL CONSTRUCTION AT SUMMERHILL PARK

**WHEREAS**, the Borough of Madison wishes to support a grant application, to the Morris County Open Space Preservation Trust Fund, for restoration and construction of trails at Summerhill Park; and

**WHEREAS**, the Borough of Madison agrees to provide a twenty (20%) per cent match if the grant is approved; and

**WHEREAS**, the Borough Administrator has recommended that the Council authorize the issuance of a letter of intent for the grant application to the Morris County Open Space Preservation Trust Fund program and the execution of any subsequent Grant Agreement.

**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 is hereby authorized to execute a Letter of Intent to the Morris County Open Space Preservation Trust Fund, for a restoration and construction grant for the trails at Summerhill Park.

***UNFINISHED BUSINESS*** - None

***APPROVAL OF VOUCHERS***

On motion by Mr. Catalanello, seconded by Mr. Rowe and carried, the following vouchers of the Borough of Madison were approved for payment, and the supporting documentation of said vouchers was made part of the Supplemental Minute Book.

Public Safety	\$25,056.17
Health & Public Assistance	6,209.36
Public Works & Engineering	108,298.16
Community Affairs	16,086.54
Finance & Borough Clerk	3,459,010.62
Utilities	<u>896,492.86</u>
Total	<u>\$4,511,153.71</u>

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

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

**NEW BUSINESS** - None

**ADJOURN**

There being no further business to come before the Council, the meeting was adjourned at 9:05 p.m.

Respectfully submitted,

Elizabeth Osborne  
Borough Clerk  
Approved August 8, 2016 (EO)