

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

January 13, 2014 - 7 p.m.

CALL TO ORDER

The Regular Meeting of the Mayor and Council of the Borough of Madison was held on the 13th day of January, 2014. 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 2, 2014. 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

Benjamin Wolkowitz

Patrick W. Rowe

Absent: Astri J. Baillie, excused

Also Present:

James E. Burnet, Assistant Borough Administrator

Elizabeth Osborne, Borough Clerk

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. Landrigan moved:

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

MINUTES FOR APPROVAL (1)

none

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

CONTRACT MATTERS (4)

DUECO INSIDE SALES

RECENT PERC RULING

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PUBLIC WORKS ANNUAL CONTRACTS
PROJECT COMMUNITY PRIDE

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

PERSONNEL MATTERS (2)
PUBLIC WORKS POSITIONS
PART-TIME CLERK-TAX COLLECTOR'S OFFICE

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

LITIGATION MATTERS (2)
PLANET M.S.C., LLC VS. MADISON BOROUGH
FDU PILOT

Date of public disclosure 60 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.

APPROVAL OF MINUTES-NONE

GREETINGS TO PUBLIC

Oath of Office Volunteer Fire Fighters – Oath Administered by Mayor Conley

Mr. Rowe moved adoption of Resolutions R 33-2014. 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, Mr. Wolkowitz, Mr. Rowe
Nays: None
Absent: Ms. Baillie

R 33-2014 RESOLUTION OF THE BOROUGH OF MADISON
CONFIRMING MEMBERSHIP OF KENNETH SYCH AND
THOMAS SYCH IN THE MADISON HOSE COMPANY NO.1,
INC.

WHEREAS, the Fire Chief has advised that Kenneth Sych and Thomas Sych were voted into the Madison Hose Company No.1, Inc. as a volunteer firefighters; and

WHEREAS, Section 18-27 of the Madison Borough Code requires that each person so voted shall be confirmed as a member of such division by the Council of the Borough of Madison.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that Kenneth Sych and Thomas Sych are hereby confirmed as a members of the Madison Hose Company No. 1, Inc. effective immediately.

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Oath of Office Volunteer Firefighters Kenneth Sych and Thomas Sych was administered by Mayor Conley.

Mayor Conley presented Certificates of Achievement to the Madison High School Girls Field Hockey Team for achievement in winning the Morris County Championship and the NJAC Independence Division Championship.

Mayor Conley made the following comments:

EMPLOYEES OF THE MONTH FOR JANUARY:

Linda Sawyer, Sandra Emmerich and Donna Carey for the smooth transition and adjustment to work responsibilities when Linda Sawyer took a new position in the Purchasing Department, Sandra Emmerich moved to the Finance Department and Donna Carey trained a new employee for the Water and Electric Department.

ANNIVERSARIES FOR THE MONTH OF JANUARY:

35TH Anniversary – Thomas DeBiase of the Department of Public Works on January 22nd

30th Anniversary – Frank Davis of the Department of Public Works on January 3rd

REPORTS OF COMMITTEES

Health

Mr. Landrigan of the Committee made the following comments:
The Madison Health Department has influenza vaccines available. Mr. Landrigan also noted that business retail food establishment and animal licensing is in progress as well at the Health Department. Resident with questions should contact the Health Department.

Public Works and Engineering

Mr. Catalanello, Chair of the Committee, made the following comments:
The Public Works staff continuing to collect curbside Christmas trees and repairing pot holes. A yard waste collection day is scheduled at the John Street garage for February 15, 2014.

Utilities

Mrs. Vitale, Chair of the Committee, made the following comments:
Mrs. Vitale noted the a transformer at the Madison Senior Housing has been replaced and thanked Borough Staff for their efforts during the replacement. The Fire Department battled a house fire on Midwood Terrace this week and Fire Chief DeRosa sent a note of thanks to all departments that help during the event.

Public Safety

Ms. Baillie, Chair of the Committee, no report.

Finance and Borough Clerk

Mr. Wolkowitz, Chair of the Committee, made the following comments:
Mr. Wolkowitz, reporting for Public Safety, noted that Project Community Pride reports seven new referrals year to date and PCP Social Workers have attend a

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training session on self injury. Mr. Wolkowitz noted his attendance at a PCP symposium to discuss the future of the organization. The Fire Department responded to a structural fire on Midwood Terrace, as well as two other emergency calls so far this year. The Fire Department received mutual aid from Florham Park, Chatham Borough, Chatham Township Morris Township, Morristown, Cedar Knolls and Green Village.

Mr. Wolkowitz reported 2013 year end statistic for the Police Department including 30,308 calls for service, 416 motor vehicle accidents, 4000 motor vehicle stops, 3000 summons issued, 1400 radar stops, 221 suspicious incidents and 208 arrests. For the Finance and Borough Clerk, Mr. Wolkowitz reported that tonight's discussion regarding the municipal budget will include a schedule of budget hearings starting with the Capital Budget. Mr. Wolkowitz encouraged residents to attend and send comments regarding the budget.

Community Affairs

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

Mr. Rowe reported his attendance at the League of Municipalities Convention last November, and at the League's Orientation for newly elected members this past weekend. In December, Mr. Rowe stated he met with most of the Borough Department Heads, and expects to sit down before the end of the month with the few missed because of a year-end work issue. Mr. Rowe noted his attendance at the Chamber of Commerce meeting, where they reviewed their programs from last year. The Chamber will hold their annual Holiday Party tomorrow evening at Rocco's at 6p.m. All residents are invited to attend and will be asked to pay \$ 25.00 at the door. Mr. Rowe also noted his attendance to the Senior Citizens' Advisory Committee meeting last week. Mr. Rowe reported year-end totals for participation in three major categories at the Senior Center: Weekly activities – 8,327, Service including the van – 7,810 One-time events – 1,793. Mr. Rowe noted that van usage increased 33%, from 3,500 riders in 2012 to almost 4,700 in 2013.

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, inquired about proposed resolution R 42-2014 regarding a property tax appeal and the number of applicants for the position of probationary police officer.

AGENDA DISCUSSIONS

01/13/2014-1 2014 MUNICIPAL BUDGET SCHEDULE

The following schedule was agreed to for discussion, introduction and adoption of the 2014 Municipal Budget. The Capital Budget will be discussed this evening. At the regularly scheduled Council meeting of January 27th, the operating budget will be presented and a town hall meeting will be held on Saturday, February 1, 2014, at 10:00 a.m. Department Heads will present their budgets at a special meeting on February 3rd at 7:00 p.m. and discussion will continue at the regular Council meeting of February 10th. Final budget adjustment will be considered at the February 24,

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2014 meeting. Introduction of the budget is scheduled for the March 10th Council meeting and the public hearing and adoption is planned for the April 14th Council meeting.

01/13/2014-2 2014 CAPITAL BUDGET INTRODUCTION

Mr. Burnet explained the budget cycle and the process used to develop a proposed capital budget, noting the recommendation of \$3.5 million for 2014 capital projects. Borough Engineer Robert Vogel provided details regarding roadway reconstruction projects to be included in the 2014 Roadway Reconstruction project which will be ready to bid February. Library Trustee Thomas Binting provided information regarding the capitol projects proposed at the Public Library, including replacement of the HVAC system and additional asbestos abatement. Following discussion there was agreement that Mr. Vogel include reconstruction of Wilson Lane in the proposed roadway reconstruction projects. Mayor Conley noted that the Operating Budget will be discussed at the January 27th meeting.

01/13/2014-3 COUNCIL BY-LAWS REVIEW COMMITTEE

Mayor Conley announced Mr. Catalanello, Mr. Landrigan and Mrs. Vitale as the members of the By-laws committee, to review and recommend changes to the Council.

ADVERTISED HEARINGS- NONE

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.

Tim Harrington, Cross Gates, inquired about the sale of the former Green Village Road School property, and suggested that Prospect Street also be considered for milling.

Mary Beth Forte, Academy Road, thanked the Mayor and Council for the overview of the Capital Budget, and asked what the likelihood is that Academy will be reconstructed in 2014.

Maureen Byrne, Albright Circle, noted fund raising by the Friends of the Public Library and asked that Council consider replacement of the HVAC system.

Christine Tully, Green Village Road, asked about sidewalks along Green Village Road, noting that the Board of Education has eliminated bus routes. Following discussion, there was Council agreement to have the Police Department Traffic Safety Officer contact the Board of Education.

INTRODUCTION OF ORDINANCES- 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.

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

Nays: None

Absent: Ms. Baillie

R 34-2014 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZE THE SUBMISSION OF THE GRANT EXTENSION FOR THE 2014 MADISON MUNICIPAL ALLIANCE GRANT

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Borough Council of the Borough of Madison, County of Morris, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, Madison was approved for a Municipal Alliance grant for the January 1, 2013 through December 31, 2013 grant term; and

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse has extended the 2013 grant term until June 30, 2014, in order to transition the grant to a fiscal year rather than calendar year cycle; and

WHEREAS, funding has been made available to Madison Municipal Alliance in the amount of 50% of its approved 2013 grant total for the six-month extension period of January 1, 2014 to June 30, 2014, contingent upon meeting the 25% Cash Match and 75% In-Kind Match grant requirement for the extension funding.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Madison does hereby authorize the submission of the grant extension for the Madison Municipal Alliance grant in the amount of:

DEDR	\$19911.00
Cash Match	\$ 4977.75
In-Kind	\$14933.25

The Borough of Madison Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

R 35-2014 RESOLUTION OF THE BOROUGH OF MADISON APPROVING THEATER LICENSE FOR BOW TIE CINEMAS FOR 2014

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BE IT RESOLVED, by the Council of the Borough of Madison, County of Morris, State of New Jersey, that the following Theater License be approved for the year 2014:

Company Name: BTC HOLDINGS 409, LLC

Name of Theater: BOW TIE CINEMAS

Location of Theater: 14 LINCOLN PLACE
MADISON, NEW JERSEY

R 36-2014 RESOLUTION OF THE BOROUGH OF MADISON AWARDING CONTRACT TO DUECO INSIDE SALES OF WAUKESHA, WI FOR ONE (1) NEW UNUSED DIGGER/DERRICK TRUCK AND CHASSIS FOR THE ELECTRIC UTILITY DEPARTMENT IN THE AMOUNT OF \$186,117.00

WHEREAS, the Borough of Madison publicly advertised for bids for the purchase of a new unused digger/derrick truck and chassis, (the “Contract”) in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq.; and

WHEREAS, after review of the four bids received December 4, 2013, the Electric Utility Superintendent has determined that the two lowest bidders were not compliant with the bid specification; and

WHEREAS, the lowest qualified bid, complying with all bid specifications, was submitted by Dueco Inside Sales, of Waukesha, Wisconsin, in the amount of \$186,117.00; and

WHEREAS, the Electric Utility Superintendent has recommended that the Borough Council award the contract to Dueco Inside Sales, of Waukesha, Wisconsin, in the amount of \$186,117.00; and

WHEREAS, the Chief Financial Officer has attested that funds will be available in an amount not to exceed \$186,117.00 for this purpose in Ordinances 2-2013 and 42-2013.

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

1. The contract for the purchase of a new unused digger/derrick truck and chassis is hereby awarded to Dueco Inside Sales, based upon its bid in the amount of \$186,117.00.

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

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R 37-2014 RESOLUTION OF THE BOROUGH OF MADISON RATIFYING THE AWARD OF A PURCHASE ORDER/CONTRACT TO ALLIED OIL, LLC FOR THE PURCHASE OF GASOLINE UNDER THE NEW JERSEY STATE COOPERATIVE CONTRACT #80914, GASOLINE

WHEREAS, the Borough of Madison desires to ratify an award of a purchase/order contract for the purchase of gasoline to an authorized vendor under the State Co-Operative Pricing Council program; and

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

WHEREAS, Allied Oil, LLC of Manville, New Jersey has been awarded New Jersey State Co-Operative Pricing Council contract #80914, Gasoline; and

WHEREAS, the Superintendent of Public Works has recommended that the Borough Council utilize this contract for the purchase of gasoline in the amount of \$200,000.00; and

WHEREAS, the Chief Financial Officer has attested that funds are available in an amount not to exceed \$200,000.00 for this purpose, which is in the 2014 Gasoline Budget #460, account 421. This is contingent upon the adoption of the 2014 Municipal Budget.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that a purchase order/contract be awarded to Allied Oil, LLC of Manville, New Jersey for the purchase of gasoline, at a total price not to exceed \$200,000.00 under the New Jersey State Co-Operative Pricing Council contract #80914, Gasoline and same is hereby ratified and approved.

R 38-2014 RESOLUTION OF THE BOROUGH OF MADISON RATIFYING THE AWARD OF A PURCHASE ORDER/CONTRACT TO TREE KING FOR TREE REMOVAL SERVICES UNDER THE MORRIS COUNTY COOPERATIVE CONTRACT

WHEREAS, the Borough of Madison desires to ratify an award of a purchase/order contract for Tree Removal services to an authorized vendor under the Morris County Co-Operative Pricing Council program; and

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

WHEREAS, Tree King, Inc. of Landing, New Jersey has been awarded Morris County Co-Operative Pricing Council Contract Number 18, Tree Removal; and

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WHEREAS, the Superintendent of Public Works has recommended that the Borough Council utilize this contract for the purchase of Tree Removal services in the amount of \$42,000.00; and

WHEREAS, the Chief Financial Officer has attested that funds are available in an amount not to exceed \$42,000.00 for this purpose, which are in the 2014 Shade Tree Department Budget #303, account 214. This is contingent upon the adoption of the 2014 Municipal Budget.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that a purchase order/contract be awarded to Tree King, Inc. of Landing, New Jersey for the purchase of Tree Removal services, at a total price not to exceed \$42,000.00 under the Morris County Co-Operative Pricing Council Contract Number 18, Tree Removal and same is hereby ratified and approved.

R 39-2014 RESOLUTION OF THE BOROUGH OF MADISON RATIFYING THE AWARD OF A PURCHASE ORDER/CONTRACT TO RIGGINS, INC. OF MILLVILLE, NEW JERSEY FOR ULTRA LOW SULFUR DIESEL FUEL UNDER THE NEW JERSEY STATE COOPERATIVE CONTRACT

WHEREAS, the Borough of Madison desires to ratify an award of a purchase/order contract for Ultra Low Sulfur Diesel Fuel to an authorized vendor under the State Co-Operative Pricing Council program; and

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

WHEREAS, Riggins, Inc. of Millville, New Jersey has been awarded the State Co-Operative Pricing Council Contract #82763 for Ultra Low Sulfur Diesel Fuel and

WHEREAS, the Superintendent of Public Works has recommended that the Borough Council utilize this contract for the purchase of Ultra Low Sulfur Diesel Fuel in the amount of \$100,000.00; and

WHEREAS, the Chief Financial Officer has attested that funds are available in an amount not to exceed \$100,000.00 for this purpose, which are in the 2014 Gasoline Budget# 460, account 421. This is contingent upon the adoption of the 2014 Municipal Budget.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that a purchase order/contract be awarded to Riggins, Inc. of Millville, New Jersey, for Ultra Low Sulfur Diesel Fuel, at a total price not to exceed \$100,000.00 under the New Jersey

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State Co-Operative Pricing Council Contract #82763 Ultra Low Sulfur Diesel Fuel and same is hereby ratified and approved.

R 40-2014 RESOLUTION OF THE BOROUGH OF MADISON RATIFYING THE AWARD OF A PURCHASE ORDER/CONTRACT FOR SALT TO ATLANTIC SALT OF LOWELL, MA, UNDER THE SOMERSET COUNTY COOPERATIVE PRICING COUNCIL PROGRAM

WHEREAS, the Borough of Madison desires to ratify an award of a purchase/order contract for salt to an authorized vendor under the Somerset County Co-Operative Pricing Council program; and

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

WHEREAS, Atlantic Salt of Lowell, MA, has been awarded Somerset County Co-Operative Pricing Council Contract cc-54-12 for the purchase of salt; and

WHEREAS, the Superintendent of Public Works has recommended that the Borough Council utilize this contract for the purchase of salt in the amount of \$113,000.00; and

WHEREAS, the Chief Financial Officer has attested that funds are available in an amount not to exceed \$113,000.00 for this purpose, which is in the 2014 Public Works Department #300, account 435. This is contingent upon the adoption of the 2014 Municipal Budget.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that a purchase order/contract be awarded to Atlantic Salt of Lowell, MA for the purchase of salt at a total price not to exceed \$113,000.00 under the Somerset County Co-Operative Pricing Council Contract cc-54-12 and same is hereby ratified and approved.

R 41-2014 RESOLUTION OF THE BOROUGH OF MADISON APPOINTING KATHLEEN PLUMBO TO THE POSITION OF PART-TIME CLERK IN THE TAX COLLECTORS OFFICE

WHEREAS, the Tax Collector recommends the appointment of Kathleen Plumbo to the position of Part Time Clerk in the Tax Collector's office, effective January 14, 2014; and

WHEREAS, the 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 Kathleen Plumbo is hereby appointed to the position of Part Time Clerk in the Tax Collector's office, effective January 14, 2014; and

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BE IT FURTHER RESOLVED, that Kathleen Plumbo be compensated at the hourly rate of \$14.00 per hour.

R 42-2014 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING SETTLEMENT OF THE 2010, 2011, 2012 AND 2013 TAX APPEALS ENTITLED PLANET M.S.C., LLC V. BOROUGH OF MADISON, DOCKET NOS. : 009523-2010, 005260-2011, 008246-2012 AND 002953-20123 OF THE TAX ASSESSMENT OF BLOCK 2401, LOT 4, KNOWN AS 233-237 MAIN STREET, IN THE BOROUGH OF MADISON, MORRIS COUNTY, NEW JERSEY

WHEREAS, an appeal of the real property tax assessment for tax years 2010, 2011, 2012 and 2013 involving Block 2401, Lot 4, has been filed by the Taxpayer, Planet M.S.C., LLC; and

WHEREAS, the proposed Stipulation of Settlement, a copy of which is incorporated as if set forth at length herein, has been reviewed and recommended by the Borough Tax Assessor and Borough Tax Expert; and

WHEREAS, settlement of said matter as more fully set forth below is in the best interest of the Borough of Madison.

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. Settlement of the 2010 tax appeal is hereby authorized as follows:

233-237 Main Street
Year 2010

	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Settlement Amount</u>
Land:	\$1,690,000	N/A	\$ 1,690,000
Imprvts:	\$ 689,600	N/A	\$ 689,600
Total:	\$ 2,379,600	N/A	\$ 2,379,600

2. Settlement of the 2011 and 2012 tax appeals is hereby authorized as follows:

233-237 Main Street
Year 2011, 2012

	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Settlement Amount</u>
Land:	\$1,690,000	N/A	\$ 1,690,000
Imprvts:	\$ 689,600	N/A	\$ 389,600
Total:	\$ 2,379,600	N/A	\$ 2,079,600

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3. Settlement of the 2013 tax appeal is hereby authorized as follows:

233-237 Main Street
Year 2013

	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Settlement Amount</u>
Land:	\$ 2,535,000	N/A	\$ 2,535,000
Imprvts:	\$ 1,062,400	N/A	\$ 1,062,400
Total:	\$ 3,597,400	N/A	\$ 3,597,400

4. All Borough officials are hereby authorized to take whatever action may be necessary to implement the terms of this Resolution and authorizes the Borough Tax Appeal Attorney to enter into the Stipulation of Settlement as provided by Taxpayer.

R 43-2014 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING A SHARED SERVICE AGREEMENT WITH THE BOROUGH OF KENILWORTH TO PROVIDE INFORMATION TECHNOLOGY SERVICES

WHEREAS, the Borough of Kenilworth and the Borough of Madison have agreed to enter into a Shared Services agreement for the provision of Information Technology Support Services, wherein Madison will provide the Borough of Kenilworth with up to six (6) hours of IT Support Services per day, subject to existing work load obligations, not to exceed twenty (20) hours per month, nor 250 hours annually at an hourly rate of \$66.00, for a total amount not to exceed \$16,500.00; and

WHEREAS, the Madison Borough Council has reviewed the proposed 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 and Borough Clerk are authorized to enter into a Shared Services agreement with the Borough of Kenilworth for the provision of Information Technology Support Services, such agreement to be in a form approved by the Madison Borough Attorney.

R 44-2014 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING A SHARED SERVICE AGREEMENT WITH THE BOROUGH OF CHATHAM TO PROVIDE INFORMATION TECHNOLOGY SERVICES

WHEREAS, the Borough of Chatham and the Borough of Madison entered into a Shared Services agreement for the provision of Information Technology Support Services, approved by the Madison Borough Council on May 13, 2013,

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wherein Madison provides the Borough of Chatham with up to six (6) hours of IT Support Services per day, subject to existing work load obligations, not to exceed twenty (20) hours per month, nor 250 hours annually, at an hourly rate of \$66.00, for a total amount not to exceed \$16,500.00; and

WHEREAS, the Madison Borough Council has determined to renew said shared services 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 and Borough Clerk are authorized to enter into a Shared Services agreement with the Borough of Chatham for the provision of Information Technology Support Services, such agreement to be in a form approved by the Madison Borough Attorney.

R 45-2014 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING A SHARED SERVICE AGREEMENT WITH THE TOWNSHIP OF BERKELEY HEIGHTS TO PROVIDE INFORMATION TECHNOLOGY SERVICES

WHEREAS, the Township of Berkeley Heights and the Borough of Madison entered into a Shared Services agreement for the provision of Information Technology Support Services, approved by the Madison Borough Council on May 13, 2013, wherein Madison provides the Township of Berkeley Heights with up to six (6) hours of IT Support Services per day, subject to existing work load obligations, not to exceed twenty (20) hours per month, nor 250 hours annually, at an hourly rate of \$66.00, for a total amount not to exceed \$16,500.00; and

WHEREAS, the Madison Borough Council has determined to renew said shared services 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 and Borough Clerk are authorized to enter into a Shared Services agreement with the Township of Berkeley Heights for the provision of Information Technology Support Services, such agreement to be in a form approved by the Madison Borough Attorney.

R 46-2014 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING SETTLEMENT AGREEMENT WITH THE FAIRLEIGH DICKINSON UNIVERSITY

WHEREAS, Fairleigh Dickinson University (“FDU”) is the owner of property located on Madison Avenue, Lot 6, Block 101, as shown on the official tax map of the Borough of Madison; and

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WHEREAS, the Borough has negotiated a settlement agreement with FDU to resolve all tax appeal and exemption issues pending; and

WHEREAS, settlement of said matter is in the best interest of the University and Borough of Madison.

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 the Borough Clerk are authorized to sign an agreement in a form approved by the Borough Attorney and/or Special Counsel.

UNFINISHED BUSINESS - None

APPROVAL OF VOUCHERS

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

Public Safety	\$51,251.28
Health & Public Assistance	5,846.26
Public Works & Engineering	378,017.69
Community Affairs	3,357.69
Finance & Borough Clerk	4,498,261.63
Utilities	<u>310,079.76</u>
Total	<u>\$5,246,814.31</u>

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

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

Nays: None

Absent: Ms. Baillie

NEW BUSINESS

Mayor Conley announced the following appointments and requested Council confirmation:

STRATEGIC PLANNING COMMITTEES

Chairpersons for a one-year term through December 31, 2014

Bruce Galton – Capital Budgeting

Martin Barbaro – Electric Utility

Tom Bintinger – Municipal Budget

Maureen Byrne - Operations

Mrs. Vitale moved confirmation of the foregoing appointments. Mr. Wolkowitz seconded the motion, which passed with the following roll call vote recorded:

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

Nays: None

Absent: Ms. Baillie

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BY-LAWS REVIEW COMMITTEE

Mr. Catalanello, Mr. Landrigan and Mrs. Vitale.

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

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

Nays: None

Absent: Ms. Baillie

ADJOURN

There being no further business to come before the Council, the meeting was adjourned at 10:50 p.m.

Respectfully submitted,

Elizabeth Osborne
Borough Clerk
Approved February 24, 2014 (EO)