

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

February 10, 2014 - 6 p.m.

CALL TO ORDER

The Regular Meeting of the Mayor and Council of the Borough of Madison was held on the 10th day of February, 2014. Mayor Conley called the meeting to order at 6:00 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
Astri J. Baillie
Benjamin Wolkowitz
Patrick W. Rowe

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)
December 9, 2013
January 13, 2014

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

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CONTRACT MATTERS (1)

IBEW LABOR NEGOTIATIONS

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

PERSONNEL MATTERS (3)

PART-TIME CUSTODIAN

PART-TIME METER READER

QUALIFIED PURCHASING AGENT

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

LITIGATION MATTERS (3)

OMEGA SERVICES MAINTENANCE CORP.

MADISON STATION TAXI, LLC

STATE TAX COURT COMPLAINTS

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

Ms. Baillie moved approval of the **Executive Minutes of December 9, 2013**. 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

Nays: None

Abstain: Mr. Rowe

Mr. Rowe moved approval of the **Executive Minutes of January 13, 2014**. Mr. Landrigan 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:

EMPLOYEE OF THE MONTH FOR FEBRUARY:

Sam Bassolino of the Department of Public Works for devoting his personal time for the past month to assist a co-worker practice driving a truck in order to obtain his Commercial Driver's License. The Borough benefits by having a skilled, more productive employee.

ANNIVERSARY FOR THE MONTH OF FEBRUARY:

25TH Anniversary – Sgt. Joseph Cirella of the Madison Police Department on February 13th.

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Mayor Conley reported on winter programs at the Madison Public Library and noted that the Friends of the Madison Public Library annual benefit will be held March 8, 2014.

Mayor Conley presented Barb Short of Quest Diagnostics with a copy of the New Jersey Innovation Award received at the New Jersey League of Municipalities conference held in November.

REPORTS OF COMMITTEES

Health

Mr. Landrigan of the Committee made the following comments:

Mr. Landrigan noted that influenza vaccines are still available at the Health Department. On February 7th the Health Department held an animal licensing and retail establishment licensing program with extended hours.

Public Works and Engineering

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

The Department of Public Works has cancelled the yard waste removal day scheduled for February 15th, due to snow. Mr. Catalanello thanked the staff of the Public Works Department for their efforts with snow removal.

Utilities

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

The Electric Utility has been busy replacing a pole and transformer on Greenwood Avenue, due to a recent accident. The staff of the Water Department has been assisting with snow plowing and removal, as well as meter installations and repairs.

Public Safety

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

Ms. Baillie reported that Project Community Pride will hold their annual fund raising breakfast on May 1, 2014, and Pfizer will sponsor an annual 5K run, Wednesday, May 21st, also to benefit Project Community Pride. Ms. Baillie noted that the Fire Department has asked that residents help to clear snow from fire hydrants and reports the recall of twelve brands of dehumidifiers. More information regarding the recall can be found on the Borough website.

Finance and Borough Clerk

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

Mr. Wolkowitz thanked residents for their suggestions regarding the municipal budget and noted the schedule of budget sessions, including introduction of the municipal budget on March 10th and public hearing and adoption scheduled for April 14, 2014.

Community Affairs

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

Mr. Rowe noted that the Chamber of Commerce is working on linking up the Chamber of Commerce and the Senior Advisory Committee to re-implement the Madison Access program, a program designed to help local merchants understand the accessibility issues seniors and others face when shopping. Mr. Rowe reported that the DDC's new Executive Board, along with the Public Improvement Committee, has spent a lot of time this month planning the implementation of a

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comprehensive Wayfinding system. The primary objective is to stimulate the economic growth of local, downtown Madison business by implementing Wayfinding and directional signage in key areas. Gateway and Wayfinding signage will have an authentic, timeless look, which will be expressive of the historic roots of Madison's Historic District and Rose City past, yet contain a fresh and current design.

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 for explanation of a tax appeal authorized for settlement by Resolution R 73-2014.

AGENDA DISCUSSIONS

02/10/2014-1 MADISON ATHLETIC FOUNDATION QUARTERLY REPORT
Brenda Catalanello of the Madison Athletic Foundation (MAF) provided a report regarding fundraising as of the previous quarterly report to Council in November. Mrs. Catalanello noted that the annual appeal is expected to raise approximately \$10,000, the bi-annual 50/50 is scheduled for this May and the MAF believes that fundraising is on target to meet the annual goal. Mayor Conley noted that the MAF, as required by Resolution R 179-2013, should provide actual balances in their quarterly reporting. The next quarterly report is scheduled for the May 12th Council meeting

02/10/2014-2 OPEN PUBLIC MEETINGS ACT
Mr. Giacobbe provided explanation of the Open Public Meetings Act, noting that boards and committees meet in public with advanced notice, so that members of the public may have an opportunity to attend. Mr. Giacobbe noted that boards and committees, such as the Open Space Committee, must comply with the OPMA and are legally authorized to adjourn to Executive Session to discuss items allowed to be discussed outside of a public meeting.

02/10/2014-3 2014 MUNICIPAL OPERATING BUDGET – DEPT. HEADS' PRESENTATIONS – Police Department, Fire Department, Library, Electric Utility, Public Works and Health Department
Mr. Burnet provided a summary of the municipal budget and noted Department Heads who will provide presentations at this evening's meeting. Police Chief Darren Dachisen addressed the Mayor and Council, noting a slight decrease in the Department's overall proposed budget over last year. Chief Dachisen recommended the addition of two officers in 2014, as well as three new vehicles. Lisa Gulla, Health Director, noted goals for the upcoming year, including increasing information on web pages for Madison and other municipalities under contract with the Health Department, increasing adult vaccines, and increasing technology regarding animal and property complaints. Mrs. Gulla also noted the goal of attaining national accreditation for the Health Department and additional grant funding. Mrs. Gulla also noted that the proposed budget includes an increase in fees for the Board of Health Attorney and increased overtime for part-time staff and registered health specialists.

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David Maines, Superintendent of the Public Works Department, noted proposed changes to the Public Works budget including equipment replacement and upgrades. Mr. Maines thanked the Council for the recently hired staff members. Michael Piano, Superintendent of the Electric Utility addressed the Mayor and Council regarding his proposed budget, noting that clean up continues from Super Storm Sandy, and stated that goals in 2014 include installing new switches along Madison Avenue and at the James Street substation. Library Director, Nancy Adamczyk provided an overview of the proposed budget for the Public Library which includes refreshing the Library facility, additional asbestos abatement, additional computer training for staff and increased online services. Mrs. Adamczyk noted the need for parking lot improvements. Fire Chief Louie DeRosa, discussing the Fire Department budget, noted staff training and testing in 2013 and an increase in revenues from inspections. Chief DeRosa noted 19 new volunteers recruited since his appointment as Chief, as well as replacement of fire hoses and computerized maintenance records. Chief DeRosa asked to replace one firefighter in the career division in 2014. Borough Engineer Robert Vogel provided information regarding the Land Use and Engineering proposed budgets, noting increases in permits and revenues in 2013. Mayor Conley reminded residents of the introduction of the municipal budget, scheduled for March 10, 2013.

ADVERTISED HEARINGS

The Clerk made the following statement:

Ordinances scheduled for hearing tonight were submitted in writing at a Regular meeting of the Mayor and Council held on January 27, 2014, were introduced by title and passed on first reading, were published in the Madison Eagle and made available to members of the general public requesting same.

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

ORDINANCE 1-2014

ORDINANCE OF THE BOROUGH OF MADISON REPLACING ORDINANCE 2-2009 PERTAINING TO PART-TIME NON-UNION SALARIES AND OFFICES

WHEREAS, certain changes are required in the salary ranges for non-union part-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 2-2009 is hereby replaced by this ordinance in order to identify all non-union part-time positions and to change salary ranges for non-union, part-time employees, as follows:

POSITION	MINIMUM	MAXIMUM
Assistant to Senior Center Director	\$8.25/hr	\$16.00
Clerk Part-time	\$8.25/hr	\$16.00

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Community Service Officer	\$8.25/hr	\$17.12
Custodian, Part-Time	\$15.00	\$24.00
Deputy Court Administrator, Part-Time	\$21.75	\$33.50
Dog and Cat Census Taker	\$8.25/hr	\$15.00
Electrical Subcode Official/Electrical Inspector	\$24,500.00/yr	\$50,000.00
Family Therapist	\$14.19/hr	\$31.63
Housing Officer	\$1.00/yr	\$1.00/yr
Intern	\$8.25/hr	\$22.00
Intern, Project Pride	\$1,500.00/yr	\$2,600.00
Laborer Part-Time	\$8.25/hr	\$15.00
Magistrate Municipal Court	\$16,377.00/yr	\$125,000.00
Meter Reader, Part-Time	\$8.25	\$18.00
Municipal Housing Liaison	\$1.00/yr	\$1.00/yr
Nature Director	\$1,100.00/program	\$2,900.00
Nature Director, Assistant	\$950.00/program	\$1,800.00
Nature Counselor	\$100.00/program	\$1,000.00
Office Assistant I, Part Time	\$14.00/hr	\$19.47
Office Assistant Part-time	\$8.25/hr	\$16.00
Playground Supervisor	\$8.25/hr	\$13.50
Plumbing Subcode Official/Plumbing Inspector	\$24,500.00/yr	\$50,000.00
Police Matron	\$8.25/hr	\$15.60
Program Assistant	\$8.25	\$16.00
Program Director	\$8.25	\$22.00
Recreation Counselor	\$8.25/hr	\$16.00
Recreation Director	\$15.00	\$26.00
School Crossing Guard	\$7.37/hr	\$16.31
Sidewalk Sweeper	\$8.25/hr	\$16.00
Skate Supervisor	\$8.25/hr	\$16.00
Special Police	\$7.64/hr	\$16.00
Summer Musical Asst. Dir.	\$850.00/prog.	\$2,500.00
Summer Musical Choreographer	\$300.00/prog.	\$1,000.00

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Summer Musical Director	\$2,250.00/prog.	\$4,500.00
Summer Musical Set Director	\$450.00/prog.	\$1,200.00
Temporary Building Inspector	\$15.00/hr	\$22.88
Van Driver	\$8.25/hr	\$18.00
Zoning Officer	\$1.00/yr	\$15,000.00

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

Mayor Conley opened up the public hearing on Ordinance 1-2014. Since no member of the public wished to be heard, the public hearing was closed.

Mr. Wolkowitz moved that Ordinance 1-2014, which was read by title, be finally adopted. Mr. Landrigan 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

Mayor Conley declared Ordinance 1-2014 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 2-2014
ORDINANCE OF THE BOROUGH OF MADISON APPROPRIATING
\$1,660,000.00 FROM THE GENERAL CAPITAL IMPROVEMENT
FUND FOR THE 2014 ROADWAY RECONSTRUCTION PROGRAM**

WHEREAS, the Borough Engineer has recommended that the Borough appropriate \$1,660,000.00 from the General Capital Improvement Fund for the 2014 Roadway Reconstruction Program for various Borough roads including but not limited to North Street, Pine Tree Terrace, Durwood Place, Fletcher Place, Academy Road, Belmont Avenue, Vinton Road and Wilson Lane; 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 \$1,660,000.00 for this purpose; and

WHEREAS, the Borough Council has determined that the Borough should appropriate \$1,660,000.00 from the General Capital Improvement Fund for the 2014 Roadway Reconstruction Program for various Borough roads including but not limited to North Street, Pine Tree Terrace, Durwood Place, Fletcher Place, Academy Road, Belmont Avenue, Vinton Road and Wilson Lane; and

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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 \$1,660,000.00 is hereby appropriated from the General Capital Improvement Fund for the 2014 Roadway Reconstruction Program for various Borough roads including but not limited to North Street, Pine Tree Terrace, Durwood Place, Fletcher Place, Academy Road, Belmont Avenue, Vinton Road and Wilson Lane.

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 2-2014. Since no member of the public wished to be heard, the public hearing was closed.

Mr. Catalanello moved that Ordinance 2-2014, which was read by title, be finally adopted. Mrs. Vitale seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

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

Nays: None

Mayor Conley declared Ordinance 2-2014 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 3-2014

ORDINANCE OF THE BOROUGH OF MADISON AMENDING CHAPTER 147 OF THE BOROUGH CODE ENTITLED "PUBLIC RECORDS AND DOCUMENTS, FEES FOR" AMEND FEES FOR CONSTRUCTION AND NON CONSTRUCTION BID DOCUMENTS

WHEREAS, the Purchasing Officer has recommended that the Borough Code be amended to reflect a fee of \$0.05 per page and \$.07 per legal size page for bid documents prepared by Borough personnel and a fee of the actual cost for construction bid documents prepared by other agencies; and

WHEREAS, the Borough Council has determined to amend Chapter 147 of the Borough Code in accordance with said recommendation.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey that Chapter 147 of the Borough Code Entitled "Public Records And Documents, Fees For" is amended as follows:

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SECTION 1: Section 147-5. Fees for Construction and Non Construction Bid Documents

A fee shall be charged for each bid package issued by the Borough of Madison as follows:

- A. For Non Construction Bid Documents: fee \$.05 per letter size page and \$.07 per legal size page
- B. For Construction Bid Documents: fee Actual cost to prepare documents
- C. OMIT
- D. OMIT

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

Mayor Conley opened up the public hearing on Ordinance 3-2014. Since no member of the public wished to be heard, the public hearing was closed.

Mr. Catalanello moved that Ordinance 3-2014, which was read by title, be finally adopted. Mrs. Vitale seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

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

Nays: None

Mayor Conley declared Ordinance 3-2014 adopted and finally passed and ordered the Clerk to publish the notice thereof in the newspaper and to record the ordinance as required by law.

INVITATION FOR DISCUSSION (2 of 2)

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

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

Don Brunner, Redmond Drive, asked if the Deputy Clerk position had been filled in the Clerk's Office.

Carman Pico, North Street, asked if street can be plowed curb to curb after snow storms.

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,
Ms. Baillie, Mr. Wolkowitz, Mr. Rowe

Nays: None

R 63-2014 RESOLUTION OF THE BOROUGH OF MADISON APPROVING RENEWAL OF TAXI DRIVER'S PERMITS FOR 2014

BE IT RESOLVED, by the Council of the Borough of Madison, County of Morris, State of New Jersey, that the following Taxi Driver Permits renewal be approved for the year 2014:

<u>2014 LICENSE NO.</u>	<u>NAME</u>
14-1D	Robert Kubach Madison Transportation Inc.
14-2D	Carmine C. Fornaro Precise Limousine Transport Service
14-3D	John J. Patrisco, Jr. Travelers Taxi of Madison LLC

R 64-2014 RESOLUTION OF THE BOROUGH OF MADISON RENEWING AMUSEMENT DEVICE LICENSE AND PERMITS FOR PLAZA LANES FOR 2014

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

MICHAEL F. RICCONI, OWNER
Plaza Lanes
53 Madison Plaza/300 Main Street
Madison, NJ

BE IT FURTHER RESOLVED, that this License will permit operation of eight amusement machines at Plaza Lanes.

R 65-2014 RESOLUTION OF THE BOROUGH OF MADISON APPROVING RAFFLES LICENSE APPLICATION SUBMITTED BY FIRST BAPTIST CHURCH OF MADISON

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

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FIRST BAPTIST CHURCH OF MADISON
I.D. No. 274-1-26675
R.A. No. 1304 – Off Premise
April 26, 2014

R 66-2014 RESOLUTION OF THE BOROUGH OF MADISON APPROVING RENEWAL OF LIVERY OWNERS' LICENSES FOR MADISON LIMOUSINE SERVICE LLC, MADISON TRANSPORTATION INC., PRECISE LIMOUSINE TRANSPORT SERVICE LLC AND TRAVELERS TAXI OF MADISON LLC FOR 2014

BE IT RESOLVED, by the Council of the Borough of Madison, County of Morris, State of New Jersey, that the following Livery Owners' License renewals be approved for the year 2012:

<u>2014</u> <u>LICENSE NO.</u>	<u>NAME</u>	<u>Vehicle</u>
14-1, 14-2, 14-3, 14-4, 14-5, 14-6 14-7, 14-8	Michael Lekas, t/a Madison Limousine Service 340 Main Street, Madison	8 Liveries
14-9	Robert Kubach, t/a Madison Transportation Inc. RR Station, Kings Road, Madison	1 Livery
14-10, 14-11, 14-12, 14-13,	Carmine C. Fornaro, t/a Precise Limousine Transport	6 Liveries
14-14, 14-15,	Service, LLC 14 Kings Road, Madison	
14-16	John J. Patrisco, Jr. Travelers Taxi of Madison 31 Kings Road, Madison	1 Taxi

R 67-2014 RESOLUTION OF THE BOROUGH OF MADISON DENYING APPLICATION FOR TAXI-LIVERY LICENSE DATED JANUARY 16, 2014

WHEREAS, in accordance with § 173-23 of the Borough Code, every application for a taxi-livery driver's license, together with the other materials and information required to be furnished in connection therewith are presented by the Borough Clerk to the Council of the Borough of Madison; and

WHEREAS, the Council then considers said application, together with the information submitted, and approves or disapproves the granting of the license; and

WHEREAS, the Council notifies the Borough Clerk of its action, and the same is entered in the minutes of the Borough Council; and

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WHEREAS, in accordance with N.J.S.A. 2A:168A-2, if an application is denied based upon the grounds for disqualification set forth in § 173-21F, the applicant will be provided with a written explanation based upon consideration of the factors enumerated therein; and

WHEREAS, the Chief of Police has completed investigations of applicant and recommends denial of application for taxi-livery license of dated January 16, 2014.

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 application for taxi-livery license dated January 16, 2014 is hereby denied.

BE IT FURTHER RESOLVED, that in accordance with N.J.S.A. 2A:168A-2, the applicant shall be provided with a written explanation based upon consideration of the factors enumerated.

R 68-2014 RESOLUTION OF THE BOROUGH OF MADISON PROCLAIMING SATURDAY, SEPTEMBER 27, 2014 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 September 27, 2014 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

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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 Lincoln Place, subject to such restrictions or conditions as may be required by the Madison Chief of Police. The location of the beer garden on Lincoln Place shall be determined by the Assistant Borough Administrator.

R 69-2014 RESOLUTION OF THE BOROUGH OF MADISON APPROVING TEMPORARY SIGNS FOR THE ADULT SCHOOL OF THE CHATHAMS, MADISON AND FLORHAM PARK

WHEREAS, the Adult School of the Chathams, Madison and Florham Park has requested permission to put up temporary signs, advertising registration for the school, for a six week period beginning in March of 2014; and

WHEREAS, the Zoning Officer has recommended that a temporary sign permit be issued.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that the request of the Adult School of the Chathams, Madison and Florham Park to put up temporary signs as described herein beginning in March of 2014, is approved. The Adult Scholl agrees to remove all signs by April 15, 2014.

R 70-2014 RESOLUTION OF THE BOROUGH OF MADISON SUPPORTING THE GRANT APPLICATION TO THE MORRIS COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR A GENERATOR AT THE THURSDAY MORNING CLUB IN THE AMOUNT OF \$80,000.00 AND RECOGNIZING THE MADISON COMMUNITY HOUSE AS AN EMERGENCY WARMING/COOLING CENTER

WHEREAS, the Thursday Morning Club submitted a Community Development Block Grant (CDBG) application for the purchase of a generator to be used at the Madison Community House, in the event of an emergency, as a location for sheltering and as a warming/cooling center; and

WHEREAS, the Borough Council endorsed the submission of the grant application at their January 1, 2014 Council meeting, by adopting Resolution R 32-2014, submitted by the Thursday Morning Club and favorably endorsed; and

WHEREAS, the CDBG application in the amount of \$80,000.00 was filed for

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the purchase and installation of a generator at the Madison Community House; and

WHEREAS, the Borough recognizes the Madison Community House as an emergency location for sheltering and as a warming/cooling center and agrees to maintain and house the portable generator when not in use, and install the portable generator when needed.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Madison, County of Morris and State of New Jersey, supports the above-described Community Development Block Grant Application filed by the Thursday Morning Club and designates the Madison Community House as an emergency shelter.

R 71-2014 RESOLUTION OF THE BOROUGH OF MADISON APPOINTING GAIL MCKANE TO THE POSITION OF QUALIFIED PURCHASING AGENT

WHEREAS, the Assistant Borough Administrator has recommended that Gail McKane be appointed to the position of temporary qualified purchasing agent, pursuant to N.J.S.A. 40A:11-9 (g); and

WHEREAS, the Madison Borough Council, after due consideration, has determined to appoint Gail McKane to the position of temporary qualified purchasing agent.

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 hereby authorized and directed on behalf of the Borough to enter into a contract with Gail McKane, in a form acceptable to the Borough Attorney.

R 72-2014 ITEM REMOVED AND THE # RETIRED

R 73-2014 RESOLUTION OF THE BOROUGH OF MADISON, IN THE COUNTY OF MORRIS, AUTHORIZING SETTLEMENT OF THE 2013 TAX APPEALS ENTITLED ROUTE 24 HOLDINGS, INC. V. BOROUGH OF MADISON, DOCKET NO.: 007882-2013 OF THE TAX ASSESSMENT OF BLOCK 3202, LOT 5, KNOWN AS 5 GIRALDA FARMS, IN THE BOROUGH OF MADISON, MORRIS COUNTY, NEW JERSEY

WHEREAS, an appeal of the real property tax assessment for tax year 2013 involving Block 3202, Lot 5 has been filed by the Taxpayer, Route 24 Holdings, Inc.; and

WHEREAS, the proposed settlement has been reviewed and recommended by the Borough Tax Assessor and Borough Tax Expert; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Borough of Madison, New Jersey, as follows:

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1. Taxpayer's 2013 tax appeal filed under Docket No.: 007882-2013 is hereby withdrawn.

2. The 2014 Assessment shall be:

5 Giralda Farms

Year: 2014

	<u>Assessment</u>
Land:	\$27,506,100
Imprvts:	\$34,493,900
Total:	\$62,000,000

3. Taxpayer shall pay its first quarter taxes in the amount of \$328,875 on or before the due date of February 10, 2014, or late fees, penalties and interest will be assessed. The second quarter, 2014 payment shall be timely paid on or about May 1, 2014.

4. The Borough will file a 2014 Petition of Appeal at the Morris County Board of Taxation for entry of Judgment affirming the subject property assessment at \$62,000,000.00 which shall be a partial assessment.

5. Pursuant to N.J.S.A. 54:51A-8, the Freeze Act shall be applied for tax years 2015 and 2016, provided no improvements will be undertaken at the subject property which result in an increase in the value of the property.

6. Taxpayer waives its right to file an appeal or contest its assessment for tax years 2014, 2015 and 2016.

All municipal 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 74-2014 RESOLUTION OF THE BOROUGH OF MADISON APPOINTING LOUIE E. DEROSA IV TO THE POSITION OF CUSTODIAN, PART-TIME

WHEREAS, the Public Works Superintendent recommends the appointment of Louie E. DeRosa IV to the position of Custodian, Part-Time, effective February 11, 2014, upon satisfactory completion of a background check; 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 Louie E. DeRosa IV is hereby appointed to the position of Custodian, Part-Time effective February 11, 2014, upon satisfactory completion of a background check, at an hourly rate of \$20.00 for 20 hours per week.

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R 75-2014 RESOLUTION OF THE BOROUGH OF MADISON APPOINTING JAMES TRIMBLE TO THE POSITION OF METER READER, PART-TIME

WHEREAS, the Assistant Borough Administrator recommends the appointment of James Trimble to the position of Meter Reader, Part-Time, effective February 11, 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 James Trimble is hereby appointed to the position of Meter Reader, Part-Time, effective February 11, 2014; and

BE IT FURTHER RESOLVED, that James Trimble will be compensated at the hourly rate of \$15.00 per hour.

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	\$3,661.33
Health & Public Assistance	127.36
Public Works & Engineering	207,794.71
Community Affairs	2,221.19
Finance & Borough Clerk	2,499,159.32
Utilities	<u>104,294.08</u>
Total	<u>\$2,817,257.99</u>

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

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

Nays: None

NEW BUSINESS

Mayor Conley announced the following appointments and asked for Council confirmation:

Strategic Planning Committees Membership

Capital Budgeting

Bruce Galton, Chair, Peter Crnkovich, George Helfrich, Martin Heller
Council Member, Rob Catalanello

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Municipal Budgeting

Tom Binting, Chair, Art Powell, Paul Lozier, Mike Soriano
Council Member, Ben Wolkowitz

Electric Utility

Martin Barbato, Chair, Gary Ruckelshaus, John Formica, Herb Worthington, Jim
Burnet
Council Member, Carmela Vitale

Operations

Maureen Byrne, Chair, Fran Boardman, Toni DeRosa, Lisa Ellis, Diane Mann,
John Hoover
Council Member, Robert Landrigan

Mr. Rowe moved confirmation of the foregoing appointments. Ms. Baillie 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

ADJOURN

There being no further business to come before the Council, the meeting was
adjourned at 10:00 p.m.

Respectfully submitted,

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