

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

March 24, 2014 - 7 p.m.

CALL TO ORDER

The Regular Meeting of the Mayor and Council of the Borough of Madison was held on the 24th day of March, 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 Landrigan

Carmela Vitale

Astri J. Baillie

Benjamin Wolkowitz

Patrick W. Rowe

Absent: Robert G. Catalanello, 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)

February 10, 2014

February 24, 2014

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

CONTRACT MATTERS (7)

CIFELLI & SON GENERAL CONSTRUCTION, INC.

Regular Meeting Minutes – March 24, 2014

DENNIS HARRINGTON – PROJECT OVERSIGHT
JOINT MEETING CONTRACT AMENDMENT
AGREEMENT TO RESOLVE DIFFERENCES
IBEW LABOR NEGOTIATIONS
HONOR TREE SERVICE, INC.
PBA LABOR NEGOTIATIONS

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

PERSONNEL MATTERS (2)
EQUIPMENT OPERATOR – PUBLIC WORKS
APPOINT SUMMER INTERN-ADMINISTRATION

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

Seconded: Mr. Rowe
Vote: Approved by voice vote

RECONVENE IN COUNCIL CHAMBER

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

APPROVAL OF MINUTES

Ms. Baillie moved approval of the **Executive Minutes of February 10, 2014**. Mr. Rowe seconded the motion, which passed with the following roll call vote recorded:

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

Mr. Rowe moved approval of the **Regular Meeting Minutes of February 10, 2014**. Mrs. Vitale seconded the motion, which passed with the following roll call vote recorded:

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

Mr. Rowe moved approval of the **Executive Minutes of February 24, 2014**. Mr. Wolkowitz seconded the motion, which passed with the following roll call vote recorded:

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

Mr. Rowe moved approval of the **Regular Meeting Minutes of February 24, 2014**. Ms. Baillie seconded the motion, which passed with the following roll call vote recorded:

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

Regular Meeting Minutes – March 24, 2014

GREETINGS TO PUBLIC

Mayor Conley presented the following proclamations:

***Proclamation
of the
Borough of Madison
Proclaiming
Colorectal Cancer Awareness Month
March 2014***

WHEREAS, colorectal cancer is the third most commonly diagnosed cancer and the second most common cause of cancer deaths for men and women in the United States and New Jersey; and

WHEREAS, colorectal cancer affects men and women equally and every year there are over 150,000 new cases diagnosed with a death rate of over 50,000; and

WHEREAS, colon cancer accounts for over 10.1% of all cancer cases and deaths in Morris County; and

WHEREAS, only 39 percent of colorectal cancer patients have their cancers detected at an early stage; and

WHEREAS, the survival rate of individuals who have early stage colorectal cancer is 90 percent which is why there are over one million colon cancer survivors in the United States; however, five percent of those diagnosed later will have cancer spread to other organs; and

WHEREAS, if the majority of people in the United States age 50 or older were screened regularly for colorectal cancer, the death rate from this disease could plummet by up to 70 percent; and

WHEREAS, colorectal cancer is preventable, treatable, and beatable in most cases;

NOW, THEREFORE, I, Robert H. Conley, Mayor of the Borough of Madison, on behalf of the governing body, proclaim the month of March 2014 as **Colorectal Cancer Awareness Month** to provide a special opportunity to offer education on the importance of early detection and screening.

Robert H. Conley Mayor

March 10, 2014

Mayor Conley presented a Proclamation to the Madison Young Playwrights Theatre for the month of March to Marketing Manager, Jennifer DeWitt and young Playwrights

*Proclamation
of the
Borough of Madison
Proclaiming March 2014 as
Madison Young Playwrights Month
at
Playwrights Theatre
Madison, New Jersey*

Whereas, Playwrights Theatre, founded in 1986, has nurtured creative writing skills for all ages through the New Jersey Writers Project, a co-sponsored program of the New Jersey State Council on the Arts/Department of State; and

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

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

Whereas, Playwrights Theatre will present performances of student-written work during the Madison Young Playwrights Festival, to be presented in schools on March 19th, March 20th and March 28th; and

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

NOW, THEREFORE, I, Robert H. Conley, Mayor of the Borough of Madison, on behalf of the Governing Body, do hereby proclaim March 2014 as **MADISON YOUNG PLAYWRIGHTS MONTH**. In so doing, I extend very best wishes to Playwrights Theatre and to all young writers within our community for continued growth and success. Further, I encourage the public's participation to attend performances and commend our young playwrights for their creativity and artistry.

Robert H. Conley Mayor
March 10, 2014

Mayor Conley presented a Proclamation welcoming the 2014 Special Olympics U.S.A. Games to New Jersey. The Proclamation was presented to Betty Lunn, Area

Regular Meeting Minutes – March 24, 2014

3 Director of Morris/Sussex/Warren Counties Special Olympics, Frank Shapiro, Member of the Special Olympics Committee, Peggy Cox, Special Education Teacher at Madison High School along with Special Olympics athletes from Madison High School and Madison Junior School.

*Proclamation
of the
Borough of Madison
Welcoming the
2014 Special Olympics U.S.A. Games to New Jersey*

WHEREAS, Special Olympics is an international organization that unleashes the human spirit through the transformative power and joy of sports every day around the world; and

WHEREAS, through work in sports, health education and community building, Special Olympics is addressing inactivity, injustice, intolerance and social isolation by encouraging and empowering people with intellectual disabilities, which leads to a more welcoming and inclusive society; and

WHEREAS, founded in 1968 by Eunice Kennedy Shriver, the Special Olympics movement has grown from a few hundred to nearly 4.2 million athletes in over 170 countries; and

WHEREAS, with the support of more than one million coaches and volunteers, Special Olympics is able to deliver 32 Olympic-type sports and more than 70,000 competitions throughout the year, in national and international competitions; and

WHEREAS, New Jersey has been selected to host the 2014 Special Olympics USA Games, which will take place June 14 – 21, 2014, with venues throughout Mercer County including Princeton University, Rider University, The College of New Jersey, the Lawrenceville School, the Hun School of Princeton, the Peddie School, the Sun National Bank Center and Mercer County Park, and Brunswick Zone-Carolier in Middlesex County, following the Opening Ceremony at Prudential Center in Newark; and

WHEREAS, the 2014 USA Games will feature nearly 3,500 athletes competing in 16 Olympic-style sports, with the support of 1,000 coaches, 10,000 volunteers and an estimated 70,000 family, friends and spectators; and

WHEREAS, the 2014 USA Games will showcase 270 Special Olympics athletes from New Jersey competing in this national event;

NOW, THEREFORE, I, Robert H. Conley, Mayor of the Borough of Madison, on behalf of the governing body, whole-heartedly support the work of Special Olympics and we welcome to New Jersey all the athletes, families, coaches, officials and volunteers, who will make these 2014 USA Games a tremendous success and congratulate all who live by the motto of Special Olympics: “Let me win, but if I cannot win, let me be brave in the attempt.”

Robert H. Conley Mayor

March 10, 2014

Regular Meeting Minutes – March 24, 2014

Mayor Conley announced that, due to the Passover Holiday on Monday April 14, 2014, the next meeting of the Mayor and Council will be held on Thursday, April 10th noting that a hearing on the 2014 Municipal Budget is scheduled that evening.

REPORTS OF COMMITTEES

Health

Mr. Landrigan of the Committee made the following comments:

Mr. Landrigan noted the pneumonia vaccines are still available through the Madison Health Department. The Health Department recommends residents consult with their physicians. Mr. Landrigan noted that a report from the Passive Recreation Committees of the MRC will be presented at a future Council meeting, proposing a snow hill, deer fencing and restoration of the wetlands, as well as a play ground and trails improvement project.

Public Works and Engineering

Mr. Catalanello, Chair of the Committee, absent.

Utilities

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

Mrs. Vitale, reporting for the Electric Utility Department, noted that the Department has completed new three phase service to 21 Central Ave. and removed transformers and completed demolition of primary voltage riser pole to the Green Village Rd. School property. The Electric Utility Department has also installed new poles, transformer, and cable for a Bardon Street housing development and completed pole transfers at Greenwood Ave. Reporting for the Engineering Department, Mrs. Vitale noted that a meeting was held with Kirby Center administration in anticipation of work on the parking lot this summer. Several meetings were attended with the County of Morris concerning Community Development Block grants. A Strategic Capital Planning meeting was held March 18th. A Complete Streets Committee meeting held on Wednesday March 19th, and an informal public hearing on road projects was held Thursday March 20th. The bid opening for the 2014 Road Improvement Program was held on Thursday March 13th. The bidders submitted costs to complete Academy, Belmont, part of North Street, Pine Tree, Durwood, Fletcher, part of Niles, Vinton and Wilson, a total of nine street segments. A contract award for the apparent low bidder is scheduled for this evening. The mill and overlay projects scheduled for this summer, include Division Avenue and Woodland Avenue near Union Hill Road. Construction plans and specifications for the East Street parking lot improvements are being complete by staff and the bid opening is scheduled for May 15th. The Sewer Main Lining bid documents are being produced in-house with an anticipated bid opening in May of this year. The Library is closed as work begins on asbestos remediation required by the HVAC replacement project. The HVAC design project is nearing completion and is expected to be bid in May .

Public Safety

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

The Complete Streets Committee met last week, continuing discussion of improvements to streets and sidewalks, as well as congestion of cars at area schools. With the warmer weather approaching, students are encouraged to walk to school. The Passive Recreation Committee of the MRC continues to clear and edge trails and the next date for continuing improvements is May 15th. The Committee hopes to officially open the trails on June 7th, National Trails Day.

Regular Meeting Minutes – March 24, 2014

Finance and Borough Clerk

Mr. Wolkowitz, Chair of the Committee, made the following comments:
In anticipation of the June 3rd Primary Election, the filing Deadline for nomination petitions for County Committee Member as well as for Municipal Office is March 31, 2014. Forms are available in the Clerk's Office. Mr. Wolkowitz encouraged residents to attend the April 10th Council meeting as the Municipal Budget hearing is scheduled that evening. Mr. Wolkowitz also encouraged residents who are eligible to take advantage of the Senior Tax Freeze program and the New Jersey Energy Audit program. The Strategic Planning Committees are underway, and Mr. Wolkowitz thanks all the residents who volunteered to serve on c committee.

Community Affairs

Mr. Rowe, Chair of the Committee, made the following comments:
Taste of Madison is scheduled for Monday, April 7, 2014. This event will be held at the Park Avenue Club and supports the Chamber of Commerce, the DDC and the Rotary Club. For tickets or more information, please visit the Taste of Madison website. The DDC is working on a pilot Wayfinding Signage Project. The plan is to start with Pilot Program that includes eight signs directing visitors from Florham Park, the MRC, Madison High School and Ridgedale Ave corridor to the Downtown area this spring and summer. The DDC is hoping to give a presentation to council and attain approval for the pilot program in April. The annual May Day clean up is scheduled for Saturday May 3rd. Those interested in donating or volunteering should contact Mara Johnson at 973.822.3900. The DDC and QUEST held a Bowling Fundraiser for the YMCA on March 19th at the Plaza Lanes. The next fundraiser is set for April 17th. Anyone interested in attending should contact Laura Cole of the DDC. The Madison Chamber of Commerce is preparing for a Spring Sidewalk Sale and Merchant Open House on April 26th. This is the same day as the Little League Parade and the Chamber is hoping to increase downtown shopping on that day.

COMMUNICATIONS AND PETITIONS

The Borough Clerk announced receipt of the following communications:

Email received March 18, 2014 from Cheryl Munkel, Loantaka Way, regarding yard waste pick up.

INVITATION FOR DISCUSSION (1 of 2)

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

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

AGENDA DISCUSSIONS

03/24/2014-1 39 GREEN VILLAGE ROAD REDEVELOPMENT PLAN

Regular Meeting Minutes – March 24, 2014

Ms. Baillie noted a proposed ordinance for approval of a redevelopment plan for property located at 39 Green Village Road. There was no objection to listing the proposed ordinance for introduction.

Ordinance 6-2014 is listed for introduction.

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 March 10, 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 4-2014
CALENDAR YEAR 2014 ORDINANCE TO EXCEED THE MUNICIPAL
BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 0.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

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

WHEREAS, the Borough Council of the Borough of Madison in the County of Morris finds it advisable and necessary to increase its CY 2014 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Borough Council hereby determines that a 3.0 % increase in the budget for said year, amounting to \$ 527,255 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

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

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Madison, in the County of Morris, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2014 budget year, the final appropriations of the Borough of Madison shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$615,131 and that the CY 2014 municipal budget for the

Regular Meeting Minutes – March 24, 2014

Borough of Madison be approved and adopted in accordance with this ordinance; and,

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

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

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

Mayor Conley opened up the public hearing on Ordinance 4-2014. Since no member of the public wished to be heard, the public hearing was closed.

Mr. Wolkowitz moved that Ordinance 4-2014, 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. Landrigan, Mrs. Vitale, Ms. Baillie, Mr. Wolkowitz, Mr. Rowe

Nays: None

Absent: Mr. Catalanello

Mayor Conley declared Ordinance 4-2014 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 5-2014
ORDINANCE OF THE BOROUGH OF MADISON APPROPRIATING
\$16,000.00 FROM
THE GENERAL CAPITAL IMPROVEMENT FUND FOR REPLACEMENT OF
THE DEPARTMENT OF PUBLIC WORKS BOILER**

WHEREAS, the Superintendent of Public Works has recommended that the Borough appropriate \$16,000.00 from the General Capital Improvement Fund for replacement of the Department of Public Works Boiler; and

WHEREAS, the Chief Financial Officer has attested to the availability of funds in the General Capital Improvement Fund in an amount not to exceed \$16,000.00 for this purpose; and

WHEREAS, the Borough Council has determined that the Borough should appropriate \$16,000.00 from the General Capital Improvement Fund for replacement of the Boiler.

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:

Regular Meeting Minutes – March 24, 2014

SECTION 1: The amount of \$16,000.00 is hereby appropriated from the General Capital Improvement Fund for the replacement of the Boiler.

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 5-2014. Since no member of the public wished to be heard, the public hearing was closed.

Mr. Landrigan moved that Ordinance 5-2014, 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. Landrigan, Mrs. Vitale, Ms. Baillie, Mr. Wolkowitz, Mr. Rowe

Nays: None

Absent: Mr. Catalanello

Mayor Conley declared Ordinance 5-2014 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.

Sam Cerciello, Park Avenue, raise concern regarding snow removal from residential sidewalks.

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 April 10, 2014 in the 2nd Floor Council Chamber of the Hartley Dodge Memorial Building, Kings Road, in the Borough of Madison at 8 p.m., or as soon thereafter as practical, for further consideration and final adoption. Said ordinances will be published in the Madison Eagle, be posted at the main entrance to the Borough offices and be made available to members of the public requesting same, as required by law.

Mayor Conley called up Ordinance 6-2014 for first reading and asked the Clerk to read said ordinance by title:

ORDINANCE 6-2014 ORDINANCE OF THE BOROUGH OF MADISON
ADOPTING A REDEVELOPMENT PLAN IN ACCORDANCE WITH N.J.S.A.
40A:12A-7 FOR 39 GREEN VILLAGE ROAD

WHEREAS, on December 9, 2013, the Council adopted Resolution No. 328-2013 which determined a certain delineated area, commonly known as 39 Green

Regular Meeting Minutes – March 24, 2014

Village Road, and designated as Block 3001, Lot 23 on the Borough tax maps, to be an area “in need of rehabilitation” as defined in N.J.S.A. 40A:12A-14; and

WHEREAS, on January 27, 2014, the Council adopted Resolution No. 50-2014 which authorized and directed the Planning Board to prepare a redevelopment plan for the delineated area in accordance with N.J.S.A. 40A:12A-7; and

WHEREAS, the Planning Board has prepared a proposed redevelopment plan for the delineated area in need of rehabilitation and by motion at the Planning Board’s March 4, 2014 meeting, has transmitted it to the Council with a recommendation that it be adopted. The proposed redevelopment plan meets all of the requirements of N.J.S.A. 40A:12A-7 and the area governed by the Plan is the same area as defined in Resolution No. 328-2013.

NOW THEREFORE BE IT ORDAINED by the governing body of the Borough of Madison that the Redevelopment Plan for 39 Green Village Road is hereby approved.

BE IT FURTHER ORDAINED, that the Borough Clerk forward a true copy of the adopted ordinance to the Morris County Planning Board pursuant to NJSA 40:55D-16, and publish said notice in accordance with NJSA 40:49-2.d.

Ms. Baillie moved that Ordinance 6-2014, which the Borough Clerk read by title, be adopted. Mr. Landrigan seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

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

CONSENT AGENDA RESOLUTIONS

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

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

R 97-2014 RESOLUTION OF THE MADISON BOROUGH COUNCIL
AWARDING CONTRACT TO CIFELLI & SONS CONSTRUCTION IN THE
AMOUNT OF \$1,257,926.29 FOR THE 2014 ROAD IMPROVEMENT PROGRAM

WHEREAS, the Borough of Madison publicly advertised bids for the 2014 Road Improvement Program; and

Regular Meeting Minutes – March 24, 2014

WHEREAS, the lowest qualified bid was submitted by Cifelli & Sons Construction in the amount of \$1,257,926.29 for the base bid , plus the North Street bid alternate; and

WHEREAS, the Borough Engineer has recommended that the Borough Council award the contract to Cifelli & Sons Construction in the amount of \$1,257,926.29 for the base bid , plus the North Street bid alternate; and

WHEREAS, the Chief Financial Officer has attested that funds will be available in an amount not to exceed \$1,257,926.29 for this purpose which funds were appropriated by Ordinance 2-2014.

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 2014 Road Improvement Program is hereby awarded to Cifelli & Sons Construction based upon its bid in the amount of \$1,257,926.29 for the base bid , plus the North Street bid alternate.

2. The Mayor and Borough Clerk are hereby authorized and directed on behalf of the Borough to enter into the contract with Cifelli & Sons Construction in a form acceptable to the Borough Attorney.

R 98-2014 RESOLUTION OF THE BOROUGH OF MADISON AWARDING CONTRACT TO DENNIS HARRINGTON OF MADISON, NJ FOR FIELD INSPECTIONS AND OVERSIGHT OF THE 2014 ROAD IMPROVEMENT PROGRAM IN THE AMOUNT NOT TO EXCEED \$41,500.00

WHEREAS, the Borough Engineer has recommended that the Borough obtain professional services from Dennis Harrington, P.E., for field inspections and oversight of the 2014 Road Improvement Program (hereinafter the “Contract”); and

WHEREAS, said services would constitute professional services for which a contract may be awarded without the need of competitive bidding pursuant to N.J.S.A. 40A:11-5; and

WHEREAS, the Borough Engineer has recommended that the Borough Council award the Contract to Dennis Harrington, P.E. in an amount not to exceed \$41,500.00, for field inspections and oversight of the 2014 Road Improvement Program; and

WHEREAS, Dennis Harrington, P.E., must submit to the Borough Purchasing/Personnel Officer the required documents to satisfy the requirements of N.J.S.A. 19:44A-20.5, since this matter may be awarded without competitive bidding; and

Regular Meeting Minutes – March 24, 2014

WHEREAS, the Chief Financial Officer has attested that funds will be available in an amount not to exceed \$41,500.00 for this purpose, which funds were appropriated by Ordinance 2-2014.

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 Mayor and Borough Clerk are hereby authorized to execute, on behalf of the Borough, a professional service contract for professional services with Dennis Harrington, P.E., for field inspections and oversight of the 2014 Road Improvement Program in an amount not to exceed \$41,500.00.

R 99-2014 RESOLUTION OF THE BOROUGH OF MADISON APPROVING THE ANNUAL LITTLE LEAGUE PARADE TO BE HELD ON SATURDAY, APRIL 26, 2014

WHEREAS, The Madison Little League has requested permission to hold its annual Little League parade on Saturday, April 26, 2014 to officially start their 2014 season; and

WHEREAS, the parade will begin at 12:00 Noon, and proceed on a route approved by the Madison Borough Police Chief, said route beginning at the intersection of Wilmer Street and Green Village Road, and it will continue down Green Village Road to Main Street, continuing east on Main Street and turn left onto Greenwood Avenue, continuing down Greenwood Avenue where it will conclude at Dodge Field where there will be a brief ceremony at the conclusion of the parade; and

WHEREAS, Police Chief Dachisen recommends approval of this request.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Madison, County of Morris, State of New Jersey, that the request of the Madison Little League to hold its annual Little League parade in Madison on Saturday, April 26, 2014, as described herein is hereby approved, subject to any safety requirements imposed by the Madison Police Department.

R 100-2014 RESOLUTION OF THE BOROUGH OF MADISON APPROVING RAFFLES LICENSE APPLICATION SUBMITTED BY PTO TOREY J. SABATINI SCHOOL

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

Regular Meeting Minutes – March 24, 2014

PTO TOREY J. SABATINI SCHOOL
I.D. No. 274-5-33160
R.A. No. 1306 – On Premise
June 13, 2014

R 101-2014 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING THE FRIENDS OF THE MADISON PUBLIC LIBRARY IN COOPERATION WITH THE MADISON ROTARY CLUB AND THE MADISON AREA YMCA TO HOLD A TOUCH A TRUCK FUNDRAISER ON SATURDAY, AUGUST 2, 2014

WHEREAS, the Friends of the Madison Public Library have requested permission to hold a “Touch a Truck” fundraiser in cooperation with the Madison Rotary Club and the Madison Area YMCA on Saturday, August 2, 2014, on the grounds of the Madison Public Library and the Madison Area YMCA; and

WHEREAS, the Friends of the Madison Public Library have requested participation by the Madison Fire, Police and Public Works departments; and

WHEREAS, the Borough of Madison Police Department will display a police car or other vehicles; and

WHEREAS, the Borough of Madison Fire Department will display a truck or trucks with paid and volunteer firemen; and

WHEREAS, the Borough Council has determined to grant this request.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Madison, County of Morris, State of New Jersey, that the request by the Friends of the Madison Public Library to hold a “Touch a Truck” fundraiser in cooperation with the Madison Rotary Club and the Madison YMCA on Saturday, August 2, 2014, on the grounds of the Madison Public Library and the Madison Area YMCA is hereby approved, subject to such safety requirements as may be determined by the Madison Fire, Police and Public Works Departments.

R 102-2014 RESOLUTION OF THE BOROUGH OF MADISON APPROVING TRANSFER OF 2014 LIVERY OWNER’S LICENSE FOR PRECISE LIMOUSINE TRANSPORT SERVICE, LLC

WHEREAS, any license issued for any taxicab or livery may be transferred to a substitute vehicle in accordance with the provisions of Chapter 173-7 of the Borough of Madison Code after approval of the Council and upon the payment to the Borough of a transfer fee of \$10.00 for each vehicle for which the license is to be transferred; and

WHEREAS, prior to the approval or disapproval by the Council of the transfer of the license to permit the operation of such substituted vehicle, the owner may operate such substituted vehicle or cause the same to be operated, subject to the other provisions of Chapter 173-7; and

Regular Meeting Minutes – March 24, 2014

WHEREAS, Precise Limousine Transport Service, LLC, has made application to transfer Livery Owner's License No. 14-12 to a substitute vehicle and, at the same time, has provided proof of insurance and paid the appropriate transfer fee;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Madison, County of Morris, State of New Jersey, to approve the license transfer request from Precise Limousine Transport Service, LLC.

R 103-2014 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING MADISON CHAMBER OF COMMERCE SIDEWALK SALES AND MERCHANT OPEN HOUSE ON SATURDAY, APRIL 26, 2014

WHEREAS, the Madison Chamber of Commerce applied for permission to hold sidewalk sales on the North side and South side of Main Street from Green Village Road to Greenwood Avenue, and on the North side of Main Street and Park Avenue from Green Village Road to Ridgedale Avenue, and on the East and West sides of Waverly Place and on Central Avenue from Main Street to Elmer Street, and on Lincoln Place on Saturday April 26, 2014 from 9:00 a.m. to 6:00 p.m.; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Madison, in the County of Morris, State of New Jersey, that the request for the Madison Chamber of Commerce to hold sidewalk sales in locations described herein on April 26, 2014 from 9:00 a.m. to 6:00 p.m., is hereby granted and approved subject to the above noted conditions and subject to compliance with any safety requirements of the Madison Police Department and Fire Department.

R 104-2014 RESOLUTION OF THE BOROUGH OF MADISON APPROVING RAFFLES LICENSE APPLICATIONS SUBMITTED BY BULLPEN CLUB INC. AND PTSO MADISON HIGH SCHOOL

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:

BULLPEN CLUB INC.
I.D. No. 274-5-35149
R.A. No. 1307 – On premise merchandise
May 10, 2014

Regular Meeting Minutes – March 24, 2014

PTSO MADISON HS
I.D. No. 274-5-33795
R.A. No. 1308 – On premise 50/50
April 26, 2014

R 105-2014 RESOLUTION OF THE BOROUGH OF MADISON AWARDING CONTRACT FOR TREE TRIMMING SERVICES-REBID TO HONOR TREE SERVICE, INC. OF MADISON, NEW JERSEY

WHEREAS, the Borough of Madison publicly advertised for bids for Tree Trimming services for 2014-2015 (the "Contract") in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq.; and

WHEREAS, Honor Tree Service, Inc., of Madison, New Jersey, submitted the lowest bid in the amount of \$85.00 per hour for request one and \$85.00 per hour for request two for a total of \$170.00 per hour for both requests; and

WHEREAS, the Superintendent of Public Works has recommended that the Contract be awarded to Honor Tree Service, Inc., in the amount of \$85.00 per hour for request one and \$85.00 per hour for request two; and

WHEREAS, the purchase order for the services for 2015 is contingent upon funds being available in the 2015 budget; and

WHEREAS, the Chief Financial Officer has attested that funds will be available in the amount of \$85.00 per hour for request one and \$85.00 per hour for request two for this purpose, which funds are available in the 2014 Shade Tree Management Board Budget Department # 303, Operating Account #214, Tree Maintenance.

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 Tree Trimming Services-Rebid for 2014-2015 is hereby awarded to Honor Tree Service, Inc. based upon its bid in the amount of \$85.00 per hour for request one and \$85.00 per hour for request two with the provision that the purchase order for the services for 2015 is contingent upon funds being available in the 2015 budget.

2. The Mayor and Borough Clerk are hereby authorized and directed on behalf of the Borough to enter into the contract with Honor Tree Service, Inc. in a form acceptable to the Borough Attorney.

R 106-2014 RESOLUTION OF THE BOROUGH OF MADISON ACCEPTING DONATION OF RADAR SPEED SIGN FROM FORMER MAYOR ELLWOOD (WOODY) R. KERKESLAGER

Regular Meeting Minutes – March 24, 2014

WHEREAS, former Borough of Madison Mayor, Ellwood (Woody) R. Kerkeslager has generously offered to fund the purchase of a portable radar speed sign for the Borough of Madison Police Department; and

WHEREAS, the Borough Council has concluded that it would be in the best interest of the Borough to accept the offer of Mayor Kerkeslager to donate a portable radar speed sign.

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 Borough accepts the donation of the above described radar speed sign, and permission is granted for such sign to be used under the direction of the Madison Police Department personnel.

BE IT FURTHER RESOLVED that the Borough of Madison expresses its gratitude to Mayor Kerkeslager.

R 107-2014 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING VOLUNTEERS FROM AMERICORPS AND PHI ETA OMEGA GRADUATE CHAPTER OF ALPHA KAPPA ALPHA SORORITY, INC. TO CLEAR INVASIVE SPECIES FORM THE WETLANDS AREA AT THE MADISON RECREATION COMPLEX

WHEREAS, the Madison Recreation Center Development Master Planning Committee has requested permission to have volunteers from Americorps and Phi Eta Omega Graduate Chapter of Alpha Kappa Alpha Sorority, Inc. permission to remove invasive species from the wetlands area at the Madison Recreation Complex; and

WHEREAS, the Borough Administrator has recommended that the request be granted.

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 Madison Recreation Center Development Master Planning Committee to have volunteers from Americorps and Phi Eta Omega Graduate Chapter of Alpha Kappa Alpha Sorority, Inc. remove invasive species from the wetlands area at the Madison Recreation Complex as set forth herein is approved.

R 108-2014 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING NORTH NEW JERSEY CASHE TO HIDE SMALL TIN BOXES AT THE MADISON RECREATION COMPLEX

Regular Meeting Minutes – March 24, 2014

WHEREAS, the Community Garden Committee has requested permission to allow Northern New Jersey Cache to hide small tin boxes at the Madison Recreation Complex; and

WHEREAS, the Borough Administrator has recommended that the request be granted.

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 Community Garden Committee to allow Northern New Jersey Cache to hide small tin boxes at the Madison Recreation Complex, with the understanding that no damage or permanent disturbance of any Borough property when hiding geocaches, as set forth herein is approved.

R 109-2014 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING THE NEW SOCIAL ENGINE CLUB OF DREW UNIVERSITY TO HOLD A VICTIMS OF SEXUAL ASSAULT WALK ON SATURDAY, APRIL 26, 2014

WHEREAS, Drew University Student Caroline O’Leary and the New Social Engine Club of Drew University have requested permission to hold a Victims of Sexual Assault Awareness Walk, Saturday April 26, 2014, to raise awareness of sexual assault; and

WHEREAS, the Police Traffic Safety Officer recommends a route for the one mile walk beginning at James Park and continuing along Park Avenue and Elm Street to Madison Avenue and back to the starting point at James Park.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Madison, County of Morris, State of New Jersey, that the request of the New Social Engine Club of Drew University to hold a walk on Saturday, April 26, 2014, as described herein is hereby approved.

R 110-2014 RESOLUTION OF THE BOROUGH OF MADISON RATIFYING APPOINTMENT OF INTERN MS. SARAH WATSON TO THE SUMMER INTERN POSITION IN THE ADMINISTRATION DEPARTMENT

WHEREAS, the Assistant Borough Administrator has recommended the appointment of Sarah Watson as part-time Summer Intern in the Department of Administration; and

WHEREAS, the Borough Council agrees with this recommendation, and the Chief Financial Officer has certified funds for this purpose are contained in the 2014 municipal budget.

Regular Meeting Minutes – March 24, 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 appointment of Madison resident Ms. Sarah Watson as part-time Summer Intern in the Department of Administration, at the rate of pay of \$9.00 per hour, is hereby approved.

UNFINISHED BUSINESS - None

APPROVAL OF VOUCHERS

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

Public Safety	\$23,458.37
Health & Public Assistance	1,900.39
Public Works & Engineering	243,904.43
Community Affairs	5,465.00
Finance & Borough Clerk	160,524.93
Utilities	<u>68,295.69</u>
Total	<u>\$503,548.81</u>

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

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

Nays: None

Absent: Mr. Catalanello

NEW BUSINESS

Mr. Rowe moved to change in date of the next meeting of the Mayor and Council to Thursday, April 10, 2014. Mr. Wolkowitz seconded the motion, which passed with the following roll call vote recorded:

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

Nays: None

Absent: Mr. Catalanello

ADJOURN

There being no further business to come before the Council, the meeting was adjourned at 8:55 p.m.

Respectfully submitted,

Elizabeth Osborne
Borough Clerk
Approved May 12, 2014 (EO)