

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

**October 26, 2009 - 7 p.m.**

**CALL TO ORDER**

The Regular Meeting of the Mayor and Council of the Borough of Madison was held on the 26th day of October 2009. Mayor Holden called the meeting to order at 7 p.m. in the Mayor's Office, Room #210 of Bayley-Ellard High School, 205 Madison Avenue, in the Borough of Madison.

**STATEMENT IN COMPLIANCE WITH THE OPEN PUBLIC MEETINGS ACT**

The Acting 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 Bayley-Ellard High School, and filing a copy in the office of the Clerk, all on January 6, 2009. This Notice was made available to members of the general public."

**ROLL CALL**

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

Mayor Mary-Anna Holden

Council Members:

Astri J. Baillie

John M. Elias

Robert H. Conley

Jeannie Tsukamoto

Vincent A. Esposito

Absent: Carmela Vitale, excused

Also Present:

Raymond M. Codey, Borough Administrator

Elizabeth Osborne, Acting Borough Clerk

Joseph Mezzacca, Jr., Borough Attorney

**AGENDA REVIEW**

One Contract Matter and one Personnel Matter were added to the Executive Agenda.

**READING OF CLOSED SESSION RESOLUTION**

Mrs. Tsukamoto moved:

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

EXECUTIVE SESSION MINUTES (1)

Wednesday, October 14, 2009

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

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CONTRACT MATTERS (7)  
SOLID WASTE DISPOSAL  
JACOB HENRY PERKINS TRUST DISBURSEMENT  
REVALUATION  
HISTORIC PRESERVATION COMMISSION  
LABOR NEGOTIATIONS  
MADISON RECREATION CENTER  
MADISON CIVIC CENTER

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

PERSONNEL MATTERS (2)  
WELFARE DEPARTMENT  
BOARD OF HEALTH

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

LITIGATION MATTERS (4)  
STOP & SHOP  
COUGAR FIELD LIGHTING  
BAYLEY-ELLARD  
PROPERTY DAMAGE SETTLEMENT

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

Seconded: Ms. Baillie  
Vote: Approved by voice vote of members present

**RECONVENE IN COUNCIL CHAMBER**

Mayor Holden reconvened the Regular Meeting at 8:15 p.m. in the 3<sup>rd</sup> Floor Meeting Room of Bayley-Ellard with all members present, except Mrs. Vitale, who was excused. The Pledge of Allegiance was recited by all.

**APPROVAL OF MINUTES**

Ms. Baillie moved approval of the **Executive Minutes of Wednesday, October 14, 2009**. Mrs. Tsukamoto seconded the motion, which passed by voice vote of the members present.

Ms. Baillie moved approval of the **Regular Meeting Minutes of Wednesday, October 14, 2009**, with the following corrections:

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Mayor Holden also noted a meeting between Borough of Madison representatives and senior officials at Pfizer to ~~encourage~~ **discuss** Pfizer's merger with Wyeth and

...on tonight's agenda. Mr. Conley stated that a hearing is scheduled for October 27<sup>th</sup> **28th** regarding the Woodland Road reconstruction. The school signal replacement project...

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... and not ~~redesign~~ **design** guidelines still in development with the Planning Board. Following...

Mrs. Tsukamoto seconded the motion, which passed with the following roll call vote recorded:

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Yeas: Ms. Baillie, Mr. Elias, Mr. Conley, Mrs. Tsukamoto, Dr. Esposito

Nays: None

Absent: Mrs. Vitale

***GREETINGS TO PUBLIC***

Mayor Holden made the following comments:

Mayor Holden noted her visits to eight Madison communities located in the states of Alabama, Georgia, North and South Carolina, and Tennessee.

Mayor Holden invited Dennis A. Salko forward and read and presented the following Proclamation:

***Proclamation  
of the  
Borough of Madison  
Proclaiming November 2009  
as Pancreatic Cancer Awareness Month***

**WHEREAS**, over 42,000 people will be diagnosed with pancreatic cancer this year in the United States and over 35,000 will die from the disease;

**WHEREAS**, pancreatic cancer is the deadliest cancer and the fourth leading cause of cancer death in the United States;

**WHEREAS**, approximately 1,080 deaths will occur in New Jersey;

**WHEREAS**, 76 percent of pancreatic cancer patients die within the first year of their diagnosis and 95 percent of pancreatic cancer patients die within the first five years;

**WHEREAS**, there is no cure for pancreatic cancer and there have been no significant improvements in early detection, treatment methods or survival in the last 30 years;

**WHEREAS**, when symptoms of pancreatic cancer present themselves, it is usually too late for an optimistic prognosis, and the average life expectancy of those diagnosed with metastasis disease is only three to six months;

**WHEREAS**, incidence of pancreatic cancer is approximately 50 percent higher in African Americans than in other ethnic groups;

**WHEREAS**, the Federal Government invests less money in pancreatic cancer research than it does in any of the other leading cancer killers;

**WHEREAS** the good health and well-being of the residents of the Borough of Madison are enhanced as a direct result of increased awareness about pancreatic cancer and research into early detection, causes and effective treatments;

**WHEREAS**, the Pancreatic Cancer Action Network is the first and only national patient advocacy organization that serves the pancreatic cancer community in the state of New Jersey and nationwide by focusing its efforts on public policy, research funding, patient services and public awareness and education related to developing effective treatments and a cure for pancreatic cancer;

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**WHEREAS**, the Pancreatic Cancer Action Network and its affiliates in New Jersey support those patients currently battling pancreatic cancer, as well as to those who have lost their lives to the disease and are committed to nothing less than a cure.

**NOW, THEREFORE, I**, Mary-Anna Holden, Mayor of the Borough of Madison, on behalf of the governing body, declare the month of November as Pancreatic Cancer Awareness in the Borough of Madison.

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**Mary-Anna Holden, Mayor**

October 26, 2009

### **REPORTS OF COMMITTEES**

#### **Public Safety**

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

Ms. Baillie announced that the Madison Police Department will host the 8<sup>th</sup> annual “Keep Out Of Criminal Mischief Night”, to be held Friday, October 30, 2009, offering positive alternatives to middle school students the night before Halloween. Programs are sponsored by the Clearview Cinemas, the Madison YMCA, Project Community Pride, the Madison Alliance Against Substance Abuse, Waverly TV, the Stop & Shop Supermarket and the Madison PBA Local 92. Fifth graders will be offered a movie at the Clearview Cinema theatre located on Lincoln Place, sixth graders will enjoy athletic and other programs at the Madison YMCA, and the seventh and eighth graders can attend a Halloween costume dance at the Madison Junior School. Ms. Baillie thanked the Madison Police Department for their support. Ms. Baillie announced that Madison Police Sgt. Peter Iossa will receive the New Jersey State PBA Life Saving Award for 2009. During this past summer while on vacation down the Shore, Sgt. Iossa rescued a father and his young son who were caught in a severe rip tide. We are very proud of Sgt. Iossa and his bravery. Last Thursday in a cooperative effort by the Madison Fire Department and the Chamber of Commerce, 50 merchants had their extinguishers inspected and tagged for compliance, a leading cause of violations. Also, Monday through Friday from 8:00 a.m. until 4:30 p.m., the Madison Fire Department is assisting the Madison Volunteer Ambulance Corps to ensure coverage due to a shortage of volunteers.

#### **Utilities**

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

#### **Public Works and Engineering**

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

Mr. Conley reported that roadside leaf collection will begin on Monday, November 2<sup>nd</sup>, and will continue until early December. Leaves can still be taken to the Public Works yard on John Avenue. The South Street reconstruction project is well under way. Brooklake Road bid documents are being assembled pending funding of the project. The Woodland Road reconstruction project public information meeting will be held Wednesday, October 28<sup>th</sup>, at 7 p.m. in Room #320 at the Bayley-Ellard High School Building. The school signal program is completed; the Green Avenue water main project is 90% complete. Tonight the Council will be approving an interlocal agreement with Morris County for the drainage improvement project on Green Village Road, which is a County road. The Hartley Dodge Memorial Building restoration project is approximately 22% complete. The Madison Civic Center elevator project will begin next week, with programs being relocated due to the construction. The Dodge Field improvement project is approximately 50% complete.

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Mr. Conley wished to recognize Borough of Madison employee Fran Boardman, who was recently recognized by the American Heart Association with the Life Styles Change Award. Mr. Conley offered his congratulations.

Mr. Codey announced that the Madison Civic Center offices will be relocated to the front portion of the building at 28 Walnut Street and that a press release regarding Civic Center activities will appear in the Thursday, October 29<sup>th</sup>, issue of the *Madison Eagle*. Phone numbers and e-mail will remain the same.

### **Finance and Borough Clerk**

Mrs. Tsukamoto, Chair of the Committee, made the following comments:  
Mrs. Tsukamoto announced that residents can now make their utility payments online, as well as their property tax payments, by visiting the Borough of Madison website [gov.rosenet.org](http://gov.rosenet.org) and selecting the online payment link.

### **Community Affairs**

Dr. Esposito, Chair of the Committee, made the following comments:  
Dr. Esposito announced that the Madison Chamber of Commerce and the Madison Recreation Department will sponsor a "Halloween Hoopla" on Saturday, October 31<sup>st</sup>, beginning with a parade at 12:30 p.m., a magic show from 1 to 1:30 p.m. and from 1:30 p.m. to 3:00 p.m., participating businesses downtown that display a bright orange jack-o-lantern will be giving out treats. Parents can stop by Madison Photo Plus for a complimentary photo of their child in costume.

### **Health & Public Assistance**

Mrs. Vitale, Chair of the Committee, absent.

### **COMMUNICATIONS AND PETITIONS - None**

#### **INVITATION FOR DISCUSSION (1 of 2)**

Mayor Holden opened the meeting to the public for their opportunity to ask questions and make comments on those items listed on the Agenda only. The 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**

**10/26/2009-1** AWARD CONTRACT TO DENNIS HARRINGTON FOR CONSTRUCTION OVERSIGHT OF THE POMEROY ROAD RECONSTRUCTION IN THE AMOUNT OF \$15,000.00

Mr. Codey presented the Borough Engineer's recommendation to award a contract to Dennis Harrington for construction oversight of the Pomeroy Road reconstruction in the amount of \$15,000.00. Following discussion, there was no objection to listing a resolution on the Consent Agenda.

*Resolution R 267-2009 listed on Consent Agenda*

**10/26/2009-2** AUTHORIZE EXECUTION OF AGREEMENT WITH MORRIS COUNTY FOR SHARED CONSTRUCTION COSTS ON THE GREEN VILLAGE ROAD DRAINAGE IMPROVEMENT PROJECT

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Mr. Codey stated that the agreement for reimbursement by the County of Morris for the Green Village Road drainage improvement project, shared at 67.5% by the County and 32.5% by the Borough of Madison, will result in unanticipated funds for the Borough. There was consensus to authorize execution of the agreement.

*Resolution R 266-2009 listed on Consent Agenda*

**10/26/2009-3** AWARD CONTRACT TO DENNIS HARRINGTON FOR CONSTRUCTION OVERSIGHT OF THE GREEN VILLAGE ROAD DRAINAGE IMPROVEMENTS IN THE AMOUNT OF \$15,000.00

There was consensus to list on the Consent Agenda a resolution awarding the contract as recommended by Borough Engineer Robert Vogel.

*Resolution R 268-2009 listed on Consent Agenda*

**ADVERTISED HEARINGS - None**

**INTRODUCTION OF ORDINANCES - None**

**CONSENT AGENDA RESOLUTIONS**

The Acting 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.

Mrs. Tsukamoto moved adoption of Resolutions R 263-2009 through R 270-2009 and Resolution R 272-2009 listed on the Consent Agenda. Ms. Baillie seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

Yeas: Ms. Baillie, Mr. Elias, Mr. Conley, Mrs. Tsukamoto, Dr. Esposito

Nays: None

Absent: Mrs. Vitale

R 263-2009

RESOLUTION OF THE BOROUGH OF MADISON RENEWING 2010 INTERLOCAL SERVICE AGREEMENT WITH MORRIS COUNTY FOR THE USE OF THE COUNTY'S MOBILE DATA TERMINAL SYSTEM

**WHEREAS**, the Borough Administrator has recommended that the Borough Council approve execution of the 2010 Morris County Integrated Justice Information System Interlocal Services Agreement regarding the use of the Morris County Integrated Justice Information System (MCIJIS) for a fee of one dollar (\$1.00); and

**WHEREAS**, the Interlocal Services Act, N.J.S.A. 40:8A, et seq., authorizes such agreement for the provision of governmental service; and

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**WHEREAS**, the Borough Council has determined to approve the 2010 Morris County Integrated Justice Information System Interlocal Services Agreement which is attached hereto.

**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 Chief of Police are hereby authorized to execute on behalf of the Borough of Madison the 2010 Morris County Integrated Justice Information System Interlocal Services Agreement for a fee of one dollar (\$1.00), which is attached hereto in a form approved by the Borough Attorney.

R 264-2009

RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING AGREEMENT FOR EXPERT LIGHTING SERVICES WITH ROBERT NEWELL LIGHTING DESIGN IN AN AMOUNT NOT TO EXCEED \$3,515.00

**WHEREAS**, the Borough Administrator has recommended that the Borough obtain professional services from Robert Newell Lighting Design for expert lighting services for code review and update (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 Administrator has determined and certified in writing that the value of this acquisition will not exceed \$17,500.00; and

**WHEREAS**, the Borough Administrator has recommended that the Borough Council award the Contract to Robert Newell Lighting Design in an amount not to exceed \$3,515.00 plus reimbursable expenses, for expert lighting services for code review and update; and

**WHEREAS**, Robert Newell Lighting Design 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

**WHEREAS**, Robert Newell Lighting Design must complete and submit a Business Entity Disclosure Certification which certifies that Robert Newell Lighting Design has not made any reportable contributions to a political or candidate committee in the Borough of Madison in the previous one year, and that the contract

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will prohibit Robert Newell Lighting Design from making any reportable contributions through the term of the contract; and

**WHEREAS**, the Director of Finance has attested that funds will be available in an amount not to exceed \$3,515.00 plus reimbursable expenses for this purpose, which funds are available in the Open Space Trust Fund.

**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. Ten days after receipt of the Business Entity Disclosure Certification and other required documents from Robert Newell Lighting Design, the Mayor and Borough Clerk are hereby authorized to execute, on behalf of the Borough, a professional service contract for professional services with Robert Newell Lighting Design for expert lighting services for code review and update in an amount not to exceed \$3,515.00 plus reimbursable expenses, such contract to be in a form approved by the Borough Attorney.

2. When received, the Business Disclosure Entity Certification, Political Contribution Disclosure Form and the Determination of Value shall be placed on file with this resolution.

3. The Borough Clerk is hereby directed to publish notice of the adoption of this resolution in the official newspaper of the Borough of Madison within ten (10) days of its adoption pursuant to N.J.S.A. 40A:11-5.

R 265-2009

**RESOLUTION OF THE BOROUGH OF MADISON APPROVING JACOB HENRY PERKINS TRUST DISBURSEMENT**

**WHEREAS**, the Welfare Director of Madison recommended a grant to pay quarterly property tax payments from the Jacob Henry Perkins Trust (hereafter Perkins Trust) on behalf of C.J., a Borough resident for the year 2010; and

**WHEREAS**, the Welfare Director has advised the Borough Council that C.J. meets the criteria for a Perkins Trust grant; and

**WHEREAS**, the Borough Council has determined to approve the request for a Perkins Trust grant to pay the quarterly property taxes for the year 2010; and

**WHEREAS**, the Welfare Director recommends approving the disbursement of the grant for the above cited purpose.

**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:

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1. A grant is hereby approved from the Perkins Trust to pay the quarterly property taxes, for the year 2010, for the benefit of C.J., so long as C.J. meets the criteria of Perkins Trust and continues to reside in the Borough of Madison.

2. A copy of this resolution will be forwarded to the Welfare Director.

R 266-2009

**RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING EXECUTION OF A FUNDING AGREEMENT WITH THE COUNTY OF MORRIS FOR SHARED COSTS ON THE GREEN VILLAGE ROAD DRAINAGE IMPROVEMENT PROJECT**

**WHEREAS**, the Borough Engineer has recommended that the Borough Council approve an interlocal services agreement between the County of Morris and the Borough of Madison for funding of the Green Village Road Drainage Improvement Project; and

**WHEREAS**, the County of Morris will provide fifty (50%) percent of the net final cost of all design engineering and related services, and one hundred (100%) percent of the total construction cost along Green Village Road for improvements to the drainage on Green Village Road in Madison, and the Borough of Madison will pay one hundred (100%) percent of the total construction cost along Wilmer Street for improvements to the drainage, as provided in the attached agreement; and

**WHEREAS**, the Borough Council has determined to approve an interlocal services agreement between the County of Morris and the Borough of Madison for funding the Green Village Road Drainage Improvement Project in an amount of approximately \$455,705.00 (County of Morris share).

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the Borough of Madison, County of Morris, and State of New Jersey, that the Mayor is hereby authorized to execute on behalf of the Borough of Madison an interlocal services agreement with the County of Morris for funding the Green Village Road Drainage Improvement Project in a form approved by the Borough Attorney.

R 267-2009

**RESOLUTION OF THE BOROUGH OF MADISON AWARDING CONTRACT TO DENNIS HARRINGTON FOR CONSTRUCTION OVERSIGHT OF THE POMEROY ROAD RECONSTRUCTION PROJECT**

**WHEREAS**, the Borough Engineer has recommended that the Borough obtain professional services from Dennis Harrington, P.E., for construction oversight services for the Pomeroy Road improvements (hereinafter the "Contract"); and

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**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 determined and certified in writing that the value of this acquisition will not exceed \$17,500.00; 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 \$15,000.00, for construction oversight services for the Pomeroy Road improvements; 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

**WHEREAS**, Dennis Harrington, P.E., must complete and submit a Business Entity Disclosure Certification which certifies that Dennis Harrington has not made any reportable contributions to a political or candidate committee in the Borough of Madison in the previous one year, and that the contract will prohibit Dennis Harrington from making any reportable contributions through the term of the contract; and

**WHEREAS**, the Director of Finance has attested that funds will be available in an amount not to exceed \$15,000.00 for this purpose, which funds were appropriated by Ordinance 46-2009.

**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. Ten days after receipt of the Business Entity Disclosure Certification and other required documents from Dennis Harrington, P.E., 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 construction oversight services for the Pomeroy Road improvements in an amount not to exceed \$15,000.00, such contract to be in a form approved by the Borough Attorney.

2. When received, the Business Disclosure Entity Certification, Political Contribution Disclosure Form and the Determination of Value shall be placed on file with this resolution.

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3. The Borough Clerk is hereby directed to publish notice of the adoption of this resolution in the official newspaper of the Borough of Madison within ten (10) days of its adoption pursuant to N.J.S.A. 40A:11-5.

R 268-2009

**RESOLUTION OF THE BOROUGH OF MADISON AWARDING CONTRACT TO DENNIS HARRINGTON FOR CONSTRUCTION OVERSIGHT OF THE GREEN VILLAGE ROAD DRAINAGE IMPROVEMENT PROJECT**

**WHEREAS**, the Borough Engineer has recommended that the Borough obtain professional services from Dennis Harrington, P.E., for construction oversight services for the Green Village Road drainage improvements (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 determined and certified in writing that the value of this acquisition will not exceed \$17,500.00; 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 \$15,000.00, for construction oversight services for the Green Village Road drainage improvements; 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

**WHEREAS**, Dennis Harrington, P.E., must complete and submit a Business Entity Disclosure Certification which certifies that Dennis Harrington has not made any reportable contributions to a political or candidate committee in the Borough of Madison in the previous one year, and that the contract will prohibit Dennis Harrington from making any reportable contributions through the term of the contract; and

**WHEREAS**, the Director of Finance has attested that funds will be available in an amount not to exceed \$15,000.00 for this purpose, which funds were appropriated by Ordinance 49-2008.

**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:

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1. Ten days after receipt of the Business Entity Disclosure Certification and other required documents from Dennis Harrington, P.E., 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 construction oversight services for the Green Village Road drainage improvements in an amount not to exceed \$15,000.00, such contract to be in a form approved by the Borough Attorney.

2. When received, the Business Disclosure Entity Certification, Political Contribution Disclosure Form and the Determination of Value shall be placed on file with this resolution.

3. The Borough Clerk is hereby directed to publish notice of the adoption of this resolution in the official newspaper of the Borough of Madison within ten (10) days of its adoption pursuant to N.J.S.A. 40A:11-5.

R 269-2009

RESOLUTION OF THE BOROUGH OF MADISON APPROVING 2009 TAXI OWNER'S LICENSE NO. 18 FOR TRAVELERS TAXI OF MADISON, LLC

**WHEREAS**, in compliance with the provisions of Chapter 173 of the Borough Code, application for a Taxi License has been made by John J. Patrisco, Jr., t/a Travelers Taxi of Madison, LLC, 31 Kings Road, Madison, New Jersey; and

**WHEREAS**, the above applicant has complied with all requirements of the State Law and above-mentioned Ordinance;

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Madison, County of Morris, State of New Jersey, that Taxi License No. 18 be issued to John J. Patrisco, Jr., t/a Travelers Taxi of Madison, LLC, effective upon Council approval and through December 31, 2009.

R 270-2009

RESOLUTION OF THE BOROUGH OF MADISON APPROVING 2009 TAXI DRIVER'S PERMIT NO. 6 FOR JOHN J. PATRISCO, JR., OF TRAVELERS TAXI OF MADISON, LLC

**WHEREAS**, in compliance with the provisions of Chapter 173 of the Borough Code, application for a Taxi Driver's Permit for Travelers Taxi of Madison, LLC, has been made by John J. Patrisco, Jr., 171 Main Street, Madison, New Jersey; and

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**WHEREAS**, the above applicant has complied with all requirements of the State Law and above-mentioned Ordinance;

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Madison, County of Morris, State of New Jersey, that Taxi Driver's Permit No. 6 be issued to John J. Patrisco, Jr., effective upon Council approval and through December 31, 2009.

R 271-2009  
Resolution removed from the Agenda and the # retired.

R 272-2009  
RESOLUTION OF THE MADISON BOROUGH COUNCIL AWARDING SOLID WASTE COLLECTION AND DISPOSAL CONTRACT TO SUBURBAN DISPOSAL, INC. FOR FIVE YEARS

**WHEREAS**, the Borough of Madison publicly advertised for bids for solid waste collection and disposal (the "Contract") in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq.; and

**WHEREAS**, the lowest bid was submitted by Suburban Disposal, Inc. in the amount of \$2,224,000.00 for five years; and

**WHEREAS**, the Borough Administrator has recommended that the Borough Council award the contract to Suburban Disposal, Inc. in the amount of \$2,224,000.00 for five years; and

**WHEREAS**, the Director of Finance has attested that funds will be available in an amount not to exceed \$2,224,000.00 for this purpose.

**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 solid waste collection and disposal is hereby awarded to Suburban Disposal, Inc. based upon its bid in the amount of \$2,224,000.00 for five years.

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

***INVITATION FOR DISCUSSION (2 of 2)***

Mayor Holden opened the meeting to the public for their opportunity to ask questions and make comments on any subject. The 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

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provided for the record. **He/she shall limit his/her statement to three (3) minutes or less.**

**Don Brunner, Redmond Drive**, requested that Dr. Esposito clarify his position on issues raised at a recent forum for Borough Council candidates. Mr. Mezzacca asked that Mr. Brunner not be argumentative.

**UNFINISHED BUSINESS** - None

**APPROVAL OF VOUCHERS**

On motion by Mrs. Tsukamoto, seconded by Ms. Baillie 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	\$6,997.51
Health & Public Assistance	9,432.52
Public Works & Engineering	116,559.97
Community Affairs	252.50
Finance & Borough Clerk	1,157,257.04
Utilities	<u>1,373,584.80</u>
Total	<u>\$2,664,084.34</u>

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

Yeas: Ms. Baillie, Mr. Elias, Mr. Conley, Mrs. Tsukamoto, Dr. Esposito

Nays: None

Absent: Mrs. Vitale

**NEW BUSINESS** - None

**ADJOURN AND RECONVENE EXECUTIVE SESSION**

There being no further business to come before the Council, the meeting was adjourned at 8:45 p.m. and the Executive Session immediately reconvened.

**RECONVENE AND ADJOURN**

The Regular Meeting reconvened at 8:55 p.m. and immediately adjourned.

Respectfully submitted,

Elizabeth Osborne  
Acting Borough Clerk  
Approved November 9, 2009 (EO)