

**REORGANIZATION MEETING MINUTES**  
**January 6, 2023 at 4:00 p.m.**

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***Call to Order***

The Reorganization Meeting of the Mayor and Council of the Borough of Madison was held on Friday, the 6<sup>th</sup> day of January 2023, in the Council Chamber of the Hartley Dodge Memorial, Madison, New Jersey. Mayor Conley called the meeting to order at 4:00 p.m.

***The Borough Clerk read the Open Public Meetings Act Statement***

“In compliance with the Open Public Meeting Act, adequate notice of this meeting of the Council was provided by transmitting a copy of the meeting notice to the Madison Eagle and Daily Record, posting a copy of the notice on the bulletin board at the main entrance to Borough Hall and filing a copy in the office of the Borough Clerk, all on December 13, 2022. Copies of that notice were made available to members of the general public.”

***Roll Call by Borough Clerk***

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

Mayor Robert H. Conley

Council Members:

Maureen Byrne

John F. Hoover

Debra J. Coen

Rachel Ehrlich

Robert Landrigan

Eric Range

***Invocation***

Mayor Conley invited Rabbi Mendy Lubin, of Chabad of SE Morris County, to give the invocation. Rabbi Lubin asked Council members and residents of this community to call to mind a moment of gratitude and wished all a “Happy New Year”, Rabbi Lubin asked that 2023 be a safe and healthy New Year for the Borough of Madison.

***Presentation of Colors, Pledge of Allegiance, National Anthem***

Everyone rose for the Pledge of Allegiance, led by the Girl Scouts of Harding and Madison Area; all covered their hearts and were led in the recitation of the Pledge of Allegiance. Mayor Conley acknowledged Abby Teagan, an 8th grader at Madison Junior School, who sang the National Anthem.

***Presentations of Medallions for Distinguished Service***

Mayor Conley commented that Medallions are presented to volunteers for their Distinguished Service to the Borough for five years or more and who are no longer serving. As each name and position was announced, there was a round of applause. Mayor Conley called forward each recipient to receive their Medallions.

Mark Chiarolanza  
Complete Streets Committee  
2012 – 2022

Diane Driscoll  
Zoning Board of Adjustment  
2011 – 2022

Janet Foster  
Historic Preservation Commission  
2012 – 2022

Steven Tombalakian  
Planning Board  
2007 – 2022

***Proclamation for Outgoing Council Member***

Mayor Conley acknowledged recorded message from distinguished guests including Congresswoman Mikie Sherrill, and former Council member Carmela Vitale. Former Governor and State Senator Richard Codey, and Assemblyman John McKeon, each congratulated Council member Byrne on her service to Madison and her retirement and wished the residents of Madison a Happy New Year. Mayor Conley read and presented a Proclamation in honor of outgoing Council Member Maureen Byrne; there was a round of applause and standing ovation in Ms. Byrne's honor.

***Presentation of Gifts***

Mayor Conley acknowledged and thanked Ms. Byrne for her service in government and noted it was not good bye but thank you. Mayor Conley presented Ms. Byrne with gifts from the Mayor and Council including a pewter box engraved with the Hartley Dodge Memorial engraved with Ms. Byrne's name and years of service as Council Member. Ms. Byrne thanked the residents of Madison for their kindness and for the opportunity to serve. Council members thanked Ms. Byrne for her service and wished her well.

***Oath of Office***

Rachel Ehrlich was called forward. The Oath of Office of Council Member Ehrlich was administered by Assemblyman John F. McKeon, with Mr. Jeremy Slusarz holding the Torah. Ms. Ehrlich thanked the people of Madison for the opportunity to serve once again. There was a long round of applause.

Thomas Haralampoudis was called forward. The Oath of Office of Council Member Haralampoudis was administered by Governor Richard J. Codey, with Mr. Haralampoudis' son Thomas, holding the bible. Mr. Haralampoudis thanked his family, fellow Council members, Borough staff and volunteers. There was a long round of applause.

***Roll Call by Borough Clerk***

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

Mayor Robert. H. Conley

**Council Members:**

John F. Hoover

Debra J. Coen

Rachel F. Ehrlich

Robert Landrigan

Eric Range

Thomas Haralampoudis

***Mayor's Message to the Citizens of Madison***

January 6, 2023

Mayor Conley welcomed the Friends of the Drew Forest, who performed a rendition of "Healthy Habitat"

Thank you to Rabbi Mindy Lubin, for the invocation. The honor guard of the Madison Police Department. And thank you to the Madison Harding Girls Scout Troop for leading us in the pledge and big thank you to Abby Teagan for singing the National Anthem.

Welcome to all of you attending in person and watching from home. A special welcome to Maureen's family. We all know that serving on the Council is not a personal commitment, it is a family commitment. So thank you for sharing Maureen for the last six years. And welcome to Rachel and Tom's families, and your commitment. Rachel, welcome to your second term and Tom, thank you for taking your commitment to Madison to a higher level,

I want to thank Governor Phil Murphy and Congresswoman Mikie Sherrill for their video messages. Special thanks to our legislative team, our State Senator Governor Dick Codey and Assemblyman John McKeon for joining us today. And a big thank you for representing us so well over the past 12 years, which covers all my years as mayor. You have been so helpful over this with every issue that needed help from Trenton.

Many of us have been bragging about Madison being the number one place to live in New Jersey ever since we were given that recognition by New Jersey Monthly. We do it talking about the downtown, our schools, the train line, neighborhoods, and the universities. All great things, none of which make us unique. As I prepared the Mayor's Legacy Hero Awards for Mayor Woody Kerkeslager and Cathie Coultas, it hit me what makes Madison so special, it is the legacy of those who came before us.]

Just think of a few of our legacy heroes. Please note that this is a partial list and I apologize in advance for those I missed.

- The community leaders who in 1873 established the Madison YMCA. The Y will celebrate 150 years in 2023. From Madison's first library to teaching generations how to swim the list of programs is too long to cover. But I need to mention that it gave a troubled teen named Bob Conley direction so many years ago.
- In 1890 it was Mayor Albright and Madison's Council whose first action for the newly incorporated town was to establish our water and electric utilities. Providing reliable water and power while reinvesting the profits back into Madison. 133 years later it is still literally paying dividends.
- The Thursday Morning Club which just celebrated 125 years after being founded in 1896. They created Dodge Field, the first morning kindergarten, the Settlement House

(now Community House), programs that led to the creation of the Health Department and so many other programs serving Madison.

- Willis James, donating our first library building, now the Museum of Early Trades and Crafts. All while constructing two buildings that define our downtown
- In 1923 a group of businessmen, including Cathie Coultas' grandfather founded the Madison Rotary Club. This year they celebrate 100 years of putting service above self, including supporting local charities and recently leading a community needs assessment.
- In 1970 long before COAH and Mt. Laurel, Madison established the Madison Housing Authority through the leadership of Rexford Tucker and others, who realized that affordable housing was a challenge for many in Madison. For over 50 years, Madison has been the leader in suburban New Jersey with providing housing and preserving economic diversity in our community
- In recent years I recognized others with Mayor's Legacy Hero awards
  - The late Carmine Toto, "Mr. Christmas". His legacy is far more than the holiday season, but families flock to Madison in December to see the wonder of the holidays, the wonder of Carmine Toto. Carmine's legacy is alive and well through his family and friends.
  - Mayor Gary Ruckelshaus and Rich Romano for the work they did in restoring our treasured train station

These are just a few of the legacies that really make Madison the special place it is. We don't know who and what the legacies of tomorrow will be, but here are a few in the works:

- Friends of Drew, who entertained us earlier and are doing incredible work to save the sanctuary that is the Drew Forest. Working together with Madison, the Morris County Commissioners, Green Acres and Drew University, they will make saving the forest a reality
- The work of our Climate Action Committee, Environmental Commission and Sustainable Madison working to make the world around us better not only for today, but for future generations.
- One of Madison's newest non-profits, having moved here after 22 years in Morristown, Wind Of The Spirit, working with today's immigrants much like the Thursday Morning Club did 100 years ago.
- The 100% affordable housing development to be built on Walnut and Community. The first passive construction affordable housing development in the state, supported by a \$2 million federal grant made possible by Congresswoman Mikie Sherrill's work. This will set the tone for future projects throughout the state and country

These are just a few examples of what makes Madison the best. Everyday there are those who step forward, not necessarily to leave a legacy but to make a difference.

So for 2023, let us continue to make Madison the special place it is, each being a part of creating a legacy for those who will follow.

Happy and Healthy New Year for all.

***Robert H. Conley, Mayor***

There was a round of applause honoring Mayor Conley.

***Election of Council President***

Mr. Landrigan nominated and moved the appointment of Council Member John F. Hoover as Council President. Ms. Coen seconded the motion. The motion passed with a unanimous voice call vote recorded.

***Adoption of Council Bylaws for 2023***

Mr. Hoover moved that the amended Bylaws be adopted as the Bylaws of the Governing Body of the Borough of Madison for the year 2023. Council Member Range seconded the motion, which passed with a unanimous voice call vote recorded.

***Mayor's Announcement of Council Standing Committees for the Year 2021***

**STANDING COMMITTEE**

Community Affairs  
Finance and Borough Clerk  
Public Works and Engineering  
Utilities  
Public Safety  
Health

**CHAIR/OTHER MEMBER**

John Hoover/Thomas Haralampoudis  
Debra Coen/Rachel Ehrlich  
Rachel Ehrlich/Debra Coen  
Robert Landrigan/Eric Range  
Eric Range/Robert Landrigan  
Thomas Haralampoudis/John Hoover

Mr. Hoover moved confirmation of the foregoing appointments. Ms. Coen seconded the motion. The motion passed with the following roll call vote recorded:

Yeas: Mr. Hoover, Ms. Coen, Ms. Ehrlich,  
Mr. Landrigan, Mr. Range, Mr. Haralampoudis  
Nays: None

***Appointment of Borough Officials***

Mayor Conley nominated and appointed the following named persons to serve in the following official capacities, subject to Council confirmation:

Borough Attorney, Matthew J. Giacobbe, Esq. (Annual Appointment)  
Housing Officer, Amy Monaco (Annual Appointment)  
Zoning Officer, Dennis Harrington (Annual Appointment)  
Deputy Zoning Officer, Daniel Buckelew (Annual Appointment)

Mr. Hoover moved confirmation of the foregoing appointments. Mr. Range seconded the motion, which passed with a unanimous voice call vote recorded.

Mayor Conley appointed Members of Boards not subject to Council confirmation:

(1) **ENVIRONMENTAL COMMISSION**

Three-year term through December 31, 2025

**Kirsten Wallenstein**, Regular Member

**Claire Whitcomb**, Regular Member

Two-year term through December 31, 2024

**Deanna Schmidt**, Alt. #1

Unexpired two-year term through December 31, 2023

**Corinne Bowen**, Alt. #2

One-year term through December 31, 2023

**Claire Whitcomb**, Chair

**Ann Huber**, Planning Board Rep.

**Rachel Ehrlich**, Council Liaison

(2) **HISTORIC PRESERVATION COMMISSION**

Four-year term through December 31, 2026

**Max Hart**, Class A Regular

Unexpired two-year term through December 31, 2023

**Adrienne Novak**, Alt. #1

Two-year term through December 31, 2024

**Tyler Merson**, Alt. #2

One-year term through December 31, 2023

**Debra Coen**, Council Liaison

(3) **PLANNING BOARD**

Four-year term through December 31, 2026

**George Limbach**, Class IV

**John Forte**, Class IV

One-year term through December 31, 2023

**Melissa Honohan**, Class II, Official of the Borough other than Governing Body

***Council Liaison to the Planning Board is appointed by Council***

Mr. Hoover moved the appointment of Eric Range, Council Liaison, Class III, to the Planning Board for a one-year term through December 31, 2023. Ms. Coen seconded the motion, which passed a unanimous voice call vote recorded.

***Announcement of Appointments to Special Positions Requiring Council Confirmation***

Mayor Conley announced the Mayor's appointments of the following individuals requiring Council confirmation, all for a one-year term through December 31, 2023:

- (1) **BOARD OF EDUCATION**  
Thomas Haralampoudis, Council Liaison
- (2) **CHAMBER OF COMMERCE**  
John Hoover, Council Liaison
- (3) **HISTORIAN**  
Scott Spelker
- (4) **HOUSING AUTHORITY**  
John Hoover, Council Liaison
- (5) **JOINT MEETING FINANCE/ PERSONNEL COMMITTEE**  
Debra Coen, Finance/ Personnel Committee  
Robert Landrigan, Finance/ Personnel Committee
- (6) **JOINT MUNICIPAL COURT**  
Eric Range, Member  
Debra Coen, Member
- (7) **MADISON COMMUNITY POOL**  
John Hoover, Council Liaison
- (8) **MUSEUM OF EARLY TRADES & CRAFTS**  
Eric Range, Council Liaison
- (9) **MADISON YMCA**  
Thomas Haralampoudis, Council Liaison
- (10) **SHARED SERVICES – BOARD OF EDUCATION**  
Mayor Robert Conley  
Eric Range  
Thomas Haralampoudis
- (11) **WHIPPANY RIVER WATERSHED ACTION COMMITTEE**  
Rachel Ehrlich, Council Liaison

Mr. Hoover moved confirmation of the foregoing appointments. Mr. Haralampoudis seconded the motion, which passed a unanimous voice call vote recorded.

***Appointment of Members of Boards and Committees Subject to Council Confirmation***

Mayor Conley requested that Mr. Hoover announce the Mayor's appointments of the following individuals requiring Council confirmation:

- (1) **BOARD OF HEALTH**  
Four-year term through December 31, 2026  
Mitchell Horn, Regular member

Unexpired four year term through December 31, 2025  
**Kevin McCarthy**, Regular member

Two-year term through December 31, 2024

**Kathy McGrath**, Alt. #1 Member

One-year term through December 31, 2023

**Thomas Haralampoudis**, Council Liaison

(2) **CLIMATE ACTION COMMITTEE**

One-year term through December 31, 2023

Sustainable Madison Advisory Committee members

**Peter Fried**

**Mary Ellen Hennessey-Jones**

**Lisa Jordan**

**Kathleen Caccavale**

Madison Environmental Commission members

**Kirsten Wallenstein**

One-year term through December 31, 2023

**Rachel Ehrlich**, Council Liaison

(3) **COMMUNITY GARDEN ADVISORY COMMITTEE**

Three-year term through December 31, 2025

**Ursula Leonhardt**, Regular

**Stephen McAuliffe**, Regular

**Brian Monaghan**, Regular

One-year term through December 31, 2023

**Thomas Haralampoudis**, Council Liaison

(4) **COMPLETE STREETS COMMITTEE**

One-year term through December 31, 2023

Mayor, Ex-Officio, Robert H. Conley

Public Safety Council Liaison, Eric Range

Engineering Council Liaison, Rachel Ehrlich

Borough Engineer, Robert Vogel

Director of Public Works, Ken O'Brien

Madison Police Rep, Capt. Joseph Longo

Board of Education Representative Grace Kim

Public School Representative John Eschmann

Director of Business Development, Lisa Ellis

Resident, Paul Daley

Resident, Kirk Oakes

Mr. Hoover moved confirmation of the foregoing appointments. Mr. Range seconded the motion, which passed a unanimous voice call vote recorded.

Mayor Conley requested that Ms. Coen announce the Mayor's appointments of the following individuals requiring Council confirmation:



(1) **DIVERSITY AD HOC COMMITTEE**

One-year term through December 31, 2023

**Aviva Baff**

**Grace Kim**

**Nishan Mahbubani**

**Gloria McDonald**

**Jill Rhodes**

**Lisa Ellis**

**Michael Pellessier**

One-year term through December 31, 2023

**Debra Coen**, Council Liaison

(2) **DOWNTOWN DEVELOPMENT COMMISSION**

Three-year term through December 31, 2025

**Robert Rocco**, Owner/Merchant/Landlord

**John Desmond**, At Large Representative

**Russel Stern**, At Large Representative

One Year term through December 31, 2023

**Steven Tindall**, Board of Ed Rep

One-year term through December 31, 2023

**John Hoover**, Council Liaison

(3) **LIBRARY TRUSTEES**

Five-year term through December 31, 2027

**JoAnne McCarthy**, Trustee

Unexpired five-year term through December 31, 2025

**Joseph Riopel**, Trustee

Mr. Hoover moved confirmation of the foregoing appointments. Mr. Haralampoudis seconded the motion, which passed a unanimous voice call vote recorded.

Mayor Conley requested that Ms. Ehrlich announce the Mayor's appointments of the following individuals requiring Council confirmation:

(1) **LOCAL EMERGENCY PLANNING COUNCIL FOR 2023**

Mayor **Robert H. Conley**

Council Liaison, **Eric Range/Robert Landrigan**

Administrator **Raymond M. Codey**

Assistant Borough Administrator/CFO **James Burnet**

Borough Engineer **Robert Vogel**

Construction Official **Russ Brown**

Director of Public Works **Kenneth O'Brien**

Electric Utility Superintendent **James Mattina**

Fire Chief **Louis DeRosa**

Assistant Health Officer **Sarah Perramant**

Medical Representative

Board of Education Representative **Steven Tindall**

Auxiliary Police **Samuel DeMarzo**

Madison Eagle **Alex Parker-Magyar**  
MCJM (Sewer) Superintendent **Chris Manak**  
Drew University Rep  
OEM Coordinator **John Rafter**  
OEM Coordinator **Police Chief John Miscia**  
OEM Deputy Coordinator/Public Info Officer **Capt. Joseph Longo**  
OEM Assistant Coordinator **Mike Shugrue**  
Pharmacist **Frank Iannarone**  
Public Information **Michael Pellessier**  
School Resource Officer **S.O. Peter G. Frank**  
Secretary **Kristy Kiehl**

(2) **MADISON ALLIANCE ADDRESSING SUBSTANCE ABUSE**

Three-year term through December 31, 2025  
**Thomas Downs**, At Large  
**Libby Marotta**, Jr School Rep.  
**Victoria Bukey**, Project Community Pride Rep.

One-year term through December 31, 2023  
**Thomas Haralampoudis**, Council Liaison

(3) **MUNICIPAL AUDIT COMMITTEE**

Three-year term through December 31, 2025  
**Arthur Powell**, Regular  
**Patrick Rowe**, Regular

One-year term through December 31, 2023  
**Debra Coen**, Council Liaison

Mr. Hoover moved confirmation of the foregoing appointments. Ms. Coen seconded the motion, which passed a unanimous voice call vote recorded.

Mayor Conley requested that Mr. Landrigan announce the Mayor's appointments of the following individuals requiring Council confirmation:

(1) **OPEN SPACE, RECREATION AND HISTORIC PRESERVATION  
ADVISORY COMMITTEE**

Three-year term through December 31, 2025  
**Christine Boyle**, Madison Resident (1 of 4)  
One-year term through December 31, 2023  
**Debbie Mantone**, Parks Advisory Committee Representative  
**George Limbach**, Planning Board Representative  
**Ross Snyder**, Recreation Committee Rep  
**Brian Monaghan**, STMB Representative  
**Kirsten Wallenstein**, Environmental Comm Rep  
**Tyler Merson**, Historic Preservation Comm Rep  
**Mayor Robert H. Conley**, Ex-Officio  
**Robert Landrigan**, Council Liaison

(2) **PARKS ADVISORY COMMITTEE**

One-year term through December 31, 2023  
**Rebecca Bertrand**

**Cathie Coultas**, Secretary  
**Thomas Crimmins**  
**Debbie Mantone**  
**David Miller**, Chair  
**Dan O'Brien**  
**John Taylor**  
**Geoffrey Thomas**  
**Rachel Ehrlich**, Council Liaison

(3) **PATRIOTIC CELEBRATIONS COMMITTEE**

One-year term through December 31, 2023

**Ron DeBiasse**  
**James Emaus**  
**Peter R. Flemming, Sr.**  
**Thomas J. Granato**  
**Wayne Henderson**  
**Ann Lawless**  
**Thomas Matyus**  
**Michael Piano**  
**James Savage**  
**Victor Schumacher**  
**Joseph Nester**, Post Commander, American Legion Post 43  
**Robert Landrigan**, Council Liaison

Mr. Hoover moved confirmation of the foregoing appointments. Mr. Range seconded the motion, which passed a unanimous voice call vote recorded.

Mayor Conley requested that Mr. Range announce the Mayor's appointments of the following individuals requiring Council confirmation:

(1) **RECREATION ADVISORY COMMITTEE**

One-year term through December 31, 2023

**Stephanie Berk** - Little League Baseball Rep  
**Dave Carver** - Softball  
**Nino Coviello** - Football Rep  
**Zach Ellis** - Ex-Officio, Recreation Director  
**Meghan Garrity** - Field Hockey Rep  
**Tony Gero** - Ice Hockey Rep  
**Christopher Holland** - Basketball Rep  
**Bob Macagnano** - Soccer Club Rep  
**Tom Packie** - Wrestling Rep  
**Erin Tromonda** - Girls Lacrosse Rep  
**Chris Lutz** - Boys Lacrosse Rep  
**Suzanne Whitehorn** - ADA/PPEC Rep  
**Ross Snyder** - At Large  
**David Irwin** - Board of Education Rep  
**Robert Landrigan**, Council Liaison

(2) **SAFETY COMMITTEE**

One-year term through December 31, 2023

Borough Administrator  
Borough Engineer

Chief Financial Officer / Assistant Borough Administrator  
Electric Utility Superintendent  
Fire Chief  
Health Officer  
Madison-Chatham Joint Meeting Superintendent  
Police Chief  
Personnel Director  
Recreation Director  
Director of Public Works  
**Eric Range**, Council Liaison

- (3) **SHADE TREE MANAGEMENT BOARD**  
Five-year term through December 31, 2027  
**Kate Bartley**, Regular

One-year term through December 31, 2023  
**Rachel Ehrlich**, Council Liaison

Mr. Hoover moved confirmation of the foregoing appointments. Ms. Coen seconded the motion, which passed a unanimous voice call vote recorded.

Mayor Conley requested that Ms. Byrne announce the Mayor's appointments of the following individuals requiring Council confirmation:

- (1) **SUSTAINABLE MADISON ADVISORY COMMITTEE**  
Three-year term through December 31, 2024  
**Kathleen Caccavale**, Regular Member  
**Amy Terraciano**, Regular Member  
**Marilyn Musielski**, Regular Member

One-year term through December 31, 2022  
Board of Education Representative  
**Joan Maccari**, Environmental Commission Representative  
**Ken O'Brien**, Director of Public Works  
**Rachel Ehrlich**, Council Liaison

- (2) **UTILITIES ADVISORY COMMITTEE**  
Three-year term through December 31, 2024  
**Alan Sawyer**, Regular  
**David Cohen**, Regular

One-year term through December 31, 2022  
**Robert Landrigan**, Council Liaison

- (3) **ZONING BOARD OF ADJUSTMENT**  
Four-year term through December 31, 2025  
**Anthony Dilonno**, Regular  
**Diane Driscoll**, Regular

Two-year term through December 21, 2023  
**James Foster**, Alt. #1 Member

Mr. Hoover moved confirmation of the foregoing appointments. Ms. Coen seconded the motion, which passed a unanimous voice call vote recorded.

***Communications - None***

***Invitation for Discussion***

Mayor Conley opened the meeting to the public and asked if anyone wished to be heard. Since no member of the public wished to be heard, the invitation for discussion was closed.

***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. Hoover moved approval of the Consent Agenda Resolutions. Ms. Coen seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

Yeas: Mr. Hoover, Ms. Coen, Ms. Ehrlich,  
Mr. Landrigan, Mr. Range, Mr. Haralampoudis

Nays: None

**R 1 - 2023**

**RESOLUTION OF THE BOROUGH OF MADISON ESTABLISHING ANNUAL SCHEDULE OF MEETINGS FOR 2023 AND OTHER REQUIREMENTS PURSUANT TO THE OPEN PUBLIC MEETINGS ACT**

**WHEREAS**, N.J.S.A. 10:4-18 of the Open Public Meetings Act provides that within seven (7) days following the annual Reorganization Meeting of a public body, such public body shall adopt, post and distribute a schedule of its regular meetings for the coming year; and

**WHEREAS**, said schedule shall contain the location of each meeting to the extent it is known and the time and date of each meeting and ways to participate remotely; and

**WHEREAS**, the Borough of Madison does seek to establish such schedule for the year 2023;

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Madison, County of Morris, State of New Jersey, that the Annual Schedule of Meetings designated in the attached notice is approved.

**MAYOR AND COUNCIL MEETING NOTICE - 2023**

**BOROUGH OF MADISON**

50 Kings Road

Madison, NJ 07940

In compliance with the Open Public Meetings Act, the Borough of Madison issues this notification of 2023 regularly scheduled meetings. The Mayor and Council of the Borough of Madison in the County of Morris and State of New Jersey will meet on the second and fourth Mondays of each month, except as noted\*, in the Hartley Dodge Memorial Building, 50 Kings Road in the Borough of Madison. The Regular Meeting will be called to order and begin with an Executive Session at 7:00 p.m., in the Committee Room, 2<sup>nd</sup> Floor, Hartley Dodge Memorial; the meeting will reopen to the public at 8:00 p.m. or as soon as practical thereafter and continue in the 2<sup>nd</sup> Floor Council Chamber where official action may be taken.\*\*

Monday, January 9, 2023

Monday, January 23, 2023

Monday, February 13, 2023

Monday, February 27, 2023

Monday, March 13, 2023

Monday, March 27, 2023

Monday, April 10, 2023

Monday, April 24, 2023

Monday, May 8, 2023

Monday, May 22, 2023

Monday, June 12, 2023

Monday, June 26, 2023

Monday, July 10, 2023

Monday, July 24, 2023

Monday, August 14, 2023

Monday, September 11, 2023

\*Wednesday, September 27, 2023

\*Wednesday, October 11, 2023

Monday, October 23, 2023

Monday, November 13, 2023

Monday, November 27, 2023

Monday, December 11, 2023

These meetings are open to the public. Adequate notice of these meetings is being provided by filing a copy of these dates in the office of the Borough Clerk, posting a copy on the Municipal Bulletin Board, and notifying the Madison Eagle, Daily Record, Independent Press and Star Ledger, all on (January 12, 2023).

\*\* Pursuant to the Open Public Meetings Act, Council Meetings may be conducted electronically. Information regarding how to participate remotely will be posted on the Borough website prior to the meeting.

**R 2 - 2023**

**RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING THE  
AWARD OF CERTAIN NON-FAIR AND OPEN CONTRACTS**

**WHEREAS**, the Borough of Madison has a need to obtain the following Professional Services as non-fair and open contracts pursuant to the provisions of N.J.S.A. 19:44A-20.5; and,

**WHEREAS**, the Borough Administrator of the Borough of Madison has determined that the value of certain Professional Services listed herein may exceed \$17,500; and

**WHEREAS**, the anticipated term of said contracts are noted below; and

**WHEREAS**, each contract has a thirty (30) day termination clause; and

**WHEREAS**, each Professional Services provider has submitted a proposal indicating each will provide the services for the fee as described herein; and

**WHEREAS**, each Professional Services provider has completed and submitted a Business Entity Disclosure Certification where required by N.J.S.A. 19:44A-1, et seq., which certifies that said provider has not made any reportable contributions to a political or candidate committee in the Borough of Madison, County of Morris, State of New Jersey in the previous year, and that the contract will prohibit said Professional Services provider from making any reportable contributions through the term of the contract, and

**WHEREAS**, in accordance with N.J.A.C. 5:30-5.4, the Chief Financial Officer has certified as to the availability of funds to cover the maximum dollar value of each pending contract as set forth in this Resolution; and

**WHEREAS**, this Resolution and Certification of funds does not obligate the Borough to spend the maximum for each contract. The 2023 Expenditure Schedule per vendor is attached hereto.

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

1. The Mayor is hereby authorized to execute contracts for each of the professional services listed herein, the cost of each such professional service agreement not to exceed the amount certified by the Chief Financial Officer.

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

3. The resolution and contracts are on file and available for public inspection in the office of the Municipal Clerk during regular business hours Monday through Friday.

Arborist	RichView Consulting	\$86/hr.
Auditor <b><i>Reorganization Meeting - Friday, January 6, 2023, 4:00 p.m.</i></b>	Nisivoccia, LLP	\$52,950 per year or portion per month in the contract
Accounting Services	Laracy Associates, LLC	\$6,000/month
Bond Counsel	Rogut McCarthy LLC	Base fee \$2,500 <u>et seq.</u> , as set forth in contract
Borough Attorney	Matthew J. Giacobbe, Esq.	\$5,000 monthly retainer/ \$150/hr. for litigation
Codification Supplementation & Maintenance	General Code Publishers	\$10,195.00 <u>et seq.</u> As set forth in the contract
Consulting Engineers	Omland & Osterkorn	\$95/hr. to \$145/hr. <u>et seq.</u> as set forth in the contract
Consulting Engineers	Mott MacDonald	Up to \$260.00/hr.
Electrical Engineering Consultant	Crane Associates, Inc.	\$65/hr. to \$195/hr. <u>et seq.</u> as set forth in the contract
Electrical Engineering Consultant	Asplundh Engineering Services	\$56/hr. to \$300/hr. <u>et seq.</u> as set forth in the contract
Field Inspections	Michael P. Carroll	\$30/hr.
Labor Counsel	Cleary, Giacobbe, Alfieri, Jacobs LLC Matt Giacobbe, Esq.	\$150/hr.
Legal Counsel for Municipal Electric Utility	McNees, Wallace & Nurick, LLC	\$540/hr.
Open Space Advisor	The Land Conservancy of New Jersey	Up to \$7,000/yr.
Planners	Kyle + McManus	\$147/hr.
Redevelopment Counsel	Castano Quigley Cherami LLC	\$195/hr.
Real Estate Appraisal Services	Newmark Valuation & Advisory	\$175/hr.
Real Estate Appraisal Services	Associated Appraisal Group	\$125/hr.
Solar Energy Consultant	Talva Energy	\$125/hr.
Tax Appeal Attorney	Fred Semrau, Esq.	\$140/hr.



**BE IT FURTHER RESOLVED** that each Business Entity Disclosure Certification and the Determination of Value be placed on file with this resolution.

**R 3 - 2023**

**RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING TAX COLLECTOR AND/OR THE DEPUTY TAX COLLECTOR TO EXAMINE RECORDS FOR UNPAID MUNICIPAL LIENS**

**BE IT RESOLVED** by the Council of the Borough of Madison, County of Morris, State of New Jersey, that in accordance with N.J.S.A. 54:5-11, the Tax Collector and/or the Deputy Tax Collector, bonded officials of this municipality, be and are hereby appointed to make examination of records as to unpaid municipal liens and certify the result thereof.

**R 4 - 2023**

**RESOLUTION OF THE BOROUGH OF MADISON DESIGNATING KEVIN O'KEEFE AS PURCHASING OFFICER**

**BE IT RESOLVED** by the Council of the Borough of Madison in the County of Morris and State of New Jersey, that **Kevin O'Keefe** be designated Qualified Purchasing Agent for 2023 and is hereby authorized to sign all Purchase Orders upon issuance.

**BE IT FURTHER RESOLVED** that in the absence of Mr. O'Keefe, **Raymond M. Codey** be given the designation of Purchasing Agent.

**R 5 - 2023**

**RESOLUTION OF THE BOROUGH OF MADISON APPOINTING INDIVIDUALS TO MAKE OFFICIAL SEARCHES AS TO FUTURE ASSESSMENTS**

**BE IT RESOLVED** by the Council of the Borough of Madison in the County of Morris and State of New Jersey that **Borough Engineer Robert Vogel** is hereby appointed and empowered to make official searches as to Municipal Improvements authorized by ordinances for future assessments

that will be made pursuant to such ordinances, as authorized by N.J.S.A. 54:5-18.1 et seq.; and

**BE IT FURTHER RESOLVED** that in the absence of the Borough Engineer, **Borough Clerk Elizabeth Osborne and/or Assistant Borough Engineer Dennis Harrington** are hereby appointed to make such searches; and

**BE IT FURTHER RESOLVED** that the fee to be charged shall be in accordance with N.J.S.A. 54:5-18.4 et seq.

**R 6 - 2023**

**RESOLUTION OF THE BOROUGH OF MADISON DESIGNATING OFFICIAL NEWSPAPERS OF THE BOROUGH OF MADISON FOR PUBLICATION OF LEGAL NOTICES**

**WHEREAS**, a municipality must designate an official newspaper for the publication of legal notices; and

**WHEREAS**, the Borough of Madison wishes to designate **THE MADISON EAGLE** and/or **THE DAILY RECORD** as its official newspapers for the publication of legal notices for the year 2023;

**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 MADISON EAGLE**, newjerseyhills.com, 100 South Jefferson Road, Whippany, NJ 17981, and/or **THE DAILY RECORD**, 100 Commons Way, Rockaway, NJ 07866, are hereby designated as official newspapers of the Borough of Madison for the year 2023 for the purpose of publishing legal notices of the municipality.

**R 7 - 2023**

**RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING SIGNATURES FOR PURCHASE ORDER REQUISITIONS**

**BE IT RESOLVED** by the Council of the Borough of Madison in the County of Morris and State of New Jersey, that the persons listed below be and are hereby appointed to sign requisitions for Purchase Orders for the various Borough Departments:

**DEPARTMENTS**

**GENERAL GOVERNMENT**

100 General Administration  
102 Municipal Support Services  
Administrator  
103 Elections  
104 Downtown Development Commission  
105 Human Resources  
110 Mayor & Council  
120 Borough Clerk  
130 Financial Administration  
135 Auditor  
145 Revenue Administration  
150 Assessment of Taxes  
155 Legal Services  
165 Engineering  
175 Historic Preservation  
180 Planning Board  
185 Zoning Board  
186 Environmental Commission  
210 Liability Insurance  
215 Workers Comp. Insurance  
220 Health Insurance  
225 Unemployment Insurance  
310 Public Buildings & Grounds  
361 Civic Center

**PUBLIC SAFETY**

195 State Uniform Construction Code  
240 Police  
241 First Aid Organization  
252 Emergency Management Services  
265 Fire  
267 Fire Safety Program  
275 Municipal Prosecutor  
362 Public Safety Complex  
491 Municipal Joint Court  
495 Public Defender

**STREETS & ROADS**

300 Public Works  
302 Parks  
303 Shade Tree Authority  
315 Vehicle Maintenance  
316 Vehicle Maintenance-Police  
317 Vehicle Maintenance-Fire

**SANITATION**

455 Sewerage Processing  
456 Madison/Chatham Joint Meeting  
457 Sewer Line Maintenance  
465 Garbage & Trash Removal

**HEALTH & WELFARE**

330 Board of Health  
340 Dog Regulation  
360 Aid to Child Care Center

**AUTHORIZE APPROVALS**

Administrator or Executive Assistant  
Purchasing Agent/Personnel or  
  
Borough Clerk or Administrator  
Director of Business Development  
Purchasing Agent/CFO/Personnel  
Borough Clerk or Administrator  
Borough Clerk or Administrator  
CFO or Tax Collector  
CFO or Tax Collector  
CFO or Tax Collector  
CFO or Tax Assessor  
CFO or Administrator  
Engineer or Administrator  
Engineer or Administrative Official  
Engineer or Administrative Official  
Engineer or Administrative Official  
Engineer or Administrative Official  
CFO or Administrator  
CFO or Administrator  
CFO or Administrator  
CFO or Administrator  
Director of PW or Administrator  
Director of PW or Administrator  
  
Construction Code Official or Engineer  
Police Chief or Administrator  
Police Chief or Administrator  
Police Chief or Administrator  
Fire Chief or Administrator  
Fire Chief or Administrator  
Court Administrator or Administrator  
Police Chief and Fire Chief  
Court Administrator or Administrator  
Court Administrator or Administrator

Director of PW or Administrator  
Director of PW or Administrator  
Director of PW or Administrator  
Director of PW or Administrator  
Police Chief or Administrator  
Fire Chief or Administrator  
  
CFO or Administrator  
CFO or Administrator  
Director of PW or CFO  
Director of PW or CFO  
  
Health Officer or Administrative Officer  
Health Officer or Board Secretary  
Health Officer or Board Secretary

**RECREATION & EDUCATION**

370 Recreation & Playgrounds	Recreation Director or Administrator
371 Celebration of Public Events	Recreation Director or Administrator
390 Free Public Library	CFO or Administrator
391 Technology	Library Director
392 Museum of Early Trades	Administrator or CFO
393 Senior Citizens Programs	Senior Citizen Coordinator or Administrator

**UNCLASSIFIED, DEFERRED CHARGES & STATUTORY EXPENDITURES**

470 Contingent	CFO or Administrator
471 Public Employees' Retirement System	CFO or Confidential Assistant II
472 Social Security System	CFO or Confidential Assistant II
474 Consolidated Police & Firemen's Pen Fd	CFO or Confidential Assistant II
475 Police & Firemen's Retirement System	CFO or Confidential Assistant II
870 Emergency Authorizations	CFO or Administrator
900 Capital Improvement Fund	CFO or Administrator
920 Principal on Bonds	CFO or Administrator
925 Principal on Notes	CFO or Administrator
930 Interest on Bonds	CFO or Administrator
935 Interest on Notes	CFO or Administrator
950 Interest on Loan	CFO or Administrator
955 Principal on Loan	CFO or Administrator

**UTILITY EXPENSE - BULK PURCHASES**

430 Electricity-HDM	Director of PW or Administrator
431 Electricity-C.H.	Director of PW or Administrator
432 Electricity-DPW/Sewers	Director of PW or Administrator
433 Electricity-Health	Health Officer or Administrative Officer
434 Electricity-Police	Police Chief or CFO
440 Telephone	Purchasing Agent or Administrator
445 Water	Director of PW or Administrator
446 Natural Gas	Director of PW or Administrator
460 Gasoline	Director of PW or Administrator

**PUBLIC UTILITIES**

05-500 Water Utility Administration	CFO or Utility Collector
05-501 Water Utility Operations	Director of PW or Engineer
05-502 Water Capital Improvement Fund	CFO or Administrator
05-503 Water Municipal Debt Service	CFO or Administrator
05-504 Public Employees' Retirement System	CFO or Confidential Assistant II
05-505 Water Social Security System	CFO or Confidential Assistant II
09-500 Electric Utility Administration	CFO or Utility Collector
09-501 RoseNet	Administrator or Director of Technology
09-502 Electric Utility Operations	Electric Utility Superintendent or Administrator
09-503 Electric Capital Improvement Fund	CFO or Administrator
09-504 Public Employees' Retirement System	CFO or Confidential Assistant II
09-505 Social Security System	CFO or Confidential Assistant II

**STATE GRANTS**

242 Body Armor Grant	Police Chief or CFO
243 Walk Safety Program	Police Chief or CFO
331 NJ Dept. of Health & Senior Services	Health Officer or CFO
332 H1N1 Grant	Health Officer or CFO
333 H1N1 Corrective Action Grant	Health Officer or CFO
700 Alcohol Education Grant	Court Administrator or CFO

701 Drunk Driving Enforcement	Police Chief or CFO
702 Cops In Shops	Police Chief or CFO
703 Clean Communities Act	Director of PW or CFO
704 MAASA Grant	Health Officer or CFO
705 Priority Health Funding Act	CFO or Confidential Assistant II

**BE IT FURTHER RESOLVED** that the Administrator, Assistant Borough Administrator/CFO and the Purchasing Agent are hereby authorized to approve requisitions for Purchase Orders for all Borough Departments; and

**BE IT FURTHER RESOLVED** that the Receiving Certificates on material or services received be signed by a responsible person receiving same or by the Department Head.

**R 8 - 2023**

**RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING SIGNATURES ON BOROUGH CHECKS**

**BE IT RESOLVED** by the Council of the Borough of Madison in the County of Morris and State of New Jersey, that the following Borough Officials are hereby authorized to sign checks or withdrawal slips where a combination of three principal signatures are required:

MAYOR

**AND** BOROUGH CLERK or DEPUTY BOROUGH CLERK

**AND** CHIEF FINANCIAL OFFICER

**BE IT FURTHER RESOLVED** that signature cards with the signatures of the persons authorized to sign be forwarded to all Borough Depositories.

**R 9 - 2023**

**RESOLUTION OF THE BOROUGH OF MADISON DESIGNATING BANKS FOR BOROUGH FUNDS**

**BE IT RESOLVED** by the Council of the Borough of Madison in the County of Morris and State of New Jersey, that the following Banks be and hereby are designated as depositories for all Borough Funds during 2023:

Bank of America  
Provident Bank  
Lakeland Bank

Wells Fargo  
Haven Savings Bank  
Chase Bank

**R 10 - 2023**

**RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING  
CANCELLATION OF TAX AND UTILITY OVERPAYMENTS AND  
UNDERPAYMENTS OF \$10.00 OR LESS TO GENERAL SURPLUS**

**WHEREAS**, the refunding of tax and utility overpayments of Ten Dollars (\$10.00) or less and the collection of tax underpayments of Ten Dollars (\$10.00) or less would impose administrative burdens out of proportion to the benefit thus given.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Madison, County of Morris, State of New Jersey, that tax and utility overpayments and underpayments of Ten Dollars (\$10.00) or less be credited or debited to General Surplus.

**R 11-2023**

**RESOLUTION OF THE BOROUGH OF MADISON ADOPTING 2023 TEMPORARY  
APPROPRIATIONS FOR OPERATING PURPOSES PURSUANT TO N.J.S.A. 40:4-19**

WHEREAS, 40A:4-19 Local Budget Act, provides that temporary appropriations be made in the amounts required where contracts, commitments or payments must be made prior to the final adoption of the 2023 budget; and

WHEREAS, the date of this resolution is within the first thirty days of 2023; and

WHEREAS, the total appropriations in the 2022 Budget, less appropriations made for capital improvement fund, debt service and relief of the poor (public assistance) are as follows:

CURRENT	\$29,846,947.79
WATER UTILITY	\$2,071,122.00
ELECTRIC UTILITY	\$14,892,155.00

WHEREAS, 26.25 percent of the total appropriations in the 2022 Budget less appropriations for capital improvement fund, debt service and relief of the poor (public assistance) in the said 2022 Budget is as follows:

CURRENT	\$7,834,823.79
WATER UTILITY	\$543,669.53
ELECTRIC UTILITY	\$3,909,190.69

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Madison, County of Morris, State of New Jersey, that the following temporary appropriations be

made, and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his records.

**CURRENT FUND**

GENERAL ADMINISTRATION (100)		
Salary & Wages	\$	35,550
Other Expenses	\$	3,000
MUNICIPAL SUPPORT (102)		
Salary & Wages	\$	24,200
Other Expenses	\$	5,000
HUMAN RESOURCES (105)		
Salary & Wages	\$	18,700
Other Expenses	\$	10,000
BOROUGH CLERK (120)		
Salary & Wages	\$	26,500
Other Expenses	\$	10,000
FINANCIAL ADMINISTRATION (130)		
Salary & Wages	\$	19,850
Other Expenses	\$	18,000
MAYOR AND BOROUGH COUNCIL (110)		
Salary & Wages	\$	13,800
Other Expenses	\$	5,000
TECHNOLOGY AND COMPUTER SUPPORT (140)		
Other Expenses	\$	100,000
COMMUNITY AND BUSINESS DEVELOPMENT (104)		
Salary & Wages	\$	40,000
Other Expenses	\$	4,200
ASSESSMENT OF TAXES (150)		
Salary & Wages	\$	8,900
Other Expenses	\$	8,000
REVENUE ADMINISTRATION ( Tax Collector 145)		
Salary & Wages	\$	30,500
Other Expenses	\$	4,000
LEGAL SERVICES (155)		
Other Expenses	\$	100,000
MUNICIPAL COURT (491)		
Salary & Wages	\$	128,400
Other Expenses	\$	34,000
PUBLIC BUILDINGS & GROUNDS (310)		
Salary & Wages	\$	20,400
Other Expenses	\$	30,000
PLANNING BOARD (180)		

Salary & Wages	\$	17,150
Other Expenses	\$	35,000
ZONING BOARD (185)		
Salary & Wages	\$	10,500
Other Expenses	\$	12,000
ENGINEERING (165)		
Salary & Wages	\$	57,200
Other Expenses	\$	12,000
CELEBRATION OF PUBLIC EVENTS (28-371)		
Other Expenses	\$	3,500
INSURANCE (23-210)		
Group Health Insurance	\$	720,000
Health Benefit Waiver	\$	21,000
Liability	\$	205,517
Workers Compensation	\$	100,000
FIRE DEPARTMENT (25-265)		
Salary & Wages	\$	406,900
Other Expenses	\$	26,700
FIRE SAFETY PROGRAM (25-267)		
Salary & Wages	\$	35,900
POLICE DEPARTMENT (25-240)		
Salary & Wages	\$	1,109,560
Other Expenses	\$	103,000
CONSTRUCTION CODE (22-195)		
Salary & Wages	\$	212,275
Other Expenses	\$	45,000
EMERGENCY MANAGEMENT SVCS (25-252)		
Other Expenses	\$	7,500
PUBLIC WORKS (26-300)		
Salary & Wages	\$	455,800
Other Expenses	\$	85,000
SEWER LINE MAINTENANCE (31-457)		
Salary & Wages	\$	84,400
Other Expenses	\$	25,000
SHADE TREE MANAGEMENT BOARD (26-303)		
Other Expenses	\$	49,900
GARBAGE & TRASH REMOVAL 32-465)		
Other Expenses	\$	900,000



VEHICLE MAINTENANCE (26-315)		
Salary & Wages	\$	89,950
Other Expenses	\$	75,350
MADISON-CHATHAM JOINT MEETING (31-456)		
Other Expenses	\$	600,000
HEALTH DEPARTMENT (27-330)		
Salary & Wages	\$	7,350
Other Expenses	\$	60,750
DOG REGULATION (27-340)		
Salary & Wages	\$	525
Other Expenses	\$	2,625
CIVIC CENTER (27-361)		
Other Expenses	\$	6,300
RECREATION (28-370)		
Salary & Wages	\$	16,000
Other Expenses	\$	40,047
MAINTENANCE OF PUBLIC LIBRARY (29-390)		
Other Expenses	\$	407,500
UTILITY EXPENSES		
Other Expenses	\$	194,000
SENIOR CITIZENS PROGRAM		
Salary & Wages	\$	17,050
Other Expenses	\$	14,200
CONTINGENCY		
Other Expenses	\$	13,125
PENSION	\$	720,000
SOCIAL SECURITY	\$	131,250
	<b>SUBTOTAL</b>	<b><u>\$ 7,834,824</u></b>
CAPITAL IMPROVEMENT	\$	1,500,000
DEBT SERVICE	\$	1,200,000
	<b>TOTAL</b>	<b><u>\$ 10,534,824</u></b>
<b>WATER UTILITY</b>		
Salary & Wages	\$	213,250

Other Expenses	\$	315,980
Social Security System	\$	14,440
	<b>SUBTOTAL</b>	<b><u>\$ 543,670</u></b>
Capital Improvement	\$	200,000
	<b>TOTAL</b>	<b><u>\$ 743,670</u></b>

**ELECTRIC UTILITY**

Salary & Wages	\$	524,390
Other Expenses	\$	3,344,115
Social Security System	\$	40,686
Reserve for Substation Replacement		
	<b>SUBTOTAL</b>	<b><u>\$ 3,909,191</u></b>
Capital Improvement	\$	400,000
	<b>TOTAL</b>	<b><u>\$ 4,309,191</u></b>

**R 12 - 2023**

**RESOLUTION OF THE BOROUGH OF MADISON SETTING INTEREST RATES ON DELINQUENT TAXES**

**BE IT RESOLVED** by the Council of the Borough of Madison, County of Morris, State of New Jersey, that, in accordance with N.J.S.A. 54:4-67, the interest to be charged on delinquent taxes in the Borough of Madison shall be 8%, annually, on the first \$1,500.00 of delinquency, and on any amount in excess of \$1,500.00, the interest rate to be charged shall be 18%, annually, until all of the delinquency has been removed and the property restored to current status.

**BE IT FURTHER RESOLVED** that an additional 6% end-of-year penalty be applied to delinquent taxes, interest and other municipal charges exceeding \$10,000.00.

**R 13-2023**

**RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING THE ESTABLISHMENT OF PETTY CASH FUNDS FOR USE BY BOROUGH CUSTODIANS**

**WHEREAS**, N.J.S.A. 40A:5-21 authorizes the establishment of a Petty Cash Fund in any county or municipality by application and resolution; and

**WHEREAS**, it is the desire of the Borough of Madison in the County of Morris, New Jersey, to establish such a fund for the following department custodians in the indicated amounts:

Elizabeth Osborne Borough Clerk	\$1,000.00
John Miscia Chief of Police	\$ 500.00
James Mattina Electric Utility Superintendent	\$ 200.00
Ken O'Brien Director of Public Works	\$ 200.00
Ken O'Brien Water Utility/Director of Public Works	\$ 200.00

**WHEREAS**, all custodians are bonded by a blanket bond pursuant to N.J.S.A. 40A:5-34.1; and

**WHEREAS**, each custodian shall maintain records for his or her fund in a manner conducive to proper accounting and auditing procedures.

**NOW, THEREFORE, BE IT RESOLVED** that the Borough Council of the Borough of Madison in the County of Morris and State of New Jersey hereby authorizes the establishment of Petty Cash Funds as described herein, and that two copies of this resolution be filed with the Division of Local Government Services in the New Jersey Department of Community Affairs for approval.

**R 14 - 2023**

**RESOLUTION OF THE BOROUGH OF MADISON APPOINTING COMMISSIONERS TO MORRIS COUNTY MUNICIPAL JOINT INSURANCE FUND**

**BE IT RESOLVED** by the Council of the Borough of Madison in the County of Morris and State of New Jersey, that **JAMES E. BURNET, IV** is hereby appointed as

the Borough's Commissioner to the Morris County Municipal Joint Insurance Fund and the North Jersey Municipal Employee Benefits Fund effective immediately to represent the Borough of Madison, New Jersey.

**BE IT FURTHER RESOLVED** that **CHRISTINE MAHLER** is hereby appointed as the Borough's Alternate Commissioner to the Morris County Municipal Joint Insurance Fund and the North Jersey Municipal Employee Benefits Fund effective immediately to represent the Borough of Madison, New Jersey.

**R 15 - 2023**

**RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING SIGNATURES ON ADMINISTRATIVE CERTIFICATES**

**BE IT RESOLVED** by the Council of the Borough of Madison, in the County of Morris, and State of New Jersey, that the Chief Financial Officer is hereby designated to certify to the validity and propriety of all requests for payment of services on Administrative Certificates and to sign such certifications as required by N.J.S.A. 40A:5-16(b).

**R 16 - 2023**

**RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING INVESTMENT OF IDLE FUNDS AND WIRE TRANSFERS**

**WHEREAS**, it is desirable that idle funds of the Borough be invested in legal investment vehicles at all times; and

**WHEREAS**, it is occasionally necessary to transfer Borough funds for the purpose of meeting current Borough expenses or for the purpose of effecting investments.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Madison, County of Morris, State of New Jersey, that the Chief Financial Officer/Assistant Borough Administrator, the Confidential Assistant to the CFO, Qualified Purchasing Agent, Payroll Officer and the Borough Administrator are hereby authorized to request bids and to place orders for the investment of idle

Borough funds solely in legally authorized investment vehicles, such investments to be confirmed in writing by the investing institution; and

**BE IT FURTHER RESOLVED** that the above named individuals are hereby authorized to transfer funds by wire solely for the purposes and subject to all pertinent regulations:

- I. To or from Borough of Madison Checking or Savings Accounts to other Borough Accounts.
2. To or from Borough of Madison Checking or Savings Accounts, to or from Accounts specified by banks, solely for the purpose of investing for the account of the Borough.

**R 17 - 2023**

**RESOLUTION OF THE BOROUGH OF MADISON DESIGNATING KEVIN O'KEEFE AS PUBLIC AGENCY COMPLIANCE OFFICER**

**WHEREAS**, in accordance with N.J.A.C. 17:27-3.2, the State of New Jersey Division of Public Contracts Equal Employment Opportunity Compliance requires that each public agency annually designate an officer or employee to serve as its Public Agency Compliance Officer (hereafter "P.A.C.O.") by January 10<sup>th</sup>; and

**WHEREAS**, the Borough Council has determined that the duties of the P.A.C.O. can be effectively and appropriately performed by the Qualified Purchasing Agent Kevin O'Keefe.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Madison in the County of Morris and State of New Jersey, that Qualified Purchasing Agent Kevin O'Keefe is hereby designated as the Public Agency Compliance Officer (P.A.C.O.) for the Borough of Madison in accordance with the provisions of N.J.A.C. 17:27-3.2.

**BE IT FURTHER RESOLVED** that in the absence of the Qualified Purchasing Agent, the Borough Administrator Raymond M. Codey will assume the duties of the Public Agency Compliance Officer.

**R 18 - 2023**

**RESOLUTION OF THE BOROUGH OF MADISON APPROVING CASH MANAGEMENT PLAN FOR THE YEAR 2023**

**WHEREAS**, N.J.S.A. 40A:5-14 provides that each municipality shall adopt a cash management plan annually by majority vote of the governing body; and

**WHEREAS**, the Chief Financial Officer recommends adoption of the Cash Management Plan attached hereto; and

**WHEREAS**, the Chief Financial Officer provides a monthly report to the governing body for review.

**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 Cash Management Plan of the Borough of Madison is approved in the form attached hereto for the year 2023.

1/01/2023

**2023 CASH MANAGEMENT PLAN AND INVESTMENT POLICY  
FOR THE BOROUGH OF MADISON**

1) **Cash Management and Investment Objectives**

The Borough of Madison's objectives in this area are:

- a) Preservation of capital.
- b) Adequate safekeeping of assets.
- c) Maintenance of liquidity to meet operating needs and claims settlements.
- d) Maximization of total return, consistent with risk levels.
- e) Investment of assets in accordance with the State of New Jersey Laws and Regulations.
- f) Accurate and timely reporting of interest earnings.

2) **Permissible Investments**

Investments shall be limited to the following:

- a) Bonds or other obligations of the United States of America or obligations guaranteed by the United States of America, including securities of, or other interests in, any open-end or closed-end management type investment company or investment trust registered under the "Investment Company Act of 1940" 54 Stat.847 (15 U.S.C. 80a-1 et seq.), purchased and redeemed only through the use of national or state banks located within this state, if the portfolio of that investment company or investment trust is limited to bonds or other obligations of

the United States of America, bonds or other obligations guaranteed by the United States of America and repurchase agreements fully collateralized by bonds or other obligations guaranteed by the United States of America, which collateral shall be delivered to or held by the investment company or investment trust, either directly or through an authorized custodian;

b) Bonds of any Federal Intermediate Credit Bank, Federal Home Loan Bank, Federal Land Bank, Federal National Mortgage Associates or of any United States Bank for Cooperatives, which have a maturity date not greater than twelve (12) months from the date of purchase;

c) Bonds or other obligations, having a maturity date not more than twelve (12) months from the date of purchase, approved by the Division of Investment of the Department of Treasury for investment by local units.

3) Authorized Depositories

In addition to the above, the Borough of Madison is authorized to deposit funds in Certificates of Deposit and other time deposits in banks covered by the Governmental Unit Depository Protection Act, N.J.S.A. 17:9-14 et seq. (GUDPA). The Borough of Madison is also authorized to invest its assets in the New Jersey Cash Management Fund.

4) Authority For Investment Management

The Chief Financial Officer is authorized and directed to make investments, with a maturity of from one to twelve (12) months through commercial banks, which are to be selected by the Chief Financial Officer in consultation with the Borough Administrator. Their actions and decisions shall be consistent with this plan and all appropriate regulatory constraints.

5) Preservation of Capital

Securities shall be purchased with the ability to hold always until maturity.

6) Safekeeping

Securities purchased on behalf of the Borough of Madison shall be delivered electronically or physically to the Borough of Madison's custodial bank, which shall maintain custodial and/or safekeeping accounts for such securities on behalf of the Borough of Madison.

7) Selection of Asset Managers, Custodial Banks and Operating Banks

Custodial banks shall be retained by the Chief Financial Officer in consultation with the Borough Administrator. Additionally, the Borough of Madison shall maintain the ability to change custodial banks based upon performance

appraisals and upon reasonable notice, and based upon changes in policy or procedures.

8) Audit

This plan, and all matters pertaining to the implementation of it, shall be subject to the Borough of Madison's annual audit.

9) Cash Flow Projections

Asset maturity decisions shall be guided by cash flow factors prepared by the Chief Financial Officer for the Borough of Madison.

10) Cash Management

All moneys turned over to the Chief Financial Officer, Tax Collector and all staff positions shall be deposited within forty-eight (48) hours in accordance with N.J.S.A. 40A:5-15. In the event a check is made payable to the Chief Financial Officer rather than the Borough of Madison, the following procedure is to be followed:

a) The Chief Financial Officer notifies the payer, returns the check and requests that the check be made payable directly to the Borough of Madison.

The Chief Financial Officer shall minimize the possibility of idle cash accumulating in accounts by assuring that all amounts in excess of negotiated compensating balances are kept in interest bearing accounts or promptly swept into the investment portfolio.

The method of calculating banking fees and compensating balances shall be documented and kept on file for review.

Cash may be withdrawn from investment pools under the discretion of the Chief Financial Officer only to fund operations, claims, imprest accounts or approved debt payments.

11) Checks Payable

All monies payable to the Borough shall be made payable to the "Borough of Madison".



**R 19 - 2023**

**RESOLUTION OF THE BOROUGH OF MADISON APPOINTING  
BOROUGH REPRESENTATIVES TO SERVE ON THE NEW  
JERSEY PUBLIC POWER AUTHORITY BOARD OF DIRECTORS**

**WHEREAS**, the Borough Administrator has recommended that James E. Burnet IV be designated as the Madison Borough delegate to the New Jersey Public Power Authority (NJPPA); and

**WHEREAS**, the Borough Council has recommended that Raymond M. Codey be designated as the Madison Borough alternate delegate to the New Jersey Public Power Authority.

**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. James E. Burnet IV is designated as the Madison Borough delegate to the New Jersey Public Power Authority.
2. Raymond M. Codey is designated as the Madison Borough alternate delegate to the New Jersey Public Power Authority.

**R 20 - 2023**

**RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING  
THE COLLECTOR OF TAXES TO CONDUCT THE ANNUAL SALE  
OF DELINQUENT TAXES FOR THE CALENDAR YEAR 2023**

**BE IT RESOLVED** by the Council of the Borough of Madison, County of Morris, State of New Jersey, that the Collector of Taxes for the Borough of Madison is hereby authorized to conduct the annual sale of delinquent taxes for the calendar year 2023.

**R 21 - 2023**

**RESOLUTION OF THE BOROUGH OF MADISON APPOINTING  
MEMBERS TO COMMUNITY DEVELOPMENT REVENUE SHARING  
COMMITTEE**

**BE IT RESOLVED** by the Council of the Borough of Madison, County of Morris, State of New Jersey, that the following individuals are hereby appointed to the Community Development Revenue Sharing Committee:

Raymond M. Codey (appointed by Mayor)  
Dennis Harrington, Alternate (appointed by Mayor)  
Carmela Vitale, Representative (appointed by Council)

**R 22-2023**

**RESOLUTION OF THE BOROUGH OF MADISON APPOINTING ASSISTANT HEALTH OFFICER SARAH PERRAMANT AS RELOCATION OFFICER FOR THE BOROUGH OF MADISON IN CONJUNCTION WITH THE RELOCATION ASSISTANCE PROGRAM ADMINISTERED BY THE DIVISION OF CODES AND STANDARDS OF THE NEW JERSEY DEPARTMENT OF COMMUNITYAFFAIRS**

**BE IT RESOLVED**, that the Council of the Borough of Madison, County of Morris, State of New Jersey hereby appoints Assistant Health Officer Sarah Perramant as Relocation Officer for the Borough of Madison effective immediately, to serve without compensation.

**R 23-2023**

**RESOLUTION OF THE BOROUGH OF MADISON RECOGNIZING THE MADISON RECREATIONAL ORGANIZATIONS FOR CALENDAR YEAR 2023**

**WHEREAS**, the Borough Council wishes to recognize the primary sport recreational groups and organizations within the Borough of Madison for insurance and scheduling purposes; and

**WHEREAS**, the Recreation Director coordinates the efforts of these organizations to provide recreational activities for residents of the Borough and participating towns; and

**WHEREAS**, the Borough continues to support recreational activities for all residents.

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Council of the Borough of Madison, in the County of Morris, State of New Jersey hereby recognize the following recreation groups and organizations as part of the Madison Recreational plan:

- Madison Basketball Association
- Harding-Madison Hockey
- Madison Jr. Wrestling (Takedown Club)
- Madison Little League
- Madison Girls Softball
- Madison Boys Lacrosse
- Madison Girls Lacrosse
- Madison Jr. Football
- Madison Soccer Club
- Madison Jr. Field Hockey
- Women's Softball

**R 24-2023**

**RESOLUTION OF THE BOROUGH OF MADISON APPOINTING  
ANDREW CLARKE AS PROFESSIONAL LAND SURVEYOR  
FOR TAX MAPS**

**WHEREAS**, the Borough is in need of a Professional Land Surveyor for necessary changes to the tax maps; and

**WHEREAS**, the Borough Engineer has recommended that Andrew Clarke be appointed as the Professional Surveyor for Tax Maps; 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 Andrew Clarke is hereby appointed to the position of Professional Land Surveyor for tax Maps for the year 2023, for the purpose of making any necessary changes to the Borough Tax Maps.

**R 25-2023**

**RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING  
SIGNATURE AND ACCEPTANCE OF A GRANT AGREEMENT  
WITH THE MADISON MAIN STREET FOUNDATION**

**WHEREAS**, the Assistant Borough Administrator/ CFO has recommended that the Borough enter into a grant agreement with the Madison Main Street Foundation to fund certain Downtown Development Commission activities and for the improvement of the management of finances.

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that the Mayor and Borough Clerk are authorized to execute a grant agreement between the Borough of Madison as grantee and the Madison Main Street Foundation, as grantor, for a grant in the amount of up to \$109,000.00, in a form approved by the Borough Attorney.

**R 26-2023**

**RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING  
EXECUTION WITH PHOENIX ADVISORS, LLC FOR  
CONTINUING DISCLOSURE AGENT SERVICES AND  
APPOINTMENT OF INDEPENDENT REGISTERED MUNICIPAL  
ADVISOR OF RECORD**

**WHEREAS**, the Chief Financial Officer has recommended the execution of an agreement for Continuing Disclosure Agent Services with Phoenix Advisors, LLC and appointment as Independent Register Municipal Advisor of Record; and

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

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that the Assistant Borough Administrator/ CFO is authorized to execute an agreement between Phoenix Advisors, LLC and the Borough of Madison as described herein in a form approved by the Borough Attorney.

**R 27-2023**

**RESOLUTION OF THE BOROUGH OF MADISON APPOINTING  
BOROUGH REPRESENTATIVES TO SERVE ON THE PUBLIC  
POWER ASSOCIATION OF NEW JERSEY BOARD OF  
DIRECTORS**

**WHEREAS**, the Borough Administrator has recommended that James E. Burnet, IV be designated as the Madison Borough delegate to the Public Power Association of New Jersey; and

**WHEREAS**, the Borough Council has recommended that Raymond M. Codey be designated as the Madison Borough alternate delegate to the Public Power Association of New Jersey.

**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. James E. Burnet, IV is designated as the Madison Borough delegate to the Public Power Association of New Jersey.
2. Raymond M. Codey is designated as the Madison Borough alternate delegate to the Public Power Association of New Jersey.

**R 28-2023**

**RESOLUTION OF THE BOROUGH OF MADISON, COUNTY OF  
MORRIS, STATE OF NEW JERSEY, UTILIZING MUNICIPAL  
PROFESSIONALS FOR THE REVIEW OF DEVELOPMENT  
APPLICATIONS**

**WHEREAS**, the Planning Board and Zoning Board of Adjustment of the Borough of Madison have a need to utilize the services of professionals employed by Madison Borough for the review of development applications pursuant to the provisions of N.J.S.A. 40:55D-53.2; and

**WHEREAS**, the following Borough of Madison professionals will be billed by the municipality to the applicant at the following rates in accordance with N.J.S.A. 40:55D-53.2:

Robert A. Vogel, PE - \$169.39 per hour  
Dennis Harrington, PE - \$131.09 per hour  
Susan Blickstein, Ph.D., Planner - \$145.00 per hour  
Gary Hall, Esq., Attorney - \$230.00 per hour  
Vincent Loughlin, Esq. Attorney - \$ 165.00 per hour  
Russel Stern, Planner - \$150.00 per hour

**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 above Borough professionals are hereby authorized to review development applications and bill in accordance with N.J.S.A. 40:55D-53.2;

**BE IT FURTHER RESOLVED**, a notice of this action shall be printed once in the legal newspaper of the Borough of Madison as required by law. This resolution shall take effect immediately.

**R 29-2023**

**RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING GOVERNING BODY CERTIFICATION OF COMPLIANCE WITH THE UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION'S "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964"**

**WHEREAS**, N.J.S.A. 40A:4-5 as amended by P.L. 2017, c.183 requires the governing body of each municipality and county to certify that their local unit's hiring practices comply with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964," *as amended*, 42 U.S.C. § 2000e *et seq.*, (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

**WHEREAS**, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit's hiring practices as they pertain to the consideration of an individual's criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

**NOW, THEREFORE BE IT RESOLVED**, that the *Borough Council* of the *Borough of Madison* hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit's hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

**R 30-2023**

**RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING EXECUTION OF MASTER POWER PURCHASE AND SALE AGREEMENTS AND CONFIRMATION TRANSACTIONS THEREUNDER BETWEEN THE BOROUGH AND VARIOUS SUPPLIERS**

**WHEREAS**, pursuant to prior Council resolution(s) the Borough of Madison entered into Master Power Purchase and Sale Agreements with the following suppliers on the dates indicated:

Exelon Generation Company LLC <sup>1</sup>	October 4, 2011
Talen Energy Marketing LLC <sup>2</sup>	October 4, 2011
NextEra Energy Power Marketing, Inc.	October 4, 2011
PSEG Energy Resources & Trade LLC	October 28, 2011
Noble Americas Gas & Power Corp.	October 20, 2011
DTE Energy Trading, Inc.	October 4, 2011
BP Energy Company	February 3, 2015

**WHEREAS**, the Borough of Madison desires to extend to its authorized representatives the duty and obligation to execute Transaction Confirmations that secure specific quantities of energy for delivery to the Borough for specific delivery periods at a fixed price; and

**WHEREAS**, pursuant to prior Council authorization, and to facilitate the purchase of whole sale electricity, the Borough of Madison entered in to the Membership Agreement with PJM Interconnection, LLC dated 2011;

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<sup>1</sup> An agreement was entered in to between the Borough and Constellation Energy Commodities Group, Inc. as well. However, Exelon Corporation, the parent company of Exelon Generation Company LLC, acquired Constellation Energy Group, the parent company of Constellation Energy Commodities Group, Inc. and assumed all the Constellation obligations as of March 2012.

<sup>2</sup> On June 1, 2015 PPL Energy Plus LLC changed its name to Talen Energy Marketing LLC.

**NOW THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Madison in the County of Morris, State of New Jersey, that the Council affirms the above-described Master Power Purchase and Sale Agreements with Exelon Generation Company, LLC; Talen Energy Marketing, LLC; NextEra Energy Power Marketing, Inc.; PSEG Energy Resources & Trade LLC; Noble Americas Gas & Power Corp; DTE Energy Trading, Inc.; BP Energy Company; and the Membership Agreement with PJM Interconnection, LLC and authorizes the continuation of these agreements; and

**BE IT FURTHER RESOLVED** that the Council authorizes the Assistant Borough Administrator/CFO to enter in to binding Transaction Confirmations securing specific blocks of energy at specific delivery periods and prices pursuant to these Master Power Purchase and Sale Agreements.

**R 31-2023**

**RESOLUTION OF THE BOROUGH OF MADISON SETTING SALARIES FOR FULL-TIME NON-UNION PERSONNEL**

**BE IT RESOLVED** by the Council of the Borough of Madison, County of Morris, State of New Jersey, that the following persons be compensated at the annual salary or rate of wages, reflected below, to be effective January 1, 2023.

<b>Employee</b>	<b>Job Title</b>	<b>New Salary</b>
Ellis, Lisa	Dir of Business Dev	\$77,610
Emmerich, Sandra	Personnel Director	\$96,296
Harrington, Dennis	Engineering Asst.	\$121,910
Kiehl, Kristy	Police Office Manager	\$85,496
Mahler, Christine	Tax Collector	\$87,924
Murphy, Sara	Confidential Secretary	\$55,325
Notine, Kathy	Executive Assistant	\$69,120
O'Keefe, Kevin	Purchasing Agent	\$81,774
Pellessier, Michael	Comm. /Tech. Coord.	\$72,624
Pietrowski, John	Arts & Events Director	\$57,324
Quinn, Michael	Asst. Const. Code Off	\$115,899
Rafter, John	Senior Dispatcher	\$77,724
Reyes, Cari	Deputy Borough Clerk	\$50,019

**R 32-2023**

**RESOLUTION OF THE BOROUGH OF MADISON SETTING SALARIES FOR PART-TIME NON-UNION PERSONNEL**

**BE IT RESOLVED**, by the Council of the Borough of Madison in the County of Morris and State of New Jersey that the following annual salary or rate of wages be granted to employees filling the following part-time positions, to be effective January 1, 2023.

<b>Employee</b>	<b>Job Title</b>	<b>New Salary</b>
Burke, James	PT Electrician	\$75.63
Cardini, Jacqueline	Tax Assessor	\$30,172
Cooke, Carmela	PT Office Asst -DPW	\$21.23
Corlett, Helene	Asst. to Sr. Director	\$16.99
Cox, Michael	Intern - IT	\$15.30
Crossing Guards	School Crossing Guards	\$21.03
DeBiasse III, Thomas	PT Laborer	\$20.81
Downs, Thomas	Sch. Resource Officer	\$35.70
Duffy, Robert	Executive Asst.	\$41.82
Earle, Terry	Sr. Van Driver	\$16.88
Ellis, Zach	Recreation Director	\$35.02
Frank, Peter	School Resource Officer	\$33.66
Morales, Adrian	Intern- Meter Reader	\$15.30
Pisauro, James	PT Fire Inspector	\$43.30
Quinn, Lisa	PT Office Assistant	\$26.01
Romanelli, Caroline	Arts & Tech, Assistant	\$20.40

**R 33-2023**

**RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING THE AWARD OF CERTAIN NON-FAIR AND OPEN CONTRACTS FOR THE JOINT MUNICIPAL COURT OF MADISON, THE CHATHAMS, AND MORRIS TOWNSHIP**

**WHEREAS**, the Joint Municipal Court of Madison, the Chathams, and Morris Township has a need to obtain the following Professional Services as non-fair and open contracts pursuant to the provisions of N.J.S.A. 19:44A-20.5; and,



**WHEREAS**, the Borough Administrator of the Borough of Madison has determined that the value of certain Professional Services listed herein may exceed \$17,500; and

**WHEREAS**, the Joint Court Committee of the Joint Municipal Court of Madison, the Chathams, and Morris Township approved the appointment of each listed professional; and

**WHEREAS**, each Professional Services provider has completed and submitted a Business Entity Disclosure Certification where required by N.J.S.A. 19:44A-1, et seq., which certifies that said provider has not made any reportable contributions to a political or candidate committee in the Borough of Madison, County of Morris, State of New Jersey in the previous year, and that the contract will prohibit said Professional Services provider from making any reportable contributions through the term of the contract, and

**WHEREAS**, in accordance with N.J.A.C. 5:30-5.4, the Chief Financial Officer has certified as to the availability of funds to cover the maximum dollar value of each pending contract as set forth in this Resolution; and

**WHEREAS**, this Resolution and Certification of funds does not obligate the Borough to spend the maximum for each contract.

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

1. The Mayor is hereby authorized to execute contracts for each of the professional services listed herein, the cost of each such professional service agreement not to exceed the amount certified by the Chief Financial Officer.

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

3. The resolution and contracts are on file and available for public inspection in the office of the Municipal Clerk during regular business hours Monday through Friday.

**BE IT FURTHER RESOLVED** that each Business Entity Disclosure Certification and the Determination of Value be placed on file with this resolution.

Prosecutor	Maryann O'Donnell McCoy. Esq. ( <i>Madison and Chatham Borough</i> )	\$450/per session not to exceed \$30,000
Prosecutor	Mason Thompson, LLC ( <i>Morris Township</i> )	\$450/per session not to exceed \$16,500
Prosecutor	DiFrancesco, Bateman, Kunzman, Davis, Lehrer & Flaum, P.C. ( <i>Chatham Township</i> )	\$450/per session not to exceed \$10,000
Public Defender	Robert A. Warmington, Esq. ( <i>Madison, Chatham Borough, Chatham Township</i> )	\$100/hr not to exceed \$15,000
Public Defender	John Paul Velez, Esq. ( <i>Morris Township</i> )	\$100/hr not to exceed \$13,000

**R 34-2023**

**RESOLUTION TO AFFIRM THE BOROUGH OF MADISON'S CIVIL RIGHTS POLICY WITH RESPECT TO ALL OFFICIALS, APPOINTEES, EMPLOYEES, PROSPECTIVE EMPLOYEES, VOLUNTEERS, INDEPENDENT CONTRACTORS, AND MEMBERS OF THE PUBLIC THAT COME INTO CONTACT WITH MUNICIPAL EMPLOYEES, OFFICIALS AND VOLUNTEERS**

**WHEREAS**, it is the policy of the Borough of Madison to treat the public, employees, prospective employees, appointees, volunteers and contractors in a manner consistent with all applicable civil rights laws and regulations including, but not limited to the Federal Civil Rights Act of 1964 as subsequently amended, the New Jersey Law against Discrimination, the Americans with Disabilities Act and the Conscientious Employee Protection Act, and

**WHEREAS**, the governing body of the Borough of Madison has determined that certain procedures need to be established to accomplish this policy

**NOW, THEREFORE BE IT RESOLVED** by the Council of the Borough of Madison that:

**Section 1:** No official, employee, appointee or volunteer of the Borough by whatever title known, or any entity that is in any way a part of the Borough shall engage, either directly or indirectly in any act including the failure to act that constitutes discrimination, harassment or a violation of any person's constitutional rights while such official, employee, appointee volunteer, or entity is engaged in or acting on behalf of the (local unit type)'s business or using the facilities or property of the Borough.

**Section 2:** The prohibitions and requirements of this resolution shall extend to any person or entity, including but not limited to any volunteer organization or

inter-local organization, whether structured as a governmental entity or a private entity, that receives authorization or support in any way from the Borough to provide services that otherwise could be performed by the Borough.

**Section 3:** Discrimination, harassment and civil rights shall be defined for purposes of this resolution using the latest definitions contained in the applicable Federal and State laws concerning discrimination, harassment and civil rights.

**Section 4:** The Borough of Madison shall establish written procedures for any person to report alleged discrimination, harassment and violations of civil rights prohibited by this resolution. Such procedures shall include alternate ways to report a complaint so that the person making the complaint need not communicate with the alleged violator in the event the alleged violator would be the normal contact for such complaints.

**Section 5:** No person shall retaliate against any person who reports any alleged discrimination, harassment or violation of civil rights, provided however, that any person who reports alleged violations in bad faith shall be subject to appropriate discipline.

**Section 6:** The Borough of Madison shall establish written procedures that require all officials, employees, appointees and volunteers of the Borough as well as all other entities subject to this resolution to periodically complete training concerning their duties, responsibilities and rights pursuant to this resolution.

**Section 7:** The Borough of Madison shall establish a system to monitor compliance and shall report at least annually to the governing body the results of the monitoring.

**Section 8:** At least annually, the Borough of Madison shall cause a summary of this resolution and the procedures established pursuant to this resolution to be communicated within the Borough. This communication shall include a statement from the governing body expressing its unequivocal commitment to enforce this resolution. This summary shall also be posted on the Borough's web site.

**Section 9:** This resolution shall take effect immediately.

**Section 10:** A copy of this resolution shall be published in the official newspaper of the Borough in order for the public to be made aware of this policy and the Borough's commitment to the implementation and enforcement of this policy.

**R 35-2023**

**RESOLUTION OF THE BOROUGH OF MADISON  
CLARIFYING THE POWER OF COUNCIL PRESIDENT TO  
SOLEMNIZE MARRIAGES WHEN THE COUNCIL  
PRESIDENT IS ACTING IN THE CAPACITY OF ACTING  
MAYOR OF THE BOROUGH OF MADISON AT SUCH TIMES**

**AS THE MAYOR IS “UNABLE TO PERFORM THE DUTIES”  
AS DEFINED IN THE LAWS OF THE STATE OR NEW  
JERSEY**

**WHEREAS**, pursuant to N.J.S.A. 40A:60-3. “... the president of the council shall perform all duties of the mayor during any period in which the mayor is absent from the borough for three days or more or is unable to perform the duties of his office...” and

**WHEREAS**, pursuant to N.J.S.A. 31:1-13, “... any mayor or deputy mayor, when authorized by the mayor or chairman of any township or village president of this State... are hereby authorized to solemnize marriages between such persons as may lawfully enter into the matrimonial relation...” and

**WHEREAS**, when these statutes are read together, it is not entirely clear whether the Governor and the State Legislature of the State of New Jersey intended that a Mayor of a Borough form of government be specifically required to authorize the President of a Borough Council to be empowered to solemnize marriages in each instance or at such times as the Mayor is legally deemed to be unable to perform the duties of his office; and

**WHEREAS**, it is extremely important for individuals who may be married by the Council President of the Borough of Madison to be assured that such a marriage has been legally solemnized pursuant to the laws of the State of New Jersey, when the Mayor is absent from the Borough of Madison for three days or more or is otherwise unable to perform the duties of the office in accordance with N.J.S.A. 40A: 60-3, in such instances as the Council President performs such ceremony;

**NOW THEREFORE, BE IT RESOLVED** by the Mayor and Borough Council of the Borough of Madison, in the County of Morris, State of New Jersey, that the President of the Borough Council be and hereby is authorized to solemnize marriages between such persons as may lawfully enter into the matrimonial relation whenever the Mayor of the Borough of Madison is absent from the Borough of Madison for three days or more or is otherwise unable to perform the duties of the office in accordance with N.J.S.A. 40A:60-3, whereupon the President of the Council shall perform all duties of the Mayor; and

**BE IT FURTHER RESOLVED** that the Mayor of the Borough of Madison need not make a specific reference to the authorization of the President of the Council to solemnize a marriage in the Borough of Madison when the President of the Council is generally authorized to perform all duties of the Mayor pursuant to N.J.S.A. 40A:60-3.

R 36 - 2023

**RESOLUTION OF THE BOROUGH OF MADISON  
APPOINTING CHRIS CASTELLANO AND MARTIN  
SHOOK TO THE POSITION OF SUBSTITUTE  
CROSSING GUARD**

**WHEREAS**, the Personnel Director has recommended appointing Chris Castellano and Martin Snook to the position of Substitute Crossing Guard; and

**WHEREAS**, the Chief Financial Officer has attested that funds are available for this purpose in the 2023 temporary Police Department Budget # 240, Operating Account for Part-time Help # 130.

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the Borough of Madison, County of Morris, State of New Jersey that upon satisfactory completion of a background check Chris Castellano and Martin Snook is appointed to the position of Substitute Crossing Guard for the Borough of Madison for the school year commencing upon the effective date of this resolution and ending June 14, 2023, unless the school year is extended due to winter weather closings

**BE IT FURTHER RESOLVED**, that Chris Castellano and Martin Snook be compensated in accordance with the Borough Resolution establishing the salaries for part-time school crossing guards.

***Adjournment***

There being no further business to come before the Council, the meeting was adjourned at 5:40 p.m.

Respectfully submitted,

Elizabeth Osborne  
Borough Clerk  
Approved February 13, 2023 (EO)