

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

February 14, 2022 - 7 p.m.

CALL TO ORDER

The Regular Meeting of the Mayor and Council of the Borough of Madison was held on the 14th day of February, 2022. Mayor Conley called the meeting to order at 7:00 p.m. via Teleconference in the Council Chamber of the Hartley Dodge Memorial, Kings Road, in the Borough of Madison.

STATEMENT IN COMPLIANCE WITH THE OPEN PUBLIC MEETINGS ACT

The Borough Clerk read the statement pursuant to the Open Public Meetings Act:

“In compliance with the Open Public Meetings Act, adequate notice of this meeting of the Council was provided by transmitting a copy of the meeting notice to the Madison Eagle and Morris County Daily Record, posting a copy on the bulletin board at the main entrance of the Hartley Dodge Memorial, and filing a copy in the office of the Clerk, all on January 6, 2022. This Notice was made available to members of the general public.”

ROLL CALL

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

Mayor Robert H. Conley

Council Members:

Maureen Byrne
John F. Hoover
Debra J. Coen
Rachael Ehrlich
Robert Landrigan
Eric Range

Also Present:

Raymond M. Codey, Borough Administrator
James E. Burnet, Assistant Borough Administrator
Elizabeth Osborne, Borough Clerk
Matthew J. Giacobbe, Esq. Borough Attorney

AGENDA REVIEW

There was approval of the Regular and Executive Agenda.

READING OF CLOSED SESSION RESOLUTION

Ms. Byrne moved:

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

MINUTES FOR APPROVAL (1)

January 24, 2022

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

CONTRACT MATTERS (3)

DODGE FIELD SECURITY CAMERAS

MASONIC LODGE

MADISON HISTORICAL SOCIETY LEASE

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

PERSONNEL MATTERS (1)
LABOR NEGOTIATIONS UPDATE

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

POTENTIAL LITIGATION MATTERS (2)
ALTICE POLE ATTACHMENT
DREW UNIVERSITY

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

Seconded: Ms. Baillie
Vote: Approved by voice vote

RECONVENE VIA TELECONFERENCE

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

Mayor Conley recognized the passing of the following Madison Residents and asked for a moment of silence:

Anna Allocca
Dorothy Ann Cocuzzo
Ray Crown

APPROVAL OF MINUTES

Ms. Coen moved approval of the *Executive Minutes of January 24, 2022*. Ms. Byrne seconded the motion, which passed with a unanimous voice call vote recorded.

GREETINGS TO PUBLIC

Mayor Conley made the following comments:
Mayor Conley wished all a Happy Valentine's Day and shared a valentine from the Friends' of the Drew Forest to the Mayor and Council. Mayor Conley noted that Council meetings will be in person once again starting Monday, March 14, 2022.

Employees of the Month for February:

Russ Brown, Al Fisch and Lou Ammirato of the Madison Construction Department for their work fixing steam leaks in the Borough garage trench.

Presentation

Mayor Conley read the following Proclamation:

Proclamation
of the Borough of Madison

Proclaiming

AFRICAN AMERICAN HISTORY MONTH

February 2022

WHEREAS, National African American History Month each February celebrates the contributions that African Americans have made to American history in their struggles for freedom and equality and deepens our understanding of our Nation's history; and

WHEREAS, every February since 1926, African American History has been celebrated in America. That year historian Dr. Carter G. Woodson created Negro History Week, which evolved into Black History Month; and

WHEREAS, in 1975, President Ford issued a Message on the Observance of Black History Week urging all Americans to "recognize the important contribution made to our nation's life and culture by black citizens." In 1976 this commemoration of black history in the United States was expanded to Black History Month, also known as African American History Month, and President Ford issued the first Message on the Observance of Black History Month that year; and

WHEREAS, during African American History Month, we celebrate the many achievements and contributions made by African Americans to our economic, cultural, spiritual and political development; and

WHEREAS, these accomplishments are the more remarkable for having been won at the cost of great struggle and sacrifice by men and women who came to these shores in chains, and by their descendants; and

WHEREAS, this is a time to also reflect on the centuries of oppression including slavery, which was not limited to southern states but here in New Jersey and throughout the north; school segregation whether directly through legislation or indirectly through management which continues to feed an education gap; and that the American dream of home ownership was made virtually impossible for those of color through redlining and exclusionary zoning practices; and

WHEREAS, Former President Barack Obama proclaimed, "Every American can draw strength from the story of hard-won progress, which not only defines the African-American experience, but also lies at the heart of our Nation as a whole."

NOW, THEREFORE, I, Robert H. Conley, Mayor of the Borough of Madison, on behalf of the governing body, do hereby proclaim February 2022 as **African American History Month** and ask all to remember the impact African Americans have had on our country while we also commit to a racially just future. I further encourage all residents to celebrate our diverse heritage and culture and continue our efforts to create a world that is just, peaceful and prosperous for all.

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REPORTS OF COMMITTEES

Utilities

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

On Sunday, February 6th, the Stand-by Crew was called to East Lane for a water main break. The Crew marked out the underground electrical lines. On Sunday, February 6th, the Stand-by Crew was called to half power at 23 Kinney Street due to bad connections. The crew replaced all the connections and restored full power. All of the Electric Car Charging Stations are up and running. American Electrical Testing has completed the testing and inspection of our breakers at both the James Park and Kings Road Substations. The Electric Department is working with on the beginning stages of the town's large scale solar project. The department continues to be busy with emergency mark-outs, new construction services, and converting street lights to LED fixtures. • On Saturday, January 29th, the Water Department assisted the Road Department with snow plowing. On Sunday, February 6th, the Water Department repaired a 6 inch water main break on East Lane near the Cross Gates intersection, with the assistance of the Stand-by crew. The water pressure was reduced by shutting the main valves feeding the East Lane section, and repairs were made. Full water pressure was restored in approximately two hours. Radio readable water meters are still being installed regularly. Anyone interested in having their meter changed to the automated reading system should call the Water Department to schedule an appointment.

Public Safety

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

Madison Police Department command was notified by the Morris County 200 Club that three of Madison's officers will be awarded Meritorious Service Awards for their heroic actions during an August 2021 house fire at 265 Kings Road. Captain Joe Longo, Sgt. Sean McCarthy, and Cpl. Stephanie Aquino will be receiving awards later in the year for lifesaving actions in pulling an unconscious homeowner out of her residence and performing CPR, which ultimately saved her life. In January, Chief Miscia attained certification as an "Accredited Chief Executive" by the NJ Chiefs of Police Association. This certification gives surety of merit in the NJ Chiefs of Police Association's gauging of effective police leadership through a model of peer review. Two police interns have started during the month of February. Both interns are college students and are looking to gain experience in the field of law enforcement and they are both graduating college in May of this year.

Community Affairs

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

The Downtown Development Commission will hold their regular meeting this Thursday, February 17th. May Day is scheduled for Saturday, May 7, 2022. The Chamber of Commerce will once again hold Easter events, including Find Shelley the Rabbit for fun and prizes beginning April 9th. The DDC is also working on a Cinco de Madison event for May. The Madison Chatham Coalition is a community prevention organization funded by the Office of National Drug Control Policy and Substance Abuse Mental Health Services Administration. The Coalition seeks to establish and strengthen community collaboration, educate youth and adults about marijuana. They will hold a "Night of Conversation" regarding substance abuse and mental Health. Parents can pick up kits at the health department.

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Finance and Borough Clerk

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

The CFO continues presentation of the municipal budget. For tonight's meeting there will be a presentation of a draft budget including revenues and short falls. This is the second of four budget presentations. On February 28th, department heads will make presentations. Introduction of the budget is scheduled for March 28th with the public hearing and adoption scheduled for April 25th. The Borough is under State review this year. The Borough will make two large payments this week including \$3,643,154.75 to the Board of Education and a \$38,668.00 bond payment on the MRC land and turf field.

Public Works and Engineering

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

Ms. Ehrlich encouraged residents to attend the Madison Historical Society's presentation "The Enduring and Evolving Dynamics of Racial Segregation in New Jersey: From Redlining to Mt. Laurel, and Beyond". This will be the topic of a Thursday, Feb. 17th. The Engineering Department reports that the design is complete and bid documents for the 2022 Road Improvement Program are available, with a bid opening scheduled for March 15th. Bid specifications are also available for the MRC Access Trail South project. Tonight's agenda lists additional contract for milling and overlay, line striping and crack sealing projects, as well as an award of a contract for architectural services for re-roofing of the Madison Utility Building. The Department of Public Works reports two snow events, one that required plowing. Fleet services will be taking an in-person class in April on electric vehicles and short term charging in Edison NJ. Madison had for years two very old signs coming into town one on Madison Ave and the other on Main St. by the Chatham border. We used the original iron and repainted both poles. The Electric Department is upgrading the lights to LED and they will be replaced in April. A new snow thrower purchased as a result of an inter-local agreement with Kearny is working well. Styrofoam recycling is quite busy and another Municipality has contacted the Borough starting a program.

Health

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

Annual pet licensing renewals are underway, as well as Retail Food Handlers licensing. The holidays showed a surge in a variant of the COVID-19 virus. Residents are encouraged to get vaccinated and or boosted. Numbers are showing a decline in infection rates. Residents are encouraged to get tested if they are not feeling well. Public Schools will lift masking mandates as of March 7th. The Health Department will continue to work with schools on health protocols. Masks will continue to be mandatory on all public transportation and will still be required in public buildings.

COMMUNICATIONS AND PETITIONS

The Borough Clerk announced receipt of the following communications:

Email dated January 27, 2022 from Kathy Dailey, West End Avenue, regarding with respect to the NY Post news article published January 26th, which calls out Madison, NJ as a destination for busloads of migrants.

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Email dated January 27, 2022 from Dennis Schreiber, Amelia Court, regarding a New York Post article about immigrants transported to Madison in August of 2021.

Email dated January 27, 2022 from Suzanne Schreiber, Amelia, asking Mayor and Council for help explaining a New York Post article about immigrants transported to Madison in August of 2021.

Email dated January 31, 2022 from Lisa Piacenti Sullivan, regarding a New York Post article, asking if the Borough has ever in the past, present or for the future ever expedited the transportation of immigrants into our town.

Email dated February 1, 2022 from Kenneth Sullivan, Independence Court, regarding a New York Post article about immigrants transported to Madison in August of 2021, asking for the Borough's role.

Email dated February 2, 2021 from Jennifer and Eric Baumann of Ridgedale Avenue regarding purchase of 157 Ridgedale Avenue using Open Space, Recreation and Historic Preservation funds.

Email dated February 12 from Lydia Chambers, Millbrook Drive, Vernon regarding Chatham Township's recently adopted resolution supporting preservation of the Drew Forest.

Correspondence dated February 11, 2021, Valentine's Day card to Mayor and Council from the Friends of the Drew Forest.

Email dated February 12, 2021 from Christine Hepburn, Harding Township, wishing the Mayor and Council a Happy Valentine's Day and offering her appreciation for their efforts to preserve the Drew Forest.

INVITATION FOR DISCUSSION (1 of 2)

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

Tom Haralampoudis; Pomeroy Road, asked that Mr. Hoover discuss parking issues in the Central Business District with the members of the Downtown Development Commission. Mr. Haralampoudis noted the skating rink on Rosedale Avenue is in better shape this year.

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

AGENDA DISCUSSIONS

02/14/2022-1 BUDGET HEARING – DRAFT BUDGET DISCUSSION/FUND BALANCE

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Assistant Borough Administrator/ CFO Mr. Burnet provided a presentation regarding the draft 2022 municipal budget, noting the budget schedule for this year. Mr. Burnet also discussed main budget goals and important questions. There was discussion on the impact of the pandemic on revenues, including permits, daily parking permits and the funding for the Crescent Parking area. Interest on deposits is also down a considerable amount. Mr. Burnet provided information on Fund Balance and tax rates. Mr. Burnet noted no change in services provided to residents is recommended, and explained that employee costs are the largest portion of the municipal budget including pension and health insurance costs. Department Heads will present budgets at the next Council meeting, February 28, 2022.

ADVERTISED HEARINGS

The Clerk made the following statement:

The ordinance scheduled for hearing tonight was submitted in writing at a Regular meeting of the Mayor and Council held on January 24, 2022, was introduced by title and passed on first reading, was published in the Madison Eagle and made available to members of the general public requesting same.

Mayor Conley called up Ordinance 3-2022 for second reading and asked the Clerk to read said ordinances by title:

**ORDINANCE 3-2022
ORDINANCE OF THE BOROUGH OF MADISON APPROPRIATING
\$80,000.00 FROM THE GENERAL CAPITAL IMPROVEMENT FUND FOR
THE PURCHASE OF A HANDICAPPED EXTERIOR DOOR
REPLACEMENT AND ACCESSORIES**

WHEREAS, the Assistant Borough Administrator/CFO has recommended that the Borough appropriate \$80,000.00 from the General Capital Improvement Fund for the replacement of the handicapped door at the Hartley Dodge Memorial and accessories; and

WHEREAS, the Chief Financial Officer has attested to the availability of the funds in the General Capital Improvement Fund in an amount not to exceed \$80,000.00 for this purpose; and

WHEREAS, the Borough Council has determined that the Borough should appropriate \$80,000.00 from the General Capital Improvement Fund for the replacement of the handicapped door at the Hartley Dodge Memorial and accessories.

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

SECTION 1: The amount of \$80,000.00 is hereby appropriated from the General Capital Improvement Fund for the replacement of the handicapped door at the Hartley Dodge Memorial and accessories.

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SECTION 2: The budget of the Borough is hereby amended to conform with the provisions of this Ordinance.

SECTION 3: This Ordinance shall take effect as provided by law.

Mayor Conley opened up the public hearing on Ordinance 3-2022. Since no member of the public wished to be heard, the public hearing was closed.

Ms. Ehrlich moved that Ordinance 3-2022, which was read by title, be finally adopted. Ms. Coen seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

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

Nays: None

Mayor Conley declared Ordinance x-2022 adopted and finally passed and ordered the Clerk to publish the notice thereof in the newspaper and to record the ordinance as required by law.

INVITATION FOR DISCUSSION (2 of 2)

Mayor opened the meeting to the public for their opportunity to ask questions and make comments on any subject. Mayor asked that, upon recognition by the Meeting Moderator, each person give his/her name and address in an audible tone of voice, for the record. **He/she shall limit his/her statement to three (3) minutes or less.**

Claire Whitcomb, Fairwood Road, noted she enjoys virtual Council meetings, stating presentation are easier to view. Ms. Whitcomb noted Chatham Borough will adopt a climate change resolution similar to Madison's climate change resolution.

Gordon Lewis; Glenwild Circle, raised concern regarding a recent New York Post article in which Madison was named and asked what steps the Borough has taken.

Tom Haralampoudis; Pomeroy Road, thanked Mr. Burnet for the budget presentation and asked that the Borough lobby Trenton to increase the Borough's State Aid.

INTRODUCTION OF ORDINANCES

The Clerk made the following statement:

Ordinances scheduled for introduction and first reading tonight will have a hearing during the meeting of February 28, 2022 in the 2nd Floor Council Chamber of the Hartley Dodge Memorial Building, Kings Road, in the Borough of Madison at 8 p.m., or as soon thereafter as practical, for further consideration and final adoption. Said ordinances will be published in the Madison Eagle, be posted at the main entrance to the Borough offices and be made available to members of the public requesting same, as required by law.

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

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ORDINANCE 4-2022 ORDINANCE OF THE BOROUGH OF MADISON APPROPRIATING \$456,987.00 FROM THE GENERAL CAPITAL IMPROVEMENT FUND AS MATCHING FUNDS FOR THE MADISON PUBLIC LIBRARY CONSTRUCTION BOND GRANT AWARD AND AUTHORIZING EXECUTION OF ALL GRANT AGREEMENT DOCUMENTATION

WHEREAS, the Borough Council has determined that it is in the best interest of the Borough to provide matching funds to the Madison Public Library for the New Jersey Library Construction Bond Grant Award; and

WHEREAS, the Borough Council has determined that the Borough should appropriate \$456,987.00 from the General Capital Improvement Fund to satisfy a match requirement for the Library Construction Bond grant; and

WHEREAS, the Chief Financial Officer has attested to the availability of funds in an amount not to exceed \$456,987.00 for this purpose in the General Capital Improvement Fund.

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

SECTION 1: The amount of \$456,987.00 is hereby appropriated from the General Capital Improvement Fund to match the award of a NJ Library Construction Bond grant for the Madison Public Library.

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

Mr. Landrigan moved that Ordinance 4-2022, which the Borough Clerk read by title, be adopted. Mr. Range seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

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

ORDINANCE 5-2022 ORDINANCE OF THE BOROUGH OF MADISON AMENDING OF CHAPTER 195-32.4 OF THE MADISON BOROUGH CODE ENTITLED "CBD-1, CBD-2 CENTRAL BUSINESS DISTRICT ZONES REGULATIONS"

WHEREAS, the Borough Council has determined that it would be necessary and appropriate to amend the Land Development Ordinance to remove off-street parking facilities as principal permitted uses in the CBD-1 and CBD-2 Zones.

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NOW, THEREFORE, BE IT ORDAINED by the Council of the Borough of Madison and the County of Morris and State of New Jersey that Chapter 195-32.4.B of the Land Development Ordinance of the Borough of Madison, is hereby amended as follows:

Section 1: Section 195-32.4.B(5) shall be deleted, with the remaining uses in this Section renumbered accordingly.

Section 2: This Ordinance shall take effect as provided by law.

Mr. Range moved that Ordinance 5-2022, which the Borough Clerk read by title, be adopted. Landrigan seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

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

ORDINANCE 6-2022 ORDINANCE OF THE BOROUGH OF MADISON AMENDING AND SUPPLEMENTING CHAPTER 112 OF THE MADISON BOROUGH CODE ENTITLED “HISTORIC DISTRICT PRESERVATION” TO INCORPORATE VOLUNTARY COMPLIANCE HISTORIC PRESERVATION DESIGN GUIDELINES AS AN APPENDIX TO ARTICLE 112-7 (C) (1)

WHEREAS, the Historic Preservation Committee (“HPC”) has recommended revision of Chapter 112 of the Borough Code entitled “Historic District Preservation” (the “HPC Regulations”); and

WHEREAS, the HPC and the Borough’s Planning and Zoning professionals have recommended that the HPC Regulations be revised to incorporate updated voluntary compliance Historic Preservation Design Guidelines prepared by Clarke Caton Hintz dated December 2021; and

WHEREAS, the Borough Council believes that amending the HPC Regulations is in the best interest of the Borough and agrees with the recommendation to revise Chapter 112-7 (C)(1) of the Borough Code accordingly.

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

SECTION 1: Chapter 112 of the Borough Code entitled “Historic District Preservation” is hereby amended and supplemented as follows:

§ 112-7 (C) (1) shall read: In assessing change in the exterior appearance of any building, improvement, site, place or structure by addition, reconstruction, alteration or maintenance, the Commission’s deliberations may be guided by the

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voluntary compliance Madison Historic Preservation Guidelines dated December 2021 prepared by Clarke Caton Hintz for the Civic Commercial District, which are adopted as an Appendix to this Chapter and which are incorporated by reference, and may be considered in conjunction with the Secretary of Interior's Standards set forth above by the Historic Preservation Commission.

SECTION 2: If any section, paragraph, subdivision, clause or provision of this Ordinance shall be judged invalid, such adjudication shall apply only to that section, paragraph, subdivision, clause or provision, and the remainder of this Ordinance shall be deemed valid and effective.

SECTION 3: All ordinances or parts of ordinances inconsistent with or in conflict with this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4: This Ordinance shall take effect according to law.

Mr. Range moved that Ordinance 6-2022, which the Borough Clerk read by title, be adopted. Mr. Landrigan seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

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

CONSENT AGENDA RESOLUTIONS

The Clerk made the following statement:

Consent Agenda Resolutions will be enacted with a single motion; any Resolution requiring expenditure is supported by a Certification of Availability of Funds; any Resolution requiring discussion will be removed from the Consent Agenda; all Resolutions will be reflected in full in the minutes.

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

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

R 62-2022 RESOLUTION OF THE BOROUGH OF MADISON RATIFYING THE AWARD OF A PURCHASE ORDER/CONTRACT FOR SECURITY CAMERAS FOR DODGE FIELD TO JOHNSTON COMMUNICATIONS OF SPRINGFIELD, NJ, UNDER THE UNION COUNTY COOPERATIVE PRICING COUNCIL PROGRAM

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

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

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WHEREAS, Johnston Communications of Springfield, NJ, has been awarded Union County Co-Operative Pricing Council Contract # 8-UCCP 24-2021 for Telephone/Associated Services Systems Equipment, Installation , Maintenance Services; and

WHEREAS, the Communications & Technology Coordinator has recommended that the Borough Council utilize this contract for the purchase of security cameras in an amount not to exceed \$26,500.00; and

WHEREAS, the Chief Financial Officer has attested that funds are available in an amount not to exceed \$26,500.00 for this purpose in Ordinance 43-2021.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that a purchase order/contract be awarded to Johnston Communications of Springfield, NJ for the purchase of security cameras for Dodge Field at a total price not to exceed \$26,500.00 under the Union County Co-Operative Pricing Council Contract #-UCCP 24-2021 for Telephone/Associated Services Systems Equipment, Installation , Maintenance Services and same is hereby ratified and approved.

R 63-2022 RESOLUTION OF THE BOROUGH OF MADISON AWARDING CONTRACT FOR TREE PRUNING AND REMOVAL SERVICES TO HONOR TREE SERVICE, INC. OF MADISON, NEW JERSEY

WHEREAS, the Borough of Madison publicly advertised for bids for Tree Pruning and Removal Services for 2022 (the "Contract") in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq.; and

WHEREAS, Honor Tree Service, Inc., of Madison, New Jersey, was the lowest responsible, responsive bid, submitting a bid in the amount of \$87.00 per hour for request one and \$87.00 per hour for request two; and

WHEREAS, the Qualified Purchasing Agent has recommended that the Contract be awarded to Honor Tree Service, Inc., in the amount of \$87.00 per hour for request one and \$87.00 per hour for request two; and

WHEREAS, the Chief Financial Officer has attested that funds will be available in the amount of \$87.00 per hour for request one and \$87.00 per hour for request two for this purpose, which funds will be available in the 2022 Shade Tree Management Board Budget Department # 303, Operating Account #214, Tree Maintenance.

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

1. The contract for Tree Pruning and Removal Services 2022 is hereby awarded to Honor Tree Service, Inc. based upon its bid in the amount of \$87.00 per hour for request one and \$87.00 per hour for request two.

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

R 64-2022 RESOLUTION OF THE BOROUGH OF MADISON APPROVING TEMPORARY SIGNS FOR THURSDAY MORNING CLUB

WHEREAS, the members of the Thursday Morning Club have requested permission to put up temporary signs advertising the Thursday Morning Club's Pre-School Program, Before and After School Programs and Summer Camp, February through May and July through September 2022; and

WHEREAS, the signs would be located at various intersections and other Borough- owned properties, commencing on February 15, 2022 and removed by May 31, 2022, July 1, 2022 and removed by September 30, 2022; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that the request of the members of the Thursday Morning Club to put up temporary signs as described herein, is approved.

R 65-2022 RESOLUTION OF THE BOROUGH OF MADISON RECOGNIZING THE GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE FISCAL GRANT CYCLE OCTOBER 2020-JUNE 2025

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

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

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WHEREAS, the Borough Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Madison Borough Council has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the County of Morris;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Madison, County of Morris, State of New Jersey hereby recognizes the following:

1. The Madison Borough Council does hereby authorize submission of a strategic plan for the Madison Municipal Alliance (MAASA) grant for fiscal year 2023 in the amount of:

DEDR	\$ 6,610.00
Cash Match	\$ 1,652.50
In-Kind	\$ 4,957.50

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

R 66-2022 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING CONTRACTS WITH CERTAIN APPROVED STATE CONTRACT VENDORS FOR CONTRACTING UNITS PURSUANT TO N.J.S.A. 40A:11-12A

WHEREAS, the Borough of Madison (Borough) pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:37-7.29 (c), may, by resolution and without advertising for bids, purchase any good and services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, the Borough has the need on a timely basis to purchase goods and services utilizing State contracts; and

WHEREAS, the Borough anticipates entering into contract in excess of \$17,500, the cost of which either individually or in the aggregate may exceed the prevailing bid threshold, with the attached referenced State Contract Vendors through this resolution and properly executed purchase orders/contracts, which shall be subject to all the conditions applicable to the current State contracts, but only to the extent that such purchases do not exceed duly authorized budget appropriations for each category of purchase/expenditures.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Borough of Madison, in the County of Morris and State of New Jersey, authorizes the Qualified Purchasing Agent to purchase certain goods and services from those New Jersey State Contract Vendors on the attached list, pursuant to all conditions of the individual State contracts; and

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BE IT FURTHER RESOLVED, that the governing body of the Borough of Madison , pursuant tot N.J.A.C. 5:30-5.5(b) regarding the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order and a certification of availability of funds is made by the Chief Financial Officer via an authorized Purchase Order; and

BE IF FURTHER RESOLVED that the duration of the contracts between the Borough and the referenced State Contract Vendors shall be until December 31, 2022 or upon expiration of the vendor’s contract, whichever is first.

R 67-2022 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING CONTRACTS UNDER THE MORRIS COUNTY COOPERATIVE PRICING COUNCIL (MCCPC) PURSUANT TO N.J.S.A. 40A:11-11(5)

WHEREAS, the Borough of Madison (Borough) pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:37-7.29 (c), may, by resolution and without advertising for bids, purchase any good and services under a Cooperative Pricing System of which the Borough is a member; and

WHEREAS, the Borough has the need on a timely basis to purchase goods and services utilizing the MCCPC contracts; and

WHEREAS, the Borough anticipates entering into contract in excess of \$17,500, the cost of which either individually or in the aggregate may exceed the prevailing bid threshold, with the attached referenced MCCPC Contract Vendors through this resolution and properly executed purchase orders/contracts, which shall be subject to all the conditions applicable to the current MCCPC contracts, but only to the extent that such purchases do not exceed duly authorized budget appropriations for each category of purchase/expenditures.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Borough of Madison, in the County of Morris and State of New Jersey, authorizes the Qualified Purchasing Agent to purchase certain goods and services from those MCCPC Contract Vendors on the attached list, pursuant to all conditions of the individual co-op contracts; and

BE IT FURTHER RESOLVED, that the governing body of the Borough of Madison , pursuant tot N.J.A.C. 5:30-5.5(b) regarding the certification of available funds, shall either certify the full maximum amount against the budget at the time

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the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order and a certification of availability of funds is made by the Chief Financial Officer via an authorized Purchase Order; and

BE IF FURTHER RESOLVED, that the duration of the contracts between the Borough and the referenced MCCPC Contract Vendors shall be until December 31, 2022 or upon expiration of the vendor's contract, whichever is first.

R 68-2022 R X-2022 RESOLUTION OF THE BOROUGH OF MADISON
AUTHORIZING CONTRACTS UNDER THE SOMERSET COUNTY
COOPERATIVE PRICING COUNCIL (SOCCP) PURSUANT TO N.J.S.A. 40A:11-
11(5)

WHEREAS, the Borough of Madison (Borough) pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:37-7.29 (c), may, by resolution and without advertising for bids, purchase any good and services under a Cooperative Pricing System of which the Borough is a member; and

WHEREAS, the Borough has the need on a timely basis to purchase goods and services utilizing the SOCCP contracts; and

WHEREAS, the Borough anticipates entering into contract in excess of \$17,500, the cost of which either individually or in the aggregate may exceed the prevailing bid threshold, with the attached referenced SOCCP Contract Vendors through this resolution and properly executed purchase orders/contracts, which shall be subject to all the conditions applicable to the current SOCCP contracts, but only to the extent that such purchases do not exceed duly authorized budget appropriations for each category of purchase/expenditures.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Borough of Madison, in the County of Somerset and State of New Jersey, authorizes the Qualified Purchasing Agent to purchase certain goods and services from those SOCCP Contract Vendors on the attached list, pursuant to all conditions of the individual co-op contracts; and

BE IT FURTHER RESOLVED, that the governing body of the Borough of Madison, pursuant to N.J.A.C. 5:30-5.5(b) regarding the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to

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placing the order and a certification of availability of funds is made by the Chief Financial Officer via an authorized Purchase Order; and

BE IF FURTHER RESOLVED, that the duration of the contracts between the Borough and the referenced SOCCP Contract Vendors shall be until December 31, 2022 or upon expiration of the vendor's contract, whichever is first.

R 69-2022 RESOLUTION OF THE BOROUGH OF MADISON AWARDING CONTRACT TO HELENA RUMAN ARCHITECTS, INC., JERSEY CITY, NEW JERSEY, FOR PROFESSIONAL ARCHITECTURAL SERVICES

WHEREAS, the Borough Engineer has recommended that a professional services contract be awarded to Helena Ruman Architects, Inc. , for professional architectural services to be supplied to the Borough of Madison for proposed improvements for re-roofing of the Madison Utility Building, based upon the proposal dated November 16, 2021 in the amount of \$11,000.00; 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, funds will be available in account E08-55-632-602, or any other budget or capital account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been certified by the Chief Financial Officer.

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 Mayor is hereby authorized to execute, on behalf of the Borough, a professional service contract with Helena Ruman Architects, Inc, for professional architectural services to be supplied to the Borough of Madison for proposed improvements for re-roofing of the Madison Utility Building, in a form acceptable to the Borough Attorney, based upon the proposal dated November 16, 2021 in an amount not to exceed \$11,000.00.

2. 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.

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R 70-2022 RESOLUTION OF THE BOROUGH OF MADISON AWARDING CONTRACT TO TILCON NEW YORK, INC. FOR PAVING IMPROVEMENTS UNDER MORRIS COUNTY COOPERATIVE BID IN AN AMOUNT NOT TO EXCEED \$510,000.00

WHEREAS, the Borough of Madison desires to award a contract for paving improvements to an authorized vendor under the Morris County Co-Operative Pricing Council program; and

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

WHEREAS, Tilcon New York, Inc., of Parsippany, New Jersey has been awarded Morris County Co-Operative Pricing Council Contract # 6, Road Resurfacing; and

WHEREAS, the Borough Engineer has recommended that the Borough Council utilize this contract for paving improvements in an amount not to exceed \$510,000.00; and

WHEREAS, the Chief Financial Officer has attested that funds are available in an amount not to exceed \$510,000.00 for this purpose in Ordinance 2-2022.

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. A contract for paving improvements by Tilcon New York, Inc. of Parsippany, New Jersey, at a total price not to exceed \$510,000.00 is hereby approved under the Morris County Co-Operative Pricing Council Contract #6, Road Resurfacing.

2. The Borough Administrator is hereby authorized and directed on behalf of the Borough to execute a purchase order and contract to Tilcon New York, Inc. of Parsippany, New Jersey, for paving improvements at a total price not to exceed \$510,000.00, in a form acceptable to the Borough Attorney.

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 71-2022 RESOLUTION OF THE BOROUGH OF MADISON AWARDING CONTRACT TO DENVILLE LINE STRIPING, INC. FOR STRIPING WORK UNDER MORRIS COUNTY COOPERATIVE BID IN AN AMOUNT NOT TO EXCEED \$40,000.00

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WHEREAS, the Borough of Madison desires to award a contract for striping work for various roadways to an authorized vendor under the Morris County Co-Operative Pricing Council program; and

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

WHEREAS, Denville Line Striping, Inc., of Rockaway, New Jersey has been awarded Morris County Co-Operative Pricing Council Contract #36 'Traffic Striping on Roadways'; and

WHEREAS, the Borough Engineer has recommended that the Borough Council utilize this contract for striping of various roadways in an amount not to exceed \$40,000.00; and

WHEREAS, the Chief Financial Officer has attested that funds are available in an amount not to exceed \$40,000.00 for this purpose in Ordinance 2-2022.

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. A contract for the striping of various roadways by Denville Line Striping, Inc. of Rockaway, New Jersey, at a total price not to exceed \$40,000.00 is hereby approved under the Morris County Co-Operative Pricing Council Contract #36.

2. The Borough Administrator is hereby authorized and directed on behalf of the Borough to execute a purchase order and contract to Denville Line Striping, Inc., for striping of various roadways at a total price not to exceed \$40,000.00, in a form acceptable to the Borough Attorney.

R 72-2022 RESOLUTION OF THE BOROUGH OF MADISON AWARDING CONTRACT TO REIVAX CONTRACTING CORPORATION, FOR CRACK SEALING UNDER MORRIS COUNTY COOPERATIVE BID IN AN AMOUNT NOT TO EXCEED \$40,000.00

WHEREAS, the Borough of Madison desires to award a contract for crack sealing to an authorized vendor under the Morris County Co-Operative Pricing Council program; and

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

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WHEREAS, Reivax Contracting Corporation of Bridgewater, New Jersey has been awarded Morris County Co-Operative Pricing Council Contract # 6, Road Resurfacing; and

WHEREAS, the Borough Engineer has recommended that the Borough Council utilize this contract for paving improvements in an amount not to exceed \$40,000.00; and

WHEREAS, the Chief Financial Officer has attested that funds are available in an amount not to exceed \$40,000.00 for this purpose in Ordinance 2-2022.

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. A contract for crack sealing by Reivax Contracting Corporation of Bridgewater, New Jersey, at a total price not to exceed \$40,000.00 is hereby approved under the Morris County Co-Operative Pricing Council Contract #6, Road Resurfacing.

2. The Borough Administrator is hereby authorized and directed on behalf of the Borough to execute a purchase order and contract to Reivax Contracting Corporation of Bridgewater, New Jersey, for paving improvements at a total price not to exceed \$40,000.00, in a form acceptable to the Borough Attorney.

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 73-2022 RESOLUTION OF THE BOROUGH OF MADISON APPROVING CONTRACT AWARD TO MAINTENANCE MART, INC. FOR JANITORIAL SERVICES FOR THE MADISON CIVIC CENTER, WATER AND ELECTRIC BUILDING, THE POLICE DEPARTMENT AND THE COMMUNITY ARTS CENTER

WHEREAS, the Borough of Madison solicited quotes for Janitorial Services for the Civic Center, Water and Electric Building, the Police Department and Community Arts Center for 2022 (the “Contract”) in accordance with the Local Public Contracts Law; and

WHEREAS, the Qualified Purchasing Agent has recommended awarding a contract to Maintenance Mart, Inc. for Janitorial Services for the Civic Center, Water and Electric Building, the Police Department and the Community Arts Center for 2022 in

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the total amount of \$23,540.24 (Civic Center is on a month to month basis at \$308.00 per month); and

WHEREAS, the Chief Financial Officer has attested that funds will be available in an amount not to exceed \$23,540.24 for this purpose in the 2022 municipal budget.

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

1. The contract for Janitorial Services for 2022 at the Civic Center, Water and Electric Building, the Police Department and the Community Arts Center is hereby awarded to Maintenance Mart, Inc. based upon a quote in the amount of \$23,540.24 (Civic Center is on a month to month basis at \$308.00 per month), with an option to extend the contract for an additional one year.

2. Maintenance Mart, Inc. shall submit a completed Business Entity Disclosure Certification and a Political Contribution Disclosure Form to the Purchasing Agent, which shall be on file for ten (10) days before payment is made.

3. The contract is expressly contingent upon Maintenance Mart, Inc. providing the Borough's Qualified Purchasing Agent a copy of the statutorily required Worker Compensation Insurance Policy, an adequate Liability policy naming the Borough of Madison as additional insured, and a satisfactory background check.

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

R 74-2022 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING THE FRIENDS OF THE MADISON PUBLIC LIBRARY IN COOPERATION WITH THE MADISON ROTARY CLUB AND THE MADISON AREA YMCA TO HOLD A TOUCH A TRUCK FUNDRAISER ON SATURDAY, JULY 30, 2022

WHEREAS, the Friends of the Madison Public Library have requested permission to hold a "Touch a Truck" fundraiser in cooperation with the Madison Rotary Club and the Madison Area YMCA on Saturday, July 30, 2022, on the grounds of the Madison Public Library and the Madison Area YMCA; and

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Madison, County of Morris, State of New Jersey, that the request by the Friends of the Madison Public Library to hold a “Touch a Truck” fundraiser in cooperation with the Madison Rotary Club and the Madison YMCA on Saturday, July 30, 2022, on the grounds of the Madison Public Library and the Madison Area YMCA is hereby approved, subject to such safety requirements as may be determined by the Madison Fire, Police and Public Works Departments.

R 75-2022 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING SHARED SERVICE AGREEMENTS WITH THE BOROUGH OF MOUNTAIN LAKES TO PROVIDE INFORMATION TECHNOLOGY SERVICES

WHEREAS, the Borough of Madison wishes to renew Shared Services agreement for the provision of Information Technology Support Services, pursuant to the attached contract with the Borough of Mountain Lakes; and

WHEREAS, the Madison Borough Council has determined to renew said shared services agreement.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that the Mayor and Borough Clerk are authorized to enter into a Shared Services agreement with the Borough of Mountain Lakes for the provision of Information Technology Support Services, such agreement to be in a form approved by the Madison Borough Attorney.

R 76-2022 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING A SPECIAL EVENT PERMIT TO ALLOW THE USE OF A PORTION OF THE COOK AVENUE PUBLIC PARKING LOT BY MADISON PHOTOPLUS FOR A SPECIAL EVENT HELD MAY 5, 2022 THROUGH MAY 9, 2022

WHEREAS, Madison PhotoPlus has requested permission to use a portion of the Cook Avenue public parking lot on Thursday May 5, 2022 through Monday, May 9, 2022,. for a Seventy-Fifth Anniversary special event; and

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WHEREAS, the Borough Administrator has recommended that such permission be granted; and

WHEREAS, Madison PhotoPlus has submitted a Special Event Permit Application to the Borough as well as a Certificate of Liability Insurance naming the Borough of Madison as an additional insured; 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 PhotoPlus of Madison is hereby given permission to hold a Seventy-Fifth Anniversary event at the Cook Avenue public parking lot, on May 5, 2022 through May 9, 2022, subject to such safety requirements as may be directed by the Madison Police Department and/or Fire Department.

R 77-2022 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING REFUND OF REAL PROPERTY TAX PREPAYMENT

WHEREAS, the property owner of Block 1801 Lot 9.03 Qual CO-2A (14 Elmer Street Unit 2A) prepaid 2022 1st and 2nd quarter taxes in the summer of 2021; and

WHEREAS, the property was then sold on December 20, 2021; and

WHEREAS, the seller's settlement attorney has provided a copy of the settlement statement indicating that there was a credit to the seller for the 1st quarter 2022 taxes, but not for the 2nd quarter taxes; and

WHEREAS, the Borough Administrator and Borough Attorney have recommended approval of the request to refund the prepayment of second quarter 2022 taxes on the property; and

WHEREAS, the Council has determined to refund said prepayment.

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 Tax Collector is authorized to refund the second quarter 2022 tax prepayment on Block 1801 Lot 9.03 Qual CO-2A in the amount of \$1,453.15 to the property seller.

R 78-2021 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR THE JOINT MUNICIPAL COURT OF MADISON, THE CHATHAMS, AND MORRIS TOWNSHIP

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WHEREAS, the Joint Municipal Court of Madison, the Chathams, and Morris Township has a need to obtain the 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 Municipal Court Committee approved the appointment of John Paul Velez, Esq. to the position of Public Defender for the Township of Morris cases in the Joint Municipal Court, at the rate of \$100.00 per hour for 2022; and

WHEREAS, Mr. Velez, Esq. has completed and submitted a Business Entity Disclosure Certification where required by N.J.S.A. 19:44A-1, et seq., which certifies that he 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.

NOW THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Madison in the County of Morris and State of New Jersey that the Mayor is hereby authorized to execute a contract with John Paul Velez, Esq. for the position of Public Defender for the Township of Morris cases in the Joint Municipal Court, at the rate of \$100.00 per hour for 2022.

BE IT FURTHER RESOLVED that 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.

R 79-2022 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING MEMBERSHIP IN THE NEW JERSEY COOPERATIVE PURCHASING ALLIANCE (#CK04) COOPERATIVE PRICING AGREEMENT

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the County of Bergen, hereafter referred to as the “Lead Agency” has offered voluntary participation in New Jersey Cooperative Purchasing

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Alliance (#CK04), a Cooperative Pricing System for purchase of goods and services; and

WHEREAS, on February 14, 2022, the governing body of the Borough of Madison, County of Morris, State of New Jersey duly considered participation in the New Jersey Cooperative Purchasing Alliance (#CK04) for the provision and performance of goods and services.

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

1. This Resolution shall be known and may be cited as a New Jersey Cooperative Purchasing Alliance (#CK04) Purchasing Resolution of the Borough of Madison.

2. Pursuant to the provisions of N.J.S.A. 40A:11-11(5), the Mayor is hereby authorized to enter into a Cooperative Purchasing Agreement with the New Jersey Cooperative Purchasing Alliance (#CK04).

3. The New Jersey Cooperative Purchasing Alliance (#CK04) shall be responsible for complying with the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey.

4. The Resolution shall take effect immediately upon passage.

R 80-2022 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING THE PURCHASE OF SECURITY EQUIPMENT FROM PACKETALK OF LYNDHURST, NJ THROUGH THE BERGEN COUNTY COOPERATIVE PRICING COUNCIL

WHEREAS, the Borough of Madison desires to purchase security equipment for the Police Department from an authorized vendor under the Bergen County Cooperative Pricing Council Contract #1932; and

WHEREAS, the purchase of goods and services through County agencies by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-12, et seq; and

WHEREAS, PackeTalk, 163 Stuyvesant Avenue, Lyndhurst, New Jersey has been awarded Bergen County Cooperative Pricing Council Contract #1932; and

WHEREAS, the Chief of Police has recommended that the Borough Council utilize this contract for the purchase of security equipment and accessory equipment in the amount of \$25,000.00; and

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WHEREAS, the Chief Finance Officer has attested that funds will be available in an amount not to exceed \$25,000.00 for this purpose in Ordinance 33-2021.

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 purchase of security equipment and accessory equipment from PackeTalk, at a total price not to exceed \$25,000.00 is hereby approved under the Bergen County Cooperative Pricing Council Contract #1932.

2. The Mayor and Borough Clerk are hereby authorized and directed on behalf of the Borough to execute a purchase order and contract to PackeTalk for the purchase of security equipment and accessory equipment at a total price not to exceed \$25,000.00, in a form acceptable to the Borough Attorney.

R 81-2022 RESOLUTION OF THE BOROUGH OF MADISON APPROVING RAFFLES LICENSE APPLICATIONS SUBMITTED BY THE PTSO MADISON HS

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

PTSO MADISON HIGH SCHOOL

I.D. No. 274-5-33795

R.A. No. 1524 – On-Premise 50/50

Date of Raffle – March 5, 2022

R.A. No. 1525 – On-Premise Merchandise

Date of Raffle – March 5, 2022

R 82-2022 RESOLUTION OF THE BOROUGH OF MADISON APPROVING A PARTIAL PROPERTY TAX EXEMPTION STATUS FOR TAX BLOCK 4302, LOT 5 EFFECTIVE JANUARY 1, 2022 FOR WARTIME SERVICE-CONNECTED DISABILITY

WHEREAS, one of the owners of Tax Block 4302, Lot 5 of the taxing district of the Borough of Madison is a citizen and resident of the State of New Jersey, who served in the United States military in time of war; and

WHEREAS, one of the owners of Tax Block 4302, Lot 5 of the taxing district of the Borough of Madison has been honorably discharged from the United States military and has been found by the United States Department of Veterans Affairs to have a 100% service-connected, permanent disability; and

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WHEREAS, N.J.S.A. 54:4-3.30 provides that the dwelling house of any citizen of this State, who is honorably discharged from active military service in time of war and is declared to be 100% permanently disabled by the United States Veterans Administration or its successor, shall be exempt from property taxation; and

WHEREAS, the Borough Tax Assessor has determined that one of the property owners is eligible for Fifty Percent of the tax exemption beginning January 1, 2022, pursuant to N.J.S.A. 54:4-3.30.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that Tax Block 4302, Lot 5 shall be partially exempt from property taxation because one of the owners of the property is a disabled veteran who satisfies the requirements of N.J.S.A. 54:4-3.30.

R 83-2022 RESOLUTION OF THE BOROUGH OF MADISON APPROVING A MADISON PUBLIC LIBRARY CONSTRUCTION PROJECT AND AUTHORIZING EXECUTION OF THE GRANT AGREEMENT

WHEREAS, the New Jersey State Legislature approved an appropriation in the amount of **\$913,974.00** (“Grant Amount”), which Grant Amount is funded by tax-exempt general obligation bonds issued by the State of New Jersey (the “State”); and

WHEREAS, the only purpose for the Grant Amount is to finance eligible expenses of a library construction project, as defined under the New Jersey Library Construction Bond Act (the “Bond Act”) and the regulations implementing the Bond Act. (L. 2017, c. 149 and N.J.A.C. 15:24 -1.1 thru – 6.1); and

WHEREAS, this **Borough Council’s** only intended purpose for the Grant Amount is to provide funding for the eligible expenses of the library construction project for which the Grant Amount was approved by the State Legislature (the “Project”); and

WHEREAS, in order to receive the Grant Amount for the Project, this **Borough Council** is required to pass a resolution approving the Project for the **Madison Public Library, 39 Keep Street Madison, NJ** (the “Library”); and

WHEREAS, in order to receive the Grant Amount for the Project, the **Borough Council of the Borough of Madison, NJ** is further required to execute a grant agreement with the State Librarian (the “Grant Agreement”) or authorize the Board of Trustees of the Library to execute and deliver the Grant Agreement; and

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WHEREAS, this **Borough Council of the Borough of Madison** wishes to approve the Project and authorize the execution and delivery of the Grant Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE **Borough Council of the Borough of Madison, County of Morris:**

Section 1. The above recitals are incorporated into and are made a part of this Resolution.

Section 2. The **Borough Council of the Borough of Madison** hereby approves the Project.

Section 3. The **Borough Council of the Borough of Madison** hereby approves the Grant Agreement and authorizes **Marilyn J. Favreau, Library Director of the Madison Public Library**, to execute and deliver the Grant Agreement.

UNFINISHED BUSINESS - None

APPROVAL OF VOUCHERS

On motion by Mr. Landrigan, seconded by Ms. Coen 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.

Current Fund	\$445,431.02
General Capital Fund	66,260.34
Electric Operating Fund	175,329.31
Electric Capital Fund	6,346.94
Water Operating Fund	44,145.19
Water Capital Fund	750.00
Trusts	<u>9,428.30</u>
Total	<u>\$747,691.10</u>

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

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

Nays: None

NEW BUSINESS

Mayor Conley announced the following appointment and requested Council confirmation:

COMMUNITY GARDEN ADVISORY COMMITTEE:

Arline Lloyd, 25 Wilmer Street, for a three year term through December 31, 2024.

Jennifer Marquardt, 2 Westerly Avenue, for a three year term through December 31, 2024.

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2022 CLIMATE ACTION AD HOC COMMITTEE MEMBERS:

SMAC members: Peter Fried, Lisa Jordan, Kathleen Caccavale

Councilmember: Rachel Ehrlich

Borough staff: Jim Burnet

MEC members: Claire Whitcomb, Kirsten Wallenstein

Term expires December 31, 2022

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

ADJOURN

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

Respectfully submitted,

Elizabeth Osborne

Borough Clerk

Approved February 28, 2022 (EO)