

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

**September 26, 2022 - 7 p.m.**

**CALL TO ORDER**

The Regular Meeting of the Mayor and Council of the Borough of Madison was held on the 26<sup>th</sup> day of September, 2022. Mayor Conley called the meeting to order at 7:00 p.m., in the Committee Room of the Hartley Dodge Memorial, Kings Road, in the Borough of Madison.

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

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

“In compliance with the Open Public Meetings Act, adequate notice of this meeting of the Council was provided by transmitting a copy of the meeting notice to the Madison Eagle and Morris County Daily Record, posting a copy on the bulletin board at the main entrance of the Hartley Dodge Memorial, and filing a copy in the office of the Clerk, all on January 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  
Marina Stinely, Esq. for Matthew J. Giacobbe, Esq. Borough Attorney

**AGENDA REVIEW**

There was approval of the Regular and Executive Agenda.

**READING OF CLOSED SESSION RESOLUTION**

Mr. Landrigan moved:

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

MINUTES FOR APPROVAL (1)

September 12, 2022

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

CONTRACT MATTERS (1)

EMPLOYEE HEALTH BENEFITS

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

**Regular Meeting Minutes – September 26, 2022**

PERSONNEL MATTERS (1)

SPECIAL LAW ENFORCEMENT OFFICER III

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

LITIGATION MATTERS (1)

DREW UNIVERSITY

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

Seconded: Ms. Byrne

Vote: Approved by voice vote

**RECONVENE IN COUNCIL CHAMBER**

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

Mayor Conley asked for a moment of silence for Public Works Employee, Sewer Forman Vito Luppino who died suddenly on September 27, 2022.

Mayor Conley also asked for a moment of silence for the passing of former Madison Police Detective Lieutenant Carmen Granato.

**APPROVAL OF MINUTES**

Ms. Byrne moved approval of the **Executive Minutes of September 12, 2022**. Mr. Landrigan seconded the motion, which passed with a unanimous voice call vote recorded.

Ms. Byrne moved approval of the **Regular Meeting Minutes of September 12, 2022**. Mr. Range seconded the motion, which passed with a unanimous voice call vote recorded.

**GREETINGS TO PUBLIC**

Mayor Conley presented the following Proclamations:

**Ovarian Cancer Awareness Month - September 2022**

*Proclamation  
of the  
Borough of Madison  
Proclaiming*

NATIONAL OVARIAN CANCER AWARENESS MONTH

September 2022

**WHEREAS**, this year, nearly 20,000 women in the United States will be diagnosed with ovarian cancer; and

**WHEREAS**, ovarian cancer is the deadliest of all gynecologic cancers, and the risk of developing ovarian cancer increases with age; and

**Regular Meeting Minutes – September 26, 2022**

**WHEREAS**, ovarian cancer does not always present early symptoms, meaning that a diagnosis does not occur until the disease has reached an advanced stage; and

**WHEREAS**, when detected early, the five-year survival rate of patients with ovarian cancer is more than 90 percent, however, only 20 percent of ovarian cancers are diagnosed at this early stage; and

**WHEREAS**, there is no reliable early detection test for ovarian cancer; and

**WHEREAS**, lives can be saved through increased public awareness of ovarian cancer and its risk factors, signs and symptoms; and

**WHEREAS**, this month is dedicated to prevention and awareness, to honor those we have lost, to show our support for women who bravely carry on the fight and to take action to lessen the tragic toll ovarian cancer takes on families across our country.

**NOW, THEREFORE, I**, Robert H. Conley, Mayor of the Borough of Madison, on behalf of the governing body, do hereby recognize **September 2022 as Ovarian Cancer Awareness Month** and call upon citizens, government agencies, private businesses, health care providers and research institutions to raise ovarian cancer awareness and continue helping women live longer, healthier lives.

**National Breast Cancer Awareness Month - October 2022**

*Proclamation  
of the  
Borough of Madison*

*Proclaiming*

**BREAST CANCER AWARENESS MONTH  
OCTOBER 2022**

**WHEREAS**, the Borough of Madison values the health of all of its citizens; and

**WHEREAS**, beginning in 1985, October has been designated as National Breast Cancer Awareness Month; and

**WHEREAS**, the lifetime risk for developing breast cancer is 1 in 8 for women and 1 in 833 for men; and

**WHEREAS**, breast cancer is the second most common cancer diagnosed in women and also ranks second as a cause of cancer death in women; and

**WHEREAS**, certain factors put some women at a higher risk than others, including age, personal or family history of breast cancer, specific genetic mutations and dense breast tissue; and

**Regular Meeting Minutes – September 26, 2022**

**WHEREAS**, with routine mammogram screening and follow-up testing, breast cancer can be detected early, when it can more effectively be treated; and

**WHEREAS**, there are more than 3.8 million breast cancer survivors in the United States including women still being treated.

**NOW, THEREFORE**, I, Robert H. Conley, Mayor of the Borough of Madison, on behalf of the governing body, do hereby proclaim October 2022 as **Breast Cancer Awareness Month** in recognition and support of the patients, families and professionals leading the fight against breast cancer and reaffirm our commitment to supporting breast cancer research and to educating all citizens about its risk factors, detection and treatment.

***Pregnancy and Infant Loss Awareness Month - October 2022***

*Proclamation  
of the  
Borough of Madison*

*Proclaiming*

PREGNANCY AND INFANT LOSS AWARENESS MONTH  
OCTOBER 2022

**WHEREAS**, pregnancy and infant loss affects approximately one in four families; and

**WHEREAS**, this devastating tragedy often occurs suddenly and without warning as a result of miscarriage, ectopic pregnancy, stillbirth, preterm birth, Sudden Infant Death Syndrome (SIDS), accident or other causes or complications; and.

**WHEREAS**, observing a month of remembrance for pregnancy and infant loss will provide some comfort for those suffering a loss due to miscarriage, stillbirth or infant death; and

**WHEREAS**, bereaved parents and families require support and understanding during their time of grief; and

**WHEREAS**, New Jersey is committed to improving maternal and infant health and the latest initiative is the launch of TeamBirth NJ which is an evidence-based, national model for better communication between provider and patient; and

**WHEREAS**, promoting awareness of pregnancy and infant loss not only increases the likelihood that grieving families will receive understanding and support, but also results in improved education and prevention efforts which may ultimately reduce the incidence of these tragedies.

**NOW, THEREFORE**, I, Robert H. Conley, Mayor of the Borough of Madison, on behalf of the governing body, do hereby proclaim October 2022 as **Pregnancy and**

## **Regular Meeting Minutes – September 26, 2022**

**Infant Loss Awareness Month** and encourage parents, caregivers and all residents to become educated in opportunities to prevent pregnancy and infant loss and support bereaved families when prevention is not possible.

---

Robert H. Conley, Mayor  
September 26, 2022

### **REPORTS OF COMMITTEES**

#### **Utilities**

Mr. Landrigan, Chair of the Committee, made the following comments:  
Fire hydrant flushing will start the week of September 26th and last approximately six (6) weeks. While hydrant flushing typically will not interrupt water service, residents may notice a temporary drop in water pressure while crews are working in the area. There is also the possibility that water may become temporarily discolored. This is normal. The discolored water does not pose a health hazard. If discolored water occurs, simply run the cold water for a few minutes until it clears.

The water main breaks the system experienced during the months of July and August were the result of the improper use of fire hydrants during the milling and paving projects. Please report the use of any hydrants to the Madison Police or Madison Water Department. Hydrant use is for emergency purposes only. Anyone wishing to have their water meter updated to the new radio readable system should call the Madison Water Department at (973) 966-7330 to schedule an appointment. The Electric Department reports that twelve (12) units at the Rosewood Condominiums experienced a power outage due to a bad transformer owned by the Condo Association. The Electric Department was able to tap off of another transformer to provide the units with temporary service until their new transformer arrives. On Thursday, September 15th, Pomeroy Road experienced a power outage due to a squirrel. Full power was restored within thirty (30) minutes. On September 16th, Central Avenue also experienced a power outage caused by a squirrel tripping a fuse. Full power was restored within forty-five (45) minutes. Stand-by Crew was called out for a downed wire in the street on Loantaka Way. The wind storm had blown down a tree, and took down an electric wire. The Stand-by Crew was also called out for a transformer malfunction at James Park Substation. The crew reset the transformer. The Electric Department checks and inspects the Substations daily. The department was called to Madison High School, for a report that wires were on fire. The fire was caused by a dead branch that had fallen on the primary lines during a wind storm.

#### **Public Safety**

Ms. Byrne, Chair of the Committee, made the following comments:  
On October 18th, the Morris County Sheriff's Department will be training Borough civilian employees on "Run, Hide, and Fight". This training was orchestrated by the Madison Police Department to ensure that Borough employees know how to react in case of an armed intruder inside Borough hall. The Madison Police Department has applied for an Automated License Plate Reader (ALPR) grant that is available through the NJ Attorney General's Office. The money has been appropriated in the American Rescue Plan Funds. Madison is looking to add to their ALPR program. This will enable the PD to continue their efforts to combat and effectively investigate car thefts and burglaries that are plaguing New Jersey. On September 20th, Chief Miscia met with surrounding Chiefs of Police from Florham Park, Chatham Borough,

## ***Regular Meeting Minutes – September 26, 2022***

Chatham Township, and member of the Morris County Sheriff's Department to formulate targeted patrols for suspected auto theft actors. This will be a joint task force and patrols in residential areas have already been increased. Residents are reminded to lock car doors and secure your houses.

### **Community Affairs**

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

The next meeting of the Downtown Development Commission will be held on Thursday, October 20, at 7:15 pm in the Committee Room, 2nd Floor, Hartley Dodge Memorial. The Madison Farmers' Market season continues through Thursday, November 17th. The market features a great selection of vendors and live music weekly. Madison's annual fall festival, Bottle Hill Day, takes place on Saturday, October 1st, from 10:00 am to 5:00 pm. This year will mark the 47th Anniversary of this event. For more information on the event, including performance schedules for the four stages, please visit [rosenet.org](http://rosenet.org). The 6th Annual Trunk or Treat and Pumpkin Illumination will be held on Friday, October 28th, beginning at 5:00 pm in the Kings Road parking area. Prizes will be given to the top three decorated cars or trucks and to the three most creative pumpkin. Proceeds will benefit the Madison Volunteer Ambulance Corps. Look for registration information on the I Love Madison NJ Facebook page. The Chamber of Commerce will hold the Madison Car Show, scheduled for Saturday, October 1st, in conjunction with Bottle Hill Day. The Halloween Parade & Magic Show is scheduled for Saturday, October 29th, from 12:30-3 pm. Visit the chamber's website at [MadisonNJChamber.org](http://MadisonNJChamber.org) for more information. At the Madison Community Arts Center improvements to the walls and window treatments have been completed. Photos of the improvements will be posted on the MACA Website in the next week. There will be a Red Cross Blood Drive at the Center on Thursday, October 6, from 2-7 pm. Reservations can be made at [redcrossblood.org](http://redcrossblood.org). The schedule for upcoming play readings is posted on the MACA website.

### **Finance and Borough Clerk**

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

From the Tax Collector, a tax sale will be held on Thursday, October 6th, to purchase liens for all unpaid 2021 property taxes. The CFO reports that court fees, permit fees and interest payments continue to be less than anticipated. The CFO is reviewing insurance schedules to ensure all building, etc. are covered. The 2023 budget season has begun with Department Head asked to keep all budgets flat.

### **Public Works and Engineering**

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

The Engineer will receive bids on Wednesday, September 28th for the Green Avenue Pedestrian Safety project and the Memorial Park Trail Construction project. The Sewer Department has saved the Borough approximately \$25,000.00 completing a job in house. Engineering had a long term project to connect the storm system in the area of 114 Rosedale Ave. to the storm system across the street at Memorial Park. The job went well and will now eliminate an ice condition on Rosedale. Part of that job included removing two sections of sidewalk on the park side of Rosedale. Plans are complete for Bottle Hill day. Fall baseball is in full swing, with the department working with the Recreation Director on the schedule and weather related field repairs. Fall zones at Lucy D playground and Dodge Field have been updated. Shade Tree Management Board has planted twenty-two trees this fall. The annual Environmental Commission Eco Tour was once again well attended. Thanks to residents that opened their gardens for the tour.

**Regular Meeting Minutes – September 26, 2022**

**Health**

Mr. Range, Chair of the Committee, made the following comments: Morris County is reported as low regarding COVID cases, for the first time, since the beginning of the pandemic. Both Moderna and Pfizer booster vaccines are now available and help protect against many of the variants of COVID. Influenza vaccines will be available through the Madison Health Department later this fall, with dates to be announced soon. Monkey pox cases continue to decline. The annual rabies clinic will be held on Saturday, December 3<sup>rd</sup> from 10:00 am to 12:00 noon at the Department of Public Works.

Mayor Conley recognized State Senator Anthony M. Bucco. Senator Bucco explained his attendance at tonight's meeting for the presentation of a proclamation, and thanked the Mayor and Council for considering a resolution supporting legislation to increase penalties for car thefts, noting car thefts state wide are at a crisis point. Mayor Conley asked for a motion to move Resolution 257-2022.

**R 257-2022 RESOLUTION OF THE BOROUGH OF MADISON SUPPORTING LEGISLATION TO INCREASE PENALTIES FOR CAR THEFTS AND FOR LEADERS OF CAR THEFT TRAFFICKING NETWORKS**

**WHEREAS**, car theft rings across the nation are not new, but current trends out pace national numbers in New Jersey and the use of juveniles to avoid imprisonment has increased more than twenty percent in recent years; and

**WHEREAS**, car thefts are disturbing and are often used in commit additional crimes; and

**WHEREAS**, proposed legislation, (S-3006), by Senator Richard J. Codey would increase the specific terms of imprisonment with minimum terms imposed; and

**WHEREAS**, the Courts would be allowed to consider aggravating circumstances including organized crime and encouragement of juveniles in such thefts for stiffer penalties and sentences.

**NOW, THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of Madison in the County of Morris, State of New Jersey, that it strongly supports corrective legislation in regards to Senate Bill No. 3006 to provide for stiffer penalties to address the car theft epidemic in New Jersey and protect the welfare of juveniles; and

**BE IT FURTHER RESOLVED** that a certified copy of this resolution be forwarded to State Senators Richard J. Codey, Assembly Representative John McKeon, and Assembly Representative Mila Jasey and to the New Jersey League of Municipalities.

Ms. Coen moved adoption of Resolution 257-2022. Ms. Byrne seconded the motion, which passed with the following roll call vote recorded:

**Regular Meeting Minutes – September 26, 2022**

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

**COMMUNICATIONS AND PETITIONS**

The Borough Clerk announced receipt of the following communications:

Email dated September 19, 2022, from Diane Ryan, East Lane, regarding the Climate Action Committee's proposals.

Email dated September 19, 2022, from Jayme Klein, Drew University Alum, thanking the Mayor for his efforts to save the Drew Forest.

Email dated September 20, 2022 from Kathy Dailey, West End Avenue, and others, requesting a proclamation for Pregnancy and Infant Loss Awareness Month.

Email Dated September 21, 2022, from Chris Schorr, Shadylawn Drive, on behalf of the Friends of the Madison Shade Trees, raising concern for the proposed pickle ball courts at the Madison Recreation Center.  
Email Dated September 26, 2022, from Chris Hepburn, Hardwick, N.J., regarding a 2009 Rehabilitation of the Drew Forest report.

The following residents emailed the Mayor and Council in support of the proposed pickle ball courts at the Madison Recreation Center:

Matt Fasnacht, Crescent Road  
Douglas Eilender, Prospect Street  
Tom Haughley, Spring Garden Drive  
Richard Fowler, Pomeroy Road  
David Hargrave; East Lane  
Peter Hyans; Dellwood Parkway

**INVITATION FOR COMMENT (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.**

**Shannon Holland; Locust Street**, spoke in support of the proposed pickle ball court at the Madison Recreation Center, noting the project is endorsed by the Recreation Advisory Committee, with over 862 players registered for pickle ball programs.

**Thomas Haralampoudis; Pomeroy Road**, thanked the Mayor and Council for considering the pickle ball courts at the MRC, as well as other recreational sports.

**Thomas Salaki; Fairwood Road**, raised concern about the process for selecting a location for the proposed pickle ball courts at the MRC.

**Lisa Moro, Central Avenue**, noted the positive health benefits, as well as mental health benefits of additional recreational spaces in the Borough.



**Regular Meeting Minutes – September 26, 2022**

**Peter Boyd; Norman Circle**, offer support for the proposed pick ball courts at the MRC.

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

**AGENDA DISCUSSIONS**

**09/26/2022-1 CLIMATE CHANGE COMMITTEE UPDATE**

Ms. Ehrlich provided an update on the actions of the Climate Change Committee, noting the committee met with Borough staff and administration on how to save energy costs and reduce the Borough's carbon footprint. Nationwide, the reduction of gas appliances will help to reduce carbon admissions. The committee's aim is to provide information so that at the end of appliance life, residents can make informed choices. Roof replacement is also an opportunity to improve choices. Residents are encouraged to find information on the Borough's website. Additional updates will be upcoming.

**09/26/2022-2 MADISON POLICE CHIEF SAFETY UPDATE**

Police Chief John Miscia and Capitan Joseph Longo address the Mayor and Council regarding the increase in the number of automobile thefts in Morris County and in the Borough of Madison, noting an increase in residential patrol and additional license plate readers installed throughout the Borough. Chief Miscia thanked the Council for adopting Resolution 257-2022, in support of increase penalties for car thefts. The public is reminded to lock their vehicles and remove all keys and possessions from vehicles.

**09/26/2022-3 MRC MULTI-PURPOSE COURT**

Mayor Conley provide a presentation on proposed multipurpose courts at the Madison Recreation Center, noting many groups involved in the discussion for more than two years. Eight sites were looked at and following review, the MRC is chosen as the most appropriate site. Following review of the cost estimate and next step in the process, there was agreement to instruct the Borough Engineer to put together designs and appropriations will follow in 2023.

**ADVERTISED HEARINGS**

Ordinances scheduled for hearing tonight were submitted in writing at a Regular meeting of the Mayor and Council held on September 12, 2022, were introduced by title and passed on first reading, were published in the Madison Eagle and made available to members of the general public requesting same.

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

**ORDINANCE 43-2022**

**ORDINANCE OF THE BOROUGH OF MADISON APPROPRIATING \$20,000.00 FROM THE GENERAL CAPITAL IMPROVEMENT FUND FOR THE PURCHASE OF A PORTABLE TRAILER MOUNTED MESSAGE SIGN**

**WHEREAS**, the Police Chief has recommended that the Borough appropriate \$20,000.00 from the General Capital Improvement Fund for the purchase of a portable trailer-mounted Ver-Mac Variable Message Sign; and

**Regular Meeting Minutes – September 26, 2022**

**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 \$20,000.00 for this purpose; and

**WHEREAS**, the Borough Council has determined that the Borough should appropriate \$20,000.00 from the General Capital Improvement Fund to purchase a portable trailer-mounted Ver-Mac Variable Message Sign.

**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 \$20,000.00 is hereby appropriated from the General Capital Improvement Fund to purchase a portable trailer-mounted Ver-Mac Variable Message Sign.

**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 43-2022. Since no member of the public wished to be heard, the public hearing was closed.

Ms. Byrne moved that Ordinance 43-2022, which was read by title, be finally adopted. Mr. Landrigan seconded the motion. There was no Council discussion, and the motion passed with the following roll call vote recorded:

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

Mayor Conley declared Ordinance 43-2022 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.

**ORDINANCE 44-2022  
ORDINANCE OF THE BOROUGH OF MADISON APPROPRIATING  
\$150,000.00 FROM THE WATER CAPITAL IMPROVEMENT FUND FOR  
UTILITY EMERGENCY RESPONSES**

**WHEREAS**, the Borough Engineer has recommended that the Borough appropriate \$150,000.00 from the Water Capital Improvement Fund for emergency utility services; and

**WHEREAS**, the Chief Financial Officer has attested to the availability of the funds in the Water Capital Improvement Fund in an amount not to exceed \$150,000.00 for this purpose; and

**Regular Meeting Minutes – September 26, 2022**

**WHEREAS**, the Borough Council has determined that the Borough should appropriate \$150,000.00 from the Water Capital Improvement Fund for emergency utility services.

**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 \$150,000.00 is hereby appropriated from the Water Capital Improvement Fund for emergency utility services.

**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 44-2022. Since no member of the public wished to be heard, the public hearing was closed.

Mr. Landrigan moved that Ordinance 44-2022, which was read by title, be finally 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

Mayor Conley declared Ordinance 44-2022 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 COMMENT (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.**

***Kathleen Caccavale; Central Avenue***, raised concern for the final design of the proposed pickle ball courts noting more space may be necessary.

***Kathleen Right; Green Village***, noted fossil fuels are an issue and suggested bringing in more consultants to address climate change initiatives.

***Judy Kroll; Laurel Way***, noted that the Friends of the Drew Forest have collected more than 13,996 electronic signatures in support of saving the forest and thanked the Mayor and Council for their continued efforts.

***Patricia Coyle; Stafford Drive***, noted that the current way of life is not sustainable and supports Madison Borough's efforts to address climate change.

***Lenora Clark; Seven Oaks Circle***, noted that lack of volunteers in the Madison Fire Department and suggested recruiting new firefighters.

**Regular Meeting Minutes – September 26, 2022**

**Peter Fried; Morris Place**, noted that we need to make energy renewable and suggested Madison produce their own clean energy.

**Matthew Van Natten; Ridgedale Avenue**, asked that the Madison Senior Center reopen in Madison, instead of having residents travel to Chatham for senior services.

**Chris Schorr; Shadylawn Drive**, noted the time and talent of the volunteers, staff and elected officials of the Borough and stated that the best air filtration system, to help with climate change, is canopy trees.

**Denis Schreiber; Greenwich Court**, suggested appointing skeptics to the Climate Action Committee.

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

**INTRODUCTION OF ORDINANCES**

The Clerk made the following statement:

Ordinance scheduled for introduction and first reading tonight will have a hearing during the meeting of October 12, 2022 in the 2<sup>nd</sup> 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 ordinance will be published in the Madison Eagle, be posted at the main entrance to the Borough offices and be made available to members of the public requesting same, as required by law.

Mayor Conley called up Ordinance 45-2022 for first reading and asked the Clerk to read said ordinance by title:

ORDINANCE 45-2022    ORDINANCE OF THE BOROUGH OF MADISON  
APPROPRIATING \$300,000.00 FROM THE RESERVE FOR ELECTRIC UTILITY  
SUBSTATION FOR REPAIRS AND RELATED MATERIALS

**WHEREAS**, the Electric Utility Superintendent has recommended that the Borough appropriate \$300,000.00 from the Reserve for Electric Utility Substation Fund for Substation Repairs and Improvements and related materials and services; and

**WHEREAS**, the Chief Financial Officer has attested to the availability of the funds in the Electric Utility Substation Reserve Fund in an amount not to exceed \$300,000.00 for this purpose; and

**WHEREAS**, the Borough Council has determined that the Borough should appropriate \$300,000.00 from the Electric Utility Substation Reserve Fund for Substation Repairs and Improvements and related materials and services.

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

**Regular Meeting Minutes – September 26, 2022**

SECTION 1: The amount of \$300,000.00 is hereby appropriated from the Electric Utility Substation Reserve Fund for Substation Repairs and Improvements and related materials and services.

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.

Mr. Landrigan moved that Ordinance 45-2022, 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

**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.

Ms. Byrne moved adoption of the Resolutions listed on the Consent Agenda. Mr. Hoover 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 253-2022 RESOLUTION OF THE BOROUGH OF MADISON APPOINTING PETER G. FRANK TO THE POSITION OF CLASS III SPECIAL POLICE OFFICER IN THE MADISON POLICE DEPARTMENT

**WHEREAS**, the Madison Police Chief recommends the appointment of a Class III Special Police Officer; and

**WHEREAS**, the 2022 Police Operating budget contains funds for this purpose and the proposed 2023 Police Operating budget will reflect this expense; and

**WHEREAS**, the Borough Council, after due consideration, has determined to appoint Peter G. Frank to the position of Class III Special Police Officer in the Madison Police Department effective immediately.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that Peter G. Frank is hereby appointed to the position of Class III Special Police Officer in the Madison

**Regular Meeting Minutes – September 26, 2022**

Police Department, effective immediately, to be compensated at the rate of \$33.00 per hour, with no health benefits provided by the Borough. The Madison Board of Education will reimburse the Borough for all costs.

R 254-2022 2022 RESOLUTION OF THE BOROUGH OF MADISON  
AUTHORIZING RELEASE OF RESTORATION BOND TO MADISON YMCA, TAX  
BLOCK 3802, LOT 23

**WHEREAS**, the Assistant Borough Engineer has recommended that the Restoration Bond for the YMCA of Madison, Inc., Tax Block 3802, Lot 23, in the amount of \$111,171.60, and any accrued interest, in connection with site improvements completed at 111 Kings Road be released; and

**WHEREAS**, the Assistant Borough Engineer advises that compliance with approved site plans has been completed.

**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 Restoration Bond described herein, plus accrued interest, be released to YMCA of Madison, Inc., 111 Kings Road, Tax Block 3802, Lot 23.

R 255-2022 RESOLUTION OF THE BOROUGH OF MADISON APPROVING  
CHANGE ORDER REQUEST TO BOHLER ENGINEERING FOR WAVERLY  
PLACE PROPOSED IMPROVEMENTS

**WHEREAS**, a professional services contract was previously awarded to Bohler Engineering, for professional engineering landscape architectural services by Resolution 49-2022; and

**WHEREAS**, the Assistant Borough Engineer has recommended approval of a change order to the contract for professional engineering landscape architectural services, in an amount not to exceed \$6,550.00, and

**WHEREAS**, the Chief Financial Officer has attested to the availability of funds in an amount not to exceed \$43,175.00 for this purpose, which funds were appropriated in account 1-09-55-500-215.

**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 Engineer is authorized to execute the Change Order to the Contract with Bohler Engineering for supplemental professional engineering landscape architectural services, in an amount not to exceed \$43,175.00, said Change Order to be in a form approved by the Borough Attorney.

**Regular Meeting Minutes – September 26, 2022**

R 256-2022 RESOLUTION OF THE BOROUGH OF MADISON AUTHORIZING A SPECIAL EVENT PERMIT TO ALLOW THE USE OF PUBLIC PARKING LOT NUMBER ONE BY THE ROTARY CLUB OF MADISON FOR A PUBLIC SHREDDING EVENT ON OCTOBER 8, 2022

**WHEREAS**, the Rotary Club of Madison has requested permission to use public parking lot number one on Saturday, October 8, 2022 between the hours of 8:00 a.m. and 12:00 p.m. for a public shredding event; and

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

**WHEREAS**, the Rotary Club 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 the Rotary Club of Madison is hereby given permission to hold a public shredding event at Madison public parking lot number one, on October 8, 2022, between the hours of 8:00 a.m. and 12:00 p.m. subject to such safety requirements as may be directed by the Madison Police Department and/or Fire Department.

R 257-2022 RESOLUTION OF THE BOROUGH OF MADISON SUPPORTING LEGISLATION TO INCREASE PENALTIES FOR CAR THEFTS AND FOR LEADERS OF CAR THEFT TRAFFICKING NETWORKS

**WHEREAS**, car theft rings across the nation are not new, but current trends out pace national numbers in New Jersey and the use of juveniles to avoid imprisonment has increased more than twenty percent in recent years; and

**WHEREAS**, car thefts are disturbing and are often used in commit additional crimes; and

**WHEREAS**, proposed legislation, (S-3006), by Senator Richard J. Codey would increase the specific terms of imprisonment with minimum terms imposed; and

**WHEREAS**, the Courts would be allowed to consider aggravating circumstances including organized crime and encouragement of juveniles in such thefts for stiffer penalties and sentences.

**NOW, THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of Madison in the County of Morris, State of New Jersey, that it strongly supports corrective legislation in regards to Senate Bill No. 3006 to provide for stiffer

**Regular Meeting Minutes – September 26, 2022**

penalties to address the car theft epidemic in New Jersey and protect the welfare of juveniles; and

**BE IT FURTHER RESOLVED** that a certified copy of this resolution be forwarded to State Senators Richard J. Codey, Assembly Representative John McKeon, and Assembly Representative Mila Jasey and to the New Jersey League of Municipalities.

R 258-2022 RESOLUTION OF THE BOROUGH OF MADISON APPROVING RAFFLES LICENSE APPLICATION SUBMITTED BY THE MADISON PBA LOCAL 92 CIVIC ASSOCIATION INC.

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

MADISON PBA LOCAL 92 CIVIC ASSOCIATION INC

I.D. No. 274-8-43112

R.A. No. 1541 - On-Premise 50/50

Date of Raffle - October 29, 2022

**UNFINISHED BUSINESS** - None

**APPROVAL OF VOUCHERS**

On motion by Mr. Landrigan, seconded by Ms. Byrne 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	\$342,931.65
General Capital Fund	33,372.75
Electric Operating Fund	676,840.43
Electric Capital Fund	21,009.72
Water Operating Fund	36,561.01
Water Capital Fund	0.00
Trusts	<u>16,953.00</u>
Total	<u>\$1,127,668.56</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** - None

**ADJOURN**

There being no further business to come before the Council, the meeting was adjourned at 10:50 p.m.



***Regular Meeting Minutes – September 26, 2022***

Respectfully submitted,

Elizabeth Osborne  
Borough Clerk  
Approved October 12, 2022 (EO)