

February 12, 2013

Regular meeting of the Mayor and Council of the Borough of Victory Gardens held on February 12, 2013.

Mayor Holeman called the meeting to order and declared a quorum present. Pledge of Allegiance to the Flag of Our Country. Please remain standing for a moment of silence for our military. This meeting has been advertised in one newspaper, The Daily Record, in compliance with the New Jersey Open Public Meeting Act.

ATTENDANCE: Councilwoman Cheatham, Councilwoman Hall, Councilwoman Hedgepath, Councilman Lorenzo, Councilwoman Garcia Montes and Councilman Glass.

ABSENT: None

Leon Hall is here tonight to speak to us about our application for the DOT grant. Motion was made to go out of the regular order of business so that Leon can speak to us. Motion made by Councilman Glass, seconded by Councilwoman Hedgepath and approved on roll call:

Councilwoman Cheatham	Yes
Councilwoman Hall	Yes
Councilwoman Hedgepath	Yes
Councilman Lorenzo	Yes
Councilwoman Garcia Montes	Yes
Councilman Glass	Yes

Leon said he received a call from DOT for our application for Coolidge/Washington Avenues. We received a grant for \$37,000. Specs of the job have to go to DOT before we can advertise for bids. During the review of the specs as you can see on the specs here there are three parking areas on three of the four corners at the intersection. A portion of those parking areas go outside the right of way. DOT informed me that they will not pay for those improvements outside the right of way. There is a gate at the end of Washington Avenue and that is the property line for Hamilton Business Park.

The State has made me aware that the Borough has two choices. One, you can remove those improvements from the plans (or) make the Borough aware that if we keep the plans as is, the Borough would be responsible for picking up the cost of the milling and paving.

There are a portion of the parking lots that are outside the right of way. (Leon showed the plans to the Council). The cost to mill and pave the three areas would be approximately \$1,200. The other portion by the gate for Hamilton Business Park would cost the Borough approximately \$1,000.

If Council decided to do the areas outside the right of way you would be responsible for the cost of approximately \$2,200. It could be up or down a little. I can't give an exact amount.

The only reason I am saying to repave those areas is that you will have a joint across the areas if you don't do it and eventually water will get into those joints and start raising the area. It will be uneven and unsightly.

DOT will reimburse the Borough for my inspection time I use on the job. So you will be using the full \$37,000 for the work at hand. I recommend the Borough take the extra step and do the work.

How deep is the asphalt? 3 inches. Curbing will not be done is that right? Correct.

Motion was made to open the meeting to the public on this matter only. Motion made by Councilwoman Cheatham, seconded by Councilman Glass and approved on verbal vote. None opposed.

Tim Nauta - What benefits does it serve and why aren't curbs involved? We are widening both of these roads. They do not have curbs now so it isn't that we are taking them away. By widening it will give the residents and emergency vehicles more access. This area also does not have sidewalks.

Valerie Williams - Did you notify the people that live in those areas that you are taking the right of way? We aren't taking the right of way. The right of way is fixed and established. The areas we are talking about are outside the right of way. Did you talk to the owners? Yes. In the right of way the Borough can do what they need to do. They don't have to get permission. The right of way belongs to the Borough.

Jim Janone - What if the blue area? The area for Hamilton Business Park and it is their property. What are the pink areas? A portion of the parking area is in the right of way the pink area is what is not in the right of way. We are widening out to 16 feet. So you want the Borough to pay for private parking that is outside the right of way? Yes. A portion of it that is not in the right of way. The Attorney is not here tonight. It is legal to do this? Can town go on private property? Have you done this in other areas in other towns? Yes. I don't have onstreet parking areas in other towns. We have converted asphalt driveway aprons to concrete driveway aprons outside the right of way on private property.

Motion to close the meeting to the public by Councilwoman Montes, seconded by Councilman Glass and approved on verbal vote. None opposed.

Leon would like an answer as soon as possible on this. It can wait a few weeks. I was hoping to get this done in the Spring. You get a better price in the Spring. The Attorney won't be back until our first meeting in March. Council decided to hold off on this until we ask the Attorney some questions.

Motion to go back into the regular order of business by Councilwoman Montes, seconded by Councilwoman Cheatham and approved on verbal vote. None opposed.

Motion to accept the minutes of January 22, 2012 as received by Councilwoman Montes, seconded by Councilwoman Cheatham and approved on roll call:

- Councilwoman Cheatham Yes
- Councilwoman Hall Yes
- Councilwoman Hedgepath Yes
- Councilman Lorenzo Yes
- Councilwoman Garcia Montes Yes
- Councilman Glass Yes

CORRESPONDENCE:

Accident Report - Everyone has a copy of this report. There were no tickets issued. We did not get anything saying the Borough was at fault.

Anderson & Denzler - From Leon we have information about the work that Master Tree is doing for us. We have a voucher in tonight for payment, you can approve it but we will hold it as there is some work that is not complete. At 129 Monroe there is a stump that needs grinding. Also at 59 Roosevelt there is another stump that needs the grinding. Also there are 2 holes that need to be filled in where trees came out and they need to be filled with topsoil and made up to grade. Last there is a stump for grinding at 26 Roosevelt.

Motion to accept the correspondence as received by Councilwoman Montes, seconded by Councilwoman Cheatham and approved on verbal vote. None opposed.

VOUCHERS:

There were no questions on the vouchers. Motion to pay the bills by Councilwoman Montes, seconded by Councilwoman Hedgepath and approved on roll call:

- Councilwoman Cheatham Yes
- Councilwoman Hall Yes
- Councilwoman Hedgepath Yes
- Councilman Lorenzo Yes
- Councilwoman Garcia Montes Yes
- Councilman Glass Yes

(Vouchers on Next Page)

VOUCHER #	PAYABLE TO:	TYPE OF SERVICE	ACCT.#	AMOUNT
2 000	PHILIP FEINTUCH,ESQ	LEGAL SERVICES	016	\$1,833.33
2 001	HERBERT EVANS	BLDG & GRDS OE	006B	300.00
2 002	GREG STAFFORD	BLDG & GRDS OE	006B	25.00
2 003	UNITED CARE INS.	ADM & EXEC MEDIC	001C	342.75
2 004	DEBORAH EVANS	ADM & EXEC OE	001C	27.00
2 005	DOVER POSTMASTER	ADM & EXEC OE	001C	460.00
2 006	A T & T	BLDG & GRDS OE	006B	34.45
2 007	RUBINETTI DISP.	SANITATION	024A	7,529.00
2 008	DOVER MUNIC. COURT	COURT	005	1,385.58
2 009	DOVER BD OF EDUC.	FEB. BOE	BOE	69,351.96
2 010	I DEAL AIR INC.	BLDG & GRDS OE	006B	350.00
2 011	VERIZON	BLDG & GRDS OE	006B	171.39
2 012	AMERIHEALTH	ADM & EXEC MEDIC	001C	7,192.53
2 013	METRO FLAG	ADM & EXEC OE	001C	272.50
2 014	N.J.PLANNING OFFIC	PLANNING BD.	009	240.00
2 015	MORRIS CTY TAX BD	TAXES	003	30.00
2 016	J.C.P.& L.	STREET LIGHTING	023	666.62
2 017	CARGILL INCORP.	STREETS & ROADS OE	008C	2,217.89
2 018	MCAMC ATKINSON INC.	ADM & EXEC EDUC.	001E	25.00
2 019	SHEAFFER SUPPLY	BLDG & GRDS OE	006B	79.75
2 020	MASTER TREE SERVICE	BLDG & GRDS OE	006B	11,800.00
2 021	DAILY RECORD	ADM & EXEC OE	001D	61.88
2 022	MUNICIPAL CLERKS	ADM & EXEC OE	001C	100.00
2 023	HOME DEPOT	STREETS & ROADS OE	008C	83.58
2 024	RIDGEBACK VENTURE	TAXES OE	003B	292.49
2 025	J.C.P & L.	BLDG & GRDS OE	006B	429.72
2 026	R.V.R.S.A.	JANUARY SERVICE	026	7,818.00
2 027	R.V.R.S.A.	FEBRUARY SERVICE	026	7,818.00
2 028	TJS SPORTWIDE	ADM & EXEC OE	001C	15.00
2 029	HENRY O. BAKER	INSURANCE	018	\$5,145.00
2 030	HENRY O. BAKER	INSURANCE	018	708.00
2 031	KURT'S LOCKSMITH	BLDG & GRDS OE	006B	155.00
2 032	MORRIS CTY MUA	RECYCLES	(R)	96.00
2 033	HECTOR LORENZO	STREETS & ROADS	008	1,862.96
2 034	EDUARDO MARTINEZ	STREETS & ROADS	008	3,381.33
				11,348.29
				120,953.42
				<u>132,301.71</u>
2035	J.C.P.& L.	AID TO FIRE DEPT	033	\$301.37
2036	VERIZON			82.73
2037	N.J.N.G.			1,188.64
				<u>\$1,572.74</u>

NEW BUSINESS:

Budget Meeting Reminder - Budget meeting will be held on 2/19/13 at 6 p.m. Everyone has a copy of Amys report. Please bring it with you to the meeting.

Public Defender Joint Court Resolution & Prosecutor Joint Court Resolution - We need to do these two resolutions because we belong to the Dover Joint Municipal Court. All other towns in the court system have done these resolutions. If you approve of them then we need to send a copy to the other towns as well as Judge Weisenbeck at Superior Court in Morristown.

(See Resolutions Next Page)

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RESOLUTION CONCURRING WITH THE APPOINTMENT OF PUBLIC DEFENDERS OF THE JOINT COURT OF DOVER

WHEREAS, The Borough of Victory Gardens of the County of Morris, State of New Jersey has entered into a Shared Services Agreement with the Town of Dover, Township of Mine Hill, Borough of Mt. Arlington, Borough of Rockaway, and Borough of Wharton which established the Joint Municipal Court of Dover, as lead agency; and

WHEREAS, the Town of Dover has recommended the appoint of Gerald Kelly, Esq. as Chief Public Defender and Robert Cascone, Esq. as Public Defender of the Joint Municipal Court of Dover.

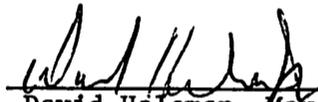
NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Victory Gardens, County of Morris, State of New Jersey, concur with the recommendation of the Town of Dover to appoint Gerald Kelly, Esq. as Chief Public Defender and Robert Cascone, Esq. as Public Defender of the Joint Municipal Court of Dover.

BE IT FURTHER RESOLVED that a copy of this Resolution shall be forwarded to the Town of Dover, Township of Mine Hill, Borough of Mr. Arlington, Borough of Rockaway and the Borough of Wharton which are hereby being requested to consider adoption of a similar Resolution.

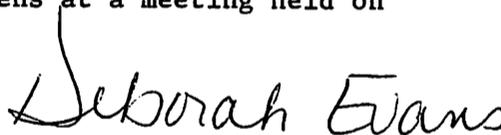
BE IT FURTHER RESOLVED, that a copy of this Resolution shall be forwarded to the Honorable Thomas L. Weisenbeck, Assignment Judge Superior Court and to the Honorable Michael Luther, Judge of the Joint Court of Dover.

Adopted: February 12, 2013

BOROUGH OF VICTORY GARDENS


David Holeman, Mayor

I, Deborah Evans, Clerk of the Borough of Victory Gardens, do hereby attest that this is a true and exact copy of the Resolution adopted by the Mayor and Council of the Borough of Victory Gardens at a meeting held on 2-12-13.


Deborah Evans, Borough Clerk

RESOLUTION CONCURRING WITH THE APPOINTMENT OF PROSECUTORS OF THE JOINT COURT OF DOVER

WHEREAS, the Borough of Victory Gardens in the County of Morris, State of New Jersey has entered into a Shared Service Agreement with the Town of Dover, Township of Mine Hill, Borough of Mt. Arlington, Borough of Rockaway and the Borough of Wharton which established the Joint Municipal Court of Dover, with the Town of Dover as lead agency; and

WHEREAS, the Town of Dover has recommended the appointment of Lisa C. Thompson, Esq. as Chief Prosecutor and DOUGLAS Cabana, Esq. as Prosecutor of the Joint Municipal Court of Dover.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Victory Gardens, County of Morris, State of New Jersey, concur with the recommendation of the Town of Dover to appoint Lisa C. Thompson Chief Prosecutor and DOUGLAS Cabana as Prosecutor of the Joint Municipal Court of Dover.

BE IT FURTHER RESOLVED that a copy of this Resolution shall be forwarded to the Town of Dover, Township of Mine Hill, Borough of Mt. Arlington, Borough of Rockaway and the Borough of Wharton which are hereby being requested to consider adoption of a similar Resolution.

BE IT FURTHER RESOLVED that a copy of this Resolution shall be forwarded to the Honorable Thomas L. Weisenbeck, Assignment Judge Superior Court, and to the Honorable Michael Luther, Judge of the Joint Court of Dover.

Adopted: February 12, 2013

BOROUGH OF VICTORY GARDENS

David Holeman
David Holeman, Mayor

I, Deborah Evans, Clerk of the Borough of Victory Gardens, do hereby attest that this is a true and exact copy of the Resolution, adopted by the Mayor and Council of the Borough of Victory Gardens at a meeting held on 2-12-13.

Deborah Evans
Deborah Evans, Borough Clerk

Joint motion was made on both resolutions. Motion was made to accept the resolutions for the public defender and the prosecutors for the joint court of Dover. Motion made by Councilwoman Hedgepath, seconded by Councilwoman Hall and approved on roll call:

- | | |
|----------------------------|---------|
| Councilwoman Cheatham | Yes |
| Councilwoman Hall | Yes |
| Councilwoman Hedgepath | Yes |
| Councilman Lorenzo | Yes |
| Councilwoman Garcia Montes | Abstain |
| Councilman Glass | Yes |

Cap Ordinance Introduction - Bill has us and all his towns do this every year whether we need it or not. This is to protect the CAP Bank. The CAP is 2% but you can go as high as 3.5% and this is why Bill has us do it - in case we need it.

Motion to introduce the CAP Ordinance by Councilwoman Cheatham, seconded by Councilwoman Montes and approved on roll call:

- | | |
|----------------------------|-----|
| Councilwoman Cheatham | Yes |
| Councilwoman Hall | Yes |
| Councilwoman Hedgepath | Yes |
| Councilman Lorenzo | Yes |
| Councilwoman Garcia Montes | Yes |
| Councilman Glass | Yes |

(See Ordinance Attached)

CALENDAR YEAR 2013
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION
LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A:4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

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

WHEREAS, the Governing Body of the Borough of Victory Gardens in the County of Morris finds it advisable and necessary to increase its CY 2013 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and the citizens; and

WHEREAS, the Governing Body hereby determines that a 1.5 percent increase in the budget for said year, amounting to \$14,111.77 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

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

NOW, THEREFORE, BE IT ORDAINED, by the Governing Body of the Borough of Victory Gardens, County of Morris, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2013 budget year, the final appropriations of the Borough of Victory Gardens shall, in accordance with this ordinance and N.J.S.A. 40A:40-45.14, be increased by 3.5% amounting to \$32,927.47, and that the CY 2013 municipal budget for the Borough of Victory Gardens be approved and adopted in accordance with this ordinance; and

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

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

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

Resolution to Accept Garbage Bid - Attorney Feintuch sent this up via lawyers service and I received it today. We already approved the bid and awarded it to Waste Management. We just need to do a Resolution.

(See Resolution Next Page)

RESOLUTION AUTHORIZING MAYOR AND BOROUGH CLERK TO EXECUTE A CONTRACT BETWEEN WASTE MANAGEMENT OF NEW JERSEY, INC. AND THE BOROUGH OF VICTORY GARDENS, MORRIS COUNTY FOR THE COLLECTION OF RESIDENTIAL WASTE FOR A THREE YEAR PERIOD

WHEREAS, the Borough of Victory Gardens, Morris County, New Jersey advertised for bids for a three year contract for the collection of municipal waste from the Borough and

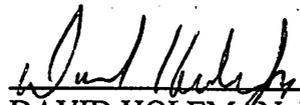
WHEREAS, two Bid Specifications were picked up by vendors on the date that the Bid Specifications became available and at the time that Bids were received, two vendors submitted Bids, one from Peter Rubinetti Private Disposal, LLC of New Vernon, New Jersey and one from Waste Management of New Jersey, Inc. and

WHEREAS, the Borough pursuant to the laws of the State of New Jersey awarded the contract for the collection of its municipal waste to Waste Management of New Jersey, Inc. for the period of April 1, 2013 through March 31, 2016 for the total sum of One Hundred Ninety One thousand Two Hundred Fifty Four Dollar (\$191,254.00); and

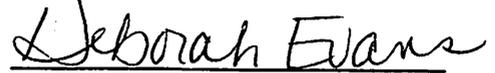
WHEREAS, the Borough Attorney has prepared a formal contract setting forth the terms and conditions by which the parties are to be bound which contract contains a copy of the Bid submitted by Waste Management; and

WHEREAS, the Mayor and Council wish to formalize the agreement between the parties;

NOW THEREFORE IT IS RESOLVED that the Mayor and Council of the Borough of Victory Gardens, Morris County, do hereby authorize the Mayor and Borough Administrator to execute the formal agreement between the parties.


DAVID HOLEMAN, Mayor

I, Deborah Evans, Clerk of the Borough of Victory Gardens, do hereby certify that this is a true and exact copy of a Resolution passed at a meeting of the Mayor and Council, which meeting was held at Borough Hall on Tuesday, Feb. 12th, 2013.


DEBORAH EVANS, Borough Clerk

PREPARED: 2.7.2013

FEINTUCH, PORWICH & FEINTUCH
ATTORNEYS AT LAW
721 NEWARK AVENUE
JERSEY CITY, NJ 07306
(201) 650-8600

Motion to approve the Resolution by Councilwoman Hall, seconded by Councilman Glass and approved on roll call:

Councilwoman Cheatham	Yes
Councilwoman Hall	Yes
Councilwoman Hedgepath	Yes
Councilman Lorenzo	Yes
Councilwoman Garcia Montes	Yes
Councilman Glass	Yes

OLD BUSINESS:

2ND READING/ADOPTION OF ORDINANCE FOR ENGINEER, ATTORNEY & PLANNER -

The Clerk said this is the second reading so it has to be done by title only. It has been advertised in full in the newspaper.

ORDINANCE APPOINTING BOROUGH ATTORNEY, BOROUGH PLANNER AND BOROUGH ENGINEER.

Motion was made to open the meeting to the public on the ordinance only. Motion made by Councilwoman Montes, seconded by Councilman Glass and approved on verbal vote. None opposed.

Valerie Williams - Did you check with Coded Systems to see if the ordinance is there? I asked them when I was looking and they didn't see anything. How was someone reappointed every year if you didn't have this on the books? I don't know for sure that we never had anything. When we had the fire we lost an ordinance book, resolutions and minutes books. I can't look back on something I don't have.

Joan Cegelka - Who did up this ordinance? The Attorney. Did anyone read it? Who gave him the information for this? He put it together. The title says that you are appointing these positions and in the body of the ordinance it says this is establishing the positions. The Clerk said she mentioned that to the Attorney when she read it over and the attorney said that is the title. There is a position for the attorney listed on page 213 of the ordinance book. Are you appointing or creating the positions? We are creating the positions.

Jim Janone - I saw in the book the one for the Borough Attorney but not the other two. When was the last time the Borough appointed a Planner? We do it every year. We just didn't do it this year because we let Planning Board do it. We use Dave Zimmerman as our Planner. We always have used him. We are not creating any other position for a planner. We use Dave Zimmerman. We are not creating another job for anyone. Are you voting on this tonight? It is what Council wants to do.

Motion to close to the public by Councilman Glass, seconded by Councilwoman Cheatham and approved on verbal vote. None opposed.

Motion was made to adopt the ordinance by Councilwoman Hedgepath, seconded by Councilwoman Hall and approved on roll call:

Councilwoman Cheatham	Yes
Councilwoman Hall	Yes
Councilwoman Hedgepath	Yes
Councilman Lorenzo	No
Councilwoman Garcia Montes	No
Councilman Glass	Yes

The Clerk said that she has one other thing under old business that was not on the agenda. I received this today from lawyers service from our Attorney. It is a resolution authorizing the Mayor and Clerk to sign off on the contract with Waste Management for garbage collection.

(See Next Page)

RESOLUTION AUTHORIZING MAYOR AND BOROUGH CLERK TO EXECUTE A CONTRACT BETWEEN WASTE MANAGEMENT OF NEW JERSEY, INC. AND THE BOROUGH OF VICTORY GARDENS, MORRIS COUNTY FOR THE COLLECTION OF RESIDENTIAL WASTE FOR A THREE YEAR PERIOD

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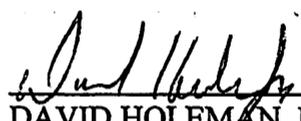
WHEREAS, two Bid Specifications were picked up by vendors on the date that the Bid Specifications became available and at the time that Bids were received, two vendors submitted Bids, one from Peter Rubinetti Private Disposal, LLC of New Vernon, New Jersey and one from Waste Management of New Jersey, Inc. and

WHEREAS, the Borough pursuant to the laws of the State of New Jersey awarded the contract for the collection of its municipal waste to Waste Management of New Jersey, Inc. for the period of April 1, 2013 through March 31, 2016 for the total sum of One Hundred Ninety One thousand Two Hundred Fifty Four Dollar (\$191,254.00); and

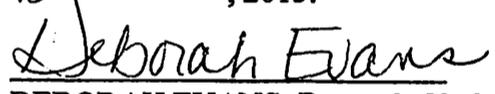
WHEREAS, the Borough Attorney has prepared a formal contract setting forth the terms and conditions by which the parties are to be bound which contract contains a copy of the Bid submitted by Waste Management; and

WHEREAS, the Mayor and Council wish to formalize the agreement between the parties;

NOW THEREFORE IT IS RESOLVED that the Mayor and Council of the Borough of Victory Gardens, Morris County, do hereby authorize the Mayor and Borough Administrator to execute the formal agreement between the parties.


DAVID HOLEMAN, Mayor

I, Deborah Evans, Clerk of the Borough of Victory Gardens, do hereby certify that this is a true and exact copy of a Resolution passed at a meeting of the Mayor and Council, which meeting was held at Borough Hall on Tuesday, Feb. 12th, 2013.


DEBORAH EVANS, Borough Clerk

PREPARED: 2.7.2013

FEINTUCH, PORWICH & FEINTUCH
ATTORNEYS AT LAW
721 NEWARK AVENUE
JERSEY CITY, NJ 07306
(201) 656-6600

Motion on the resolution by Councilwoman Hall, seconded by Councilman Glass and approved on roll call:

- | | |
|----------------------------|-----|
| Councilwoman Cheatham | Yes |
| Councilwoman Hall | Yes |
| Councilwoman Hedgepath | Yes |
| Councilman Lorenzo | Yes |
| Councilwoman Garcia Montes | Yes |
| Councilman Glass | Yes |

Mayor Holeman said that before he opens the meeting to the public, I did not like the way our last Council meeting went when we opened it to the public. I would like to remind everyone that when we speak at the open portion of the meeting, we should speak with respect to others.

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Councilwoman Montes asked if she could say something before we open the meeting to the public. I asked the Clerk to get us different quotes for Engineering which she did and they were a lot cheaper. I asked if this could be put on the agenda to go over it and she said she spoke to you and you said no because it was voted on and approved. We had these quotes from last year. Can this go on the agenda for the next time so we can discuss? No, the Mayor said. We already appointed our Engineer. Well if it is cheaper why should we waste taxpayer monies? I don't see anything wrong with the Engineer we currently have. They do a great job. Our Engineer has been here many years. How do we know that someone else coming in will do the same job? How do we know that they won't cost us more? They say one thing and later on could be something different. I am just asking if we can look these over and research them? You can research them but I won't put it on the agenda. Okay we will see about that.

Motion to open the meeting to the public by Councilwoman Hall, seconded by Councilwoman Hedgepath and approved on verbal vote. None opposed.

Valerie Williams - Dave Zimmerman is he a contractor? Yes, I guess you can call him that. For how many years? Many years. I don't know exactly how long. Has the new Master Plan been done? I believe that doesn't have to get done for 10 years. I don't think it gets done again until 2016. Does he have a contract? No. How much is he getting paid this year? I don't know it depends on what work he does for us. Ms. Williams said she heard he was getting paid \$30,000. Not for Dave Zimmerman the Clerk said. Will he get paid this year for anything? If we need him he will get paid. He just doesn't get paid. Planning Board pays him when he attends meetings. The Council doesn't pay him unless he is asked to do something and then he tells us how much it will cost so they can approve it. There are two things on this agenda that wasn't listed how come it was added? I asked if the Resolution for Waste Management could be added as I just received it. The police report was read in correspondence. I don't list correspondence. When was the policy and procedure manual updated? I don't know what the last date was. They worked on it last year but no updates were done. Are you still using the same one? Yes. Do I have to do an OPRA request to get it? Yes. Who is the point of contact to use the fire department? You can't utilize the fire house for anything but the towns parties. That was our agreement with Dover. Can we use the Borough Hall parking lot? We would have to talk to our attorney and the insurance company. I think the Council voted not to let anyone use the building. There have been other people that wanted to use this building for meetings and they were told they couldn't use it. I want to use this for bike safety and it would be put on by the County Sheriffs Department and the State Police. Give us a letter with dates, times and who is putting it on and contract names and numbers.

Jim Janone - It isn't fair not to look at the other information from other Engineers. I got my check from the Borough and I noticed that your name is stamped on it. Yes. Who has possession of it? It is on the Mayors desk. Who stamps his name on the check? Lorenza. Does she have the okay to use it? Yes, Dave gave her permission to use it. Do you use it Deb? No. Do you have anything written about who can use the stamp? No. I gave both Debbe and Lorenza permission to use the stamp. What is the status of the web site? There is no status right now. We haven't set any money aside for this. Did you get a report from Property Maintenance? After the last time we had reports I did get a report.

Councilwoman Hall said that before any one else goes from the public, when you just made a statement prior to opening the meeting to the public about the inappropriate behavior, if this is going to continue, how will be handle the situation? I will end the meeting the Mayor said.

Joan Cegelka - Did you resign your council seat when you became Mayor? Yes. When was it? I don't know what date it was? I will put in an OPRA request for it. Was it read at a meeting? No. The recreation committee purchased items for the Halloween Party that was cancelled. What did you do with those items? The candy and snacks that were closed we gave out when we had the bad weather and people were using the firehouse as a warming center. Pumpkins were thrown out because they rotted. Decorations we kept so we can use for next year. When your professionals come to a Planning Board meeting for an application the fees are paid through an escrow account that the applicant has. Yes. Doesn't a signature stamp require a Resolution? I don't think so we never had one before. Is Monroe Avenue getting widened? No. We heard a tiny bit but it won't be? No, it is wide enough. I may have said it to Deb but I don't remember when or what we were talking about. Is there curbing? Yes on the high side of the street. Who says what project is getting done? I discuss it with Debbe and she brings it to the Council for them to approve. How did you choose Monroe? There was alot of work done by outside

Joan Cegelka Continued - people such as utility companies, Dover Water and they have chopped up the street and they have patched and they have settled and it needs to be done.

Tim Nauta - Snow plowing these men are out in 1/2 inch of snow. They will damage equipment. Adams Avenue was a sheet of ice. I think the snow plowing is worse this year than it has been in the past. The Mayor said he thinks our DPW does a great job. Better than surrounding towns. Many times you can get out of Victory Gardens but can't go anywhere else. I understand what you are saying. People follow the plow up the hill and you would be surprised how many people get stuck on the hill because they have bad tires on their cars. We need to keep Washington Avenue clean. Salt is expensive. We make sure we have enough salt and we use sand also. So it isn't always salt being put down.

Diane Feola - I agree that our DPW does a great job. Have you thought about using brine? We have. It is expensive. You have to get a truck for it and special attachment. You also have to have special containers to keep it in and for the mixing of it.

Motion to close the meeting to the public by Councilwoman Montes, seconded by Councilwoman Cheatham and approved on verbal vote. None opposed.

Motion to adjourn the meeting by Councilwoman Montes, seconded by Councilwoman Cheatham and approved on verbal vote. None opposed.

Submitted By:

Deborah Evans

Deborah Evans
Borough Clerk