

January 7, 2014

The re-organization meeting of the Mayor and Council of the Borough of Victory Gardens held on January 7, 2014.

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.

A Statement of Determination of the Board of Canvassers, relative to an election held in the Borough of Victory Gardens, County of Morris and State of New Jersey, for the election of certain municipal officers for the municipality on the 5th day of November, 2013.

The said Board does determine that at the said election:

Vera Cheatham	Borough Council	3 Years
Joan Cegelka	Borough Council	1 Year Unexpired

Councilpersons Cheatham and Glass were sworn in prior to the meeting. Councilwoman Cegelka will be sworn in now.

Roll call:

Councilwoman Cegelka, Councilwoman Cheatham, Councilman Glass, Councilwoman Hedgepath, Councilman Lorenzo and Councilwoman Garcia Montes.

Council to elect one of its own as Council President. Councilwoman Hedgepath made a motion to elect Councilwoman Montes as Council President. Seconded by Councilwoman Cheatham and approved on roll call:

Councilwoman Cegelka	Yes
Councilwoman Cheatham	Yes
Councilman Glass	Yes
Councilwoman Hedgepath	Yes
Councilman Lorenzo	Yes
Councilwoman Garcia Montes	Abstain

Resolution Appointing Borough Attorney -

RESOLUTION # 1

WHEREAS, THERE EXISTS A NEED FOR AN ATTORNEY, for the Borough of Victory Gardens, and

WHEREAS, funds are available for the purpose, and

WHEREAS, the Local Contracts Law requires that the Resolution authorizing the the award of contracts for "Professional Services" without competitive bids must be publically advertised.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Victory Gardens for the year 2014

- 1. Philip Feintuch, Esq. from the firm of Feintuch, Porwich & Feintuch is appointed as Borough Attorney for the year 2014**
- 2. This contract is awarded without competitive bidding as "Professional Services" under the provisions of the Local Public Contracts Law.**

BOROUGH OF VICTORY GARDENS

**Deborah Evans
Borough Clerk**

Motion made by Councilwoman Montes, seconded by Councilwoman Cheatham and approved on roll call:

- Councilwoman Cegelka No
- Councilwoman Cheatham Yes
- Councilman Glass Yes
- Councilwoman Hedgepath Yes
- Councilman Lorenzo No
- Councilwoman Garcia Montes Yes

Resolution appointing Borough Auditor -

RESOLUTION # 2

WHEREAS, THERE EXISTS A NEED FOR AUDITORS, for the Borough of Victory Gardens, and

WHEREAS, funds are available for this purpose, and

WHEREAS, the Local Public Contracts Law requires that the Resolution authorizing the award of contracts for "Professional Services" without competitive bidding must be publically advertised.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Victory Gardens for the year 2014

1. William Schroeder from the firm of Nisivoccia & Company is appointed as Borough auditor for the year 2014
2. This contract is awarded without competitive bidding as "Professional Services" under the provisions of the Local Public Contracts Law.

BOROUGH OF VICTORY GARDENS

Deborah Evans
Borough Clerk

Motion made by Councilwoman Montes, seconded by Councilwoman Hedgepath and approved on roll call:

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

Resolution Appointing Engineers will not be done at this meeting. We will do that at our first meeting in February.

The Clerk will read the resolution appointing Emergency Management Coordinator -

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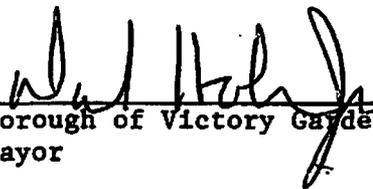
RESOLUTION APPOINTING AN EMERGENCY MANAGEMENT
COORDINATOR FOR THE BOROUGH OF VICTORY GARDENS

WHEREAS, the Borough of Victory Gardens, Morris County, New Jersey is obligated to maintain an Emergency Management Coordinator; and

WHEREAS, said position must be filled by a resident of the Borough; and

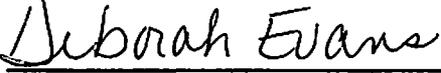
WHEREAS, David Holeman has met the requirements of the position

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Victory Gardens that David Holeman be appointed to the position of Emergency Management Coordinator for the Borough of Victory Gardens for a three year appointment beginning Jan. 2013 and ending on December 2015.


Borough of Victory Gardens
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 said Mayor and Council held on 1-7-2014.

ATTEST:


Deborah Evans, Borough Clerk

*** This was done at last years reorg meeting. We do not need to take a vote on it as it was a three year appointment last year. The County just needs the resolution every year from us.

Resolution for the execution of a cash management plan for the Borough -

See Resolution Next Page

RESOLUTION AUTHORIZING THE EXECUTION OF A CASH MANAGEMENT PLAN FOR THE BOROUGH OF VICTORY GARDENS -

WHEREAS, it is in the best interest of the Borough of Victory Gardens to earn additional revenue through the investment and prudent management of its cash receipts, and WHEREAS, P.L. 1983, Chapter 8 approved January 18, 1983 is an act concerning the Local Fiscal Affairs Law and amends NJSA 40A:5-2 and NJSA 40A:5-14, and WHEREAS, this new law requires that each local unit shall adopt a cash management plan, NOW, THEREFORE BE IT RESOLVED, that the following shall constitute the Cash Management Plan for the Borough of Victory Gardens and the CFO shall deposit and manage its funds pursuant to this plan:

DEFINITIONS:

- 1. CFO shall mean the Chief Financial Officer of the Borough of Victory Gardens.
- 2. FISCAL YEAR shall mean the 12 month period ending December 31st
- 3. CASH MANAGEMENT PLAN shall mean that plan as approved by Resolution.

DESIGNATION OF DEPOSITORIES:

At least once each fiscal year the governing body shall by Resolution designate the depositories for the Borough of Victory Gardens in accordance with NJSA 40A:5-14.

AUDIT REQUIREMENT:

The Cash Management Plan shall be subject to the annual audit conducted pursuant to NJSA 40A:5-4

AUTHORITY TO INVEST:

The governing body shall pass a Resolution at its first meeting of the fiscal year designating the Borough of Victory Gardens official(s) who shall make and be responsible for municipal deposits and investments.

INVESTMENT INSTRUMENTS:

The CFO shall invest at his discretion in any investment instrument as approved by the State of New Jersey in accordance with NJSA 40A:5-15.1

RECORDS AND REPORTS:

- 1. The CFO shall report all investments in accordance with NJSA 40A:5-15.2
- 2. At a minimum the CFO shall:
 - a. Keep a record of all investments
 - b. Keep a cash position record which reveals, on a daily basis, the status of the cash in its bank accounts.
 - c. Confirm investments with the governing body at the next regularly scheduled meeting.
 - d. Report monthly to the Governing Body as to the status of cash balance in bank accounts, revenue collection, interest rates earned

CASH FLOW:

- 1. The CFO shall ensure that the accounting system provides regular information concerning the cash position and investment performance.
- 2. All monies, shall be turned over to the CFO and deposited in accordance with NJSA 40A:5-15.
- 3. The CFO is authorized and directed to invest surplus funds of the Borough of Victory Gardens as the availability of the funds permit. In addition, it shall be the responsibility of the CFO to minimize the possibility of idle cash by depositing the monies in interest bearing accounts wherever practical and in the best interest of the Borough of Victory Gardens.

Motion to approve the resolution by Councilwoman Montes, seconded by Councilwoman Cheatham and approved on roll call:

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

The Clerk will read the Resolution adopting the multi jurisdictional hazard mitigation plan for the Borough -

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RESOLUTION ADOPTING THE MULTI JURISDICTIONAL HAZARD
MITIGATION PLAN FOR THE BOROUGH OF VICTORY GARDENS,
MORRIS COUNTY, NEW JERSEY

WHEREAS, the Borough of Victory Gardens is vulnerable to damages from natural hazard events which pose a threat to public health and safety and could result in property loss and economic hardship;

WHEREAS, a Multi-Jurisdictional Hazard Mitigation Plan has been developed through the work of the Morris County Hazard Mitigation Planning Committee, the Borough of Victory Gardens Hazard Working Mitigation Group, and the interested parties within the Borough of Victory Gardens.

WHEREAS, the Plan recommends hazard mitigation actions that will protect and property affected by natural hazards that face the Borough of Victory Gardens, that will reduce future public, private, community and personal costs of disaster response and recovery; and that will reinforce the Borough of Victory Gardens leadership in emergency preparedness efforts;

WHEREAS, the Disaster Mitigation Act of 2000(P.L.106-390) (DMA2000) and associated Federal regulations published under 44 CFR Part 201 require the Borough of Victory Gardens to formally adopt a Hazard Mitigation Plan subject to the approval of the Federal Emergency Management Agency to be eligible for federal funds for hazard mitigation projects and activities;

WHEREAS, public meetings were held to receive comment on the Plan as required by DMA 2000;

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Victory Gardens that:

1. The Plan is hereby adopted as an official plan of the Borough of Victory Gardens.
2. The Borough of Victory Gardens officials identified in the Mitigation Action Plan (Section) are hereby directed to implement the recommended actions assigned to them. These officials will report quarterly on their activities, accomplishments, and progress to the Borough of Victory Gardens Hazard Mitigation Working Group.
3. The Borough of Victory Gardens Hazard Mitigation Working Group will provide annual progress reports on the status of implementation of the Plan to the Mayor and Council. This report shall be submitted to the Mayor and Council by March 15th of each year.
4. The Borough of Victory Gardens Hazard Mitigation Working Group will undertake periodic updates of the Plan as indicated in the Plan Maintenance Program (section 10) but no less frequent than every 5 years.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council that the Borough of Victory Gardens adopts the Morris County, New Jersey Multi Jurisdictional Hazard Mitigation Plan, dated 1-7-2014 as this jurisdictions Natural Hazard Mitigation Plan, and resolves to execute the actions in the Plan.

ADOPTED: _____

MAYOR: _____

CLERK: _____

Motion made by Councilwoman Cheatham, seconded by Councilwoman Hedgepath and approved on roll call:

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

Councils confirmation of Jerry Flatt as Animal Control Officer for the year 2014. Motion made by Councilwoman Montes, seconded by Councilwoman Hedgepath and approved on roll call:

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

Councils confirmation of Amy Maronpot for Chief Financial Officer for the year 2014. The Clerk said Amy was appointed last year for a 4 year term. We do not appoint her again until her term is up.

PLANNING BOARD & ADJUSTMENT BOARD	Class I	Mayor Holeman
	Class II	Barrie Krause
	Class III	James Glass
	Class IV	Diane Feola
		Avis Byfield
		James Janone
		Hector Lorenzo, Jr.
		Ken Diehl
		John Cegelka

Motion was made to approve the Class members I through 4. Motion made by Councilwoman Montes, seconded by Councilwoman Cheatham and approved on roll call:

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

Motion to approve the Planner for the Borough for 2014. Motion made to appoint David Zimmerman as Borough Planner by Councilwoman Cegelka, seconded by Councilwoman Cheatham and approved on roll call:

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

Motion to approve Barrie Krause as Planning Board Clerk. Motion made by Councilwoman Montes, seconded by Councilman Glass and approved on roll call:

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

Appointment of Council members to serve on the following Boards for 2014:

ADMINISTRATION:	Hedgepath & Cheatham
PUBLIC WORKS:	Mayor, Lorenzo & Cegelka
RECREATION:	Garcia Montes
EM. MANAGEMENT:	Mayor & Chris Barrella
FINANCE & BUDGETING:	Cheatham, Garcia Montes & Glass
COMMUNITY DEVELOPMENT:	Hedgepath, Cheatham & Mayor

ADMINISTRATION:	PUBLIC WORKS:
Personnel	Streets & Roads- Cleaning,
Policy & Procedure Manual	Repairs, Trees, Parking and
Auditors	Recycling

RECREATION:
Youth Parties

RVRSA & SEWER LIASON: John Cegelka - John is on a 5 year appointment.

MUNICIPAL ALLIANCE LIASON: Mayor Holeman

The Clerk will read the resolution on newspaper publication for the year 2014 -

BE IT RESOLVED by the Mayor and Council of the Borough of Victory Gardens, County of Morris, State of New Jersey, that the Daily Record newspaper be used for publications and legal materials for the year 2014.

Motion on the Resolution by Councilwoman Montes, seconded by Councilman Glass and approved on roll call:

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

The Clerk will read a resolution for depository of Borough funds for the year 2014 -

BE IT RESOLVED by the Mayor and Council of the Borough of Victory Gardens, County of Morris, State of New Jersey, that the following banks be designated as depositories for the Borough funds for the year 2014:

Provident Bank
PNC Bank
Bank of America

Motion on the Resolution by Councilwoman Montes, seconded by Councilman Lorenzo and approved on roll call:

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

Consideration for Council meetings for the year 2014. This was already done at the end of last year. Meetings have been advertised in the paper already.

Consideration of the temporary budget for the year 2014.

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RESOLUTION # 6

WHEREAS, 40A: 4-19 Local Budget Act provides that where any contracts, commitments or payments are to be made prior to the final adoption of the 2014 budget, temporary appropriations be made for purposes and amounts required in the manner and time, therein provided and

WHEREAS, the date of the Resolution is within the first 30 days of January 2014 and

WHEREAS, the total general appropriations in the 2013 budget, exclusive of any appropriations made for interests and principal of debt, capital improvements and public assistance is the sum of \$ 1,315,839.00

WHEREAS, 26.25% of this total is the sum of \$ 345,406.00

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Victory Gardens, County of Morris, that the following temporary appropriations be made and that a certified copy of this Resolution be transmitted to the Chief Financial Officer for his records.

Deborah Evans
Borough Clerk

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 the Re-Organization Meeting of the Mayor and Council held on January 7, 2014

Deborah Evans
Borough Clerk

Motion on the resolution by Councilwoman Cheatham, seconded by Councilman Lorenzo and approved on roll call:

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

Resolution establishing interest on delinquent taxes for the year 2014 -

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RESOLUTION # 7

WHEREAS, NJSA 54: 4-67 has been amended to provide for additional penalties to be charged on delinquent taxes and other municipal charges, and

WHEREAS, said amendment allows the governing body to fix a penalty which shall not exceed 6% to be charged to a tax payer with a delinquency in excess of \$10,000.00 who fails to pay the delinquency prior to the end of the current tax year;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Victory Gardens, County of Morris, State of New Jersey, that pursuant to the provisions of NJSA 54:4-67 as amended, the governing body does hereby fix the penalty to be charged on delinquent taxes and other municipal charges as follows:

- A. 8 percent per annum on the first \$1,500.00
- B. 18 percent per annum on all amounts in excess of \$1,500.00
- C. An additional 6% on all sums in excess of \$10,000.00 when said delinquency remains unpaid after December 31st of the current tax year, which additional amount shall be in addition to other interest charges.

BOROUGH OF VICTORY GARDENS

Deborah Evans
Borough Clerk

Motion on the Resolution by Councilwoman Cheatham, seconded by Councilwoman Montes and approved on roll call:

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

Motion to open the meeting to the public by Councilwoman Montes, seconded by Councilman Glass and approved on verbal vote.

Jim Janone - What bank does payroll come out of? Provident. Fee schedules for professionals - not everyone has a copy of that, correct? Correct. They get it when we go into budget talks. Is the Attorney fee going up? He requested an increase. I think it was a 5% increase as the attorney did not get a raise since 2008. Is there a reason you did not appoint the Engineer tonight? Yes a Council person asked the Clerk to get some proposals for Engineers. Councilwoman Montes said she asked. Barrie Krause was reappointed. Did she get a contract? No. Barrie is an employee. She is employed as our Zoning Officer.

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 Councilman Glass and approved on verbal vote. None opposed.

Submitted By:

Deborah Evans

Deborah Evans
Borough Clerk