

September 23, 2014

The regular meeting of the Mayor and Council of the Borough of Victory Gardens, held on September 23, 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.

ATTENDANCE: Councilwoman Cegelka, Councilwoman Cheatham, Councilman Glass, Councilman Lorenzo and Councilwoman Garcia Montes.  
Attorney Feintuch was also present at this meeting.

ABSENT: Councilwoman Hedgepath.

Motion to accept the minutes of September 9, 2014 as received by Councilwoman Montes, seconded by Councilman Glass and approved on verbal vote. None opposed. Councilwoman Cheatham abstained as she wasn't at that meeting.

Motion to go out of the regular order of business so that our Engineer, Leon Hall can discuss some items with us. Motion made by Councilwoman Montes, seconded by Councilwoman Cheatham and approved on verbal vote. None opposed.

Leon Hall - NJDOT is accepting grant applications with a submission deadline of October 14, 2015. I want to know what project you want me to apply for? Resurfacing roads or sidewalks. I have two roads in mind for milling and resurfacing. They would be Jefferson Avenue which we did about 10 - 15 years ago or Adams Avenue between Roosevelt and Washington. This would be the one way coming out onto Washington Avenue.

You could also do sidewalk improvements with curbing where needed. There are sidewalks that cross over peoples driveways and there is a strip of asphalt there between the sidewalk and the curb. Most of those are depressed, heaved and should be replaced. They are in the right of way of the road.

I need direction from the Council as to which project you want to do. I request a certain amount of funding. I usually request more than I think we will get and then we will get a portion of that. All applications get rated and then Trenton decides who gets a grant. You can do new sidewalks if you want. The grant will cover that. You can do multiple streets with the DOT grants.

My recommendation for sidewalks being repaired would be Washington Avenue, Roosevelt Avenue and a portion of South Salem Street that is out of the improvements that the County will be doing with the cross walk. If you are talking about putting new sidewalks in be careful. If you are coming up Washington Avenue there are sidewalks on the left. If you are thinking about putting them on the right side going up you will run into many problems. The bank is quite steep on that side. There are fire hydrants, gas and sanitary sewer lines are there. You would also have to put in retaining walls.

Council agreed that Washington Place should have sidewalks as they have none currently. Washington Avenue and Roosevelt Avenue we would see what has to be fixed and we would do that. DOT encourages towns to apply for sidewalk grants because it could come under the safe streets to schools. You have a better chance of getting that sometimes than going for just road work.

DOT tries to make a point for every town to get a grant award every three years. If we are going for another one, it is best that we go for sidewalks because we have a grant already for road work.

A motion was made to have Leon Hall apply for the DOT grant for sidewalk improvements and signs. The following streets would have new sidewalks Washington Place, South Salem Street to Coolidge Avenue on the Washington Avenue side and Coolidge Avenue. Washington Avenue and Roosevelt Avenue would be repaired as needed and South Salem Street outside the limits of the County intersection improvements would be added new sidewalk.

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

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

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Leon Hall Continued -

Motion was made to open the meeting to the public to ask any questions of Leon Hall about the sidewalk improvements for the DOT grant for 2014. Motion made by Councilwoman Montes, seconded by councilman Glass and approved on verbal vote. None opposed.

Jim Janone - This will be only sidewalks and nothing else? Correct. Only what we discussed tonight. Sidewalk repairs and new sidewalks, street signs and aprons.

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

Monroe Avenue Project - We are not including milling, paving or striping on private property for Monroe Avenue. October 6, 2014 is the start date for this project. It will take 8-10 days for the work. Mark Paving is aware of the changes and there are no issues with that.

Motion to open the meeting to public on the Monroe Avenue Project only. Motion made by Councilwoman Montes, seconded by Councilman Lorenzo and approved on verbal vote. None opposed.

Jim Janone - Stop bar on the end of Monroe the drawing shows it further back. Is there a reason for that? It is well in advance of the intersection which is correct by law. You just stop there and then move forward and continue to look. The dotted lines on the pavement on Monroe are crooked. Leon said he would look at it. Why no curbing? It is not part of the application and it will not be done. I would have to carry the curbing or some other form of stormwater collection across the entire length of the road. Dead end side of Monroe it is marked for curbing. I don't think I saw that on the drawings. I will check but it is marked for curbing. Left side going in will be curbed.

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

Leon was asked to look about putting new sidewalk at the top of the hill - coming off Franklin Road onto Monroe. Leon said that once we add more and more you have to remember that we are only getting a certain amount from DOT. Whatever else is outstanding the Borough has to cover the costs.

Council told Leon that they were comfortable paying approximately \$30,000 in charges. So if the grant is for \$40,000 then we would pay the extra \$30,000 to cover the costs of the work.

Motion to pay no more than \$30,000 in extra fees for the work depending on what the grant amount is. Motion made by Councilman Glass, seconded by Councilwoman Montes and approved on roll call:

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

Leon said he had one other thing to go over with the Council. Debbe told me after the last meeting you authorized his firm to go ahead with the specs, documents for the generator for Borough Hall. Yes. I talked to Community Development and the \$60,000 you heard about is not yours yet. That is correct. Community Development applied for a waiver with the Federal Government HUD. Once they get that approval then the money is ours. If they don't get the approval then we don't get the money. Do you want me to do the plans, specs and contract documents at that time or wait? Council agreed to hold off at this time on the documents, specs for the generator until they hear from HUD about the grant.

Motion to hold off on the documents until we find out if we get the money from HUD. Motion made by Councilwoman Montes, seconded by Councilman Glass and approved on roll call:

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

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

CORRESPONDENCE:

Attorney Feintuch - Letter to Hector Lorenzo, Jr. - This will formally advise you that you have been removed from the Victory Gardens Land Use Board as a Class IV member. You have failed to meet the requirements of the State in that you have not attended the mandatory training class. Additionally, the Borough has paid \$100 for you to attend the course and we now ask that you reimburse such sum to the Borough.

Dover Board of Education - The Clerk sent a letter to Mr. Becker at the Dover Schools. I spoke with him and he was to give me the information the Council asked for on the number of students and addresses that attend the Dover schools as we as Special Education students. We have not received an answer back from him as of yet.

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

VOUCHERS:

Councilwoman Cegelka asked about voucher # 9028 where does that money get paid from? I can ask Amy but I think it is out of Streets & Roads O & E. Also, voucher # 9042 where does that come from? Construction O & E. There were no other questions on the vouchers.

Motion to pay the bills by Councilwoman Montes, seconded by Councilwoman Cheatham and approved on roll call:

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

(See Vouchers Next Page)

**VOUCHER REPORTS**

Date of Council Meeting  
September 23, 2014

<b>Date</b>	<b>Voucher #</b>	<b>Payable to:</b>	<b>Type of Service</b>	<b>Acct. #</b>	<b>Amount</b>
9/23/14	9-024	Waste Management	Garbage Trash Removal		\$ 8,188.91
9/23/14	9-025	Anderson & Denzler	Engineering OE		\$ 1,651.60
9/23/14	9-026	NJ Natural Gas Co.	Utilities		\$ 1,066.00
9/23/14	9-027	MGL Printing Solu.	Assessor <i>OE</i>		\$ 213.85
9/23/14	9-028	Master Tree Service			\$13,850.00
9/23/14	9-029	William J. Isslein	Clean Communities		\$ 875.00
9/23/14	9-030	CoreLogic	Tax Collector OE		\$ 625.99
9/23/14	9-031	Morris County MUA	Road OE		\$ 636.00
9/23/14	9-032	JCP&L	Utilities		\$ 364.01
9/23/14	9-033	NJ Conference Of Mayor	Mayor/Council Admin OE		\$ 295.00
9/23/14	9-034	Verizon	Utilities		\$ 67.16
9/23/14	9-035	MCTCTA (Classes)	Tax Collector OE		\$ 20.00
9/23/14	9-036	JCP&L	Fire OE		\$ 45.19
9/23/14	9-037	MCAMC (Conference)	Clerk OE		\$ 40.00
9/23/14	9-038	Optimum	Clerk OE		\$ 2.89
9/23/14	9-039	CarQuest - Auto Parts	Road OE		\$ 311.39
9/23/14	9-040	Daily Record	Clerk OE		\$ 50.52
9/23/14	9-041	AmeriHealth	Group Insurance		\$ 8,068.84
9/23/14	9-042	Treasurer, State of NJ	State Training Fees		\$ 107.00
9/23/14	9-043	JCP&L	Street Lighting		\$ 679.55
9/23/14	9-044	Hector Lorenzo	Streets & Roads SW		\$ 1,369.28
9/23/14	9-045	Edwardo Martinez	Streets & Roads SW		\$ 2,346.96
9/23/14	9-046	Deborah Devery	Clerk SW		\$ 786.00
9/23/14	9-047	Eric M. Bernstein & Assoc.	Planning Board OE		\$ 408.00
9/23/14	9-048	Gerald Flatt	Dog OE		\$ 480.00
<b>TOTAL</b>					<b>\$ 42,549.14</b>

**DEPARTMENT REPORTS:**

**BUILDING DEPARTMENT** - 2 permits issued for a total value of construction \$2,150.

**PROPERTY MAINTENANCE** - Everyone has a copy of Debbies report.

**MUNICIPAL COURT** - We received \$1,795.87 from the court.

**TAX COLLECTOR** - Total Tax Receipts Month To Date: 388,025.31  
Year To Date: 1,336,895.66

**REGISTRAR** - 1 marriage license issued for a total collected: \$28.00

**FINANCE OFFICER** - Everyone was copied on Amys report.

**COMMITTEE REPORTS:**

**Councilwoman Cegelka** - I spoke with Eddie today and he told me that the sheetrock was put up in the bathroom at the firehouse. He also washed the floor last week. There is a black mark on the floor that needs to be buffed out. We are waiting on estimates for the doors for town hall. Can we change the name on the answering machine for Finance. We had a meeting with Eddie about his list that everyone got for things needed for the roads. Storm drain at firehouse needs to be fixed and this one here in lot needs fixed. The Mayor said he would look into it. The sidewalk that Dover ripped up when they were fixing a leak are they ever going to fix it? Yes. They were here last week and have the framing put in at 161 Washington. They have another one up further to do on Washington. I stopped last week and spoke to them. They should have it done by the end of this month. Can you ask Eddie to oil the chairs in the Council room. We have a flier going out the end of the week or early next week. Do you have any information for health benefits yet? Not yet.

COMMITTEE REPORTS CONTINUED:

Councilwoman Cheatham - We are trying to get input from the people that attend our meetings and the Council for any input for the web site. If you can have your input to me by Monday it would be great. Any changes, revisions, drop them off to Borough Hall. We are looking for new people for our new contract for the website. Attorney Feintuch said that he spoke with Scott Alexander and he is not the owner of the name. He is the register of the name. We own the name. He asked me to have Debbie call him and he will walk her through the process.

Attorney Feintuch left the meeting at this time. Councilwoman Cheatham continued -

We are trying to resolve all the issues that we had over the past year. I don't like finishing something that we started. The League of Municipalities was willing to come up and set something up for us. I know that Veronica spoke to them but I don't know what came of it.

Councilman Glass - Jim said he had a concern with the trees that were cut down. I spoke to Debbe and we went out and looked at the trees and everything was good with them.

Councilman Lorenzo - One of the truck plow lights aren't working. I went on line and looked and found an updated one. I found a kit for 2 with wiring for \$175.00. For the pump I found one for \$1,100 new and a refurbished one for \$500. Brand new they are \$1,700. I have all the information for Eddie. The first ten items on the list are the most important but no one has a copy. We want to get these first ten things on the list because they are the ones they will need right away. Most of this stuff they can buy at Sears or Home Depot. They have an account with both. If they want to go there and buy they can.

The purchases of the DPW are to be with the approval of the Clerk.

Councilwoman Garcia Montes - The Halloween Party is on for October 31, 2014 which is a Friday. Hours are 6:30 p.m. until 8:00 p.m.. Put on the flier no parking at Victory Highlands. Your cars will be towed. I am having a problem getting tables and chairs. So I want to know if Council will approve having a check made out to me in the amount of \$1,500 so I can purchase the tables and chairs at Costco. We would have to open an account and get a charge card. Also, we would have to pay tax.

Motion was made to have Amy write a check for Oni for \$1,500 to purchase tables and chairs for the parties. Motion made by Councilman Glass, seconded by Councilwoman Montes and approved on roll call:

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

Councilman Lorenzo left meeting before roll call was taken as he had a previous engagement.

Does 1,500 cover the tax? No. You can only spend up to \$1,500 including tax. Can you give her a tax exempt paper? Councilwoman Montes said she asked and they would not do that. We would have to open an account and we can't do that. Two Mayors ago did that at Staples and got in trouble for doing that. If we need more we will get them later. I asked Debbe about getting the tables and chairs from Costco and she said since it is town business the DPW men can pick them up.

Motion to accept reports by Councilwoman Cheatham, seconded by Councilwoman Cegelka and approved on verbal vote. None opposed.

NEW BUSINESS:

LEON HALL NJDOT GRANT APPLICATION FOR 2015 - We already did this earlier in the meeting.

CHANGE MEETING DATE OF 11/11/14 - The Clerk said this meeting falls on Veterans Day and we are closed. I need to know what date you want to change to. Council decided to move the date to November 18, 2014 at 6:00 p.m.. The Clerk will advertise the change.

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OLD BUSINESS:

CAPITAL ORDINANCE SECOND READING?PUBLIC HEARING/ADOPTION -

CAPITAL ORDINANCE PROVIDING FOR THE IMPROVEMENT OF MONROE AVENUE BY THE BOROUGH OF VICTORY GARDENS IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$45,000 FROM THE DOT GRANT AND \$37,520 THEREFOR FROM THE CAPITAL IMPROVEMENT FUND OF THE BOROUGH TO PAY FOR THE COST THEREOF.

Motion to adopt the Ordinance by Councilman Glass, seconded by Councilwoman Cheatham.

Motion to open the meeting to the public on the Monroe Avenue project only. Motion made by Councilwoman Montes, seconded by Councilwoman Cheatham and approved on verbal vote. None opposed.

Jim Janone - You originally did not set up your budget to include this project. How much do we have in Capital to allocate funds from? I believe it is over \$300,000. The Clerk said as we take money from Capital we have to remember that next year and in the years to come we have to replenish that money. The last two years we haven't put any money in.

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

Roll call:	Councilwoman Cegelka	No
on the	Councilwoman Cheatham	Yes
adoption of	Councilman Glass	Yes
Ordinance.	Councilwoman Garcia Montes	No

The Clerk said there is a tie vote and the Mayor needs to break the tie. The Mayor voted yes.

WEBSITE QUOTES - We will put this on for the next meeting. We are waiting on another quote.

AUTOMATIC DOOR QUOTES - We are still waiting on information. We will hold this over for the next meeting.

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

Jim Janone - What was the generator for that DPW needs? In case of emergency. It could be at the firehouse or garage or on the road. You were talking about plows there is a company in Franklin called Smith Brothers. They are cheaper. You might want to check them out. They deal with all manufacturers. The Mayor asked for the number after the meeting. Resident for input on the website how will you contact them? I meant the residents that are here in our audience that are always here. Property Maintenance report do they put the numbers on them? It is not on the report itself but when it goes to Court then the number is listed. Why does the CFO have to contact the state with a letter to join the SHBP? That is what they asked for and that is what we are giving them. They wanted to make sure we had the permission from the Governing Body. With the repairs that were done to 64-66 Washington Avenue was the Engineer called in on this? The Mayor said he spoke to Leon. Was the construction person called? No. The website company from Randolph is not good. This is more for support and not a website.

Motion to close the meeting to the public by Councilwoman Montes, seconded by Councilman Glass 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