

December 9, 2014

Regular meeting of the Mayor and Council of the Borough of Victory Gardens held on December 9, 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 Meetings Act.

ATTENDANCE: Councilwoman Cegelka, Councilwoman Cheatham, Councilman Glass, Councilwoman Hedgepath, Councilman Lorenzo, Councilwoman Garcia Montes. Attorney Feintuch is also present.

ABSENT: None

Motion to accept the minutes of November 25, 2014 by Councilwoman Montes, seconded by Councilman Glass. Councilwoman Cegelka said she has a correction on the minutes. Voucher # 11050 should have been changed to \$185.00 for Amy Maronpot. The change will be done. Approved on verbal vote. Councilman Lorenzo abstained.

CORRESPONDENCE:

ATTORNEY FEINTUCH - Everyone has a copy of the letter Attorney Feintuch sent to Scott Alexander. It reads: Please be advised that I represent the Borough of Victory Gardens. I have been advised that you have removed the website for which you were paid. You are immediately directed to restore the website so it is reachable by the residents of Victory Gardens. You have been paid to create the website, and it now belongs to the Borough. In the event it is not done forthwith, I shall move in the Superior Court to have it restored and look to you for legal fees.

ATTORNEY FEINTUCH - At the last Council meeting Councilwoman Cegelka asked for the response that Mr. Lorenzo made to Attorney Feintuch regarding the Land Use Board and having to pay the \$100.00 back to the Borough for not attending the class he was suppose to take. I gave everyone a copy of the Attorneys letter and the response from Hector Lorenzo, Jr..

ROAD WORK FOR SOUTH SALEM STREET - I was just given this today from Leon Hall. Everyone has a copy of the letter. Leon is suggesting that we have our Attorney send a letter to the owners of the Show Place advising them about the work that is going to be done through the County. The letter reads:

The Borough of Victory Gardens in conjunction with the County of Morris and Township of Randolph will be undertaking an improvement to the Franklin Road/South Salem Street intersection and approached in 2015. As it relates to your property, please be advised of the following improvements:

Franklin Road - Full height curbing and concrete sidewalk within the Borough and/or NJDOT right of way. This improvement will effect the parking spaces you have striped within said right of way. A driveway and drop curb will be provided to provide access to your property. This driveway will be located near the northeast corner of your property along Franklin Road.

South Salem Street - Full height curbing and concrete sidewalk within the County right of way of South Salem Street. The one existing driveway closest to the intersection will be closed off with full height curb. The other existing driveway to the northeast along your frontage will remain.

Copy of the County map is enclosed of the project.

Leon said after I read this to Council tonight, to get a vote on having the Attorney send this letter to the owners of the Show Place so they are aware of what will be happening.

Motion was made by Councilwoman Montes to have the Attorney do the letter to the Show Place along with the map of the project so they can see what will be taking place. Motion seconded by Councilwoman Cheatham. Councilman Lorenzo asked if the letter will be put on letterhead? Yes, it will be done through the Attorneys office and it will be addressed to the owners of the Show Place. Can we get a copy of the letter that is sent? Yes.

Roll call:	Councilwoman Cegelka	Yes
	Councilwoman Cheatham	Yes
	Councilman Glass	Yes
	Councilwoman Hedgepath	Yes
	Councilman Lorenzo	Yes
	Councilwoman Garcia Montes	Yes

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The Clerk also said that when she spoke to Leon today he said he spoke with Debra at the County - who is the one that was here that night telling us about the plans - said it may not be any cost to Victory Gardens or Randolph on this project. She is not positive - but it looks that way. They received \$278,000 from a Federal Grant and this is why we may not have to pay anything. The County will also be picking up the cost of the police patrols once this work gets started.

Leon wanted to know if the Council wants block curbing or concrete curbing from the Show Place to Coolidge Avenue? He said he wants to give the County what we want and see if they will do it. Leon said he would like the block.

Motion was made for the belgian block from the Show Place to Cooldige Avenue as long as the County is paying for it. Motion made by Councilwoman Montes, seconded by Councilwoman Cegelka and approved on roll call:

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

At the last meeting Councilwoman Cegelka asked if the Clerk heard anything from Peter or Jaime from Rockaway Township about the hand sanitizer for Borough Hall. I had to find out from Amy first if there was money in the BOH budget. She told me there was \$510.00 left in there. I called Peter and talked to him and said he could buy the hand sanitizer providing it didn't go over \$480.00 . Actually he said he wouldn't cost that much. He would get prices and get back to me. I haven't heard anything else from him. He did say it probably would not happen this year as we are so close to the end of the year. We do have the money that has to be paid out to Dr. Hodes for the rabie shots. That is in for tonight Councilwoman Cegelka said. We pay Dr. Hodes. We don't pay for anything else. Councilwoman Cegelka said she would look at the BOH meeting minutes.

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

Councilwoman Cegelka asked if Scott Alexander responded to the letter yet? No. Attorney Feintuch wanted to know what the Council wants done if Scott does not respond? After discussion on the website and the letter to Scott Alexander, it was decided to wait until we see whom will be chosen to do the website. Once we decide that then we will see if we still have to do a letter or go to court with Scott. Everyone agreed to wait.

Councilwoman Cegelka said she contacted City Connections and he said he would drop the price from \$4,899 to \$2,899 and there would be a 2% increase annually. They have been in business 20 years. Councilwoman Cheatham said she spoke with them and told them how small we were and asked if they could give us a cheaper price. She said they never got back to her as of today. Since Councilwoman Cheatham is waiting on another quote we will put this on the agenda for our first regular meeting in January. Council agreed.

The Mayor asked what Council wants to do regarding the response from Hector Lorenzo, Jr. and the paying back of the \$100.00 he owes the Borough? Attorney Feintuch said he suggests that the Council do nothing as it will cost more than \$100.00 to take this to court. Do we have a policy on training or classes Councilwoman Cegelka asked? We do have a policy for schooling. Do we have if someone fails a class then they have to pay for it? Do we have a payback saying that if they don't go to school when we registered them for the class that they have to pay it back? I don't think so. I will have to look.

The Mayor said the bottom line is that we put the money out he didn't go to the class and he owes us back the money. What does Council want to do? The Attorney said even if you put something in your policy manual about them having to pay you back you will still have to go to court to make them give it back to you.

Councilman Lorenzo said he thinks in his letter he stated that he would pay \$50.00 back but not the hundred. Councilwoman Montes said we have to eat the cost because it would cost more to go to court. He said he would lower the price but that is a slap in our face. Right there it shows what type of person people are. Council agreed to let it go.

VOUCHERS:

Vouchers were signed off on by the Finance Committee. List is attached on next page. An actual vote to pay the vouchers was not done. The Clerk spoke with the Attorney the next day and he said we have to pay the bills and just get approval for the first regular meeting in January.

Date	Voucher #	Payable to:	Type of Service	Acct. #	Amount
12/9/14	12-001	Dover Bd. Of Ed.	School Taxes		\$ 68,424.25
12/9/14	12-002	Mark Paving, Co., Inc.	Road OE		\$ 60,032.99
12/9/14	12-003	Waste Management	Garbage Trash Removal		\$ 8,188.91
12/9/14	12-004	RVRSA	RVRSA Share		\$ 8,000.00
12/9/14	12-005	State of NJ Treasury	Group Insurance		\$ 3,599.59
12/9/14	12-006	Anderson & Denzler	Engineering OE		\$ 2,569.30
12/9/14	12-007	Anderson & Denzler	Engineering OE		\$ 145.50
12/9/14	12-008	Econo Signs LLC.	Road OE		\$ 1,012.20
12/9/14	12-009	Philip Feintuch, ESQ.	Legal Services OE		\$ 1,925.00
12/9/14	12-010	Dover Municipal Court	Muni Court Dover		\$ 1,385.58
12/9/14	12-011	Shell Fleet Plus Card	Road OE		\$ 583.12
12/9/14	12-012	Ideal Air Inc.	Bldgs. & Grnds.		\$ 466.00
12/9/14	12-013	Herbert Evans	Bldgs. & Grnds.		\$ 300.00
12/9/14	12-014	NJNG Co.	Fire OE		\$ 227.09
12/9/14	12-015	Dover Water Com.	Utilities		\$ 150.29
12/9/14	12-016	Car-Quest Auto Parts People	Road OE		\$ 113.19
12/9/14	12-017	Dr. Hodes - Vet	Dog OE		\$ 100.00
12/9/14	12-018	ATT	Utilities		\$ 45.92
12/9/14	12-019	Edwardo Martinez	Road OE		\$ 97.79
12/9/14	12-020	Deborah Evans	Clerk OE		\$ 30.60
12/9/14	12-021	Edwardo Martinez	Streets & Roads SW		\$ 2,747.06
12/9/14	12-022	Hector Lorenzo	Streets & Roads SW		\$ 1,661.03
12/9/14	12-023	Deborah Devery	Clerk SW		\$ 816.00
			TOTAL		\$162,621.41

NEW BUSINESS:

NONE

OLD BUSINESS:

ADOPTION/PUBLIC HEARING PROPERTY MAINTENANCE UPDATE - Everyone has a copy. This is by title only since we already introduced and it was advertised in full.

AN ORDINANCE REGULATING THE CARE, MAINTENANCE, SECURITY AND UPKEEP OF CERTAIN RESIDENTIAL PROPERTIES

Motion to adopt the ordinance by Councilwoman Montes, seconded by Councilwoman Hedgepath. You now have to open to the public the Clerk said for their input.

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

Jim Janone - Some of the fines are hefty. Will the Borough get back all this money? Yes. Does the Borough keep all the results registered? This is for the parties handling foreclosers and maintenance on the properties - this is for them the Attorney said. We will have someone here to do that. It will either be Zoning or the Property Maintenance person. Your other part of the code gives a list of several that can enforce how come this part doesn't? The Attorney said this is how the State wrote the addendum. For this part those listed will take care of it. For the other part of the code the other people will take care of it.

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

Roll call on the motion to adopt the Ordinance.

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

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

Jim Janone - Voucher # 12 019 for Eddie. What was that for? A part on the plow. No one around here had the part so he ordered it and charged it to his credit card. There was a lot of good information about the website. I don't think any of us would have thought that Scott would have just pulled the plug on the site. My pothole is still not fixed. The Mayor said he talked to the police and they said give them notice and they will come out. Also, you did not list the maintenance mens checks for the last meeting of the year. They should be on there the Clerk said. I did tell Debbie to put them on.

Councilwoman Montes said we should be told when the maintenance men are going on vacation. Jim stated that they should not be able to take vacation time in the winter months. Councilwoman Cegelka said she was going to say the same thing.

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