

January 6, 2015

The Re Organization meeting of the Mayor and Council of the Borough of Victory Gardens held on January 6, 2015.

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.

The Clerk will read the Statement of Determination as follows:

A Statement of determination of the Board of Canvassers, relative to an election held in the Borough of Victory Gardens, County of Morris, State of New Jersey, for the election of certain municipal officers for the municipality on the 4th day of November, 2014.

The said Board does hereby determine that at the said election:

| | | |
|---------------------|-----------------|-------------------|
| Wayne Jacobus | Borough Council | 3 years |
| Ismael Lorenzo, Sr. | Borough Council | 3 years |
| James R. Glass | Borough Council | unexpired 2 years |

was or were duly elected to the office and for the term above set forth.

I do hereby certify that the foregoing is a true, full and correct statement of the determination of the Board of Canvassers therein mentioned.

All Councilpersons were sworn into office before the meeting.

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

ABSENT: None

Motion was made to nominate James Glass as Council President for the year 2015.
Motion made by Councilwoman Hedgepath, seconded by Councilwoman Cheatham and approved on roll call:

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

RESOLUTION APPOINTING BOROUGH ATTORNEY -

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 award of contracts for "Professional Services" without competitive bids must be publicly advertised.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Victory Gardens for the year 2015:

1. Philip Feintuch, Esq, from the firm of Feintuch, Porwich & Feintuch is appointed as Borough Attorney for the year 2015.
2. This contract is awarded without competitive bidding as "Professional Services" under the provisions of the Local Public Contracts Law.

Motion made by Councilwoman Cheatham, seconded by Councilwoman Hedgepath.
Councilwoman Montes said that the increase in salary of 2.5% is fine. Councilwoman Montes wants someone from the Attorneys office present at all of our meetings if he can not be here. Yes, I spoke to him about that and he said he would have someone here. I will tell him again.

| | | |
|------------|----------------------------|---------|
| Roll Call: | Councilwoman Cheatham | Yes |
| | Councilman Glass | Yes |
| | Councilwoman Hedgepath | Yes |
| | Councilman Jacobus | Yes |
| | Councilman Lorenzo | Abstain |
| | Councilwoman Garcia Montes | Yes |

RESOLUTION APPOINTING THE BOROUGH AUDITORS -

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 2015

1. William Schroeder from the firm of Nisivoccia & Company is
appointed as Borough auditor for the year 2015
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 on the Resolution by Councilwoman Montes, seconded by Councilman Glass and
approved on roll call:

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

RESOLUTION # 3

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

WHEREAS, funds are available for such purpose, and

WHEREAS, the Local Public Contracts Law requires that the Resolution authorizing 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 2015

1. Anderson, Denzler, Leon Hall
as Borough Engineer for the year 2015
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 Councilman Jacobus, seconded by Councilwoman Hedgepath and approved on roll call:

| | |
|----------------------------|---------|
| Councilwoman Cheatham | Yes |
| Councilman Glass | Yes |
| Councilwoman Hedgepath | Yes |
| Councilman Jacobus | Yes |
| Councilman Lorenzo | Abstain |
| Councilwoman Garcia Montes | No |

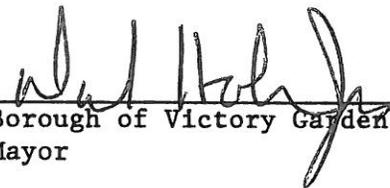
RESOLUTION APPOINTING AN EMERGENCY MANAGEMENT COORDINATOR FOR THE BOROUGH OF VICTORY GARDENS

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 January 6, 2015.

ATTEST:

Deborah Evans, Borough Clerk

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

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

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

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

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 1-6-2015 as this jurisdictions Natural Hazard Mitigation Plan, and resolves to execute the actions in the Plan.

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

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

Councils confirmation of Gerald Flatt as Animal Control Officer for the year 2015 -

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

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

No confirmation needed for Amy Maronpot at this time. Amy is on a four year original appointment.

| | | | |
|-----------------------------------|------------------------|----------------|---------------|
| PLANNING BOARD & ADJUSTMENT BOARD | Class I | Mayor | |
| | Class II | Barrie Palumbo | Employee |
| | Class III | James Glass | Council |
| | Class IV | Avis Byfield | Ken Diehl |
| | 6 Residents of Borough | James Janone | Diane Feola |
| | | John Cegelka | Weusi Chapman |

Motion on the appointments to the Planning/Adjustment Board by Councilman Glass, seconded by Councilwoman Montes and approved on roll call:

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

APPOINTMENTS OF COUNCIL PERSONS TO SERVE ON THE FOLLOWING COMMITTEES - CHAIR PERSON IS LISTED FIRST -

| | |
|------------------------|--------------------------------|
| Administration: | Hedgepath & Cheatham |
| Public Works: | Jacobus & Lorenzo |
| Recreation: | Garcia Montes |
| Em. Management: | Holeman & Barrella |
| Finance & Budgeting: | Glass, Garcia Montes & Jacobus |
| Community Development: | Hedgepath, Cheatham & Holeman |

| | |
|---------------------------|---|
| ADMINSITRATION: | PUBLIC WORKS: |
| Personnel | Streets & Roads - Cleaning, Repairs, Trees, |
| Policy & Procedure Manual | Parking, Recycling. |
| Auditors | |

RECREATION:
Youth Parties

| | |
|-----------------------|----------------|
| RVRSA & SEWER LIASON: | John Cegelka |
| MUNICIPAL ALLIANCE: | Ismael Lorenzo |

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

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

RESOLUTION ON NEWSPAPER PUBLICATION FOR 2015 -

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 2015.

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

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

RESOLUTION FOR DEPOSITORY OF BOROUGH FUNDS -

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 2015:

Provident Bank
PNC Bank
Bank of America

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

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

Consideration for holding Council meeting dates - This was already done at one of our meetings last year.

TEMPORARY BUDGET -

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 2015 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 2015, and

WHEREAS, the total general appropriations in the 2014 budget, exclusive of any appropriations made for interests and principal of debt, capital improvements and public assistance is the sum of \$1,341,550.00

WHEREAS, 26.25% of this total is the sum of \$352,156.00

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 CFO for his records.

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

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

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

| | |
|----------------------------|-----|
| Councilwoman Cheatham | Yes |
| Councilman Glass | Yes |
| Councilwoman Hedgepath | Yes |
| Councilman Jacobus | Yes |
| Councilman Borenzou | 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. None opposed.

Joan Cegelka - Why wasn't the position for membership on the Planning Board advertised? Are you going to appoint an alternate? Yes. Who? I don't know yet. I will let the Planning Board know. Are you going to advertise for that? No, I don't have to the Mayor said.

Jim Janone - Resolution for Borough Attorney did he give us a contract? No. He just gave us a letter saying he would like a 2.5 % increase. Will there be a provision in the contract? When we get a contract we will have him put that in. The Borough Auditors what was his rate of increase? I can't remember. I believe it was 2% but I am not sure. Did you get a contract from the Engineer? No we got the price increases. Do you know what they were? Yes, but I don't have it with me. Do you know how much the investments for 2014 paid off? I don't know if there was anything Amy would know that. Did you get the year end report? No. She had to wait to close the year out. We will have it at the second meeting of the month. Was Jerry Flatt getting a rate increase? He hasn't asked for one so I believe it is the same. Why aren't sub code officials reappointed? They are employees. Every other town appoints every year. Jim will get back to us on the appointments and who is considered what. Why for Streets & Roads is the Chairperson someone new? The Mayor said that is how he appointed him. Are there any hazard mitigation reports that the Borough has? The Clerk said she has none on file.

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 Hedgepath and approved on verbal vote. None opposed.

Submitted By:

Deborah Evans

Deborah Evans
Borough Clerk