

May 12, 2015

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

ATTENDANCE: Councilwoman Cheatham, Councilman Glass, Councilman Jacobus, Councilman Lorenzo.

ABSENT: Councilwoman Hedgepath, Councilwoman Garcia Montes.

Attorney Feintuch was also absent from this meeting. He is away on vacation until May 30th.

Motion to accept the minutes of April 28, 2015 as received by Councilman Jacobus, seconded by Councilman Glass and approved on verbal vote. None opposed.

CORRESPONDENCE:

Anderson & Denzler - Leon Hall sent out Requests For Quotations for the trees. Everyone was given a copy of the companys he sent the request to. He asked that quotes be returned to us by May 20, 2015. Once I get them I will send them around to the Council.

Anderson & Denzler - Leon Hall also sent out the Request for Quotations for the storm inlet repairs. I do not have a list of vendors that he sent it to. That also is due back to me by the 20th of May. Once I get them I will send them to the Council.

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

VOUCHERS:

The Mayor asked if there were any questions on the vouchers? Councilman Lorenzo asked about voucher # 5006. This is a bill we receive every year from the Victory Highlands Condo Association. We are responsible for paying a portion of their street lighting bill. They send us the bills, Amy looks them over, and then she figures out the percentage that we have to reimburse them.

The Mayor asked if there were any other questions? Hearing none we need a motion to pay the bills.

Motion to pay the vouchers by Councilman Glass, seconded by Councilman Jacobus and approved on roll call:

| | |
|-----------------------|-----|
| Councilwoman Cheatham | Yes |
| Councilman Glass | Yes |
| Councilman Jacobus | Yes |
| Councilman Lorenzo | Yes |

(See Vouchers Next Page)

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| Date | Voucher # | Payable to: | Type of Service | Amount |
|---------|-----------|--|------------------------|--------------|
| 5/12/15 | 5-001 | Dover Bd. Of Ed. | School Taxes | \$68,424.25 |
| 5/12/15 | 5-002 | RVRSA | RVRSA Share | \$ 9,424.00 |
| 5/12/15 | 5-003 | Waste Management | Garbage Trash Removal | \$ 8,188.91 |
| 5/12/15 | 5-004 | State of NJ – Div. Pensions & Benefits | Group Insurance | \$ 4,771.21 |
| 5/12/15 | 5-005 | Philip Feintuch, ESQ. | Legal Services OE | \$ 1,973.13 |
| 5/12/15 | 5-006 | Victory Highlands C/O Prop. Mngmt. | Street Lighting | \$ 1,781.54 |
| 5/12/15 | 5-007 | Dover Municipal Court | Muni Court Dover | \$ 1,415.45 |
| 5/12/15 | 5-008 | Morris County MUA | Road OE | \$ 480.00 |
| 5/12/15 | 5-009 | Shell Fleet Plus Card | Road OE | \$ 302.34 |
| 5/12/15 | 5-010 | Herbert Evans | Buildings & Grounds OE | \$ 300.00 |
| 5/12/15 | 5-011 | William P. Langan | Tax Collector OE | \$ 280.98 |
| 5/12/15 | 5-012 | NJ Natural Gas Co. | Fire OE | \$ 214.40 |
| 5/12/15 | 5-013 | Vision Service Plan | Group Insurance | \$ 121.79 |
| 5/12/15 | 5-014 | Home Depot | Buildings & Grounds OE | \$ 71.83 |
| 5/12/15 | 5-015 | Deborah Devery | Clerk SW | \$ 871.38 |
| 5/12/15 | 5-016 | Hector Lorenzo | Streets & Roads SW | \$ 1,410.64 |
| 5/12/15 | 5-017 | Edwardo Martinez | Streets & Roads SW | \$ 2,417.36 |
| | | | TOTAL | \$102,449.21 |

NEW BUSINESS:

ANIMAL CONTROL ORDINANCE - The Clerk said this is an introduction so it is done by title only.

AN ORDINANCE AMENDING SECTIONS 4-7.5 and 4-7.6 ANIMAL CONTROL, VIOLATIONS AND PENALTIES

Everyone was copied on this. The reason we are doing this is because the dog warden asked if we could put exact fines in the ordinance. Right now it is starting at \$25.00 and up to the discretion of the Judge. The Judge asked if we could be more specific with fines. Also, Jerry won't have to go to court on the first appearance. If someone pleads guilty then the Judge has the fines. If they plead not guilty then Jerry would have to go.

Motion on the introduction of the Ordinance by Councilman Jacobus, seconded by Councilwoman Cheatham and approved on roll call:

| | |
|-----------------------|-----|
| Councilwoman Cheatham | Yes |
| Councilman Glass | Yes |
| Councilman Jacobus | Yes |
| Councilman Lorenzo | Yes |

(See full Ordinance Next Page)

**AN ORDINANCE AMENDING SECTIONS 4-7.5 and 4-7.6
ANIMAL CONTROL, VIOLATIONS AND PENALTIES**

WHEREAS, it has come to the attention of the governing body of Victory Gardens that certain problems are evidenced in the enforcement of the current Animal Control Ordinance; and

WHEREAS, the governing body seeks to remedy those problems, we now adopt the following language as amendments to the above captioned Ordinances;

BE IT ORDAINED, by the Mayor and Council of the Borough of Victory Gardens, Morris County as follows:

Section 4:7-5 is voided as it presently exists.

Section 4-7-6 is voided as it presently exists.

Section 4:7-5 is now to read as follows:

The provisions of this section shall be enforced by the Dog Warden of the Borough of Victory Gardens.

Section 4:7-6 is now to read as follows:

Persons who violate provisions of this Section shall be subject to the following fines which may be paid to the Court directly.

| | |
|-------------------------------------|----------|
| For the first offense: | \$ 50.00 |
| For the second offense: | \$ 75.00 |
| For the third offense: | \$100.00 |
| For the fourth and further offenses | \$250.00 |

In the event such person pleads not guilty a court appearance will be necessary.

BOROUGH OF VICTORY GARDENS

DAVID HOLEMAN, Mayor

ATTEST:

DEBORAH EVANS, Borough Clerk

FEINTUCH, PORWICH & FEINTUCH
ATTORNEYS AT LAW
721 NEWARK AVENUE
JERSEY CITY, NJ 07306
(201) 696-4600

NEW BUSINESS CONTINUED:

CORRECTIVE ACTION PLAN -

**Borough of Victory Gardens
County of Morris
Audit Report year: 2014
Corrective Action Plan**

Finding / Condition #2014-1:

The Borough does not maintain an adequate segregation of duties with respect to the recording and treasury functions.

Recommendation:

Management include more involvement in the areas of collecting, disbursing and recording to provide for a more adequate segregation of duties.

Explanation and Corrective Action:

Duties of personnel will be reviewed to determine where a more adequate segregation of duties can be provided.

Implementation date: During the year 2015

Finding / Condition #2014-2:

The Borough does not adequately maintain accounting and reporting systems for fixed assets and encumbrances which should be maintained to be in compliance with Technical Accounting Directives issued by the State.

Recommendation:

Consideration be given to implementing accounting systems for encumbrances and fixed assets as prescribed by the draft "Requirements of Audit and Accounting".

Explanation and Corrective Action:

Consideration will be given to implementing accounting systems for encumbrances and fixed assets

Implementation date: During the year 2015

The Clerk said we received this from Amy. These are the two items that were in the audit and Amy has to do a corrective action plan for it. These are the two items we have every year. Everyone has a copy of this.

Motion to accept the Corrective Action Plan. Motion made by Councilman Jacobus, seconded by Councilman Glass and approved on roll call:

| | |
|-----------------------|-----|
| Councilwoman Cheatham | Yes |
| Councilman Glass | Yes |
| Councilman Jacobus | Yes |
| Councilman Lorenzo | Yes |

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

Joan Cegelka - Asked how website is going? Person is working on it and will be coming in once a meeting is set up. Contract has been okayed. Did we discuss fees for Animal Control Ordinance? The Attorney spoke with Jerry Flatt and Jerry told him what the Judge wanted. The Attorney put the ordinance together. Council was copied. Do people have to go to court to pay the fine? Yes. They have to go to Dover or call them and they can mail it. When will this be advertised? Once I get it out to the paper. When can I get a copy? Call me tomorrow and I will send one to you.

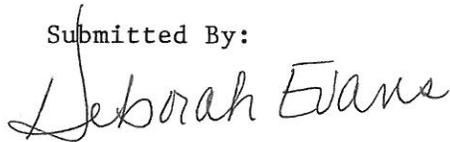
Public Portion Continued -

James Janone - Who implemented the change on the animal control ordinance? Our dog warden spoke to the Judge in Dover and the Judge said we needed to put amounts in our ordinance for the different offenses. I called the Attorney and asked him to do something up. It went out to Council for input if they had anything they wanted to say. No one called me saying they had a problem with it or a question on it. Is it being changed? With the changes we have here tonight. Nothing else in the ordinance is being changed. What does this cover? It is just changing the fees in the Ordinance. It is for everything with the Ordinance. Are we in the same fees as other towns? I don't know what other towns charge. Our Ordinance said \$25.00 fine. This changes that.

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

Motion to adjourn our meeting by Councilwoman Cheatham, seconded by Councilman Glass and approved on verbal vote. None opposed.

Submitted By:



Deborah Evans
Borough Clerk