August 11, 2015

Regular meeting of the Mayor and Council of the Borough of Victory Gardens, held on August 11, 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 Meetings Act.

ATTENDANCE: Councilman Glass, Councilwoman Hedgepath, Councilman Jacobus, Councilman Lorenzo. Attorney Feintuch was also present at this meeting.

ABSENT: Councilwoman Cheatham and Councilwoman Garcia Montes.

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

CORRESPONDENCE:

LETTER FROM ATTORNEY FEINTUCH - To Victory Highlands Condo Association - There is a street sign currently on the premises of the Condo Association which is not in conformity with the Ordinances of the Borough. It is misplaced and should be at the corner of Washington Avenue and Victory Court. You have 10 days to remove the sign. If it is not removed in that time the Borough will remove same and bill the Association.

ANDERSON & DENZLER - We have reviewed the 2 bids received on July 30, 2015 for the sidewalk improvements to Roosevelt Avenue, South Salem Street, Washington Avenue and Washington Place. Bids were:

1.	Tonys Concrete Construction Company, Inc.	$84,182.00
2.	Cifelli & Son General Contractor, Inc	$98,130.00

The NJDOT grant funding for this project is $40,000. Tony's Concrete Construction has the necessary experience and equipment for this type of project.

It is our recommendation that the contract be awarded to Tony's Concrete Construction Company, Inc. at the August 11, 2015 meeting pending the approval of the Borough Attorney.

The Clerk said she has this on the agenda under New Business.

LETTER FROM ATTORNEY FEINTUCH - Hopkins vs. Chatham Borough, et als. - At the last meeting the Council asked the Attorney to go ahead and settle this. It has been settled.

RVRSA - The Clerk said we received a check in the amount of $3,538.93 from RVRSA. It is a refund to the town.

Motion to accept correspondence by Councilman Glass, seconded by Councilman Jacobus and approved on roll call:

Councilman Glass	Yes
Councilwoman Hedgepath	Yes
Councilman Jacobus	Yes
Councilman Lorenzo	Yes

VOUCHERS:

The Mayor asked if there were any questions on the vouchers? Hearing none he asked for a motion to approve the vouchers.

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

Councilman Glass	Yes
Councilwoman Hedgepath	Yes
Councilman Jacobus	Yes
Councilman Lorenzo	Yes

(See Vouchers Next Page)

58

VOUCHER REPORTS

Date of Council Meeting:
August 11, 2015

Voucher #	Payable to:	Type of Service	Amount
8-001	Dover Board of Education	School Taxes	75,231.33
8-002	Rockaway Valley Reg. Sewer Authority	RVRSA Share	9,424.00
8-003	Philip Feintuch, ESQ	Legal Services OE - Monthly bill	1,973.13
8-004	Amsterdam Printing & Litho	Clean Communities	1,963.14
8-005	Daily Record	Clerk OE - Solid Waste Bids	1,154.56
8-006	Dover Muni Court	Munie Court Dover	1,413 29
8-007	Behre Assoc. - Land Surveyors	Engineering - 4 Roosevelt Ave.	700.00 7 00
8-008	Town of Dover - Water	Fire OE	375.51 3 51
8-009	Shell Fleet Plus Card	Road OE	307.83
8-010	Herbert Evans, Jr.	Bldgs & Grnds OE	300.00
8-011	Vision Service Plan	Other Insurance	121.79
8-012	Barco Products	Dog OE - Dog Waste Bags	118.53
8-013	AT&T	Utilities	103.15
8-014	Daily Record	Clerk OE - Streets & Sidwalks	50.16
8-015	Morris Cty League of Municipalities	Clerk OE - League Dues	50.00
8-016	Home Depot	Road OE	44.67
8-017	Amsterdam Printing & Litho	Clerk OE - 2016 Calendar	40.72
8-018	Central Jersey Registrars Assoc.	Clerk OE	35.00
8-019	NJNG	Utilities - Fire	28.76
8-020	Deborah Devery	Admin SW	667.44
8-021	Hector Lorenzo	Streets and Roads SW	1,282.40
8-022	Edwardo Martinez	Streets and Roads SW	2,197.60
		TOTAL	97,583.01

NEW BUSINESS:

MRS. BLY PLAQUE PRESENTATION - The Clerk said that she spoke with Lorenzas daughter to see what is a good date and time for them and she gave me the date and time of September 26, 2015 a Saturday at 9:00 a.m.. Council said the date is good but to have the time be 10:00 a.m.. The Clerk will send a flier out as we get closer to the date so the residents will know to come if they want. I will let her daughter know also.

QUOTE ON WOOD FIBER FOR PLAYGROUND - Everyone has a copy. Leon sent out to other contractors but this is the only quote we received. This is the same company that did it for us the last time. Back in 2008 the quote was $1,600.00 for 72 CY of wood fiber. This time it is $3,295.00 for 58 CY of wood fiber.

Motion was made to accept the quote by Whirl Construction, Inc. in the amount of $3,295.00 for 58 cubic yards of wood fiber for the playground. Motion made by Councilman Jacobus, seconded by Councilwoman Hedgepath and approved on roll call:

Councilman Glass	Yes
Councilwoman Hedgepath	Yes
Councilman Jacobus	Yes
Councilman Lorenzo	No

CODED SYSTEMS ORDINANCES ON LINE - We spoke to Coded Systems that does our Ordinance Book. Now that we are moving ahead with the website we asked what it would cost to put the Ordinance Book on line. They said it would be $300.00 a year to have this done plus any supplemental services. They are going to waive the $1,600 set up fee. The Clerk said she thinks this is a good idea but it is up to Council to decide.

After discussion the Council made a motion to approve Coded Systems for putting the code book on line.

Motion to pay $300.00 to Coded Systems in order to put the Ordinance Book on line. Motion made by Councilwoman Hedgepath, seconded by Councilman Jacobus. Roll call:

Councilman Glass	No
Councilwoman Hedgepath	Yes
Councilman Jacobus	Yes
Councilman Lorenzo	No

The Clerk said it was a tie - 2 yes and 2 no and asked the Mayor to break the tie. the Mayor voted Yes to have Coded Systems put the Ordinance Book on line.

CHAPTER 159 ALCOHOL REHAB FUND - Everyone copied. This Chapter 159 is what the CFO told us we need to do in order to turn this money over to Dover Court. Dover got these through fines and the money goes back to them. We have to insert this into our 2015 budget but it gets paid out to Dover. The amount is $294.67 .

Motion was made on the Resolution to turn the money over to Dover Court. Motion by Councilman Glass, seconded by Councilwoman Hedgepath and approved on roll call:

Councilman Glass	Yes
Councilwoman Hedgepath	Yes
Councilman Jacobus	Yes
Councilman Lorenzo	Yes

(See Resolution Next Page)

60

RESOLUTION

CHAPTER 159 – Alcohol Ed Rehab Enforcement Fund

ITEM OF REVENUE IN THE BUDGET OF BOROUGH OF VICTORY GARDENS
PURSUANT TO N.J.S.A. 40A: 4-87 (CHAPTER 159, P.L. 1948)

WHEREAS, N.J.S.A. 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the Borough has received funding for $294.67 from the State of New Jersey, Department of the Treasury and wishes to amend its 2015 Budget to include this amount as revenue.

NOW, THEREFORE, BE IT RESOLVED that the Borough hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the Budget of the year 2015 in the sum of $294.67 which item is now available as a revenue from:

Miscellaneous Revenues
Special Items of General Revenue Anticipated with Prior Written
Consent of the Director of Local Government Services:
Public and Private Revenues Offset with Appropriation
Alcohol Ed Rehab Enforcement Fund

BE IT FURTHER RESOLVED that a like sum of $294.67 be and the same is hereby appropriated under the caption of:

General Appropriations
(a) Operations Excluded from 5% Caps
Public and Private Revenues Off–Set by Revenue
Alcohol Ed Rehab Enforcement Fund OE
Alcohol Ed Rehab Enforcement Fund

BE IT FURTHER RESOLVED, that the CFO electronically file a copy of this resolution to the Director of Local Government Services.

I HEREBY CERTIFY the above to be a true copy of a resolution adopted by the Borough Council of the Borough of Victory Gardens at a duly convened meeting held on August 11, 2015.

Deborah Evans

Deborah Evans
Municipal Clerk

NEW BUSINESS CONTINUED:

RESOLUTION FOR SIDEWALK IMPROVEMENTS -

RESOLUTION OF THE BOROUGH OF VICTORY GARDENS, MORRIS COUNTY, FOR SIDEWALK IMPROVEMENTS TO ROOSEVELT AVENUE, SOUTH SALEM STREET, WASHINGTON AVENUE AND WASHINGTON PLACE IN THE BOROUGH OF VICTORY GARDENS

WHEREAS, bids were opened as advertised on July 30, 2015 for the Sidewalk Improvements to Roosevelt Avenue, South Salem Street, Washington Avenue and Washington Place in the Borough of Victory Gardens; and

WHEREAS, a total of two (2) bids were received; and

WHEREAS, Tony's Concrete Construction Company Inc. submitted the lowest responsible bid in the amount of $84,182.00; and

WHEREAS, the Borough Engineer and the Borough Attorney have recommended that the contract be awarded to Tony's Concrete Construction Company, Inc. as the lowest responsible bidder in the amount of $84,182.00 subject to review and approval of the bud by the NJDOT; and

WHEREAS, the Chief Financial Officer has certified that funds are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED, by Borough Council of the Borough of Victory Gardens as follows:

1. It is recommended to the New Jersey Department of Transportation that the contract for the Sidewalk Improvements to Roosevelt Avenue, South Salem Street, Washington Avenue and Washington Place in the Borough of Victory Gardens be awarded to Tony's Concrete Construction Company Inc. in the amount of $84,182.00 .

2. That the Mayor and Clerk are authorized to execute a contract with Tony's Concrete Construction Company, Inc. in the amount of $84,182.00 for the sidewalk improvements subject to the review and approval of the bid by the NJDOT.

3. This contract shall take effect immediately subject to the contingencies set forth herein.

ATTEST:

Deborah Evans

Deborah Evans, Borough Clerk

David L. Holeman, Jr. Mayor

I, Deborah Evans, Clerk of the Borough of Victory Gardens do hereby certify that the foregoing Resolution was adopted by the Council at a regular meeting of the Borough Council held on August 11, 2015.

Deborah Evans

Deborah Evans, Borough Clerk

8-11-15

Date

The Attorney said that all legal requirements have been met and the contracts are fine. Motion was made to approve the Resolution by Councilwoman Hedgepath, seconded by Councilman Jacobus and approved on roll call:

Councilman Glass	Yes
Councilwoman Hedgepath	Yes
Councilman Jacobus	Yes
Councilman Lorenzo	Yes

02

NEW BUSINESS CONTINUED:

CHAPTER 159 RECYCLE TONNAGE GRANT -

The CFO said we need to do this Resolution because we received the amount of $1,131.48 from the State for recycling. We have to insert this amount of money into the 2015 budget because we received it. This is our money to keep. It doesn't go to anyone else.

RESOLUTION #
CHAPTER 159 – Recycle Tonnage Grant
ITEM OF REVENUE IN THE BUDGET OF BOROUGH OF VICTORY GARDENS
PURSUANT TO N.J.S.A. 40A: 4-87 (CHAPTER 159, P.L. 1948)

WHEREAS, N.J.S.A. 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the Borough has received funding for $1,131.48 from the State of New Jersey, Department of the Treasury and wishes to amend its 2015 Budget to include this amount as revenue.

NOW, THEREFORE, BE IT RESOLVED that the Borough hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the Budget of the year 2015 in the sum of $1,131.48 which item is now available as a revenue from:

Miscellaneous Revenues
Special Items of General Revenue Anticipated with Prior Written
Consent of the Director of Local Government Services:
Public and Private Revenues Offset with Appropriation
Recycle Tonnage Grant

BE IT FURTHER RESOLVED that a like sum of $1,131.48 be and the same is hereby appropriated under the caption of:

General Appropriations
(a) Operations Excluded from 5% Caps
Public and Private Revenues Off–Set by Revenue
Recycle Tonnage Grant

BE IT FURTHER RESOLVED, that the CFO electronically file a copy of this resolution to the Director of Local Government Services.

I HEREBY CERTIFY the above to be a true copy of a resolution adopted by the Borough Council of the Borough of Victory Gardens at a duly convened meeting held on August 11, 2015.

Deborah Evans
Deborah Evans
Borough Clerk

Motion to approve the resolution by Councilman Lorenzo, seconded by Councilman Jacobus and approved on roll call:

Councilman Glass	Yes
Councilwoman Hedgepath	Yes
Councilman Jacobus	Yes
Councilman Lorenzo	Yes

OLD BUSINESS:

NONE

Motion was made to open the meeting to the public by Councilman Glass, seconded by Councilman Jacobus and approved on verbal vote. None opposed.

Joan Cegelka - What is the cost of the sidewalk job? $84,182.00 . What is the Boroughs portion? The grant is $40,000 so the Borough will pay the difference which is $44,182.00 . What is the time frame you have to give the money back to DOT? I don't know what the time frame is.Can you contact Dover Water to fix the sidewalks in here that they ripped up? We have contacted them so many times. They are waiting to get the leaks fixed so they don't have to rip the sidewalks up again. They will do them when they can and when they get the leaks done. There is a place where there is water running underground will we get a sinkhole from that? We could. Dover is aware of it. It is over by Joyce Lakes house. It is vacant now. They had a water bill of over $500 in one month. The people paid it. There was a break. Now that no one is there Dover said they turned the water off.

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

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

Submitted By:
Deborah Evans

Deborah Evans
Borough Clerk