

September 8, 2015

Regular meeting of the Mayor and Council of the Borough of Victory Gardens, held on September 8, 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, Councilwoman Hedgepath, Councilman Jacobus and Councilman Lorenzo.

ABSENT: Councilwoman Garcia Montes and Attorney Feintuch.

Motion to accept the minutes of August 25, 2015 as received by Councilman Lorenzo, seconded by Councilman Jacobus and approved on verbal vote. Councilman Glass abstained as he was not present for the last meeting.

CORRESPONDENCE:

COMMUNITY DEVELOPMENT - We are not getting any money for our generator for Borough Hall. It was deemed ineligible through HUD.

M.C. FREEHOLDERS - The have changed the time for the observance for 911 is at 5:00 p.m. on Sunday 9/13/15.

E MAIL FROM VALERIE WILLIAMS - Everyone has copies of her emails. This one I received today and did not make copies. I want to read this and get this out. I think she is still not happy with what I am telling her. So I will put this on record.

I told Valerie that she can attend meetings of the Mayor and Council. She is an alternate member of the Planning Board. I told her the Borough has not altered Barries job. I told her if she is questioning bylaws presented by a Board member than she should speak about that at the Planning Board meetings. I told her because the whole Council is not the Planning Board, they do not have a clue as to what happens at those meetings. I told her if she had questions or concerns she should bring them up at Planning Board where they have their professionals to answer her questions. Her questions about Planning Board By Laws, I told her if she had a different Attorney draw up by laws then she should have mentioned that to the Board when she had it done.

Her response to me - I am at every Planning Board meeting. I know what has transpired at those meetings. Issues were never typed into minutes or were removed from the permanent record. The Mayor and Council are making an appointment for the Land Use Administrator without Planning Board input. The Borough Auditors have advised year after year about putting one person in several paid positions. I am totally against Barrie Palumbo over seeing the different positions. There are suppose to be people with integrity and honor working in those positions. I find that to be lacking in our Board. Yes, I went and obtained support from a professional attorney who supplied us with a set of bylaws that have been used successfully by another town. What was submitted to our Board was solely Jim Janones's version. So my question is why were bylaws submitted for Attorney review when clearly they were illegally compiled? What is going to be done about this infraction?

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

VOUCHERS:

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

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

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

See Vouchers Next Page -



NEW BUSINESS:

ORDINANCE ESTABLISHING THE POSITION OF LAND USE ADMINISTRATOR -

**AN ORDINANCE ESTABLISHING THE POSITION OF LAND USE ADMINISTRATIVE OFFICER**

WHEREAS, the Land Use Board (Board) of the Borough of Victory Gardens is a duly constituted combined Board, pursuant to Borough Code Section 20-3 and the Municipal Land Use Law (MLUL) N.J.S.A 40:55D-25 (c) (1) *et seq.*; and.

WHEREAS, pursuant to N.J.S.A. 40:55D-24 the MLUL authorized retention of necessary staff for use by the Board, so long as the Borough's appropriated funds for the Board are not exceeded; and

WHEREAS, the Board has advised the governing body (Mayor and Council) that they require an assistant to render various services and that such position be combined with the position of Borough Zoning Officer and further that no additional recompense be paid.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Victory Gardens that there is now established the position of Land Use Administrative Officer.

**BOROUGH OF VICTORY GARDENS**

**DAVID HOLEMAN, Mayor**

ATTEST:

**DEBORAH EVANS, Borough Clerk**

INTRODUCED: 9/8/15

I hereby certify that the above is a true copy of the ordinance passed by the Mayor and Council of the Borough of Victory Gardens, Morris County at a regular meeting held on the Day of September, 2015.

**DEBORAH EVANS, Borough Clerk**

ADOPTED:

ORDINANCE ESTABLISHING POSITION OF LAND USE ADMINISTRATIVE OFFICER  
PREPARED AUGUST 26, 2015

Councilman Glass asked if we have this person now? Not that anyone knows of the Mayor said. It may revert back to me the Clerk said but I don't do anything on the Planning Board. Barrie has always done it. Do we have to appoint someone? Yes. Have we decided who that person will be? No. I asked Barrie and she said that she would do it. There is no increase in salary for her and she does it all now. Is this legal Councilman Lorenzo asked? Yes. This was drawn up by our Attorney with discussion with the Planning Board Attorney.

Motion was made on the Ordinance by Councilwoman Hedgepath, seconded by Councilman Glass and approved on roll call:

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

NEW BUSINESS CONTINUED:

RESOLUTION APPOINTING LAND USE ADMINISTRATIVE OFFICER - We are holding off on this for right now.

RESOLUTION EXPANDING ACCESS TO DRIVERS LICENSES TO UNDOCUMENTED NEW JERSEY RESIDENTS -

Everyone read the Resolution. There is a campaign going for undocumented immigrants. They are saying that if New Jersey takes this step they will join 10 other States and the District of Columbia in allowing undocumented immigrants to drive legally. They say it will make safer roads and there will be more insured drivers and perhaps lower car insurance premiums. They also believe that having them licenses will bring in more revenue and boost the economy. Councilwoman Cheatham said she read it but would like to do more research. Councilman Lorenzo asked if the lady that sent this can come in to a meeting? I will ask her.

This will be tabled for right now.

OLD BUSINESS:

ESTIMATES FOR CAMERAS FOR TOWN HALL - Councilman Lorenzo asked me to get in touch with the owner from Alarms Plus. I spoke to him about a new monitor. Councilman Lorenzo was under the impression that the monitor came with the cost he quoted. It did not. To have a new monitor it would cost an additional \$295.00 This would bring his total to \$4,580.00 . It was awarded but with the thought that the monitor was included. Councilman Lorenzo said he inspected one of the other quotes we got and his was good except for the cameras. If we can get him to upgrade the cameras it still may be cheaper. Protective Measures which was the cheapest all has good stuff except the cameras. Councilman Lorenzo suggested we contact Protective Measures and ask them how much to upgrade cameras. Councilman Lorenzo asked the Clerk to contact them and say we need a better camera. We are holding off on this until the next meeting.

Councilman Glass said we are doing this because of people dumping. If they are wearing a big hat or something to block their faces you won't know who they are anyway. I think we need to do something to protect our employees. You have people working here by themselves at times. I was not aware that there are no panic buttons here. I think we should look into that.

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

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

Joan Cegelka - Duties for the Land Use Administrator - what did you say they were? I don't know all of them but they are the one that do all the Planning Board stuff. The applications that come forth, the agendas, anything related to the Board. Some of the things you said are what the Secretary does. Yes, I know that.

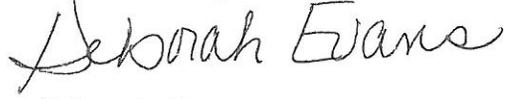
Jim Janone - In reference to the bylaws that were submitted by me - keep in mind she resigned at the end of 2014. I don't want anyone on this Board to think things were being done underhandedly. I don't like being accused of doing something illegal. What is the purpose of having a Land Use Administrator? What are the duties? Can Council tell me? Councilman Jacobus went to answer but Mr. Janone said he didn't want him wasting his allotted time. Borough email you said the Council has decided if they were going to get emails or not. Are you aware that there is someone using an email? You asked if the Council would have them and we said probably not. We were aware of the email. It is for Debbie Devery.

Valerie Williams - Is anyone attending the water department meeting on 9/10? They are discussing water issues in the Borough as well as pipe replacement? The Mayor said no one as we didn't know about it. Who maintains the records for the Planning Board? Barrie. How many times in the Boroughs history has land use Administrator been used? Mayor doesn't know - we don't think any the Clerk said. Mayor said he would talk to Barrie. In our Code book we reference Land Use Administrator so someone should have that already. Also, the bylaws that were submitted to that 4 person committee was back in October 2014. Did we get a copy of the Planning and Zoning schooling? We didn't the Clerk said. Barrie gets it.

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

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

Submitted By:

A handwritten signature in cursive script that reads "Deborah Evans". The signature is written in black ink and is positioned to the right of the printed text "Submitted By:". The first letter 'D' is capitalized and has a large, sweeping loop.

Deborah Evans  
Borough Clerk

