

September 22, 2015

Regular meeting of the Mayor and Council of the Borough of Victory Gardens, held on September 22, 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, Councilman Lorenzo, Councilwoman Garcia Montes.

ABSENT: Attorney Feintuch

Motion to accept the minutes of September 8, 2015 as received by Councilwoman Cheatham, seconded by Councilman Glass and approved on verbal vote. Councilwoman Montes abstained as she wasn't here for the meeting.

CORRESPONDENCE:

E MAIL FROM VALERIE WILLIAMS - I gave a copy of her email to Barrie because it has to do with the Planning Board. Barrie said when she sends paperwork to Planning Board she will put the email in with that.

EMAIL FROM A RESIDENT - I don't know who this is. Everyone received a copy. Do you want me to read it? No response. Letter was not read.

Motion to accept the correspondence by Councilwoman Montes, seconded by Councilman Glass 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 bills.

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
Councilwoman Garcia Montes	Yes

(See Vouchers Next page)

78

VOUCHER REPORTS

Date of Council Meeting:
Sept. 22, 2015

<u>Voucher #</u>	<u>Payable to:</u>	<u>Type of Service</u>	<u>Amount</u>
9-029	Waste Management	Trash Removal	8,188.91
9-030	NJ Advance Media - Star Ledger	Clerk OE - Solid Waste Bid	3,742.20
9-031	Amsterdam Printing	Clean Communities	1,647.03
9-032	Anderson & Denzler	Engineering - Sewer	926.90
9-033	William J. Isslein	Clean Communities	875.00
9-034	Morris County MUA	Road OE	588.00
9-035	Jersey Central Power & Light	Utilites	556.44
9-036	Eric M. Bernstein & Associates, LLC	Clerk OE	528.00
9-037	NJNG Company	Utilites	362.89
9-038	Coded Systems	Clerk OE	300.00
9-039	JCP&L	Utilites	203.83
9-040	Home Depot	Clerk OE	94.45
9-041	Verizon	Utilities	64.27
9-042	MCAMC - Municipal Clerk's Associates M	Clerk OE	40.00
9-043	Optimum	Clerk OE	5.00
9-044	Daily Record	Clerk OE - Solid Waste Bid Open until Nov.	11.88
9-045	Daily Record	Clerk OE - Ord. for Land Use Admin.	71.96
9-046	Daily Record	Clerk OE - Sidewalk improvements	86.48
9-047	Deborah Devery	Admin SW	747.78
9-048	Hector Lorenzo	Streets and Roads SW	1,410.64
9-049	Edwardo Martinez	Streets and Roads SW	2,417.36
		TOTAL	\$ 22,869.02

DEPARTMENT REPORTS:

BUILDING DEPARTMENT - There were no permits issued for the month of September.

PROPERTY MAINTENANCE - Everyone has a copy of Debs report.

MUNICIPAL COURT - We received \$390.20 from the court.

TAX COLLECTOR - Total Tax Receipts Month To Date: 405,938.12
Total Tax Receipts Year To Date: 1,342,855.42

REGISTRAR - 2 marriage licenses issued for the month of September. \$56.00 collected.

FINANCE OFFICER - Everyone has a copy of Amys report.

COMMITTEE REPORTS:

Councilwoman Cheatham - Nothing at this time.

Councilman Glass - Nothing at this time.

Councilwoman Hedgepath - Nothing at this time.

Councilman Jacobus - Eddie is back from vacation of 3 weeks. Hector did what had to be done. They did the usual of cutting grass, recycling, clean up around town. Leaves and brush to MUA.

Councilman Lorenzo - I sent the Clerk the specs for the cameras. She gave copies to everyone. She sent copies to the contractors that gave us previous quotes. We are waiting to hear back from them. Water is leaking by the mortgage company on the Washington Avenue side. The Clerk said she would tell Dover Water.

COMMITTEE REPORTS CONTINUED:

Councilwoman Garcia Montes - Halloween is on Saturday October 31. That is the day I will have the Halloween Party. I will get back to the Clerk and let her know the time and all the details so a flier can go out. I also ordered the coats for the coat drive from Jersey Cares. We usually get them around the holidays.

Motion to accept and put on file all reports by Councilwoman Montes, seconded by Councilwoman Cheatham and approved on verbal vote. None opposed.

NEW BUSINESS:

JCP & L /MONTVILLE - The Clerk said everyone has a copy of the letter that Montville sent us regarding JCP & L wanting to run power lines in certain areas in Montville. They are saying these lines will run through housing and near a school. They do not want them there. JCP & L sent us a Resolution they would like us to do - everyone has been copied on that Resolution - asking us to be in favor of what they want to do.

Now, Council has to decide if you are in favor of the line going in and do you want to send a letter to JCP & L in favor of this project, or do you want to pass a Resolution in favor of this project or, do you agree with Montville that it should not go in? Or do you want to nothing?

After a lengthy discussion on the matter the following was decided. Councilwoman Montes made a motion to send a letter to Montville in support of them and not putting the power lines in. There was no second on her motion.

Councilwoman Cheatham made a motion that we table this discussion until the next meeting. There was no second on that motion.

Councilman Lorenzo made a motion to keep it pending. Let them decide what they want to do. Well, they have decided. Montville wants to stop it. JCP & L wants to go forward with the project. They are asking each town to vote in favor of each of them. You need to decide if you want to do that or stay out of it. There was no second on Councilman Lorenzo's motion.

Councilman Jacobus made a motion that we are not supporting either one of them. Motion was seconded by Councilman Lorenzo. Roll call:

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

HAZARD MITIGATION RESOLUTION - Mayor Holeman said this is a new Resolution for FEMA that they want all towns to adopt. This is in case there are any emergencies where we have a lot of damage and we need help from FEMA, this gives us the right to file an application with them for help.

Everyone has a copy of the Resolution. Are there any questions? Hearing no questions the Mayor asked for a motion to adopt the Resolution.

Motion was made to adopt the Resolution by Councilwoman Cheatham, 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

(See Resolution Next Page)

WHEREAS, the Borough of Victory Gardens has experienced natural hazards that result in public safety hazards and damage to private and public property;

WHEREAS, the hazard mitigation planning process set forth by the State of New Jersey and the Federal Emergency Management Agency offers the opportunity to consider natural hazards and risks, and to identify mitigation actions to reduce future risk;

WHEREAS, the New Jersey Office of Emergency Management is providing federal mitigation funds to support development of the mitigation plan;

WHEREAS, a Hazard Mitigation Plan has been developed by the Mitigation Planning Committee,

WHEREAS, the Morris County Multi-Jurisdictional Multi-Hazard Mitigation Plan Update, dated July 2015, includes a prioritized list of mitigation actions including activities that, over time, will help minimize and reduce safety threats and damage to private and public property, and

WHEREAS, the draft plan provided to each participating jurisdiction and was posted on the Morris County Office of Emergency Management's website so as to introduce the planning concept and to solicit questions and comments; and to present the plan and request comments, as required by law,

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

1. The M.C. Multi Jurisdictional Multi Hazard Mitigation Plan Update, as submitted to the New Jersey Office of Emergency Management and the Federal Emergency Management Agency in July 2015 by the Morris County office of Emergency Management is hereby adopted as an official plan of the Borough of Victory Gardens. Minor revisions recommended by the Federal Emergency Management Agency and/or the New Jersey Office of Emergency Management may be incorporated without further action.
2. The Borough of Victory Gardens departments identified in the Plan are hereby directed to pursue implementations of the recommended high priority activities that are assigned to their departments.
3. Any action proposed by the Plan shall be subject to and contingent upon budget approval, if required, which shall be at the discretion of the Borough of Victory Gardens and this Resolution shall not be interpreted so as to mandate any such appropriations.
4. The Emergency Management Coordinator is designated to coordinate with other offices and shall periodically report on the activities, accomplishments and progress, and shall prepare an annual progress report to be submitted to the Morris County Office of Emergency Management. The status reports shall be submitted on a yearly basis by a predetermined date as agreed upon by all stakeholders.

This Resolution was introduced and adopted by the Mayor and Council of the Borough of Victory Gardens at a meeting held on 9-22-15.

ATTEST:

Deborah Evans
Deborah Evans, Borough Clerk

David L. Holeman, Jr.
David L. Holeman, Jr. Mayor

OLD BUSINESS:

CANCEL MOTION ON CAMERAS FROM MEETING OF 8/25/15 - This was when we received quotes for cameras for the outside of town hall. A motion was made to give the job to one of the companies but only if the monitor was included. Councilman Lorenzo thought that when he spoke with the owner the owner said the monitor would be included. After looking it over the written quote did not include the monitor.

Councilman Lorenzo asked the Clerk to talk to the owner, which she did, and he said the quote did not include the monitor. Councilman Lorenzo said he would do up a spec and wanted the Clerk to give everyone a copy and to send the specs to the companys that quoted the first time around. This was done.

Since the first quotes were what Councilman Lorenzo thought they were we need to cancel out that motion giving it to a contractor with the attached condition that the monitor came with the new equipment.

Motion was made to cancel that motion by Councilman Lorenzo, seconded by Councilwoman Cheatham and approved on roll call:

Councilwoman Cheatham	Yes
Councilman Glass	Abstain
Councilwoman Hedgepath	Yes
Councilman Jacobus	Yes
Councilman Lorenzo	Yes
Councilwoman Garcia Montes	Abstain

SECOND READING/PUBLIC HEARING/ADOPTION CAPITAL IMPROVEMENT ORDINANCE -

CAPITAL ORDINANCE PROVIDING FOR SIDEWALK IMPROVEMENTS TO ROOSEVELT AVENUE, SOUTH SALEM STREET, WASHINGTON AVENUE AND WASHINGTON PLACE IN THE BOROUGH OF VICTORY GARDENS, IN THE COUNTY OF MORRIS, NEW JERSEY APPROPRIATING \$60,000 THEREFOR FROM THE CAPITAL IMPROVEMENT FUND OF THE BOROUGH AND \$40,000 FROM THE DOT GRANT FOR A TOTAL APPROPRIATION OF \$100,000.00 TO PAY FOR THE COST THEREOF.

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

Jim Janone - What is the total cost of the project? \$100,000. What is Leons charges for this? I don't know. I will have to find out.

No other comments or questions from the public.

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

Motion to adopt the Ordinance by Councilman Lorenzo, 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

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

Jody Rivers - She is here on behalf of her mother in law about a CO. They received a letter saying they have to pay \$60 to have a CO done on the house when they have been living there forever. The Clerk said no. They want an update on the prior CO. There is no charge they are just trying to keep the lists current as to who the tenants are. Only if there are new tenants that haven't been filed yet then you would have to refile and pay the \$60.00. You just have to fill the paperwork out and give it back to us at no cost. I will check with Debbie on the letters going out and make sure the right ones are going to the right people.

Jim Janone - Did you find out from the Attorney the question I asked you about the Planning Board minutes? I did. I told you what was said. Council doesn't know what your request was. I wanted Planning Board minutes in the original format of microsoft office document file which I asked for before and received them. Attorney said not to release anything until the pending GRC complaint is resolved. Jim does have the hard copy of what he is requesting because as a Planning Board member he gets those minutes. Jim spoke about the cameras for town hall compared to a project for paving we once did. It was voted upon providing he was giving us the monitor for free. CO's why do you need to know who is renting? It has to do with housing and over crowding. This is a State law for CO's. The owners are getting the letters. They are the ones filling the information out. You should think about that.

Joan Cegelka - Didn't you adopt a hazard mitigation plan at the beginning of the year? Yes. The Mayor said this is something totally different. This is for FEMA. This is for any disasters that may occur in town. We will be able to get help from them. It could be extra hands doing something for us or it could be money to help pay for something we need. This is something that FEMA came up with it. You don't have to participate but if we don't do the Resolution we can't get help. The policy has been changed and they change them all the time. Are you getting this out to apartments and condos as well as homes? I believe Debbie said yes. Everyone is getting it. They will just take some time for everyone to receive it. Why are they doing it? We are trying to watch for overcrowding. They are going to write down what they want but we are trying to get all the records right. This is what Ron is doing. He has spoken to landlords, he has talked to tenants.

Valerie Williams - Did the Planning Board Attorney get paid yet for the bylaws? No. Can you put a hold on them doing the bylaws? No. That is Planning Board and they would make the decision to hold off on something. The Mayor said at the meeting they told the Attorney to review and correct. It was voted on. We gave the paperwork to the Attorney and told her what to do as the Planning Board. The Clerk said the bill that is in tonight the Borough is paying not the Planning Board. The Planning Board Attorney spoke to me and the Borough Attorney and this is the result of those conversations. The bill for the bylaws when we get it will be billed to the Planning Board. The Governing Body is not going to cancel what the Planning Board told their Attorney to do. Any bills that come from your Planning Board Attorney goes through the Planning Board to pay. You will vote on that bill. Once you vote on it then it will come to us for payment. I didn't get an answer to my question. You got an answer.

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

The Mayor said at this time we are going to go into closed session for a discussion on and about our DPW workers.

Closed Session Typed Separately.

The Mayor said the discussion was cleaning of the roads and we are changing the policy again about how the roads are cleaned. Garbage will be picked up first and then the dirt will be blown.

Motion was made that the DPW men will pick up any garbage laying on the roadway and then will blow the dirt. Motion made by Councilman Jacobus, 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

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

Submitted By:
Deborah Evans
Deborah Evans
Borough Clerk