

October 28, 2014

Regular meeting of the Mayor and Council of the Borough of Victory Gardens, held on October 28, 2014.

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 Cegelka, Councilwoman Cheatham, Councilman Glass, Councilwoman Hedgepath, Councilman Lorenzo, Councilwoman Garcia Montes. Attorney Feintuch was also present at this meeting.

ABSENT: None

The Mayor asked for a motion to go out of the regular order of business so that Mike Obremski from JCP&L can speak to us. Motion made by Councilwoman Montes, seconded by Councilman Glass and approved on verbal vote. None opposed.

Mike stated that he wanted to give us a quick update. A few weeks ago we had an extended outage in Victory Gardens. What happened right outside of our Morris substation, we had a series of transformers that failed. We replaced all three of the transformers. We also discovered that we had an underground fault up there so we replaced the cable and everything is good to go. This is located at the dead end of Monroe Avenue.

Councilwoman Montes said it blew out her plug. Councilman Lorenzo asked if there is a class action suit against JCP&L for them over charging the customers? Mike said there is a current rate case before the BPU. They are saying our rates are too high. Our position is that they aren't. We say our rates are low because we haven't had an increase since 1996. BPU is looking at the case.

The Mayor asked if there are going to be any other upgrades in the Borough? We are working on some of the circuits in the area. We test them every year. The ones that are not performing well get moved to the top of the list and then we issue work orders for them. I will let Debbe know. Most of the facilities coming into Victory Gardens are coming from other places than right here in Victory Gardens. Dickerson Sub is by the train tracks. Most of our stuff in Victory Gardens is the wiring. There is also a sub at the top of Morris Street that services Victory Gardens.

Motion to go back into the regular order of business by Councilwoman Montes, seconded by Councilman Lorenzo and approved on verbal vote. None opposed.

Motion to accept the minutes of October 14, 2014 as received by Councilwoman Montes, seconded by Councilwoman Cheatham. Councilman Lorenzo said he would like to make a correction to the minutes. In the vote for the best practices checklist being sent to the State he said No and the vote says Yes.

Motion was made to amend the vote for best practices submission to state from the October 14, 2014 minutes. Councilman Lorenzos vote should be no and not yes. Motion made by Councilwoman Montes, seconded by Councilwoman Cheatham and approved on verbal vote. None opposed.

Councilwoman Cegelka asked the Clerk what she does to amend the minutes. I put it in the current minutes what the corrections are and now go back and correct the original set of minutes in my minute book. Can we get a copy of the amended page? Yes.

Motion to accept the minutes of October 14, 2014 with the amendment as stated by Councilwoman Montes, seconded by Councilwoman Cegelka and approved on verbal vote. None opposed.

CORRESPONDENCE: NONE

VOUCHERS:

Any questions on the vouchers? #10-045 has been voided out. No questions on the vouchers.

(See Voucher Listing Next Page)

Date	Voucher #	Payable to:	Type of Service	Acct. #	Amount
10/28/14	10-029	AmeriHealth	Group Insurance		\$ 8,068.84
10/28/14	10-030	Golub Animal Hosp.	Dog OE		\$ 482.00
10/28/14	10-031	JCP&L	Utilities		\$ 293.05
10/28/14	10-032	JCP&L	Fire OE		\$ 40.34
10/28/14	10-033	Verizon	Utilities		\$ 62.30
10/28/14	10-034	Sunnyside Florist	Clerk OE		\$ 85.00
10/28/14	10-035	MGL Printing Solutions	Tax Collector OE		\$ 73.00
10/28/14	10-036	Office Concepts Group	Clerk OE		\$ 75.16
10/28/14	10-037	Daily Record	Planning Board OE		\$ 9.24
10/28/14	10-038	Daily Record	Clerk OE		\$ 7.48
10/28/14	10-039	Daily Record	Clerk OE		\$ 13.20
10/28/14	10-040	Cablevision	Clerk OE		\$ 4.11
10/28/14	10-041	AT&T	Utilities		\$ 90.98
10/28/14	10-042	Verizon	Fire OE		\$ 103.47
10/28/14	10-043	Verizon	Utilities		\$ 198.64
10/28/14	10-044	JCP&L	Street Lighting		\$ 677.82
10/28/14	10-045	GoDaddy	Clerk OE		\$ 555.33
10/28/14	10-046	County of Morris Trea.	County Open Space		\$ 213.96
10/28/14	10-047	County of Morris Trea.	County Tax		\$ 11,363.45
10/28/14	10-048	Edwardo Martinez	Streets & Roads SW		\$ 2,560.32
10/28/14	10-049	Hector Lorenzo	Streets & Roads SW		\$ 1,493.76
10/28/14	10-050	Deborah Devery	Clerk SW		\$ 888.00
TOTAL					\$ 27,359.45
VOID	10-045	GoDaddy	Clerk OE	MINUS	\$ 555.33
TOTAL					\$ 26,804.12

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

Councilwoman Cegelka	Yes
Councilwoman Cheatham	Yes
Councilman Glass	Yes
Councilwoman Hedgepath	Yes
Councilman Lorenzo	Yes
Councilwoman Garcia Montes	Yes

DEPARTMENT REPORTS:

BUILDING DEPARTMENT - There was one permit issued for a total value of construction of \$2,750.

PROPERTY MAINTENANCE - Everyone has a copy of Debbies report.

MUNICIPAL COURT - We received \$794.66 from the court.

TAX COLLECTOR - Total Tax Receipts Month To Date: \$ 26,741.74
Total Tax Receipts Year To Date: 1,363,637.40

REGISTRAR - 1 marriage license issued. Total collected: \$28.00

FINANCE OFFICER - Everyone has a copy of Amys report.

COMMITTEE REPORTS:

Councilwoman Cegelka - In old business we will be discussing the doors. You did receive another quote for tonight. We were talking about the potholes on Franklin Road and Mr. Holeman said it was too dangerous for the men to go out on Franklin Road to do the potholes. Why can't we do a detour onto Washington this way they can close the road. Normally you would have a cop out there. I called the County and they said we don't have to get permission. Halloween Party is Friday. This is the week for the firehouse to be cleaned. I went to the firehouse and there is no big skuff mark on the floor but there are scratches and they would need to be cleaned and buffed. Scratches are wear and tear, right? Yes. We talked about the men getting a generator. Can you explain to me why they need one? The Mayor said they already bought it. I found out that on Fridays the maintenance men leave at 1:30. Is this a policy? Does everyone know about it? I will be asking with an OPRA request for the resolution that was done for this practice. The Clerk said

COMMITTEE REPORTS CONTINUED:

Councilwoman Cegelka Continued - she doesn't believe there was a resolution. Did Council approve it? I don't think it was ever done. Councilwoman Montes asked the mens work day hours? They are from 6 a.m. until 2:30 p.m.. Councilwoman Cegelka said they take an hour lunch because they don't take their two breaks each day. They work 35 hours per week. Councilwoman Montes said they might only take ½ hour lunch and the Mayor agreed. The Clerk said that she believes she told Councilwoman Cegelka that when she asked her. There are times when they work through lunch on a Friday so they can go home early. The Clerk said she doesn't think the Council ever approved this practice. The Mayor said it isn't hurting anything. Councilwoman Cegelka said if this is the practice then Council should make a motion and vote. Councilwoman Montes said then we will make a vote. Councilman Lorenzo said it should be done if there is an emergency. It shouldn't be done on a weekly basis. This is only on Friday but Councilman Lorenzo said it shouldn't be every Friday. There should be a reason why they have to leave.

Motion was made by Councilwoman Montes that if the men skip their lunch on Fridays they can leave at 1:30 p.m.. Motion seconded by Councilwoman Hedgepath. Roll call:

Councilwoman Cegelka	No
Councilwoman Cheatham	Yes
Councilman Glass	Yes
Councilwoman Hedgepath	Yes
Councilman Lorenzo	No
Councilwoman Garcia Montes	Yes

Councilwoman Cegelka asked if we received a report from Leon Hall about the storm drain in the parking lot at Borough Hall? No, I asked him to look at it and he hasn't gotten back to me yet. Did anyone look at the storm drain at the firehouse. The Mayor said he looked at that one and it didn't look like there was anything wrong with it but he will ask Leon to take a look at it. Councilman Glass asked what the men are suppose to do with the leaves that are in the gutter because they are blowing them back on peoples property. The Clerk said she told the men not to do that. Councilman Lorenzo said some of the residents put the leaves in the road. Yes, and also the landscapers do that. Many of our residents do that also.

Councilwoman Cheatham - Regarding the website we are having some issues. At the next meeting I should have all the information that we need. We should be able to discuss everything at the next meeting.

Councilman Glass - Nothing at this time.

Councilwoman Hedgepath - We are still under consideration for the generator. There was someone from the town that called Community Development and told them that we don't need the generator and that we can't afford to pay our Engineer to do the work related to the generator. The Mayor has assigned people to be on Community Development which is Vera and myself. Someone shouldn't be allowed to call up and say anything about this especially if they don't know what the truth of the matter is. Anything that comes for Community Development if you have any questions you can ask us. We didn't make it under the first round of monies and they were gracious enough to put us in for the second round of funding.

Councilman Lorenzo - Nothing at this time.

Councilwoman Garcia Montes - The Halloween Party is this Friday at the firehouse from 6:30 p.m. until 8:00 p.m.. Tables and chairs are in place and the VG info is on them.

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:

2015 INTERLOCAL SERVICES AGREEMENT - This is the 911 service contract with the County. Everyone has a copy of it. It has gone up \$260.13 from last year.

Motion was made by Councilwoman Montes to accept the County Agreement in the amount of \$21,070.80 for the year 2015. Seconded by Councilwoman Cheatham and approved on roll call:

Councilwoman Cegelka	Yes
Councilwoman Cheatham	Yes
Councilman Glass	Yes
Councilwoman Hedgepath	Yes
Councilman Lorenzo	Yes
Councilwoman Garcia Montes	Yes

NEW BUSINESS CONTINUED:

DEVITO ROOFING ESTIMATE - The Mayor said we have a quote from DeVito Roofing for the gutters at the firehouse. The Clerk said everyone was copied on this. The Mayor said he called several contractors but no one got back to us. I called 5 companies and this is the only one that responded.

Councilwoman Montes made a motion to accept DeVito Roofings proposal for \$1,100.00 for the gutters at the firehouse. Seconded by Councilman Lorenzo and approved on roll call:

Councilwoman Cegelka	Yes
Councilwoman Cheatham	Yes
Councilman Glass	Yes
Councilwoman Hedgepath	Yes
Councilman Lorenzo	Yes
Councilwoman Garcia Montes	Yes

RESOLUTION FOR STATE HEALTH BENEFITS PLAN -

(See Resolution Next Page)

HB-0077-1213

STATE OF NEW JERSEY — DEPARTMENT OF THE TREASURY
 DIVISION OF PENSIONS AND BENEFITS
 STATE HEALTH BENEFITS PROGRAM
 SCHOOL EMPLOYEES' HEALTH BENEFITS PROGRAM
 PO BOX 299 TRENTON, NEW JERSEY 08625-0299

RESOLUTION

A RESOLUTION to authorize participation in the State Health Benefits Program and/or School Employees' Health Benefits Program of the State of New Jersey.

BE IT RESOLVED:

- The Borough of Victory Gardens 22-6013175
CORPORATE NAME OF EMPLOYER STATE SOCIAL SECURITY I.D. NUMBER
 hereby elects to participate in the Health Program provided by the New Jersey State Health Benefits Act of the State of New Jersey (N.J.S.A. 52:14-17.26 and N.J.S.A. 52:14-17.46.2) and to authorize coverage for all the employees and their dependents thereunder in accordance with the statute and regulations adopted by the State Health Benefits Commission and/or School Employees' Health Benefits Commission.
- A. We elect to participate in the Employee Prescription Drug Plan defined by N.J.S.A. 52:14-17.25 et seq. and authorize coverage for all employees and their dependents in accordance with the statute and regulations adopted by the State Health Benefits Commission and/or School Employees' Health Benefits Commission.
 B. We will be maintaining _____ as our prescription drug plan.¹ This plan is comparable in design to the State Employee Prescription Drug Plan.
NAME OF PLAN
 C. We will not have a stand-alone prescription drug plan and understand that prescription drug coverage will be provided based on the medical plan chosen by the subscriber.
- A. We elect to participate in the Employee Dental Plans defined by N.J.S.A. 52:14-17.25 et seq. and authorize coverage for all employees and their dependents in accordance with the statute and regulations adopted by the State Health Benefits Commission.
 B. We will be maintaining _____ as our dental plan.¹
NAME OF PLAN
 C. We will not have a dental plan.
- We elect 35² hours per week (average) as the minimum requirement for full time status in accordance with N.J.A.C. 17:9-4.6.
- As a participating employer we will remit to the State Treasury all charges due on account of employee and dependent coverage and periodic charges in accordance with the requirements of the statute and the rules and regulations duly promulgated thereunder.
- We hereby appoint Amy Maronpot CFO/Treasurer to act as
NAME/TITLE
 Certifying Officer in the administration of this program.
- This resolution shall take effect immediately and coverage shall be effective as of 11/01/14 12/01/14 AM
DATE
 or as soon thereafter as it may be effectuated pursuant to the statutes and regulations (can be no less than 75 or 90 days pursuant to the provisions of N.J.S.A. 17:9-1.4).

NOTE: AN INDIVIDUAL IS PERMITTED COVERAGE AS AN EMPLOYEE, RETIREE, OR DEPENDENT. MULTIPLE COVERAGE UNDER THE SHBP OR SENBP IS PROHIBITED.
¹ If not electing prescription drug coverage and/or dental plan participation through the State Health Benefits Program or School Employees' Health Benefits Program, attach copies of the current prescription drug and dental plan contracts.
² As of 6/1/2010, may not be less than 25 hours per week for employees, or 35 hours per week for elected or appointed officials.

I hereby certify that the foregoing is a true and correct copy of a resolution duly adopted by the:

Borough of Victory Gardens
CORPORATE NAME OF EMPLOYER
 on the 28th day of October, 2014.
Amy B. Maronpot
SIGNATURE
CFO/Treasurer
OFFICIAL TITLE

3
NUMBER OF EMPLOYEES
337 S. Salem St
STREET ADDRESS
Victory Gardens NJ 07801
CITY STATE ZIP CODE
973-361-8121
AREA CODE TELEPHONE
22-6013175
EMPLOYER'S STATE SOCIAL SECURITY IDENTIFICATION NUMBER

Discussion was held on the plan for this program. I have looked at all the plans I could manage. There is a lot there to read. I highlighted the one plan which you can see on the paperwork I gave you tonight. It is not as good as the coverage was with AmeriHealth but it is comparable to what we had. We had eyeglass with AmeriHealth but we don't have it with this so we have to pick up a coverage. I did that it is called VSP. It will come to approximately \$1,000 per year. How does this compare to what we had? We are paying a little more out of pocket. We paid \$7 for prescription, doctor visits. We are now paying \$10. The Resolution has to be handed in by the end of this month. The Resolution says that we are going with the SHBP. What is the deadline for picking a plan? I asked Amy that tonight before I came to the meeting and I think she told me we had to have it in by the first week of November so that they can get our cards out to us by December 1. Our coverage will start on December 1, 2014.

RESOLUTION CONTINUED WITH DISCUSSION - Councilman Lorenzo asked if this plan is the one we want? Yes, the one that is highlighted.

The coverage will be cheaper for us to go to the SHBP. For AmeriHealth we were paying \$96,826 for the year. The employee contribution towards health benefits were \$14,848. With this plan we will have a savings to the Borough of \$34,675.

Councilwoman Montes made a motion for the town to go with the State Health Benefits Plan for the employees. Seconded by Councilwoman Cheatham and approved on roll call:

Councilwoman Cegelka	Yes
Councilwoman Cheatham	Yes
Councilman Glass	Yes
Councilwoman Hedgepath	Yes
Councilman Lorenzo	Yes
Councilwoman Garcia Montes	Yes

There was discussion on the plan for the Borough. The outcome was done by motion. Councilman Glass made a motion that the plan we go with is the NJ Direct 10. The savings to the Borough will be approximately \$34,675.00 for the year. Motion seconded by Councilwoman Hedgepath and approved on roll call:

Councilwoman Cegelka	No
Councilwoman Cheatham	Yes
Councilman Glass	Yes
Councilwoman Hedgepath	Yes
Councilman Lorenzo	Yes
Councilwoman Garcia Montes	Yes

OLD BUSINESS:

HEALTH BENEFIT UPDATE - Already done earlier.

PROPOSALS FOR WEBSITE - Councilwoman Cheatham asked if we can hold off on this until the next meeting. Our next meeting will be held on November 18, 2014.

AUTOMATIC DOORS FOR BOROUGH HALL - Everyone received all the estimates for the automatic doors. After a lengthy discussion on the doors, it was decided as follows. It is up to Council to decide if they want to replace the doors or just get the automatic door openers put on the ones we have. Councilman Lorenzo asked which of these companies will do the work and the electrical? None of them.

Motion was made to keep the doors we have now and not change them. Motion made by Councilwoman Montes, seconded by Councilman Glass.

The Attorney said we need to get to an electrician and find out what he tells us we need to do and how he is going to be able to make the doors work. The Attorney suggested that we not do anything tonight until we get in touch with an electrician.

Councilwoman Cegelka will get the information from the electricians and this will be tabled until the next meeting.

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

Valerie Williams - Addressed the Council on the nuisance code and wanted to know if the Council is going to make a new code. Did the health department offer training for ebola? No. Are appointments for Planning Board documented? Barrie Krause has the dates when people come on and when the time is up. We are short members? Do I become a regular member or am I still an alternate? I think they are down one member. ADA might be able to help you with the doors for town hall.

Jim Janone - Jim addressed the Council on the maintenance men and taking breaks - as he sees them on Fridays. My pothole still isn't fixed. What was the one building permit for that you said it was \$2,750 worth of construction? I don't have it with me. Ask me tomorrow and I can tell you what it was for. The coverage you said will go up. How much? I don't know. Amy told me mine will probably go up. I assume because mine is going up everyone's else will. I am the only single coverage. What is the coinsurance? I don't know. You would have to ask Amy. We put in money to the plan. We pay coverage. I don't know how it is assessed. All I know it is by how much you make, not by your coverage. Councilwoman Cegelka said coinsurance is 10% on certain plans. The Attorney said under the NJ State law you have to pay a certain amount of coverage.

Jim Janone Continued - I want to know what the coinsurance is? How much does the employee pay annually? I pay \$1,500. After I pay that then everything else is free. Are you talking about a deductible? No. Regarding Community Development I was the one that called them.

No other comment 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.

Attorney Feintuch wanted to comment on something that Councilwoman Cegelka asked him at one of the meetings regarding the drainage at the condos. On 9/27/2012 I wrote to the condo association their president, I asked him to check their drainage system and to speak with the Borough Engineer regarding this matter. I don't know what happened after that. Who was the president? Ernst Rallis. Leon hasn't said anything to me the Clerk said. Mr. Rallis is no longer living at the condos. He sold his unit. We questioned whether or not their draining was working right and that is why I wrote the letter the Attorney said. The Attorney said he put a call into Leon but he hasn't heard back from him. I will reach out to him again.

Councilwoman Cegelka asked if we heard back from the Dover yet on the number of children? No. I sent a letter he did not answer. I called and he doesn't return my calls. Who did you talk to? Mr. Becker. Try Bill Chappell at the high school. He is in charge of transportation.

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

Submitted By:

Deborah Evans

Deborah Evans
Borough Clerk