

March 22, 2016

Regular meeting of the Mayor and Council of the Borough of Victory Gardens, held on March 22, 2016.

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. Attorney Feintuch was also present at this meeting.

ABSENT: None

Motion to accept the minutes of March 8, 2016 as received by Councilwoman Montes, seconded by Councilman Glass and approved on verbal vote. None opposed.

CORRESPONDENCE:

The Clerk said she doesn't have anything but would like an answer regarding the pictures we received from the owner of 392 Washington Avenue. Do you want me to tell them yes we will fix or no we won't. This was a complaint regarding her driveway. She said the men ruined a part of her driveway with the plow during snow removal.

Motion was made to have our men repair the damage to the driveway when the weather gets better. Motion made by Councilman Jacobus, 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 |

The Clerk said she will pass around the tags Jerry had made up to leave on residents doors that have not gotten their dog licenses yet. One side is in English the other in Spanish. Councilwoman Montes asked who authorized him to get these? The Clerk said he asked and I told him yes. He has gotten them before. He puts them out every year. Councilwoman Montes said she hasn't seen them before. You would only see them if there was an issue with your animals.

Motion to accept the correspondence as received by Councilman Glass, seconded by Councilwoman Montes and approved on verbal vote. None opposed.

VOUCHERS:

| Voucher # | Payable to: | Type of Service | Amount | Check # |
|-----------|---|-----------------------------------|-----------|---------|
| 3-026 | State of NJ, Dept. of Treasury, Div. of | Other Insurance | 23,750.00 | |
| 3-027 | Waste Management | Trash Removal | 8,188.91 | |
| 3-028 | US Bank Cust for PC4 | Redemption / Tax Collector | 7,266.19 | |
| 3-029 | State of NJ, Dept. of Treasury, Div. of | Other Insurance | 6,989.14 | |
| 3-030 | The Hartford | Other Insurance | 4,616.83 | |
| 3-031 | NJNG Company | Utilities | 723.00 | |
| 3-032 | Eric M. Bernstein & Associates, LLC | Planning Board OE / GRC Complaint | 528.00 | |
| 3-033 | Morris County Overhead Door Co. | Bldgs. & Grnds. | 493.10 | |
| 3-034 | JCP&L | Utilities | 360.17 | |
| 3-035 | JCP&L | Fire OE | 214.96 | |
| 3-036 | Ideal Air Inc. | Bldgs. & Grnds. | 350.00 | |
| 3-037 | Anderson & Denzler Associates, Inc. | Planning Board OE | 328.80 | |
| 3-038 | Herbert Evans, Jr. | Bldgs. & Grnds. | 300.00 | |
| 3-039 | Anderson & Denzler Associates, Inc. | Engineering OE | 164.40 | |
| 3-040 | Car Quest of Dover | Road OE | 109.99 | |
| 3-041 | Castle Printing Company | Dog OE | 94.40 | |
| 3-042 | Deborah Devery | Planning Board OE | 90.00 | |
| 3-043 | Verizon | Utilities | 66.07 | |
| 3-044 | Registrar's Assoc. of NJ | Clerk OE - Debbe Evans Class | 50.00 | |
| 3-045 | MGL Printing Solutions | Tax Collector OE | 37.50 | |
| 3-046 | MCTCTA C/O Arlene Ehalt | Tax Collector OE | 25.00 | |
| 3-047 | Optimum | Clerk OE | 6.04 | |
| 3-048 | Edwardo Martinez | Streets & Roads SW | 2,197.60 | |
| 3-049 | Hector Lorenzo | Streets & Roads SW | 1,538.88 | |
| 3-050 | Deborah Devery | Admin SW | 828.12 | |
| 3-051 | Alan Guadagnino - Plumber | Fire OE | 125.00 | |
| | | TOTAL | 59,442.10 | |

VOUCHERS CONTINUED:

Motion to approve the vouchers for payment by Councilwoman Montes, 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 |

DEPARTMENT REPORTS:

Building Department - 5 permits issued. Total value of construction \$18,170.

Property Maintenance - Everyone has a copy of the report.

Municipal Court - We received \$965.06 .

Tax Collector - Total Tax Receipts Month To Date: \$ 84,821.77
Total Tax Receipts Year To Date: \$308,747.70

Registrar - 1 marriage license issued for a total collected: \$28.00

Finance Officer - No report from Amy.

COMMITTEE REPORTS:

Councilwoman Cheatham - No report.

Councilman Glass - No report.

Councilwoman Hedgepath - No report.

Councilman Jacobus - The men were doing recycling, cleaning gutters, flushed some sewer lines, they were at the firehouse with contractors we have coming in to do work at fire house, cleaning off winter equipment and have ordered more bags for dog waste.

Councilman Lorenzo - I gave everyone a copy of a flier from Municipal Alliance. There is a program regarding drug abuse on April 5, 2016 at Montville High School. 7-8 p.m.. Anyone can go. The primary drug use in Morris County is over 38% over 858 cases. Heroin in Morris County is 40% in Dover and in Morristown. We are trying to spread the work and make people aware. We will be having another meeting next week.

Councilwoman Montes - The Easter egg hunt was moved from last Sunday because of the snow storm we were suppose to get. It is rescheduled for Saturday 3/26 at 2:00 p.m.. The coat drive was a great success. There were 7 bags of coats left. We donated them to Veterans.

Councilman Jacobus said that there was discussion awhile ago about having a meeting up here and others having a meeting in the audience. The public brought this up. We agreed back then that neither group would have a discussion while the other are talking. I have tolerated this for months where the public is talking. while we are trying to conduct business. When there is a meeting going on have respect and don't talk while we are talking.

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:

UPDATE OF SALARY ORDINANCE -

(See Next Page)

NEW BUSINESS:

AN ORDINANCE TO AMEND AN ORDINANCE TO ESTABLISH A SALARY RANGE AND FIXING SALARIES OF OFFICIALS AND EMPLOYEES OF THE BOROUGH OF VICTORY GARDENS

PREAMBLE: The Mayor and Council of the Borough of Victory Gardens having determined that the compensation for various officials and employees of the Borough have to be adjusted to enact this amendment to the existing salary ordinance.

BE IT RESOLVED, by the Mayor and Council of the Borough of Victory Gardens, County of Morris, State of New Jersey, that there is hereby established a salary range for the officials and employees of the Borough of Victory Gardens as follows:

| TITLE | ANNUAL MAXIMUM |
|-----------------------------------|----------------|
| Mayor | 7,000.00 |
| Councilperson | 5,000.00 |
| Municipal Clerk/Administrator | 90,000.00 |
| Administrative Secretary | 25,000.00 |
| Chief Financial Officer/Treasurer | 24,000.00 |
| Book Keeper | 20,000.00 |
| Tax Assessor | 10,000.00 |
| Tax Collector | 10,000.00 |
| Streets & Roads Department | 100,000.00 |
| Building Inspector | 9,000.00 |
| Zoning Officer | 9,000.00 |
| Plumbing Inspector | 5,000.00 |
| Electrical Inspector | 5,000.00 |
| Property Maintenance Inspector | 20,000.00 |

Hourly Employees: Minimum Per Hours: \$9.00 Maximum Per Hour: \$32.00

Deborah Evans, Borough Clerk

David L. Holeman, Jr. Mayor

I, Deborah Evans, Clerk of the Borough of Victory Gardens, do hereby certify that this is a true and exact copy of the Ordinance adopted by the Mayor and Council of the Borough of Victory Gardens at a meeting held on _____.

Deborah Evans, Borough Clerk

Introduced: 3-22-16

Adopted:

Councilwoman Montes asked who put the amounts in for the Ordinance? Amy. Streets and Roads went from \$55,000 to \$100,000. That is a big increase. Yes, but it is a maximum. They aren't making that. The last Ordinance we did was 6 years ago.

Motion to introduce the salary ordinance by Councilwoman Montes, seconded by Councilman Lorenzo and approved on roll call:

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

NEW BUSINESS CONTINUED:

AMERICAN RED CROSS RESOLUTION -

AMERICAN RED CROSS MONTH
MARCH 2016

In the Borough of Victory Gardens, we have a long history of helping our neighbors in need. American Red Cross Month is a special time to recognize and thank our everyday heroes - those selfless Red Cross volunteers and donors who give of their time and resources to help community members.

These heroes help families find shelter after a home fire. They give blood to help trauma victims and cancer patients. They deliver comfort items to military members in the hospital. They use their life saving skills to save someone from a heart attack, drowning or choking. They enable children around the globe to be vaccinated from measles and rubella.

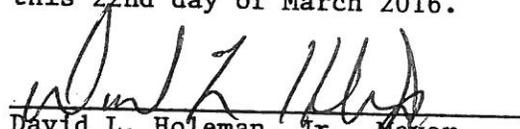
The American Red Cross depends on local heroes to deliver help and hope during a disaster. We applaud our heroes here in the Borough of Victory Gardens who give of themselves to assist their neighbors when they need a helping hand.

Across the Country and around the world, the American Red Cross responds to disasters big and small. In fact, every eight minutes the organization responds to a community disaster, providing shelter, food, emotional support and other necessities to those affected. It collects 40 percent of the nations blood supply; provides 24 hour support to military members, veterans and their families; teaches millions lifesaving skills, such as lifeguarding and CPR; and through its Restoring Family Links program, connects family members separated by crisis, conflict or migration.

We dedicate the month of March to all those who support the American Red Cross mission to prevent and alleviate human suffering in the face of emergencies. Our community depends on the American Red Cross, which relies on donations of time, money and blood to fulfill its humanitarian mission.

NOW, THEREFORE, I, David L. Holeman, Jr, Mayor of the Borough of Victory Gardens, by virtue of the authority vested in me by the Constitution and laws of the Borough of Victory Gardens, State of New Jersey, do hereby proclaim March 2016 as American Red Cross Month. I encourage all Americans to support this organization and its noble humanitarian mission.

IN WITNESS WHEREOF, I have hereunto set my hand this 22nd day of March 2016.


David L. Holeman, Jr. Mayor

ATTEST:


Deborah Evans, Borough Clerk

Motion on the Resolution 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 |

NEW APPOINTMENT TO THE PLANNING BOARD - Mayor Holeman said he would like to appoint a new member to our Planning Board. Her name is Anne Davis. The Mayor thanked Anne for joining the Board.

OLD BUSINESS:

AWARD GARBAGE CONTRACT - Attorney Feintuch said we received two garbage bids. One was from Rubinetti for \$644,000. The other from Waste Management for \$666,064. Both are 5 year contracts.

I have looked over all the paperwork and that is in order. Both companies have worked for the Borough before. It is my recommendation that you accept the bid from Rubinetti for \$644,000 .

Motion was made by Councilwoman Montes to accept the bid from Rubinetti for \$644,000 for a five year contract. Motion 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 |

Attorney Feintuch asked for authority to prepare the contract for Rubinetti.

Motion made by Councilwoman Montes, seconded by Councilman Glass and approved on roll call for the Attorney to prepare the contract for Rubinetti.

| | |
|----------------------------|-----|
| Councilwoman Cheatham | Yes |
| Councilman Glass | Yes |
| Councilwoman Hedgepath | Yes |
| Councilman Jacobus | Yes |
| Councilman Lorenzo | Yes |
| Councilwoman Garcia Montes | Yes |

POLK AND MONROE AVENUE PARKING ORDINANCE UPDATE -

**AN ORDINANCE AMENDING PORTIONS OF CHAPTER 7-14
PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS**

By this action the governing body of the Borough of Victory Gardens amends Chapter 7-14 (b) as follows:

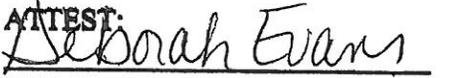
7-14 (b) : Parking is permitted on streets or parts of streets described below.

| <i>Parking permitted</i> | <i>Sides</i> | <i>Location</i> |
|--------------------------|--------------|---|
| Coolidge Avenue | West | |
| Cleveland Avenue | North | |
| Garfield Avenue | South | |
| Monroe Avenue | East | For the blocks commencing on Washington Avenue on the East to Roosevelt Avenue |
| Roosevelt Avenue | North | Between Washington Avenue on the East and Washington Avenue on the West |
| Washington Avenue | North | Between Washington Avenue on the East and Adams Avenue on the West |
| | North | Washington Avenue between South Salem Street up to the Hamilton Park Business Complex |

BOROUGH OF VICTORY GARDENS


DAVID HOLEMAN, Mayor

ATTEST:


DEBORAH EVANS, Borough Clerk

INTRODUCED:

OLD BUSINESS CONTINUED:

PARKING ON MONROE & POLK AVENUES ORDINANCE UPDATE -

Motion was made to introduce the parking ordinance update for Polk and Monroe Avenues. Motion made 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 | No |
| Councilwoman Garcia Montes | Abstain |

The Clerk asked if Council wants her sending out letters to the homeowners that will be impacted with this Ordinance? Yes.

OVERHEAD DOORS - The Clerk wanted everyone to know that we are still waiting on quotes for the doors. Once I get them back I will let you know.

STORM DRAINS - The Clerk said she sent the quotes we received to Leon Hall. We only received two quotes from the six that he sent out. One was for \$22,000 and the other for \$45,000. We can not accept these quotes because they are over the bid threshold. So, we can either go out to bid on this or retry sending for quotes again. Council has to let me know what they want to do. We have received quotes twice now. This was for 11 drains.

Attorney Feintuch said we should try one more time for quotes and expand the vendors.

Councilwoman Montes made a motion that we try to get quotes again and expand the vendors. We will try to get this done within the next month. Motion was seconded by Councilman Jacobus and approved on verbal vote. None opposed.

Councilman Lorenzo said that the drain in our parking lot is really bad and that the maintenance men should block it off with tape or something. I will tell them the Clerk said.

CAMPER/TRAILER ORDINANCE UPDATE - Our property maintenance person, Ron Young is here tonight to help us go over the Ordinance and to let Council know what he feels are the issues in Victory Gardens. At this time the meeting was turned over to him.

Ron said he wants the Mayor and Council to know what problems he is having in the Borough with certain vehicles. We have a trailer ordinance that addresses campers and travel trailers. There is no problem with that.

What I want to have you address is the other trailers. Boat trailers, dump trucks, motor cycle trailers and utility trailers. Those are the areas that have not been addressed. There are a number of commercial vehicles in here as well as in the apartment complexes. I have given you pictures so that you can see where the problems and concerns are.

The utility trailers, and I have worked in three other towns, some towns don't allow any trailers whatsoever. Some allow them to be only in the rear yard and/or fenced in. Some of them are for storage and then that becomes a set back problem. Some of these things they have taken the wheels off and are using them as sheds.

Landscapers are really bad with this. There is one on Washington Avenue where he has four vehicles that are all business vehicles. He parks all over the place. You have an ordinance already in place that talks about trucks over 3/4 ton. You have a commercial vehicle on Coolidge Avenue that has the contractors name and information on it.

You have vehicles that have been sitting for over 6 months that haven't moved. You should deal with anything over 3/4 ton that are commercial vehicles. If they don't have writing on them or are personal vehicles you don't have to care about that. They are making personal vehicles bigger. These vehicles can't be in town all day. This is an option for you.

OLD BUSINESS CONTINUED:

CAMPER/TRAILER ORDINANCE UPDATE CONTINUED - Councilman Lorenzo said he sees pictures here with pickup trucks with lettering. Is that legal? No. Commercial vehicles in a residential zone are not allowed. Some of these vehicles haven't moved in 6 months.

I can make suggestions and I think you should make them register and insure the vehicles. Otherwise these things become sheds. If you have storage sheds then that becomes a zoning issue. Some of these trailers are 5 yard and some are 10 yards. I did meet with some of the Council members to go over this. Just to let them know what I was looking at and to get their feedback.

Councilwoman Montes said then what we need to do is update our ordinance? Yes. So then we have to company trucks, campers, trailers, vans, boats. Camper ordinance we have set already. All the rest needs to be done.

Councilman Lorenzo said there are some campers that are being used as sheds? yes. You also have small trailers that are being used as sheds. The problem that you have now is that is becoming more prevalent. More people are bringing all this stuff in because there are no rules. You have boat trailers without boats.

The Attorney said you can prohibit commercial vehicles. You can if that is what you choose to do. That would be, the Attorney said, whether they have signage on them or not.

Councilman Glass said there are people in town that bring their company truck home. You may consider having commercial vehicles in garages or only one to a property. We are restricted by the amount of land we have here.

After more discussion, the Council will review all the recommendations that Ron presented to them. They will form a committee to decide what needs to be done. The Mayor will talk to the Council to see which Council members would like to be on the committee. They will have to say what we want in the town and what we don't want.

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

Joan Cegelka - Coolidge is not residential. The other section is from here up to the church. What is the annual maximum for Council people in the new salary ordinance? \$5,000. \$55,000 was for two maintenance men? No. Just one. The 100,000 is a maximum that one can make. It is not combined. Council are listed as one council person can make up to \$5,000. Yes, a maintenance man can make up to \$100,000. If the \$100,000 is for each person, then that is a lot of money. Yes, but they aren't making that money. It's a maximum they can make. Joan mentioned that in Morris Plains with the trucks and commercial vehicles, that area is so nice. That is one thing we talked about was having the items behind fences. We have let our town run down. That is why we are trying to get it back together.

Jim Janone - I only have a question for Ron. Do you have any certifications? Like Zoning? No. I don't have a zoning certification. We have a zoning officier. I don't do zoning. Everything you described to the Council tonight has to do with zoning. You can't inspect stuff that a construction official can inspect. Yes I can I have a license. Ron does property maintenance. What does a trailer have to do with property maintenance? On the property it is an eyesore. DMV codes classify trailers. You can't insure a trailer as stated by Ron. Once you connect a trailer to a vehicle then it is covered. We will look into all this the Mayor said. I agree there are a lot of commercial vehicles in here.

Christopher Trotsky - I have to address Mr. Jacobus. What you said to the public I just wanted to say you are a hypocrite. You do the same thing up there that you are accusing the public of doing.

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

The Clerk asked Council if they want her to send letters out to the home owners on the section of Monroe and Polk where we are changing the ordinance so they can be at the meeting? Yes, send letters. Okay.

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