

January 8, 2019

Regular meeting of the Mayor and Council of the Borough of Victory Gardens, held on January 8, 2019.

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: Councilwoman Cheatham, Councilman Glass, Councilwoman White, Councilman Lorenzo, Councilwoman Garcia Montes.

ABSENT: None

** Attorney Feintuch was also present at this meeting.

Motion to accept the minutes of 12/11/18 and 1/4/19 as received by Councilwoman Montes, seconded by Councilman Lorenzo and approved on verbal vote. None opposed.

CORRESPONDENCE:

Email From Valerie Williams - Everyone was given a copy of the email from Valerie. It is regarding her stairs.

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

VOUCHERS:

Mayor Holeman asked if there were any questions on the vouchers?
Councilwoman Montes asked about Debbie's schooling and how much more she has to go through? She just passed her last class. Now in February she is taking the review class and then will sit for the state exam in April, I think the date is. If she passes the exam then what will she be certified in? Municipal Clerk.

The Mayor asked if there were any other 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 Councilwoman Montes and approved on roll call:

Councilwoman Cheatham	Yes
Councilman Glass	Yes
Councilwoman White	Yes
Councilman Lorenzo	Yes
Councilwoman Garcia Montes	Yes

(See Vouchers Next Page)

VOUCHER REPORTS

Date of Council Meeting:

Jan. 8, 2019

<u>Voucher #</u>	<u>Payable to:</u>	<u>Type of Service</u>	<u>Amount</u>
1-001	ATT	Utilities	48.81
1-002	County of Morris - Dept. of Law & Put 911 Costs		5050.00
1-003	Daily Record	Tax Assessor - Tax list for public viewing	41.88
1-004	Deb Evans	Clerk OE	45.00
1-005	Dover Board of Ed.	School Taxes	82183.58
1-006	Dover Municipal Court	Muni Court Dover	1529.82
1-007	Gramco Business Comm.	Clerk OE	1095.00
1-008	Henry O Baker Insurance Group	Other Insurance	156.00
1-009	Herbert Evans, Jr.	Buildings & Grounds	350.00
1-010	Home Depot Credit Services	Buildings & Grounds	420.95
1-011	Insync Municipal Systems	Tax Collector - First Byte support syst.	900.00
1-012	JCP&L	Fire OE	100.67
1-013	JCP&L	Utilities	370.56
1-014	JCP&L	Street Lighting	644.92
1-015	Jerry Flatt	Dog OE	120.00
1-016	JLM Computers	Clerk OE	95.00
1-017	MCTCTA C/O Arlene Eehalt	Tax Collector	40.00
1-018	Mount Freedom Printing	Finance - Voucher forms	214.00
1-019	NJ Conference of Mayors	Mayor & Council	295.00
1-020	NJLM - League Of Municipalities	Mayor & Council	309.00
1-021	NJNG	Fire OE	262.00
1-022	Philip Feintuch, ESQ	Legal Services	2,062.91
1-023	Registrars' Assoc. of NJ	Clerk OE	25.00
1-024	Rutgers Center for Gov't Services	Clerk OE - D.Devery class	685.00
1-025	Shell Fleet Plus Card	Streets & Roads	428.67
1-026	State of NJ - Pensions & Benefits	Pension	30,643.00
1-027	State of NJ - Pensions & Benefits	Group Insurance - Health & Prescrip.	5,035.85
1-028	Tara White	Recreation	230.02
1-029	Treasurer, State of NJ-Div. Child. & F Marriage License		125.00
1-030	Treasurer, State of NJ-Div. Codes & State Training Fees		55.19
1-031	Verizon	Utilities 366-5312	246.72
1-032	Verizon	Utilities 366-7536	58.50
1-033	VSP - Vision Service Plan	Other Insurance	98.70
		TOTAL	133,966.75

Councilman Glass said we received the parts for the salter but we have not gotten the bill yet.

NEW BUSINESS:

RESOLUTION FOR 911 DISPATCH SERVICES FOR 2019 - The Clerk said that everyone has a copy of the resolution. We approved the contract in December but we didn't do the resolution.

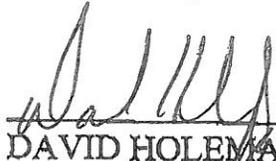
RESOLUTION AUTHORIZING THE BOROUGH OF VICTORY GARDENS TO ENTER INTO A SERVICE AGREEMENT FOR 9-1-1 AND EMERGENCY MEDICAL PRE-ARRIVAL INSTRUCTION 9-1-1 PHONE SERVICES

WHEREAS, the Borough of Victory Gardens has a need for 9-1-1 call answering services and emergency medical pre-arrival instruction services, and the County of Morris has the ability to make the service available; and

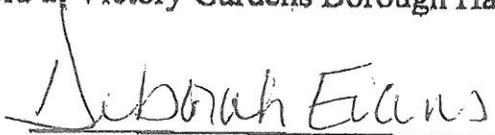
WHEREAS, the Borough has employed the services in previous years satisfactorily; and

WHEREAS, the parties have reached an accord as to the services to be provided and the cost to the Borough and the one year term of the Agreement;

NOW THEREFORE, be it resolved that the governing body of Victory Gardens authorizes the Mayor and Borough Clerk to execute the Agreement tendered the Borough by the County of Morris and the Agreement be held on file in the Borough's office.


DAVID HOLEMAN, Mayor

I, Deborah Evans, Clerk of the Borough of Victory Gardens, do hereby certify that this is a true and exact copy of a Resolution passed at a meeting of the Mayor and Council, which meeting was held at Victory Gardens Borough Hall on Tuesday, January 8, 2019.


DEBORAH EVANS, Borough Clerk

FEINTUCH, FORWICKI & FEINTUCH
ATTORNEYS AT LAW
721 NEWARK AVENUE
JERSEY CITY, NJ 07310
(201) 636-8660
January 7, 2019

Motion to approve the Resolution by Councilwoman Montes, seconded by Councilwoman Cheatham and approved on roll call:

Councilwoman Cheatham	Yes
Councilman Glass	Yes
Councilwoman White	Yes
Councilman Lorenzo	Yes
Councilwoman Garcia Montes	Yes

NEW BUSINESS CONTINUED:

3 NAMES FROM THE DEMOCRATIC COMMITTEE FOR OPEN SEAT - The Clerk said she received a letter from the Local Democratic Committee for three names. They are: John Cegelka, Kendyll Hedgepath, Kelly Jacobus.

Councilwoman White made a motion to nominate Kendyll Hedgepath for the unexpired term. Seconded by Councilwoman Cheatham and approved on roll call:

Councilwoman Cheatham	Yes
Councilman Glass	Yes
Councilwoman White	Yes
Councilman Lorenzo	Yes
Councilwoman Garcia Montes	Yes

CAP BANK ORDINANCE - The Clerk said that everyone has a copy -

(See Ordinance On Next Page)

Motion to approve the Cap Ordinance on introduction by Councilwoman Montes, seconded by Councilwoman Cheatham and approved on roll call:

Councilwoman Cheatham	Yes
Councilman Glass	Yes
Councilwoman White	Yes
Councilman Lorenzo	Yes
Councilwoman Garcia Montes	Yes

CALENDAR YEAR 2019
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION
LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A:4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Governing Body of the Borough of Victory Gardens in the County of Morris finds it advisable and necessary to increase its CY 2019 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and the citizens; and

WHEREAS, the Governing Body hereby determines that a 1.0 percent increase in the budget for said year, amounting to \$10,453.85 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the Governing Body hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE, BE IT ORDAINED, by the Governing Body of the Borough of Victory Gardens, County of Morris, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2019 budget year, the final appropriations of the Borough of Victory Gardens shall, in accordance with this ordinance and N.J.S.A. 40A:40-45.14, be increased by 3.5% amounting to \$36,588.48, and that the CY 2019 municipal budget for the Borough of Victory Gardens be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote thereon, be filed with said Director within 5 days after such adoption.

OLD BUSINESS: NONE

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

Jackie Espinoza - J C P & L representative. I wanted to come and let you know that we will be doing infrastructure improvements. We have a plan in place. We want to make this stable so we can serve the public better. The Mayor asked Jackie if she would wait for after the meeting because he would like to speak with her. She said she would.

Jim Janone - Pot holes on Franklin Road - I spoke to Debbe about this today. Do we have an update on Randolph doing any work. I haven't had a chance to get in touch with them. You just asked about it this afternoon. Last week Randolph was out there paving their side of the street. Our side is really bad. Also, Dover passed the Ordinance on the water rates. Has anyone spoken to them about it? I have the Clerk said. I am still waiting for the administrator to get back to me. I spoke with the water department. They are saying that there are two charges. They aren't sure themselves as to how much of a raise in prices it is going to be. They said the meter part of the charges looks like it is going up about \$5.00 per quarter. The only part with the water consumption is where I am not getting an answer. All I am asking for is approximate numbers. I will continue to try to get an answer out of them. Once I get it everyone will have it.

Jim Janone Continued - I told them about notifying us. They should have done that and they did not. From what I understand, no one was noticed. What are we getting for the new fees? I asked them that and they said they are upgrading. Everyone just got new meters. I did find some paperwork on the municipal court. It says that at the end of the year it would be reviewed yearly. You didn't review. It came out of our minutes. The Clerk said she has the Dover Court Agreement that was signed 1/1/18. This agreement shall renew automatically for successive like five years. There is nothing in this agreement that says a Resolution has to be done every year or that the parties have to meet every year. That is not what the Resolution says. The Clerk said that could be from before when all the parties were in the court agreement. This agreement is only for Dover and Victory Gardens. Where did you get this information that you are talking about? It says nothing in the current agreement. It was from December 2016 or January 2017. The Clerk said she will take a look. The last thing I wanted to say something about was the appointment of Ms. Hedgepath. The Mayor said Jims time is up. Well I think that John Cegelka has more knowledge to be up there. That is your opinion Jim the Mayor said.

The Mayor asked for a motion to close the meeting to the public. Motion made by Councilwoman Montes, seconded by Councilman Glass and approved on verbal vote. None opposed.

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