MAYOR AND BOARD OF ALDERMAEN, TOWN OF DOVER, COUNTY OF MORRIS, NJ MINUTES OF THE REORGANIZATION MEETING FOR JANUARY 1, 2008

The Reorganization Meeting of the Mayor and Board of Aldermen was held in council chambers, 37 N. Sussex Street, Dover, New Jersey.

Mayor Dodd called the meeting to order at 12:00pm.

Mayor Dodd recognized dignitaries in the audience including former Mayor, Aldo Cicchetti, former Alderman John Horan, and Mayor Chegwidden of Wharton. He also noted department heads including CFO Kelly Toohey, Town Engineer Michael Hantson and Chief Valentine.

Judge Maenza administered the Oath of Office to Aldermen Poolas, Romaine, Visioli and Delaney.

All joined in the Pledge of Allegiance and a moment of silence.

Invocation was given by Robin Foster

Kathy Gratacos sang the Star Spangled Banner and God Bless America.

Chief Valentine presented P.O. Aldo Cicchetti as police officer of the year and stated it is really an honor because it is voted on by your peers.

ROLL CALL:

PRESENT: Aldermen Fahy, Delaney, Poolas, Romaine, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd

ALSO PRESENT: Administrator Garvin, Attorney Pennella and Clerk Verga

Clerk Verga stated this meeting is in compliance with the open public meetings act.

Mayor Dodd gave his Town Address:

Ladies and Gentlemen:

Good afternoon to all assembled here on this most auspicious day, the beginning of a new year, the day of 2008. Yesterday at midnight another page in Dover's history turned, and today we begin a fresh page. At this time of the year, the media flood us with lists categorizing the best of, the worst, the most memorable, the admired, the despised, etc. Likewise, as Mayor, I pause and reflect on this day of transition to recall the benchmarks of my past term and to set goals for the impending four years of my new term.

2008 opens with our country still at war, the housing market in crisis, and fuel prices escalating. Unlike the bleakness on the national level, we in Dover have cause to feel a sense of pride and hope for a better future. Despite the downturn in the real estate market, investors have seen fit to commit their resources to Dover's commercial expansion.

For example:

This past year we have broken ground for the new 108 room Hilton Hotel. This spring we anticipate the groundbreaking of an adjacent 59,000 square foot office building. Walgreen's is scheduled to open soon as well as a much needed and eagerly awaited Bravo Supermarket, Whose facade has already beautified Blackwell Street. Dover Diner, which was closed for quite some time, has reopened under new ownership, while Sabor Latino has filled the space of the former Golden Coin Restaurant. Giovanni's has been

purchased by Attilios of Denville and will open in a few months. All of these establishments will add vitality to our downtown.

The centerpiece of our planned growth remains the Bassett Highway Project. Although we do not have a signed agreement at this time, we continue to take cautionary steps to ensure eventual success. Other towns with revitalization goals have met with failure. The Netcong Redevelopment Project has been taken off the table, a major developer Wildwood walked away from a project with over 4.5 million dollars invested, and an Asbury Park project went bankrupt and sat dormant as an eyesore for over then years. Learning from their mistakes will enable us to avoid the same fate.

Steps have been taken to improve the appearance and efficiency of our pubic facilities. The library has undergone a much-needed major renovation as have the Town Hall hallways, lobby, and council chambers. A new welcome center has been added to our lobby which will be occupied by senior volunteer participation. January will see the completion with new carpet in this council chamber and new lighting in our lobby and hallways.

In response to residents' concerns and requests, speed tables conforming to DOT specifications were installed in the First Ward to combat residential speeding. The effectiveness of this placement and its huge success has prompted us to act in the remaining wards...

Internal reorganization will focus on the consolidation of staffing and the implementation of the merge of the DPW and Water Department. The goal of increased efficiency and accessibility of services has been addressed by the introduction of evening hours at Town Hall as well as additional recreation activities for seniors and our youth.

This past year we adopted Historic Preservation Ordinance to protect the integrity of the Historic District and balance it with the new growth. Today I will be appointing members to the Historic Preservation Commission, a completely new board, to oversee and regulate elements such as façade designs, colors of awnings, and other key issues of exterior appearance. The old and new can co-exist in harmony with smart planning and conscientious oversight.

Overall, I am heartened by our many successes, by our ability to weather storms and emerge stronger, and by the efforts and loyalty of many who work for the common good. I would like to thank the Administration and staff for their hard work and dedication to achieve our goals. I look forward to serving the citizens of Dover for the next 4 years. I will continue to make myself available and responsive, to encourage citizen input and open communication, and with your support and the efforts of your Board of Aldermen, pledge to work for a better Dover.

Alderman Visioli asked the clerk to read the following resolutions:

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR MUNICIPAL ATTORNEY

WHEREAS, the Town of Dover has a need to acquire Legal Services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5

WHEREAS, the CFO has determined and certified in writing that the value of the acquisition will exceed \$17,500; and

WHEREAS, the anticipated term of this contract is one (1) year; and

WHEREAS, David Pennella, Esq. of the law firm of Pennella & Clapps has submitted a proposal indicating he will provide the Municipal Attorney for the \$46,800 retainer plus \$155 per hour; and

WHEREAS, David Pennella, Esq. of the law firm of Pennella & Clapps has completed and submitted a Business Entity Disclosure Certification which certifies that Pennella & Clapps has not made any reportable contributions to a political or candidate committee as the Mayor and Board of Aldermen, excluding 2005, and that the contract will prohibit Pennella & Clapps from making any reportable contributions through the term of the contract; and

WHEREAS, the CFO has certified that funds are available for this award – N.J.S.A. 5:30-5.4.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Board of Aldermen of the Town of Dover authorizes the Mayor and Municipal Clerk to enter into a contract with **David Pennella**, **Esq.** of the law firm of Pennella & Clapps as described herein; and

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

BE IT FURTHER RESOLVED, the appointment as Municipal Attorney for the Town of Dover is made without competitive bidding as it is a "professional service" under the provisions of the Local Public Contracts Law, because attorneys are a recognized profession, licenses and regulated by law.

Alderman Visioli has moved the foregoing resolution be adopted and duly seconded by Alderman Romaine and passed by the following roll call vote.

Ayes: Aldermen Fahy, Delaney, Poolas, Romaine, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd Noes: none Abstain: none Absent: None

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR MUNICIPAL PROSECUTOR

WHEREAS, the Town of Dover has a need to acquire Legal Services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5

WHEREAS, the CFO has determined and certified in writing that the value of the acquisition will exceed \$17,500; and

WHEREAS, the anticipated term of this contract is one (1) year; and

WHEREAS, Manuel P. Fanarjian, Esq. has submitted a proposal indicating he will provide the services of Municipal Prosecutor for the \$24,000 retainer plus \$500 per extra session; and

WHEREAS, Manuel P. Fanarjian, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that Manuel P. Fanarjian, Esq. has not made any reportable contributions to a political or candidate committee as the Mayor and Board of Aldermen, excluding 2005, and that the contract will prohibit Manuel P. Fanarjian, Esq. from making any reportable contributions through the term of the contract; and

WHEREAS, the CFO has certified that funds are available for this award – N.J.S.A. 5:30-5.4.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Board of Aldermen of the Town of Dover authorizes the Mayor and Municipal Clerk to enter into a contract with **Manuel P. Fanarjian,** Esq. as described herein; and

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

BE IT FURTHER RESOLVED, the appointment as Municipal Prosecutor for the Town of Dover is made without competitive bidding as it is a "professional service" under the provisions of the Local Public Contracts Law, because attorneys are a recognized profession, licenses and regulated by law.

Alderman Visioli has moved the foregoing resolution be adopted and duly seconded by Alderman Timpani and passed by the following roll call vote.

Ayes: Aldermen Fahy, Delaney, Poolas, Romaine, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd Noes: none Abstain: none Abstent: None

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR PUBLIC DEFENDER

WHEREAS, the Town of Dover has a need to acquire services of a Public Defender as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5

WHEREAS, the CFO has determined and certified in writing that the value of the acquisition will exceed \$18,180; and

WHEREAS, the anticipated term of this contract is one (1) year; and

WHEREAS, **Timothy P. Downs**, Esq. has submitted a proposal indicating he will provide the Public Defender for the \$18,180 retainer; and

WHEREAS, **Timothy P. Downs**, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that **Timothy P. Downs**, Esq. has not made any reportable contributions to a political or candidate committee as the Mayor and Board of Aldermen, excluding 2005, and that the contract will prohibit **Timothy P. Downs**, Esq. from making any reportable contributions through the term of the contract; and

WHEREAS, the CFO has certified that funds are available for this award - N.J.S.A. 5:30-5.4.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Board of Aldermen of the Town of Dover authorizes the Mayor and Municipal Clerk to enter into a contract with **Timothy P. Downs, Esq.** as described herein; and

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

BE IT FURTHER RESOLVED, the appointment as Public Defender for the Town of Dover is made without competitive bidding as it is a "professional service" under the provisions of the Local Public Contracts Law, because attorneys are a recognized profession, licenses and regulated by law.

Alderman Visioli has moved the foregoing resolution be adopted and duly seconded by Alderman Poolas and passed by the following roll call vote.

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPOINTING KELLY N. TOOHEY CHIEF FINANCIAL OFFICER

BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, NJ that **Kelly N. Toohey** be and hereby is appointed **CHIEF FINANCIAL OFFICER** for the Town of Dover for a term of four (4) years commencing January 1, 2008 in accordance with N.J.S.A. 40A:9-140.10.

Alderman Visioli has moved the foregoing resolution be adopted and duly seconded by Alderman Timpaniand passed by the following roll call vote.

Ayes: Aldermen Fahy, Delaney, Poolas, Romaine, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd Noes: none Abstain: none Absent: None

Alderman Picciallo asked the clerk to read the following resolutions:

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPOINTING RICHARD MATTISON FIRE CHIEF FOR THE TOWN OF DOVER

BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, NJ that **Richard Mattison** be and hereby is appointed **FIRE CHIEF** for the Town of Dover for a term of one (1) year commencing January 1, 2008.

Alderman Picciallo has moved the foregoing resolution be adopted and duly seconded by Alderman Visioli and passed by the following roll call vote.

Ayes: Aldermen Fahy, Delaney, Poolas, Romaine, Visioli, Donofrio, Picciallo and Mayor Dodd Noes: none Abstain: Alderman Timpani Absent: None

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPOINTING OFFICERS TO THE DOVER FIRE DEPARTMENT

BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, NJ that the persons listed below be and hereby are confirmed as officers of the Fire Department of Town of Dover, and of its various companies as listed commencing January 1, 2008:

BOARD OF FIRE WARDENS

CHIEF: Richard Mattison CAPTAIN: Kevin Kasko

LIEUTENANT: Dominic Timpani

PROTECTION HOOK & LADDER

1st ASST. CHIEF: Paul McDougall

CAPTAIN: John Filosa

LIETUENANT: Jose Gutierrez

DOVER ENGINE CO. NO. 1

2ND ASSISTANT CHIEF: Eric Berg

CAPTAIN: Robert Sperry

LIETUENANT: Edward Desimone

DOVER ENGINE CO. NO. 2

3RD ASSISTANT CHIEF: Ed Ridner CAPTAIN: Douglas Svoboda LIEUTENANT: Bryan Waagner

EMERGENCY SQUAD

CAPTAIN: Kevin Newkirk LIEUTENANT: Allen Bell

Alderman Picciallo has moved the foregoing resolution be adopted and duly seconded by Alderman Poolas and passed by the following roll call vote.

Ayes: Aldermen Fahy, Delaney, Poolas, Romaine, Visioli, Donofrio, Picciallo and Mayor Dodd Noes: none Abstain: Alderman Timpani Absent: None

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPOINTING INSURNACE CARRIERS FOR THE TOWN OF DOVER

WHEREAS, there exists a need for various insurance coverage's for the Town of Dover; and

WHEREAS, funds are available for this purpose;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Board of Aldermen of the Town of Dover, in the County of Morris, a municipal corporation of the State of New Jersey as follows:

- 1. *THE TOWN OF DOVER* shall participate in the Morris County Joint Insurance Fund for the following items:
 - (a) comprehensive property and liability;
 - (b) automobile liability and property damage;
 - (c) workmen's compensation:
 - (d) boiler and machinery; and
 - (e) excess liability (umbrella)
 - (f) police professional liability
 - (g) public official liability
 - (h) environmental liability
 - (i) employment practices liability

This coverage shall be for the Town of Dover and Dover Water Commission.

- 2. **HENRY O. BAKER INSURANCE, INC.** is hereby appointed as insurance agent to obtain additional coverage as necessary for the Town of Dover during the year 2008:
- 3. The appointment to act as insurance agents for the Town of Dover are made without competitive bidding as it is an exception under the provisions of the Local Public Contracts Law.
- 4. A copy of this Resolution shall be published in the newspaper designated as the Town of Dover official newspaper for the publishing of notices and shall be available at Town Hall.
- 5. This appointment shall be for a period of one (1) year commencing January 1, 2008.

Alderman Picciallo has moved the foregoing resolution be adopted and duly seconded by Alderman Donofrio and passed by the following roll call vote.

Ayes: Aldermen Fahy, Delaney, Poolas, Romaine, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd Noes: none Abstain: None Abstent: None

RESOLUTION OF THE TOWN OF DOVER WAIVING THE APPOINTMENT OF A RISK MANAGEMENT CONSULTANT/INSURANCE PRODUCER AND INDEMNIFYING AND HOLDING HARMLESS THE MUNICIPAL EXCESS LIABILITY JOINT INSURANCE FUND AS A RESULT OF ANY CLAIMS ARISING FROM SAID ACTION

WHEREAS, the Town of Dover is a member of the Municipal Excess Liability Joint Insurance Fund, (hereinafter known as the MEL), a public entity established under Public Law 1983, c.372 of Title 40A enabling local contracting units to join together for the purpose of self-insuring for excess coverage's as defined by statute; and

WHEREAS, the Bylaws of the MEL provide for appointment of a Risk Management Consultant by the municipality or authority to advise the municipality or authority on matters relating to the MEL's operation and coverage's provided; and

WHEREAS, the Risk Management Consultant's specific duties include, but are not limited to:

- 1.) Evaluation of the town's or authority exposure
- 2.) Explanation of the various coverage's available from the MEL and assisting the municipality or authority in the selection of proper coverage.
- 3.) Preparation of applications, statement of values, etc., required by the MEL
- 4.) Review of the town's or authority's assessment and assisting in the preparation of the town's or authority's insurance budget.
- 5.) Review of losses and engineering reports and providing assistance to the town's or authority's safety committee
- 6.) Assistance in the claims settlement process.
- 7.) Attendance at the majority of meetings of the MEL's Commissioners/Board of Fund Commissioners and the performance of such other services as required by the municipality or authority of the MEL.

WHEREAS, the Bylaws of the MEL further provides for said Risk Management Consultant to be paid a fee of six percent (6%) of the municipality's or authority's assessment for the current fund year; and

WHEREAS, the Bylaws of the MEL allows a member municipality or authority to waive such services and elect to perform all or any portion of the duties normally assigned to the Risk Management Consultant provided it notify the MEL in writing and further agrees to indemnify and hold harmless the MEL and certain of its agents.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Dover does elect to waive the services of a Risk Management Consultant, and to perform all or any portion of the duties normally assigned to said Risk Management Consultant; and

BE IT FURTHER RESOLVED, that the Town of Dover elects to have its six percent (6%) fee for Risk Management Services returned by the MEL, if applicable; and

BE IT FURTHER RESOLVED the Town of Dover agrees to indemnify and hold harmless the MEL, its commissioners, appointed officials and other MEL servants, agents, and employees from any and all claims arising from its decision to assume part or all of the duties normally assigned to a professional Risk Management Consultant.

Alderman Picciallo has moved the foregoing resolution be adopted and duly seconded by Alderman Romaine and passed by the following roll call vote.

Ayes: Aldermen Fahy, Delaney, Poolas, Romaine, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd Noes: none Abstain: none Absent: None

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPOINTING THE LOCAL EMERGENCY PLANNING COUNCIL

WHEREAS, the State Office of Emergency Management requires each municipality to appoint a Local Emergency Planning Council (LEPC) every two years; and

WHEREAS, representatives from each of the five categories are required.

Category 1 – Mayor James Dodd Administrator Bibi Stewart Garvin Municipal Attorney David C. Pennella

Category 2 – Police Chief Harold Valentine
Fire Chief Richard Mattison
Emergency Squad Captain Kevin Newkirk
Street & Road Supervisor Luis Acevedo
Health Officer Donald Costanzo
Deputy OEM Coordinator Scott Warner

Category 3 - Local Newspaper - Daily Record

Category 4 – Superintendent of Schools Robert Becker
Disaster Coordinator American Red Cross
Disaster Coordinator Salvation Army Capt.
Hospital Representative
Clergy Association

Category 5 – Supervisor Municipal Water Facility – Alan Ritter

Alderman Picciallo has moved the foregoing resolution be adopted and duly seconded by Alderman Romaine and passed by the following roll call vote.

Alderman Poolas asked the clerk to read the following resolutions:

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR TOWN AUDITORS

WHEREAS, the Town of Dover has a need to acquire Auditors as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5

WHEREAS, the CFO has determined and certified in writing that the value of the acquisition will exceed \$17,500; and

WHEREAS, the anticipated term of this contract is one (1) year, commencing January 1, 2008; and

WHEREAS, Raymond Nisivoccia and David Evans of the firm of Nisivoccia & Company LLP has submitted a proposal indicating they will provide the Auditor services as per proposal; and

WHEREAS, Raymond Nisivoccia and David Evans of the firm of Nisivoccia & Company has completed and submitted a Business Entity Disclosure Certification which certifies that Nisivoccia & Company has not made any reportable contributions to a political or candidate committee as the Mayor and Board of Aldermen, excluding 2005, and that the contract will prohibit Nisivoccia & Company from making any reportable contributions through the term of the contract; and

WHEREAS, the CFO has certified that funds are available for this award – N.J.S.A. 5:30-5.4.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Board of Aldermen of the Town of Dover authorizes the Mayor and Municipal Clerk to enter into a contract with **Nisivoccia & Company** as described herein; and

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

BE IT FURTHER RESOLVED, the appointment as Auditors for the Town of Dover without competitive bidding as a "professional service" under the provisions of the Local Public Contracts Law because Auditors are a recognized profession, licensed and regulated by law.

Alderman Poolas has moved the foregoing resolution be adopted and duly seconded by Alderman Picciallo and passed by the following roll call vote.

Ayes: Aldermen Fahy, Delaney, Poolas, Romaine, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd Noes: none Abstain: none Abstent: None

TOWN OF DOVER TEMPORARY BUDGET 2008 RESOLUTION

WHEREAS, N.J.S.A. 40A:4-19 provides for the making of temporary appropriations to finance the operations of municipal government between the first day of January of the budget year and the date of the adoption of the budget for such year;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover that there be and is hereby appropriated as follows:

CURRENT FUND 4,517,775.00
WATER UTILITY 577,484.00
PARKING UTILITY 46,212.00

as temporary appropriations for the year 2008

Alderman Poolas has moved the foregoing resolution be adopted and duly seconded by Alderman Picciallo and passed by the following roll call vote.

Ayes: Aldermen Fahy, Delaney, Poolas, Romaine, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd Noes: none Abstain: none Abstent: None

Temporary Budget (attached)

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMN OF THE TOWN OF DOVER DESIGNATING DEPOSITORIES FOR THE TOWN OF DOVER

WHEREAS, Revised Statute 40A:5-14 of the State of New Jersey provides that the Governing Body of every municipality shall designate the depository or depositories wherein all public monies and other funds of the municipality shall be kept.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover that the following financial institution is designated as the depository wherein all such public monies and fund shall be deposited to the credit of the Town of Dover and the custodian shall be the Town Treasurer for the year commencing January 1, 2008:

Commerce Bank

Alderman Poolas has moved the foregoing resolution be adopted and duly seconded by Alderman Picciallo and passed by the following roll call vote.

Ayes: Aldermen Fahy, Delaney, Poolas, Romaine, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd Noes: none Abstain: none Absent: None

Alderman Delaney asked the clerk to read the following resolutions:

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER DESIGNATING MEETING DATES FOR THE YEAR 2008

BE IT RESOLVED that the regular public caucus meetings of the Mayor and Board of Alderman shall be held at 7:00 p.m.

BE IT FURTHER RESOLVED that the regular public meetings of the Mayor and Board of Alderman shall be held immediately following the conclusion of the caucus meetings at the Dover Town Hall on the second and fourth **TUESDAY** of each month (*except as otherwise noted) namely:

JANUARY 8 & 22 FEBRUARY 12 & 26 MARCH 11 & 25 8 & 22 APRIL MAY 13 & 27 **JUNE** 10 & 24 **JULY** 8 & 22 **AUGUST** 12 & 26 9 & 23 SEPTEMBER OCTOBER 14 & 28 **NOVEMBER** 11 & 25 **DECEMBER** 9

REORGANIZATION JANUARY 1, 2009 12 NOON

Alderman Delaney has moved the foregoing resolution be adopted and duly seconded by Alderman Timpani and passed by the following roll call vote.

Ayes: Aldermen Fahy, Delaney, Poolas, Romaine, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd Noes: none Abstain: none Abstent: none

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN ACTING AS THE REDEVELOPMENT ENTITY OF THE TOWN OF DOVER DESIGNATING MEETING DATES FOR THE REDEVELOPMENT ENTITY FOR THE YEAR 2008

BE IT RESOLVED by the Mayor and Board of Aldermen acting as the Redevelopment Entity of the Town of Dover that the Redevelopment Entity meetings for the Town of Dover for the year 2008 shall be held immediately following the conclusion of the caucus meetings at the Dover Town Hall on the second and fourth **TUESDAY** of each month (*except as otherwise noted) namely:

JANUARY	8 & 22
FEBRUARY	12 & 26
MARCH	11 & 25
APRIL	8 & 22
MAY	13 & 27
JUNE	10 & 24
JULY	8 & 22
AUGUST	12 & 26
SEPTEMBER	9 & 23
OCTOBER	14 & 28
NOVEMBER	11 & 25
DECEMBER	9

Alderman Delaney has moved the foregoing resolution be adopted and duly seconded by Alderman Timpani and passed by the following roll call vote.

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPOINTING SPECIAL POLICE OFFICERS FOR THE TOWN OF DOVER

BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover that the following be and hereby are appointed **SPECIAL POLICE OFFICERS** for the Town of Dover for a term of one (1) year commencing January 1, 2008.

CLASS I: JOAN SMITH

Alderman Delaney has moved the foregoing resolution be adopted and duly seconded by Alderman Timpani and passed by the following roll call vote.

Ayes: Aldermen Fahy, Delaney, Poolas, Romaine, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd Noes: none Abstain: none Abstent: none

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPOINTING MEMBERS TO THE BOARD OF HEALTH FOR THE TOWN OF DOVER

BE IT RESOLVED by the Mayor and Board of Aldermen, Town of Dover, County of Morris, NJ that the following hereby are appointed to the **BOARD OF HEALTH** commencing January 1, 2008.

Sandra Scarneo – 3 year term exp. 12/31/10

Alderman Delaney has moved the foregoing resolution be adopted and duly seconded by Alderman Fahy and passed by the following roll call vote.

Ayes: Aldermen Fahy, Delaney, Poolas, Romaine, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd Noes: none Abstain: none Absent: none

Alderman Timpani asked the clerk to read the following resolutions:

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPOINTING JAMES VISIOLI TO THE DOVER PLANNING BOARD FOR THE TOWN OF DOVER

BE IT RESOLVED by the Mayor and Board of Aldermen, Town of Dover, County of Morris, NJ that **James Visioli** hereby is appointed a **CLASS III MEMBER** of the **DOVER PLANNING BOARD** for a term of one (1) year commencing January 1, 2008.

Alderman Timpani has moved the foregoing resolution be adopted and duly seconded by Alderman Romaine and passed by the following roll call vote.

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPOINTING MEMBERS TO THE BOARD OF ADJUSTMENT FOR THE TOWN OF DOVER

BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover that the following be and hereby are appointed to the **BOARD OF ADJUSTMENT** commencing January 1, 2008.

John Frister - Member -4 year term exp. 12/31/11 William Bissett- Member -4 year term exp. 12/31/11 Joan Bocchino – Alternate II Member - 2 year term exp. 12/31/09

Alderman Timpani has moved the foregoing resolution be adopted and duly seconded by Alderman Romaine and passed by the following roll call vote.

Ayes: Aldermen Fahy, Delaney, Poolas, Romaine, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd Noes: none Abstain: none Absent: none

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPOINTING BOARD COMMITTEES

WHEREAS, Ordinance 33-1998 provides for the process of appointments to the Standing Committee's of the Mayor and Board of Aldermen; and

WHEREAS, the Board of Aldermen have submitted interest forms that indicate which committees they wish to serve as chairperson.

NOW, THEREFORE, BE IT RESOLVED, that the following are appointed by the Mayor and Board of Aldermen to serve as Chairperson (first name) & members if the Standing Committees of the Board of Aldermen:

FINANCE	Ald. Romaine, Picciallo
POLICE	Ald. Timpani, Poolas
FIRE	Ald. Delaney, Poolas
STREETS, SEWERS	Ald. Poolas, Delaney
RECREATION/EDUCATION	Ald. Romaine, Delaney
Ald. Romaine Chairperson Recreation – Alderman Delaney, Chairperson Education	
LIBRARY	Ald. Fahy, Donofrio
HEALTH	Ald. Donofrio, Fahy
ECONOMIC DEVELOPMENT	Ald. Dodd, Poolas, Visioli
PERSONNEL	Ald. Visioli, Romaine
CONSTRUCTION, ZONING, ENGINEERING,	Ald. Picciallo, Visioli
CODE ENFORCEMENT	

BE IT FURTHER RESOLVED that the Mayor will serve as ex-officio member to all committees.

Alderman Timpani has moved the foregoing resolution be adopted and duly seconded by Alderman Poolas and passed by the following roll call vote.

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPOINTING ANDREW DUJACK TO THE ROCKAWAY RIVER WATERSHED CABINET FOR THE TOWN OF DOVER

BE IT RESOLVED by the Mayor and Board of Aldermen, Town of Dover, County of Morris, NJ that **Andrew DuJack** hereby is appointed as a representative to the **Rockaway River Watershed Cabinet** for a period of one (1) year commencing January 1, 2008.

Alderman Timpani has moved the foregoing resolution be adopted and duly seconded by Alderman Romaine and passed by the following roll call vote.

Ayes: Aldermen Fahy, Delaney, Poolas, Romaine, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd Noes: none Abstain: none Abstent: none

Alderman Donofrio asked the clerk to read the following resolutions:

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER FORMALIZING A TEN DAY GRACE PERIOD FOR PAYMENT OF TAXES FOR THE TOWN OF DOVER

WHEREAS, property tax payments are required to be made on the first of the month in February, May, August and November of each year; and

WHEREAS, the Town has enacted a provision for interest payments and late payments; and

WHEREAS, the law allows for a ten (10) day grace period from the first of the month within which time payment will not be deemed late and no interest charged; and

WHEREAS, if payment is made after the ten (10) day grace period interest runs from the first of the month, not the tenth (10^{th}) of the month.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover as follows:

- 1. The Town of Dover adopted the ten (10) day grace period for the payment of taxes as described above; and
- 2. The Tax Collector is authorized to accept the payment of taxes without any interest within such ten (10) day period.

Alderman Donofrio has moved the foregoing resolution be adopted and duly seconded by Alderman Picciallo and passed by the following roll call vote.

Ayes: Aldermen Fahy, Delaney, Poolas, Romaine, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd Noes: none Abstain: none Abstent: none

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER ESTABLISHING INTEREST RATE FOR DELIQUENT TAXES AND SEWER TRANSMISSION FEES FOR THE TOWN OF DOVER

BE IT RESOLVED by the Mayor and Board of Aldermen, Town of Dover, County of Morris, NJ that the interest rate to be charge on delinquent taxes and delinquent sewer transmission fees in the Town of

Dover in 2008 shall be eight percent (8%) per year on sums up to \$1500 and eighteen percent (18%) on the portion of tax and sewer transmission delinquencies in excess of \$1500 to be calculated from the date of the tax and sewer transmission fees were payable until the date of actual payment.

Alderman Donofrio has moved the foregoing resolution be adopted and duly seconded by Alderman Romaine and passed by the following roll call vote.

Ayes: Aldermen Fahy, Delaney, Poolas, Romaine, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd Noes: none Abstain: none Abstent: none

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER ESTABLISHING A PENALTY ON DELIQUENT TAXES FOR THE TOWN OF DOVER

WHEREAS, Chapter 75 "Laws of 1991" authorizes the Governing Body to fix a 6% penalty to be charged to a taxpayer with a delinquency in excess of \$10,000, and who fails to pay said delinquency prior to year end closing; and

WHEREAS, said penalty is to be calculated with interest included in the total delinquency.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen, Town of Dover, County of Morris, State of New Jersey that this Resolution be adopted on this 1st day of January 2008; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be returned to the Tax Collector.

Alderman Donofrio has moved the foregoing resolution be adopted and duly seconded by Alderman Romaine and passed by the following roll call vote.

Ayes: Aldermen Fahy, Delaney, Poolas, Romaine, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd Noes: none Abstain: none Absent: none

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR BOND COUNSEL

WHEREAS, the Town of Dover has a need to acquire Bond Counsel as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5

WHEREAS, the CFO has determined and certified in writing that the value of the acquisition will exceed \$17,500; and

WHEREAS, the anticipated term of this contract is one (1) year; and

WHEREAS, Law Office of John Hudak, Esq., LLC has submitted a proposal indicating they will provide the Bond Counsel as per proposal; and

WHEREAS, Law Office of John Hudak, Esq., LLC has completed and submitted a Business Entity Disclosure Certification which certifies that Frohling & Hudak has not made any reportable contributions to a political or candidate committee as the Mayor and Board of Aldermen, excluding 2005,

and that the contract will prohibit Frohling & Hudak from making any reportable contributions through the term of the contract; and

WHEREAS, the CFO has certified that funds are available for this award - N.J.S.A. 5:30-5.4.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Board of Aldermen of the Town of Dover authorizes the Mayor and Municipal Clerk to enter into a contract with Law Office of John Hudak, Esq., LLC as described herein; and

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

BE IT FURTHER RESOLVED, that the appointment as Bond Counsel for the Town of Dover is made without competitive bidding as a "professional services" under the provisions of the Local Public Contracts Law because Attorneys are a recognized profession, licensed and regulated by law.

Alderman Donofrio has moved the foregoing resolution be adopted and duly seconded by Alderman Visioli and passed by the following roll call vote.

Ayes: Aldermen Fahy, Delaney, Poolas, Romaine, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd Noes: none Abstain: none Absent: none

Alderman Fahy asked the clerk to read the following resolutions:

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPOINTING MARGARET J. VERGA ASSESSMENT SEARCHER FOR THE TOWN OF DOVER

BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, NJ that **Margaret J. Verga** be and hereby is appointed **ASSESSMENT SEARCHER** for the Town of Dover for a term of one (1) year commencing January 1, 2008.

Alderman Fahy has moved the foregoing resolution be adopted and duly seconded by Alderman Visioli and passed by the following roll call vote.

Ayes: Aldermen Fahy, Delaney, Poolas, Romaine, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd Noes: none Abstain: none Abstent: none

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPOINTING FRACES STACEY AS TAX SEARCHER

BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, NJ that **FRANCES STACEY** be and hereby is appointed **TAX SEARCHER** for the Town of Dover for a term of one (1) year commencing January 1, 2008.

Alderman Fahy has moved the foregoing resolution be adopted and duly seconded by Alderman Visioli and passed by the following roll call vote.

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER DESIGNATING PUBLIC AGENCY COMPLIANCE OFFICER FOR THE TOWN OF DOVER

WHEREAS, N.J.A.C. 17:27-3.5 requires that each public agency designate annually an individual to serve as its Public Agency Compliance Officer (P.A.C.O.).

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, NJ that **Bibi Stewart Garvin**, Town Administrator is hereby designated **PUBLIC AGENCY COMPLIANCE OFFICER** for the year 2008.

Alderman Fahy has moved the foregoing resolution be adopted and duly seconded by Alderman Visioli and passed by the following roll call vote.

Ayes: Aldermen Fahy, Delaney, Poolas, Romaine, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd Noes: none Abstain: none Abstair

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPOINTING DEPUTY MUNICIPAL CLERK

WHEREAS, there exists a need for a Deputy Municipal Clerk for the Town of Dover; and NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, State of NJ that Bibi Stewart Garvin be and is hereby appointed DEPUTY MUNICIPAL CLERK for a term of one year commencing January 1, 2008.

Alderman Fahy has moved the foregoing resolution be adopted and duly seconded by Alderman Donofrio and passed by the following roll call vote.

Ayes: Aldermen Fahy, Delaney, Poolas, Romaine, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd Noes: none Abstain: none Absent: none

Alderman Romaine asked the clerk to read the following resolutions:

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER DESIGNATING NEWSPAPERS TO RECEIVE NOTICE OF MEETINGS FOR THE TOWN OF DOVER

WHEREAS, the Open Public Meetings Act, Chapter 231, P.L. 1975 requires that adequate notice be given of all meetings of the governing body; and

WHEREAS, one of the requirements of adequate notice specifically states that said notice be mailed, telephoned, telegrammed or hand delivered to at least two newspapers; and

WHEREAS, the three newspapers designated, the STAR LEGER, DAILY RECORD and the CITIZEN OF MORRIS COUNTY shall have the greatest likelihood of informing the public of the Town of Dover of the meetings of the Town of Dover; and

WHEREAS, one of the newspapers to receive such notices shall be the official newspaper of the Town of Dover.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover that the three newspapers that are to receive notices of the public meetings on behalf of the Town of Dover are the **STAR LEDGER, DAILY RECORD** and the **CITIZEN OF MORRIS COUNTY**.

Alderman Romaine has moved the foregoing resolution be adopted and duly seconded by Alderman Visioli and passed by the following roll call vote.

Ayes: Aldermen Fahy, Delaney, Poolas, Romaine, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd Noes: none Abstain: none Abstent: none

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER ESTABLISHING FEES TO RECEIVE NOTICE OF MEETINGS FOR THE TOWN OF DOVER

WHEREAS, the Open Public Meetings Act, Chapter 231, P.L. 1975 authorized any person to request that a public body mail to him copies of any regular meeting schedules or any notice of any special meeting of the Mayor and Board of Aldermen; and

WHEREAS, said Act authorizes a public body to establish, by resolution, a reasonable fee to cover the cost of providing and transmitting such notice of said meetings;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, as follows:

1. That the fee to be charged to any person requesting notice of any regular or special meeting of the Mayor and Board of Aldermen of the Town of Dover shall be \$25.00 per year.

Alderman Romaine has moved the foregoing resolution be adopted and duly seconded by Alderman Visioli and passed by the following roll call vote.

Ayes: Aldermen Fahy, Delaney, Poolas, Romaine, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd Noes: none Abstain: none Abstent: none

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER DESIGNATING OFFICIAL NEWSPAPERS FOR LEGAL NOTICES FOR THE TOWN OF DOVER

BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, NJ that the **STAR LEDGER**, **DAILY RECORD** and the **CITIZEN OF MORRIS COUNTY** are designated the **OFFICIAL NEWSPAPERS** for the publication of legal notices for the Town of Dover for the year 2008.

Alderman Romaine has moved the foregoing resolution be adopted and duly seconded by Alderman Donofrio and passed by the following roll call vote.

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPOINTING A FUND COMMISSIONER FOR THE MORRIS COUNTY MUNICIPAL JOINT INSURANCE FUND

WHEREAS, there exists a need for a Fund Commissioner for the Town of Dover under the Morris County Municipal Joint Insurance Fund; and

NOW, THEREFORE BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, State of New Jersey that Kelly N. Toohey be and is hereby appointed Fund Commissioner for the Town of Dover under the Morris County Municipal Joint Insurance Fund.

Alderman Romaine has moved the foregoing resolution be adopted and duly seconded by Alderman Picciallo and passed by the following roll call vote.

Ayes: Aldermen Fahy, Delaney, Poolas, Romaine, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd Noes: none Abstain: none Absent: none

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPOINTING MEMBERS TO THE HOUSING AUTHORITY OF THE TOWN OF DOVER

BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, NJ that the following are hereby appointed as members of the **HOUSING AUTHORITY** for a five (5) year term commencing January 1, 2008.

Gianna Ramirez– 5 year term exp. 12/31/12 *Hal Gandhi* – 5 year term exp. 12/31/12

Alderman Romaine has moved the foregoing resolution be adopted and duly seconded by Alderman Picciallo and passed by the following roll call vote.

Ayes: Aldermen Fahy, Delaney, Poolas, Romaine, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd Noes: none Abstain: none Absent: none

MAYOR DODD'S APPOINTMENTS:

DOVER RECREATION COMMISSION:

Robin Foster – 5 year term exp. 12/31/12 Carolyn Blackman – 5 year term exp. 12/31/12 Peter Gori – unexpired 5 year term exp.12/31/10

LIBRARY BOARD:

Irene Hansen - 5 year term exp. 12/31/12 Sherri Lenox - 5 year term exp. 12/31/12

PLANNING BOARD:

Cindy Romaime– Mayor's Representative – Mayor's term exp. 12/31/11 Antonio Acosta – Class IV member – 4 year term exp. 12/31/11 William Isselin - Class II member – 1 year term exp. 12/31/08 Kay Walker - Alternate I member – 2 year term exp. 12/31/09

HISTORIC PRESERVATION COMMISSION

Robert Wagner – Class A – 1 year term exp. 12/31/08 Paul McDougall – Class B – 4 year term exp. 12/31/11 Stan Schoonmaker – Class C – 3 year term exp. 12/31/10 Richard Gratacos – Class C – 2 year term exp. 12/31/09 Eric Berg – Class C – 1 year term exp. 12/31/08 Rafael Rivera – Alt. I – 2 year term exp. 12/31/09 George Laurie – Alt. II – 1 year term exp. 12/31/08

BOARD OF ADJUSTMENT:

Joan Bocchino – Alternate II Member - 2 year term exp. 12/31/09

SHADE TREE COMMISSION:

Mary Fahy -5 year term exp. 12/31/12

WATER COMMISSION

John K $\overline{\text{linger}} - 3 \text{ year term exp. } 12/31/10$

BASSETT HIGHWAY REDEVELOPMENT COMMITTEE:

Mayor James Dodd, Chairman Alderman Poolas Alderman Visioli Alderman Picciallo

MAYOR'S ANNUAL FISHING DERBY:

Alderman Timpani, Chairman Alderman Poolas Alderman Picciallo

SENIOR CITIZENS ADVISORY COMMITTEE:

Alderman Poolas, Chairman Alderman Visioli Alderman Picciallo

POLICE & FIRE MEMORIAL COMMITTEE:

Alderman Poolas, Chairman Alderman Delaney Alderman Picciallo James Prichard Paul McDougall

FIREWORKS COMMITTEE:

Alderman Poolas, Chairman Alderman Timpani

WATER COMMISSION & DPW STUDY CONSOLIDATION COMMITTEE:

Alderman Visioli, Chairman Alderman Poolas Alderman Romaine

PARKING STUDY COMMITTEE:

Alderman Delaney, Chairman Alderman Poolas Alderman Picciallo Mayor Dodd opened the meeting to the public.

Ana Bocchino, 33 Spruce Street – Asked why Municipal Alliance wasn't with the appointments. It was answered that they could be appointed anytime.

Seeing no hands or hearing no voices this portion of the meeting was closed.

Mayor Dodd opened the meeting to the press.

Seeing no hands or hearing no voices this portion of the meeting was closed.

A motion was made to adjourn at 1:26pm by Alderwoman Romaine and seconded by Alderman Visioli and passed by the following voice vote.

Ayes: Aldermen Fahy, Delaney, Poolas, Romaine, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd Noes: none Abstain: none Absent: none

Respectfully submitted,

Margaret Verga Municipal Clerk