

### TOWN OF DOVER MAYOR AND BOARD OF ALDERMEN

### CAUCUS MEETING MINUTES JANUARY 29, 2019 7:00 PM

The Caucus 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 7:00 PM

### **ROLL CALL:**

Present: Aldermen Visioli, Romaine, Blackman, Toth, O'Connor, Wittner, Quinones, Valencia and Mayor Dodd Absent: None

Also present were Administrator Donald Travisano, Town Attorney Jarrid Kantor and Municipal Clerk Tara Pettoni.

Municipal Clerk Tara Pettoni stated adequate notice was given to the official newspaper.

### SUNSHINE LAW STATEMENT

In accordance with the provisions set forth in the Open Public Meeting Law, notification of this meeting has been sent to all officially designated Town newspapers and notice is posted in the Town Hall.

### MUNICIPAL CORRESPONDENCE:

- 1. Received from NJ League of Municipalities—Weekly Update—January 4, 2019
- 2. Received from NJ League of Municipalities—Weekly Update—January 11, 2019
- 3. Received from NJ League of Municipalities—Weekly Update—January 18, 2019
- 4. Received from the NJDEP-Weekly Update-January 11, 2019
- 5. Received from the NJDEP—Re: Weekly Update and Green Acres Funding
- 6. Received from Morris County Prosecutor's Office—Re: Public Meeting
- 7. Received from the NJDEP-Re: Park Concession Opportunities
- 8. Thank you card from Joan Smith
- 9. Received from the Skidmore Family-Request for Two Handicap Parking Spaces

### CONSENT AGENDA

- 1. Resolution No. 35-2019—Approving a Raffle License—College Club of Dover
- 2. Resolution No. 36-2019—Providing the Cancellation of Grant Balances
- 3. Resolution No. 37-2019—Authorizing the 2018 Municipal Alliance Grant
- 4. Resolution No. 38-2019—Approving a Transfer Resolution
- 5. Resolution No. 39-2019—Approving Bills List

### **ORDINANCE(S) FOR FIRST READING**

1. Ordinance No. 01-2019—Providing for Handicapped Parking Space at 14 Grant Street—Alderwoman Romaine

### RESOLUTIONS

- 1. Resolution No. 40-2019—Approving the Minutes for the December 28, 2018 Caucus and Regular
- 2. Resolution No. 41-2019—Approving a Contract with the Township of Randolph for 2019 Animal Control Services
- 3. Resolution No. 42-2019—Rejecting all Bids and Authorizing the Rebidding for the N. & S. Bergen Street Roadway Improvements
- 4. Resolution No. 43-2019—Rejecting all Bids and Authorizing the Rebidding for the New Town Hall Renovation Project
- 5. Resolution No. 44-2019—Approving the Continuation of McARP for 2019
- 6. Resolution No. 45-2019—Supporting Increase of Minimum Wage—Alderwoman Blackman
- 7. Resolution No. 46-2019—To Enter into Executive Session—Tax Appeal Litigation

### REGULAR MEETING MINUTES JANUARY 29, 2019

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

The meeting was called to order by Mayor Dodd at 7:00 PM

### **ROLL CALL:**

Present: Aldermen Visioli, Romaine, Blackman, Toth, O'Connor, Wittner, Quinones, Valencia and Mayor Dodd Absent: None

Also present were Administrator Donald Travisano, Town Attorney Jarrid Kantor and Municipal Clerk Tara Pettoni.

Municipal Clerk Tara Pettoni stated adequate notice was given to the official newspaper.

Mayor Dodd opened the meeting to the public on any agenda items.

Seeing no hands and hearing no voices, Mayor Dodd closed the meeting to the public

#### **CONSENT AGENDA:**

#### RESOLUTION NO. 35-2019 RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPROVING OF RAFFLE LICENSES

WHEREAS, the below listed organization has applied for a Raffle/Bingo License; and

**WHEREAS**, such licenses have been reviewed by the appropriate departments and found to meet with all of the requirements and conditions of the municipality;

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

The below listed raffles for the date set forth following their names are hereby approved:

#### Schedule A

College Club of Dover To be held April, 16 2019 (Off-premise 50/50) RL #1081

#### RESOLUTION NO. 36-2019 RESOLUTION PROVIDING THE CANCELLATION OF GRANT BALANCES

WHEREAS, there are certain older grant appropriation and receivable balances remaining on completed grant projects and

WHEREAS, it is necessary to formally cancel these balances.

**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 the following grant appropriation and receivable balances be cancelled:

Grant Title	Amount to be cancelled
Municipal Alliance - County	2,030.81
Municipal Alliance – Local	507.72
Hazard Mitigation Grant	44,800.00

Total

### <u>RESOLUTION NO. 37-2019</u> <u>RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN</u> <u>OF THE TOWN OF DOVER APPROVING GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE</u> <u>FOR FISCAL GRANT CYCLE JULY 2014-JUNE 2019</u>

**WHEREAS**, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

**WHEREAS,** The Town Council of the Town of Dover, County of Morris, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

**WHEREAS**, the Town Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

**WHEREAS**, the Town Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Morris;

**NOW, THEREFORE, BE IT RESOLVED** by the Town of Dover, County of Morris, State of New Jersey hereby recognizes the following:

1. The Town Council does hereby authorize submission of a strategic plan for the Dover/Victory Gardens Municipal Alliance grant for fiscal year 2019 in the amount of:

DEDR	\$23,361.00
Cash Match	\$5,840.25
In-Kind	\$17,520.75

2. The Township/Borough/City Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

### RESOLUTION NO. 38-2019 TRANSFER RESOLUTION

**WHEREAS**, there appears to be insufficient funds in the following accounts (excepting the Appropriation of Contingent Expenses or Deferred Charges) to meet the demands thereon for the balance of the year, viz: 2018

Utilities OE	Shade Tree OE	Fire OE
Police OE	Mayor & Board OE	

**WHEREAS**, there appears to be a surplus in the following accounts (excepting the Appropriation for Contingent Expenses, Down Payments and Capital Improvement Fund) over and above the demand necessary for the balance of the year, viz: 2018

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Police S & W
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**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Board of Aldermen of the Town of Dover (not less than two thirds of all members thereof affirmatively concurring) that in accordance with the provision of R.S. 40A:4-58, part of the surplus in the accounts heretofore mentioned be and the same are hereby transferred to the account (excepting the Appropriation for Contingent Expenses or Deferred Charges) mentioned as being sufficient to meet the current demands; and

**BE IT FURTHER RESOLVED** that the Treasurer be and she is hereby authorized to make the following transfers:

FROM		ТО	
Police S & W	46,600.00	Utilities OE	20,000.00
		Shade Tree OE	3,600.00
		Fire OE	1,500.00
		Police OE	20,000.00
		Mayor & Board OE	1,500.00
Total	46,600.00	Total	46,600.00

#### RESOLUTION NO. 39-2019 BILLS LIST RESOLUTION

WHEREAS, the Mayor and Board of Aldermen of the Town of Dover have examined all bills presented for payment; and

**WHEREAS**, the Chief Financial Officer has certified that there are sufficient funds in the account(s) to which respective bills have been charged.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Board of Aldermen of the Town of Dover do hereby approve the bills as listed; and

**BE IT FURTHER RESOLVED** that the proper officials are hereby authorized to sign the checks for payment of same.

CURRENT APPROPRIATIONS RESERVE ACCT claims in the amount of:	\$1,498,602.29
CURRENT APPROPRIATIONS ACCT claims in the amount of:	\$1,750,674.86
GENERAL CAPITAL ACCT claims in the amount of:	\$105,355.23
WATER UTILITY RESERVE ACCT claims in the amount of:	\$55,598.02
WATER UTILITY ACCT claims in the amount of:	\$86,339.54
WATER CAPITAL ACCT claims in the amount of:	\$54,490.93
PARKING UTILITY RESERVE ACCT claims in the amount of:	\$2,488.96
PARKING UTILITY ACCT claims in the amount of:	\$5,022.67
PARKING CAPITAL ACCT claims in the amount of:	\$0.00
ANIMAL CONTROL TRUST ACCT claims in the amount of:	\$0.00
EVIDENCE TRUST ACCT claims in the amount of:	\$0.00
RECYCLING TRUST ACCT claims in the amount of:	\$900.00
COUNTY FORFEITED ASSETS TRUST ACCT claims in the amount of:	\$0.00
FEDERAL FORFEITED ASSETS ACCT claims in the amount of:	\$0.00
TRUST/OTHER ACCT claims in the amount of:	\$7,262.93
COAH TRUST ACCT claims in the amount of:	\$0.00
TOTAL CLAIMS TO BE PAID	\$3,566,735.43
BE IT FURTHER RESOLVED that the following claims have been paid prior to the Bill List R	esolution in the
following amounts:	
TRUST/OTHER ACCT claims in the amount of:	\$0.00
CURRENT APPROPRIATIONS ACCT claims in the amount of:	\$0.00
GENERAL CAPITAL ACCT claims in the amount of:	\$0.00
WATER UTILITY OPERATING claims in the amount of:	\$567.00
TOTAL CLAIMS PAID	\$567.00
TOTAL BILL LIST RESOLUTION	\$3,567,302.43

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

Ayes: Aldermen Visioli, Romaine, Blackman, Toth, O'Connor, Wittner, Quinones, Valencia & Mayor Dodd Nays: None Absent: None Abstained: None

Aldermen Blackman, Wittner, Quinones & Valencia abstained from PO # 18-0324 and PO # 19-0037 on pages 6 and 7 as well as PO # 18-03233 and PO # 18-03321 on page 37 on the Bills List as mentioned via email on February 26<sup>th</sup>.

### ORDINANCE(S) FOR FIRST READING:

### ORDINANCE NO. 01-2019 ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER PROVIDING FOR HANDICAPPED PARKING SPACE AT 14 GRANT STREET

**BE IT ORDAINED** by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, State of New Jersey, as follows:

#### **SECTION 1.** Description for handicap parking space to be located at 14 Grant Street:

Said handicap parking space shall be located along the southerly curb line of Grant Street beginning at a point 130 feet east of the southeasterly curb line intersection of Thompson Avenue and Grant Street, thence continuing in an easterly direction for a distance of 20 feet.

**SECTION 2**. All ordinances or parts of ordinances inconsistent with this within ordinance are hereby repealed to the extent of such inconsistencies.

**SECTION 3.** If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 4. The Ordinance shall take effect in accordance with law.

### Alderwoman Romaine has moved the foregoing resolution be adopted and duly seconded by Alderman O'Connor passed by the following roll call vote.

Ayes: Aldermen Visioli, Romaine, Blackman, Toth, O'Connor, Wittner, Quinones, Valencia & Mayor Dodd Nays: None Absent: None Abstained: None

### <u>RESOLUTION 40-2019</u> <u>RESOLUTION OF THE MAYOR AND BOARD OF</u> <u>ALDERMEN OF THE TOWN OF DOVER FOR APPROVAL OF MINUTES</u>

**WHEREAS**, in accordance with the provisions set forth in the Open Public Meeting Law, annual notice has been provided for all Mayor and Board of Aldermen meetings; and

**WHEREAS**, the Mayor and Board of Aldermen of the Town of Dover held their Public Meetings, and minutes of those meetings were transcribed.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey for approval the minutes for the following meetings:

### December 28, 2018 – Caucus & Regular

### Alderwoman Romaine has moved the foregoing resolution be adopted and duly seconded by Alderman O'Connor passed by the following roll call vote.

Ayes: Aldermen Romaine, Toth, O'Connor & Mayor DoddNays: NoneAbsent: NoneAbsent: NoneAbstained: Visioli, Blackman, Wittner, Quinones, Valencia

**RESOLUTIONS:** 

### RESOLUTION NO. 41-2019 RESOLUTION AUTHORIZING CONTRACT WITH RANDOLPH TOWNSHIP FOR 2019 ANIMAL CONTROL SERVICES

**BE IT RESOLVED** by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, State of New Jersey that the Mayor is hereby authorized to sign an agreement with the Township of Randolph for Animal Control Services for the year 2019 at a rate of \$98.00 per hour at a minimum of 520 to 624 hours of dog control services per year.

Alderwoman Romaine has moved the foregoing resolution be adopted and duly seconded by Alderman O'Connor passed by the following roll call vote.

Ayes: Aldermen Visioli, Romaine, Blackman, Toth, O'Connor, Wittner, Quinones, Valencia & Mayor Dodd Nays: None Absent: None Abstained: None

**RESOLUTION NO. 42-2019** 

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, COUNTY OF MORRIS, STATE OF NEW JERSEY REJECTING ALL BIDS RECEIVED FOR THE 2018 NJDOT NORTH

### AND SOUTH BERGEN ROADWAY IMPROVEMENTS PROJECT AND AUTHORIZING THE PROJECT TO BE REBID

WHEREAS, on September 19, 2018, the Town of Dover opened sealed bids for the 2018 NJDOT North and South Bergen Roadway Improvements Project; and

WHEREAS, the two (2) lowest numerical bids were:

- 1. Diamond Construction\$216,210.002. Gif Wild Structure\$221,740.00
- 2. Cifelli & Son General Construction, Inc.\$221,749.00; and

**WHEREAS**, after a review by the Town Engineer and Town Administrator/Qualified Purchasing Agent, it was determined that both of the submitted bids exceeded the amount of the project estimate of \$174,772.50; and

**WHEREAS**, Town Engineer and Town Administrator/Qualified Purchasing Agent believe that the bids exceeded the cost estimate for two reasons:

- 1. Most contractors were apparently booked full for the remaining construction season, which significantly decreased the number of eligible bidders.
- 2. The price of fuel was higher than originally anticipated, thereby resulting in higher asphalt pricing.

**WHEREAS**, pursuant to N.J.S.A. 40A:11-13.2(a), a contracting unit may reject all bids when the lowest bid substantially exceeds the cost estimate for the goods or services; and

**WHEREAS**, the Town Engineer and the Town Administrator/Qualified Purchasing Agent have recommended that the bids be rejected because the lowest bid substantially exceeds the cost estimate by \$41,437.50 (24%) and request that the project be rebid; now, therefore, be it

**RESOLVED** that the Town of Dover hereby rejects all bids received on September 19, 2018 by the Town of Dover for the 2018 NJDOT North and South Bergen Roadway Improvements Project pursuant to the exception set forth in N.J.S.A. 40A:11-13.2; and be it

FURTHER RESOLVED that the Town of Dover authorizes that the project be rebid.

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

Ayes: Aldermen Visioli, Romaine, Blackman, Toth, O'Connor, Wittner, Quinones, Valencia & Mayor Dodd Nays: None Absent: None Abstained: None

### <u>RESOLUTION NO. 43-2019</u> <u>A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, COUNTY OF</u> <u>MORRIS, STATE OF NEW JERSEY REJECTING ALL BIDS RECEIVED FOR THE NEW MUNICIPAL</u> <u>BUILDING PROJECT AND AUTHORIZING THE PROJECT TO BE REBID</u>

WHEREAS, on December 19, 2018, the Town of Dover opened sealed bids for the New Municipal Building Project; and

WHEREAS, the five (5) lowest numerical bids were:

1.	H&S Construction & Mechanical, Inc.	\$7,979,000.00
2.	Mar-Bridge Enterprises, Inc.	\$8,978,000.00
3.	UniMak, LLC.	\$9,495,000.00
4.	Intercontinental Construction Contracting, Inc.	\$9,633,531.00
5.	ML, Inc.	\$9,983,000.00

**WHEREAS,** after a technical review by the consulting Architect, Netta Architects, and upon consultation with the Town Engineer and Town Administrator/Qualified Purchasing Agent, it was determined that all bids were non-responsive because the language of the technical specifications, specifically the language detailing qualification and experience in historic construction and renovation was confusing. It is believed that absent revisions to the specifications, cost overruns and add-ons would result in amounts greater than the Architect's estimate for the project; and

**WHEREAS**, it is the opinion of the consulting Architect, Town Administrator/Qualified Purchasing Agent and Town Engineer that all bids should be rejected and the project should be rebid so that the technical specifications can be substantially revised; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-13.2, Rejection of bids; reasons - a contracting unit is authorized to reject all bids if it wishes to substantially revise the specifications for the goods or services; now, therefore, be it

**RESOLVED** that the Town of Dover hereby rejects all bids received on December 19, 2018, for the New Municipal Building Project; pursuant to the exception set forth in N.J.S.A. 40A:11-13.2; and be it

**FURTHER RESOLVED** that the Town of Dover authorizes the specifications to be substantially revised and the project to be rebid.

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

Ayes: Aldermen Visioli, Romaine, Blackman, Toth, O'Connor, Quinones, Valencia & Mayor Dodd<br/>Nays: Alderwoman WittnerAbsent: NoneAbstained: None

# RESOLUTION NO. 44-2019RESOLUTION OF THE TOWN OF DOVER APPROVING THE CONTINUATION OF MCARP AND THEFAIR SHARE ASSESSMENT FOR 2019

WHEREAS, there has been created a Morris County Adaptive Recreational Program (McARP); and

**WHEREAS**, said program intends to provide recreational services for persons with disabilities of all ages, and further to give said persons an opportunity to explore new leisure time skills in conjunction with their age and abilities; and

WHEREAS, the total project cost is estimated to exceed \$300,000; and

WHEREAS, the Town of Dover costs, with respect thereto, will be \$2,460.00 according to the Fair Share Ratio schedule.

NOW, THEREFORE, BE IT RESOLVED by the Town of Dover as follows:

1. That the Town of Dover hereby intends to join the **Morris Chapter** (McARP) as described above and contribute thereto in the amount not in excess of the Fair Share Assessment (FSA) for one year.

## Alderman O'Connor has moved the foregoing resolution be adopted and duly seconded by Alderwoman Romaine passed by the following roll call vote.

Ayes: Aldermen Visioli, Romaine, Blackman, Toth, O'Connor, Wittner, Quinones, Valencia & Mayor Dodd Nays: None Absent: None Abstained: None

### RESOLUTION NO. 45-2019 RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER SUPPORTING INCREASING THE STATEWIDE MINIMUM WAGE TO \$15.00 <u>AN HOUR</u>

**WHEREAS**, the fight for a minimum wage of \$15.00 an hour began in 2012 with the organization of fast food establishment employees in New York City, but has since grown to include the demand for a real living wage for all employees and has taken root in communities across New Jersey and the United States; and

**WHEREAS**, while the cost of living increases, many wages remain stagnant for the working poor, putting a strain on families and stunting their growth and progress into the middle class; and

**WHEREAS**, an increase of hourly wages for all employees regardless of age and occupation will increase the purchasing power of communities and strengthen the economy; and

**WHEREAS**, the current New Jersey minimum wage of \$8.85 an hour is a poverty wage for a single adult. Yet, three-fourths of those working at the current minimum age are over 20 years old and the majority are sole providers for their families and children; and

**WHEREAS**, as a result of the minimum wage of \$8.85, many workers and their families cannot fully participate in New Jersey's dynamic civic life or pursue the myriad education, cultural, and recreational opportunities that constitute a flourishing life because too many struggle to meet their basic household needs; and

WHEREAS, this trend has placed an economic strain on families and has stunted their growth and progress towards upward mobility into the middle class; and

**WHEREAS**, the growing disparity between the high cost of living and the current minimum wage makes it impossible for many working families in New Jersey to afford necessities, such as housing, food, childcare, healthcare and transportation; now, therefore,

**BE IT RESOLVED**, that the Mayor and Board of Aldermen of the Town of Dover hereby support a minimum hourly wage of \$15.00 and call upon the New Jersey State legislators and New Jersey State Governor to support implementing legislation aimed at achieving this objective; and, be it further

**BE IT RESOLVED**, that a copy of this resolution be presented to New Jersey Working Families Alliance (NJWFA); Senate President Sweeney; Assembly Speaker Coughlin; and Members of Morris County's Legislative Delegation.

### Alderwoman Wittner has moved the foregoing resolution be adopted and duly seconded by Alderman Quinones passed by the following roll call vote.

Ayes: Aldermen Visioli, Romaine, Blackman, Toth, Wittner, Quinones & ValenciaNays: Alderman O'Connor & Mayor DoddAbsent: NoneAbstained: None

### RESOLUTION NO. 46-2019 RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER TO ENTER EXECUTIVE SESSION

**WHEREAS**, the Open Public Meetings Act provides that the Mayor and Board of Aldermen may go into executive session to discuss matters that may be confidential or listed pursuant to N.J.S.A. 10:4-12; and

**WHEREAS**, it is recommended by the Town Attorney and Administrator that the Mayor and Town Committee go into executive session to discuss matters set forth hereinafter which are permissible for discussion in executive session; now, therefore,

**BE IT RESOLVED** that the Mayor and Board of Aldermen of the Town of Dover shall go into executive session to discuss the following items:

Litigation/Potential Litigation – N.J.S.A. 10:4-12(b)(7)

Dickerson v. Town of Dover (Tax Appeal)

Official Action may be taken.

### Alderwoman Romaine has moved the foregoing resolution be adopted and duly seconded by Alderwoman Wittner passed by the following roll call vote.

Ayes: Aldermen Visioli, Romaine, Blackman, Toth, O'Connor, Wittner, Quinones, Valencia & Mayor Dodd Nays: None Absent: None Abstained: None

### RESOLUTION NO. 47-2019 RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPROVING THE SETTLEMENT OF TAX COURT APPEALS OF SCOTT DICKERSON AND 8-10 SOUTH MORRIS STREET ASSOCIATES, LLC. REGARDING BLOCK 1215, LOTS 1,10,12,15 FOR YEARS 2010-2018

**WHEREAS**, Scott Dickerson and 8-10 South Morris Street Associates, LLC., are the owners of 8 S. Morris Street, 25-27 E. Dickerson Street, S. Morris Street and 10-12 S. Morris Street, Dover, New Jersey, also known as Block 1215, Lots 1,10,12,15 and;

**WHEREAS**, Scott Dickerson and 8-10 South Morris Street Associates, LLC., filed appeals with the Tax Court of New Jersey for the years 2010 through 2018 bearing the numbers on the Stipulation of Settlement; and

**WHEREAS**, the Tax Assessor has reviewed Answers to Interrogatories and consulted with the expert appraiser for the Town, Associated Appraisal Group, who have thoroughly reviewed the appeal; and

WHEREAS, the proposed settlement is attached; and

**WHEREAS**, tax year 2010 through 2012 will be reduced from \$4,707,800 down to \$2,800,000.00 and tax appeals for years 2013 through 2018 will be withdrawn by the taxpayer; and

WHEREAS, the taxpayer has accepted these market value offers of judgment; and

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

1. The Tax court appeals bearing the attached Docket Numbers and Tax Years are hereby authorized to be settled for the fair market value amounts on the attached proposed Stipulation of Settlement.

2. The settlement shall be paid by refund.

3. The taxpayer shall waive interest on the reduced assessments provided the refund is paid upon approval of the 2019 fiscal year budget but no later than June 1, 2019.

4. David C. Pennella, Esq., is hereby authorized to execute a Stipulation of Settlement upon the terms set forth above.

5. The taxpayer represents the properties are currently not listed for sale.

6. The refund shall not be paid until a regular budget for fiscal year 2019 is adopted not to be later than June 1, 2019.

### Alderwoman Romaine has moved the foregoing resolution be adopted and duly seconded by Alderman O'Connor passed by the following roll call vote.

#### Ayes: Aldermen Visioli, Romaine, Blackman, Toth, O'Connor, Wittner, Quinones, Valencia & Mayor Dodd Nays: None Absent: None Abstained: None

Mayor Dodd opened the meeting to the public.

Adrian Ballesteros—11 Julia Terrace, Dover—Mr. Ballesteros requested information regarding the process of Executive Session minutes. He also requested clarification regarding the process to cancel a Town Meeting.

Mayor Dodd made the motion to adjourn at 7:55 PM and Alderwoman Romaine the motion and duly seconded and passed it by the following voice vote.

Respectfully submitted,

Tara Pettoni, Municipal Clerk