



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 | 47,338.53 |

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

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

Police S & W

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 | | TO | |
|--------------|------------------|------------------|------------------|
| 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 |

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.

Alderman 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 & Valencia
Nays: Alderman O’Connor & Mayor Dodd **Absent: None** **Abstained: 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.

Alderman Romaine has moved the foregoing resolution be adopted and duly seconded by Alderman 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.

Alderman 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 Alderman Romaine the motion and duly seconded and passed it by the following voice vote.

Respectfully submitted,

Tara Pettoni, Municipal Clerk