



TOWN OF DOVER
MAYOR AND BOARD OF ALDERMEN
CAUCUS MEETING MINUTES
June 26, 2012 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

All joined in the Pledge of Allegiance to the Flag and prayer was given asking for guidance and strength to do what is right for our town and our citizens.

ROLL CALL:

Present: Aldermen Visioli, Picciallo, Timpani, Romaine, Blackman, Downs, Rutan, Noriega and Mayor Dodd

Also present were Attorney Downs, Administrator Close and Municipal Clerk Verga

Clerk Verga stated adequate notice was given to the official newspaper.

Mayor Dodd introduced John Anderson from Jersey Central Power & Light Co. (JCP&L). Mr. Anderson noted that there have been some updates with the way JCP&L handle power outage calls with municipalities.

MUNICIPAL CORRESPONDENCE:

1. Ordinance from Rockaway Township re: Amending the OR1-EH district to allow for flexibility in the type of senior living uses permitted in the zone
2. Thank you card from the Newman Family
3. New Jersey State League of Municipalities re: 15th Annual Elected Officials Hall of Fame

CONSENT AGENDA

1. Resolution Approving Refund of Overpayment on Block 90002, Lot 1
2. Resolution Approving Renewal of Annual Dance Licenses – Schedule A

ORDINANCE FOR FIRST READING

1. Bond Ord. 09-2012 – Various General Improvements
2. Bond Ord. 10-2012 – Various Water Improvements

Alderman Timpani wanted to know if each bond item in Ordinance #09-2012 could be voted on separately. Mayor Dodd noted that it can't be voted on separately.

Alderman Timpani wanted to know which field was included in the bond ordinance. Mayor Dodd noted it's listed as a general recreation field improvement since there was flooding at the Crescent Field and not knowing the extent of damage, it was noted to look into the possibility of providing a multi-use field at Crescent Field. Discussion continued on ordinance #09-2012 and ordinance #10-2012.

AGENDA ITEMS:

RESOLUTIONS

1. Resolution Approving Bills List
2. Resolution Authorizing the Award for a non-fair and open contract for consulting services for grant writing to Millennium Strategies, LLC
3. Resolution Authorizing a Services Agreement with Optimum Lightpath
4. Resolution Consenting to the Proposed Water Quality Management (WQM) Plan Amendment entitled: Future Wastewater Service Area Map for Morris County Proposed Amendment to the Upper Delaware, Upper Raritan and Northeast Water Quality Management Plan (WQMP)
5. Resolution Approving Liquor Licenses from July 1, 2012 through June 30, 2013 as per Schedule A
6. Resolution Denying Liquor Licenses as listed on Schedule A
7. Resolution Approving Liquor Licenses from July 1, 2012 through June 30, 2013/AC Doit, Pub 66 & Lake Hopatcong Classics LLC

Alderman Picciallo abstained on the bills list (item #12-01230). Alderman Picciallo reviewed the chief's report on the liquor license establishments and wanted to know why the police department's suggested establishments were not on the resolution to be denied. Mayor Dodd explained that the board does not have the ability to deny a liquor license however the board has the ability to create conditions on the license. The Mayor noted that ABC is the only entity, that he's aware of, that has the ability to deny a

license. Mayor Dodd expressed to the public and the bar owners that they (bar owners) have a commitment to uphold the quality of life for the community. Alderman Visioli also reviewed the list and weighed each incident at these establishments. He expressed that he will vote “no” on the renewals for Bassett Pub, Unique Bar and Murphy’s Third Rail. Mayor Dodd noted that Bassett Pub, Unique Bar and Murphy’s Third Rail will be removed from resolution #5 (agenda items) and will be voted on separately (resolution #7.)

Mayor Dodd recommended Millennium Strategies, LLC to assist with the grant writing process.

REGULAR MEETING MINUTES
June 26, 2012

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 8:00 pm

ROLL CALL

Present: Aldermen Visioli, Picciallo, Timpani, Romaine, Blackman, Downs, Rutan, Noriega and Mayor Dodd

Also present were Attorney Downs, Administrator Close and Clerk Verga

Clerk Verga stated adequate notice was given to the official newspaper.

Mayor Dodd opened the meeting to public.

BRUCE GEORGE – Dover’s Library Director – Mr. George asked for the board’s consideration to include the library in the bond ordinance since they have several improvements that need to be accomplished. Mayor Dodd finds it difficult that the issue was brought up to the Mayor and Board in a public forum. Mayor Dodd would have appreciated a meeting to discuss the issues. Mayor Dodd explained that the library’s board usually makes a decision to have improvements done and a dialogue need to be established. Mayor Dodd mentioned the possibility of shared services for the library. Mayor Dodd asked for a meeting to be scheduled to discuss the matters.

ANTONIO ACOSTA – 130 Madison Street – Mr. Acosta recognizes that the board does not have full authority to deny a liquor license but believes it sends a message if the board says “no” to the approval of those licenses. He would be happy to see the board vote “no” on the few establishments.

ANGEL MERO – Manager for Murphy’s/Pub66 – Mr. Mero expressed that several things have changed at the establishment since he became manager, several events have been cancelled and he asked the owner to not allow “18 to party & 21 to drink” events. Mayor Dodd noted that Murphy’s/Pub 66 goes out of their way to advertise “18 to party & 21 to drink” events and its unacceptable. The Mayor noted that when the board approved the new license, they were told it was going to be a family style restaurant and that has not happened. Mr. Mero expressed that they have submitted an application to covert the bar into a restaurant however they were denied due to parking. Mr. Downs expressed that certain topics can not be discussed due to litigation. Alderman Visioli commented that there are still issues at the establishment. Discussion continued on the establishment.

MICHELLE YZARNOTEGUI – 14 Belmont Ave. - She asked that the establishment enforce the identification process because underage children attend these events. She also asked that the town’s curfew be enforced.

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

Alderman Timpani asked the process for Mambo’s liquor license since the establishment was not on the renewal resolution. The process was explained. Clerk Verga explained the process.

MAYOR’S REPORT: Mayor Dodd expressed that the Route 15 & Route 46 Bridge will re-open by June 29th. He reminded the public that there’s a free concert in the JFK Commons Park on June 29th. He noted that a cooling station was opened at the John Rich Senior’s Building; this was a joint effort with the Office of Emergency Management. He announced that NJDOT installed a flashing beacon at Route 46 & Grace Street. He also announced the annual fireworks will take place on July 3rd at Hamilton Field.

ATTORNEY’S REPORT: Attorney Downs noted that progress has been made on the tax appeals and the town continues to move forward on the electronic recycling program.

CONSENT AGENDA

RESOLUTION FOR THE REFUND OF OVERPAYMENT
ON BLOCK 90002, LOT 1

WHEREAS, Verizon New Jersey, Inc. made an overpayment of property taxes, for Block 90002 Lot 1 in, resulting in a request for reimbursement of overpayment of taxes in the amount \$28,994.33, and

WHEREAS, the overpayment has been verified by the Tax Collector as a payment received on January 23, 2009 (Check No. 8025701); and

WHEREAS, pursuant to N.J.S.A. 54:4-1 that Verizon would no longer be subject to tax because as a local exchange telephone company it no longer provides dial tone and access to at least 51% of the local telephone exchanges; and

NOW THEREFORE BE IT RESOLVED, by the Mayor and Board of Aldermen of the Town of Dover that a refund check is issued in the amount of \$28,994.33 to Verizon New Jersey, Inc.

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

**Ayes: Aldermen Visioli, Picciallo, Timpani, Romaine, Blackman, Downs, Rutan, Noriega and Mayor Dodd
Nays: None Absent: None Abstained: None**

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPROVING RENEWAL OF ANNUAL DANCE LICENSE(S)

WHEREAS, Sylvana's Lounge Restaurant located at 337 E. Blackwell St., Dover, NJ & Pub 66 located at 3 S. Bergen St, Dover, NJ have applied for renewal of their Annual Dance License(s) for the period July 1, 2012 - June 30, 2013; and

WHEREAS, all the applicant(s) have submitted appropriate licensing fee; and,

WHEREAS, the appropriate municipal departments have reviewed the renewal request and have no objections thereto; 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. An annual dance license is hereby granted for the period July 1, 2012 – June 30, 2013 to the following establishments:

SCHEDULE A

- A. Sylvana's Lounge & Restaurant, 337 E. Blackwell St, Dover
- B. Pub 66, 3 S. Bergen St, Dover

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

**Ayes: Aldermen Visioli, Picciallo, Timpani, Romaine, Blackman, Downs, Rutan, Noriega and Mayor Dodd
Nays: None Absent: None Abstained: None**

ORDINANCE FOR FIRST READING

BOND ORD. NO. 09-2012

BOND ORDINANCE PROVIDING FOR VARIOUS GENERAL IMPROVEMENTS, APPROPRIATING THE SUM OF \$1,440,000 THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$1,368,000 OF BONDS OR NOTES FOR THE PURPOSES SET FORTH HEREIN AUTHORIZED TO BE UNDERTAKEN IN AND BY THE TOWN OF DOVER, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF DOVER, IN THE COUNTY OF MORRIS, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) **AS FOLLOWS:**

Section 1. The improvement and purpose described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by the Town of Dover, County of Morris, New Jersey (hereinafter referred to as the "Town"). For said improvement or purpose stated in Section 3 of this bond ordinance, there is hereby appropriated \$1,440,000, said sum being inclusive of all appropriations heretofore made therefore including the sum of \$72,000 as the aggregate down payment from the Capital Improvement Fund or other funds of the Town which sum is now available by virtue of a provision in the currently adopted budget or a previously adopted budget of the Town and currently available for down payment or capital improvement purpose as required by the Local Bond Law of New Jersey, N.J.S.A. 40A:2-1, et seq. (the "Local Bond Law").

Section 2. For the financing of said improvement or purpose and to meet the part of said \$1,440,000 appropriation not otherwise provided for hereunder, negotiable bonds of the Town are hereby authorized to be issued in a principal amount not to exceed \$1,368,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds, negotiable notes of the Town in a principal amount not exceeding \$1,368,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed \$1,368,000, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding, at maturity. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one (1) year from its date, shall bear interest at a rate per annum as may be hereafter

determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within the limitations prescribed by the Local Bond Law. Each of said notes shall be signed and shall be under the seal of said Town and attested as permitted by law. The appropriate Town officers are hereby authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law. The power to determine all matters in connection with this ordinance and also the power to sell said notes is hereby delegated to the Chief Financial Officer of the Town (the "Financial Officer"), who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law, and the Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. The Financial Officer is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of notes pursuant to this ordinance is made, such report to include the principal amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 3. The improvements hereby authorized and the purposes for the financing for which said obligations are to be issued are:

| Improvement/Acquisition | Maximum | Down Payment | Bonds or | Useful Life (years) |
|---|--------------------|-----------------|--------------------|---------------------|
| 1. Recreation Field Improvements, including all costs, improvements and appurtenances related thereto or necessary therefore. | \$500,000 | \$25,000 | \$475,000 | 15 |
| 2. Various Road Improvement Projects including all costs, improvements and appurtenances related thereto or necessary therefore. | \$550,000 | \$27,500 | \$522,500 | 10 |
| 3. Acquisition of vehicles including but not limited to a Truck with utility body, and 4x4 pick up truck, including all costs, improvements and appurtenances related thereto or necessary therefore. | \$85,000 | \$4,259 | \$80,750 | 5 |
| 4. Acquisition of equipment for the Department of Public Works, including but not limited to a 4x4 backhoe, including all costs, improvements and appurtenances related thereto or necessary therefore. | \$60,000 | \$3,000 | \$33,250 | 15 |
| 5. Department of Public Works fuel system upgrades, including all costs, improvements and appurtenances related thereto or necessary therefore. | \$25,000 | \$1,250 | \$23,750 | 15 |
| 6. Acquisition of Park Playground equipment, including all costs, improvements and appurtenances related thereto or necessary therefore. | \$52,000 | \$2,600 | \$49,400 | 15 |
| 7. Acquisition of sewer jet machine, including all costs, improvements and appurtenances related thereto or necessary therefore. | \$65,000 | \$3,250 | \$61,750 | 15 |
| 8. Acquisition of portable light towers (6), including all costs, improvements and appurtenances related thereto or necessary therefore. | \$48,000 | \$2,400 | \$45,600 | 5 |
| 9. Hurd Park Pavilion repair and renovation, including all costs, improvements and appurtenances related thereto or necessary therefore. | \$35,000 | \$1,750 | \$33,250 | 15 |
| 10. Security System acquisition and installation at various Town locations, including all costs, improvements and appurtenances related thereto or necessary therefore. | \$20,000 | \$1,000 | \$19,000 | 7 |
| TOTALS: | \$1,440,000 | \$72,000 | \$1,368,000 | |

stated:

Section 4. The following additional matters are hereby determined, declared, recited and

(a) The purpose described in Section 3 of this Bond Ordinance is not a current expense and is property or an improvement which the Town may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of such purpose is within the limitations of the Local Bond Law taking into consideration the amount of the said obligations authorized for such purpose, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, the period of usefulness is 11.52 years.

(c) The Supplemental Debt Statement required by the Law has been duly made and filed in the office of the Clerk of the Town and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the Town determined as provided in the Law is increased by this bond ordinance by \$1,368,000 and obligations authorized hereunder will be within all debt limitations prescribed by the Law.

(d) Amounts not exceeding \$200,000 in the aggregate for interest on obligations, costs of issuing obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Local Bond Law may be included as part of the costs of improvements and are included in the foregoing estimates thereof.

Section 5. Any grant or other moneys received by the Town, in addition to the sums expressly appropriated in Section 3 hereof, for the purpose described in Section 3 hereof, shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this ordinance and the amount of the obligations authorized herein for such purposes shall be reduced accordingly.

Section 6. The Capital Budget of the Town is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board of the New Jersey Department of Community Affairs showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the Town Clerk and is available there for public inspection.

Section 7. The Governing body of the Town hereby covenants on behalf of the Town, to the extent any debt obligations are issued as tax-exempt debt obligations, to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of such debt obligations authorized hereunder and issued as tax-exempt obligations as is required under the Internal Revenue Code of 1986, as amended, including compliance with said Code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 8. The full faith and credit of the Town are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Town, and unless paid from other revenues of the Town, the Town shall be obligated to levy ad valorem taxes upon all the taxable property within the Town for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 9. The Town reasonably expects to reimburse any expenditure towards the costs of the improvement or purpose described in Section 3 of this ordinance and paid prior to the issuance of any bonds or notes authorized by this ordinance with the proceeds of such bonds or notes. No funds from sources other than the bonds or notes authorized herein has been or is reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside by the Town, or any member of the same "control group" as the Town, within the meaning of Treasury Regulations Section 1.150-1, pursuant to their budget or financial policies with respect to any expenditures to be reimbursed. This Section is intended to be and hereby is a declaration of the Town's official intent to reimburse any expenditures towards the costs of the improvement or purpose described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance

with Treasury Regulations Section 1.150-2, and no action (or inaction) will be an artifice or device in accordance with Treasury Regulation Section 1.148-10 to avoid, in whole or in part, arbitrage yield restrictions or arbitrage rebate requirements.

Section 10. To the extent that any previous ordinance or resolution is inconsistent with or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 11. The provisions of this bond ordinance are severable. To the extent any clause, phase, sentence, paragraph, or provision of this ordinance shall be declared invalid, illegal, or unconstitutional, the remaining provisions shall continue in full force and effect.

Section 12. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

Alderswoman Romaine has moved the ordinance be adopted and duly seconded by Alderman Visioli and passed for first reading by the following roll call vote.

**Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, Downs, Rutan, Noriega and Mayor Dodd
Nays: Alderman Timpani Absent: None Abstained: None**

BOND ORD. NO. 10-2012

BOND ORDINANCE PROVIDING FOR VARIOUS WATER UTILITY IMPROVEMENTS, APPROPRIATING THE SUM OF \$285,000 THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$270,750 OF BONDS OR NOTES FOR THE PURPOSES SET FORTH HEREIN AUTHORIZED TO BE UNDERTAKEN IN AND BY THE TOWN OF DOVER, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF DOVER, IN THE COUNTY OF MORRIS, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement and purpose described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by the Town of Dover, County of Morris, New Jersey (hereinafter referred to as the "Town"). For said improvement or purpose stated in Section 3 of this bond ordinance, there is hereby appropriated \$285,000, said sum being inclusive of all appropriations heretofore made therefore. No down payment is required pursuant to N.J.S.A. 40A:2-11 (c) as this Bond Ordinance authorized obligations for a purpose which is self-liquidating and deductible from the gross debt of the Town as set forth in N.J.S.A. 40A:2-7(h) of the Local Bond Law of New Jersey, N.J.S.A. 40A:2-1, et seq. (the "Local Bond Law"), notwithstanding the forgoing, the sum of \$14,250 as the aggregate down payment from the Water Utility Capital Improvement Fund or other funds of the Town which sum is now available by virtue of a provision in the currently adopted budget or a previously adopted budget of the Town and is currently available for down payment or capital improvement purpose, is herein appropriated as the down payment for said improvements.

Section 2. For the financing of said improvement or purpose and to meet the part of said \$285,000 appropriation not otherwise provided for hereunder, negotiable bonds of the Town are hereby authorized to be issued in a principal amount not to exceed \$270,750 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds, negotiable notes of the Town in a principal amount not exceeding \$270,750 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed \$270,750, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding, at maturity. Each bond anticipation note issued pursuant to this ordinance shall be dated or about the date of its issuance and shall be payable not more than one (1) year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by Law and may be renewed from time to time pursuant to and within the limitations prescribed by the Local Bond Law. Each of said notes shall be signed and shall be under the seal of said Town and attested as permitted by law. The appropriate Town officers are hereby authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law. The power to determine all matters in connection with this ordinance and also the power to sell said notes is hereby delegated to the Chief Financial Officer of the Town (the "Financial Officer"), who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by Law, and the Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. The Financial Officer is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of notes pursuant to this ordinance is made, such report to include the principal amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 3. The improvements hereby authorized and the purposes for the financing for which said obligations are to be issued are:

| Improvement/Acquisition | Maximum Estimated Cost | Down Payment (Water Utility Capital Improvement Fund) | Bonds or Notes Authorized | Useful Life (years) |
|--|------------------------|---|---------------------------|---------------------|
| 1. Well pumps and Meter upgrades, including all costs, improvements and appurtenances related thereto or necessary therefore. | \$25,000 | \$1,250 | \$23,750 | 15 |
| 2. Installation of and acquisition of Crane Hill Emergency Power Project including all costs, improvements and appurtenances related thereto or necessary therefore. | \$75,000 | \$3,750 | \$71,250 | 15 |
| 3. PLC and SCADA upgrades, including all costs, improvements and appurtenances related thereto or necessary therefore | \$30,000 | \$1,500 | \$28,500 | 40 |
| 4. Crane Hill Chlorinator, including all costs, improvements and appurtenances related thereto or necessary therefore. | \$25,000 | \$1,250 | \$23,750 | 40 |
| 5. Well House #3 renovation, including all costs, improvements and appurtenances related thereto or necessary therefore. | \$30,000 | \$1,500 | \$28,500 | 40 |
| 6. Building improvements, roof and HVAC at Water Works, including all costs, improvements and appurtenances related thereto or necessary therefore. | \$65,000 | \$3,250 | \$61,750 | 15 |
| 7. Security gate and controller at Water Works, including all costs, improvements and appurtenances related thereto or necessary therefore. | \$12,500 | \$625 | \$11,875 | 15 |
| 8. Security System at various locations, including all costs, improvements and appurtenances related thereto or necessary therefore. | \$22,500 | \$1,125 | \$21,375 | 15 |
| TOTALS: | \$285,000 | \$14,250 | \$270,750 | |

Section 4. The following additional matters are hereby determined, declared, recited and stated:

- (a) The purpose described in Section 3 of this Bond Ordinance is not a current expense and is property or an improvement which the Town may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.
- (b) The period of usefulness of such purpose is within the limitations of the Local Bond Law taking into consideration the amount of the said obligations authorized for such purpose, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, the period of usefulness is 22.5 years.
- (c) The Supplemental Debt Statement required by the Law has been duly made and filed in the office of the Clerk of the Town and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the Town determined as provided in the Law is increased by this bond ordinance by \$270,750 and obligations authorized hereunder will be within all debt limitations prescribed by the Law.
- (d) This bond ordinance authorizes obligations of the Town solely for a purpose described in paragraph (h) of Section 40A:2-7 of the Local Bond Law, and the obligations authorized by this bond ordinance are to be issued for a purpose which is self-liquidating within the meaning and limitation of Section 40A:2-45 of said Law and are deductible pursuant to paragraph (c) of Section 40A:2-44 et seq. of said Law from the gross debt of the Town.
- (e) Amounts not exceeding \$57,000 in the aggregate for interest on obligations, costs of issuing obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Local Bond Law may be included as part of the costs of improvements and are included in the foregoing estimates thereof.

Section 5. Any grant or other moneys received by the Town, in addition to the sums expressly appropriated in Section 3 hereof, for the purpose described in Section 3 hereof, shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this ordinance and the amount of the obligations authorized herein for such purposes shall be reduced accordingly.

Section 6. The Capital Budget of the Town is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board of the New Jersey Department of Community Affairs showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the Town Clerk and is available there for public inspection.

Section 7. The Governing body of the Town hereby covenants on behalf of the Town, to the extent any debt obligations are issued

as tax-exempt debt obligations, to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of such debt obligations authorized hereunder and issued as tax-exempt obligations as is required under the Internal Revenue Code of 1986, as amended, including compliance with said Code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 8. The full faith and credit of the Town are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Town, and unless paid from other revenues of the Town, the Town shall be obligated to levy ad valorem taxes upon all the taxable property within the Town for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 9. The Town reasonably expects to reimburse any expenditures towards the costs of the improvement or purpose described in Section 3 of this ordinance and paid prior to the issuance of any bonds or notes authorized by this ordinance with the proceeds of such bonds or notes. No funds from sources other than the bonds or notes authorized herein has been or is reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside by the Town, or any member of the same "control group" as the Town, within the meaning of Treasury Regulations Section 1.150-1, pursuant to their budget or financial policies with respect to any expenditures to be reimbursed. This Section is intended to be and hereby is a declaration of the Town's official intent to reimburse any expenditures towards the costs of the improvement or purpose described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations Section 1.150-2, and no action (or inaction) will be an artifice or device in accordance with Treasury Regulation Section 1.148-10 to avoid, in whole or in part, arbitrage yield restrictions or arbitrage rebate requirements.

Section 10. To the extent that any previous ordinance or resolution is inconsistent with or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 11. The provisions of this bond ordinance are severable. To the extent any clause, phrase, sentence, paragraph, or provision of this ordinance shall be declared invalid, illegal, or unconstitutional, the remaining provisions shall continue in full force and effect.

Section 12. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law

Alderman Visioli has moved the ordinance be adopted and duly seconded by Alderman Timpani and passed for second reading by the following roll call vote.

**Ayes: Aldermen Visioli, Picciallo, Timpani, Romaine, Blackman, Downs, Rutan, Noriega and Mayor Dodd
Nays: None Absent: None Abstained: None**

RESOLUTIONS

BILLS LIST

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.

| | |
|---|----------------|
| RESERVE ACCT claims in the amount of: | \$1,190.69 |
| CURRENT ACCT claims in the amount of: | \$1,302,161.43 |
| GENERAL CAPITAL ACCT claims in the amount of: | \$1,107.00 |
| WATER UTILITY ACCT claims in the amount of: | \$209,796.68 |
| WATER UTILITY RESERVE ACCT claims in the amount of: | \$1,746.89 |
| WATER CAPITAL ACCT claims in the amount of: | \$0.00 |
| PARKING UTILITY ACCT claims in the amount of: | \$23,573.01 |
| PARKING UTILITY RESERVE ACCT claims in the amount of: | \$0.00 |
| PARKING CAPITAL ACCT claims in the amount of: | \$770.00 |
| 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: | \$0.00 |
| 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: | \$872.37 |
| COAH TRUST Acct claims in the amount of: | \$0.00 |
| TOTAL CLAIMS TO BE PAID | \$1,541,218.07 |

BE IT FURTHER RESOLVED that the following claims have been paid prior to the Bill List Resolution in the following amounts:

| | |
|--|---------------------|
| CURRENT ACCT claims in the amount of: | \$302,367.97 |
| WATER UTILITY ACCT claims in the amount of: | \$20,583.91 |
| PARKING UTILITY ACCT claims in the amount of: | \$2,543.16 |
| PAYROLL AGENCY ACCT claims in the amount of: | \$82,214.51 |
| UNEMPLOYMENT TRUST ACCT claims in the amount of: | \$115.04 |
| TOTAL CLAIMS PAID | \$407,824.59 |

TOTAL BILL LIST RESOLUTION **\$1,949,042.66**

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

Ayes: Aldermen Visioli, Romaine, Blackman, Rutan and Noriega
Nays: None Absent: None Abstained: Aldermen Picciallo, Timpani, Downs & Mayor Dodd

RESOLUTION AUTHORIZING THE AWARD FOR A NON-FAIR AND OPEN CONTRACT FOR CONSULTING SERVICES FOR GRANT WRITING TO MILLENNIUM STRATEGIES, LLC

WHEREAS, the Town of Dover is desirous to seek a consultant for grant writing services; and

WHEREAS, Millennium Strategies, LLC has expertise with grant writing services; and

WHEREAS, the hiring of a consulting firm will reduce the amount of time and staff that have skills, knowledge and expertise in the area which will result in a savings to the Town; and

WHEREAS, the consultant shall assist in researching and identifying sources of State and Federal funding programs through specific agencies; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et sec.) authorize the execution of services contracts without competitive bidding; and

WHEREAS, on the recommendation of the Mayor and Board of Aldermen of the Town of Dover, authorized the execution of a contract with Millennium Strategies, LLC for \$1,500.00 per month as well as \$95.00 per hour to collect data and author grants commencing July 1, 2012 through December 31, 2012,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, authorizes the Mayor and Municipal Clerk to enter into contract with Millennium Strategies, LLC as described herein; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification be placed on file with this resolution.

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

Ayes: Aldermen Visioli, Picciallo, Timpani, Romaine, Blackman, Downs, Rutan, Noriega and Mayor Dodd
Nays: None Absent: None Abstained: None

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN AUTHORIZING A SERVICE AGREEMENT WITH OPTIMUM LIGHTPATH

WHEREAS, the Town of Dover is in need of fiber optic network and internet services for municipal facilities; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et sec.) authorize the execution of service contracts without

competitive bidding; and

WHEREAS, on the recommendation of the Mayor and Board of Aldermen of the Town of Dover, authorizing the execution of a five (5) year contract with Optimum Lightpath for \$1,351.20 per month for fiber optic network and internet services.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, authorizes the Administrator to enter into contract with Optimum Lightpath as described herein; and

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 Visioli, Timpani, Romaine, Blackman, Downs, Rutan, and Noriega
Nays: None Absent: None Abstained: Alderman Picciallo & Mayor Dodd

A RESOLUTION CONSENTING TO THE PROPOSED WATER QUALITY MANAGEMENT (WQM) PLAN AMENDMENT ENTITLED: FUTURE WASTEWATER SERVICE AREA MAP FOR MORRIS COUNTY PROPOSED AMENDMENT TO THE UPPER DELAWARE, UPPER RARITAN AND NORTHEAST WATER QUALITY MANAGEMENT PLAN (WQMP)

WHEREAS, the County of Morris desires to provide for the orderly development of wastewater facilities within Morris County, New Jersey; and

WHEREAS, the New Jersey Department of Environmental Protection (NJDEP) requires that proposed wastewater treatment and conveyance facilities and wastewater treatment service areas, as well as related subjects, be in conformance with an approved WQM plan; and

WHEREAS, the NJDEP has established the WQM plan amendment procedure as the method of incorporating changes to the delineation of future wastewater service areas into a WQM plan; and

WHEREAS, a proposed WQM plan amendment noticed in the New Jersey Register on June 18, 2012 for the Upper Delaware, Upper Raritan and Northeast WQM plan has been prepared by the County of Morris with the New Jersey Department of Environmental Protection and;

NOW, THEREFORE, BE IT RESOLVED on this 26th day of June, 2012, by the governing body of the Town of Dover that:

1. The Town of Dover hereby consents to the amendment entitled Future Wastewater Service Area Map for Morris County, Proposed Amendment to the Upper Delaware, Upper Raritan and Northeast Water Quality Management Plan (WQMP), and publicly noticed on June 18, 2012, prepared by the County of Morris with the New Jersey Department of Environmental Protection, for the purpose of its incorporation into the applicable WQM plan(s).
2. This consent shall be submitted to the NJDEP in accordance with N.J.A.C. 7:15-3.4.
3. Copies of the consent shall also be sent to the Morris County Department of Planning & Development, PO Box 900, Morristown, NJ 07963-0900 and/or faxed 973-326-0925.

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

Ayes: Aldermen Visioli, Picciallo, Timpani, Romaine, Blackman, Downs, Rutan, Noriega and Mayor Dodd
Nays: None Absent: None Abstained: None

RESOLUTION

WHEREAS, the herein named duly filed applications for renewal of their Alcoholic Beverage Licenses for their respective premises as shown on Schedule A for July 1, 2012 to June 30, 2013; and

WHEREAS, no objections have been received from the public; and

WHEREAS, the required fees have been paid and all premises have been inspected and approved by the Police Department, Board of Health and the Bureau of Fire Prevention.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover that said applications be approved and that the respective licenses be granted; and

BE IT FURTHER RESOLVED that the Town Clerk or Director in the case of a conflict license be and hereby is authorized to issue license certificates accordingly as listed below.

SCHEDULE A
2012/2013 LIQUOR LICENSES

| | | |
|---|--|-----------------|
| THE BASKET OF CHEER LTD. | AMANDEEP INC. 380 U.S. HIGHWAY 46, P.O. Box 542 | 1409-44-003-003 |
| JUST A BAR CORP | LOS ARRIEROS BAR 9 W. CLINTON ST. | 1409-33-004-006 |
| AC DOIT CORP. | UNIQUE BAR & GRILL 97 E. BLACKWELL ST. | 1409-33-005-006 |
| SU CASA COLOMBIA REST INC | SU CASA COLOMBIA RESTAURANT 112 E. BLACKWELL ST. | 1409-33-012-004 |
| SHANTIVAN LIQUORS, INC. | NEIGHBORHOOD DELI 263 E. BLACKWELL ST | 1409-44-015-006 |
| QUIET MAN INC., THE | QUIET MAN, THE 62-64 E. Mc FARLAN ST. | 1409-33-016-003 |
| ATTILIO'S TAVERN LLC POCKET | ATTILIO'S TAVERN 80 E. Mc FARLAN ST. | 1409-33-017-005 |
| DIXIT JR, CORP | DOVER LIQUORS 10 W. BLACKWELL ST. | 1409-44-018-006 |
| TOVAR ENTERPRISES INC. | TEQUILA'S BISTRO GRILL 55 EAST BLACKWELL ST. | 1409-33-019-007 |
| PANCHO VILLA RODEO INC | PANCHO VILLA RODEO 142 E. BLACKWELL ST. | 1409-33-020-004 |
| 19 BASSETT CORP. | SABOR LATINO RESTAURANT 19 BASSETT HWY | 1409-33-023-005 |
| SUSSEX ST. HOLDINGS LLC | THE LAUGHING LION 40 N. SUSSEX ST. | 1409-33-025-009 |
| SHIV LIQUOR LLC | SAM'S LIQUOR WINE & DELI 325 W. CLINTON ST. | 1409-44-026-005 |
| NATASHA JR CORP. | THOMAS LIQUORS 26 S. MORRIS ST. | 1409-44-027-007 |
| AT THE HOP INC. | AT THE HOP 14 N. MORRIS ST. | 1409-33-030-005 |
| MARK MONT INC. | CHARLOTTE'S WEB 39 W. CLINTON ST. | 1409-33-031-003 |
| WILLIAM HEDGES BAKER POST #27 AMER. LEGION | AMERICAN LEGION POST #27 2 LEGION PLACE | 1409-31-032-001 |
| CASA PUERTO RICO INC | CASA PUERTO RICO 50 W. BLACKWELL ST. - P.O. BOX 486 | 1409-31-033-002 |
| DOVER HILLTOP ATHLETIC CLUB INC. | DOVER HILLTOP A.C. 17 GRANT ST. | 1409-31-034-001 |
| ROCKAWAY TWP. DOVER LODGE LODGE 541 LOYAL ORDER OF MOOSE | DOVER MOOSE LODGE 541 21 SAMMIS AVE. | 1409-31-039-001 |

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

**Ayes: Aldermen Visioli, Picciallo, Timpani, Romaine, Blackman, Downs, Rutan, Noriega and Mayor Dodd
Nays: None Absent: None Abstained: None**

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER DENYING RENEWAL OF ALCOHOLIC BEVERAGE LICENSES AS LISTED ON SCHEDULE A

WHEREAS, applications for renewal of Alcoholic Beverage Licenses has been made by licensees as listed on Schedule A; and

WHEREAS, the licensees as listed on Schedule A failed to receive a Tax Clearance Certificate from New Jersey Division of Taxation which is a requirement of the statutes, rules and regulations of the Alcoholic Beverage Department of the State of New Jersey; 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 that the licensees as listed are denied renewal of their Alcoholic Beverage Licenses:

Schedule A

| | | |
|-----------------------------|---|-----------------|
| MY PLACE LOUNGE, INC | JAI ALAI RESTAURANT 73-75 W. BLACKWELL ST. | 1409-33-001-006 |
| DOVER ENTERTAINMENT, LLC | SYLVANA’S LOUNGE & RESTAURANT 337 E. BLACKWELL ST. | 1409-33-002-008 |
| BLACKWELL STREET CAFE, INC. | MURRAY’S 111 E. BLACKWELL ST. | 1409-33-008-004 |

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

**Ayes: Aldermen Visioli, Picciallo, Timpani, Romaine, Blackman, Downs, Rutan, Noriega and Mayor Dodd
Nays: None Absent: None Abstained: None**

RESOLUTION

WHEREAS, the herein named duly filed applications for renewal of their Alcoholic Beverage Licenses for their respective premises as shown on Schedule A for July 1, 2012 to June 30, 2013; and

WHEREAS, no objections have been received from the public; and

WHEREAS, the required fees have been paid and all premises have been inspected and approved by the Police Department, Board of Health and the Bureau of Fire Prevention.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover that said applications be approved and that the respective licenses be granted; and

BE IT FURTHER RESOLVED that the Town Clerk or Director in the case of a conflict license be and hereby is authorized to issue license certificates accordingly as listed below.

**SCHEDULE A
2012/2013 LIQUOR LICENSES**

| | | |
|---------------------------------|---|-----------------|
| AC DOIT CORP. | UNIQUE BAR & GRILL 97 E. BLACKWELL ST. | 1409-33-005-006 |
| DOVER LIQUOR LICENSE, L.L.C. | MURPHY’S 3 S. BERGEN ST. | 1409-32-010-007 |
| LAKE HOPATCONG CLASSICS, L.L.C. | BASSETT PUB 8 BASSETT HWY. | 1409-33-021-006 |

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

Ayes: NONE

Nays: Aldermen Visioli, Picciallo, Timpani, Romaine, Blackman, Downs, Rutan, Noriega and Mayor Dodd

Absent: None Abstained: None

PUBLIC COMMENTS

KRISTA SEANOR – 16 Greenwood Ave. - The library board would like to meet with the Mayor and Mr. Close to discuss future plans. She thanked the Mayor for Alderman Romaine’s work on the board.

ANTONIO ACOSTA – 130 Madison Street – He believes that the town has to make an investment in the infrastructures of the town. He also noticed the poor condition of Waterworks Park. He’s upset with the condition of the downtown area. He continues to be disappointed with the progress in Dover. Mayor Dodd disagreed with Mr. Acosta’s comments and noted that Dover is making progress but noted that the process can be very frustrating and takes time.

Alderman Rutan and Alderman Romaine assisted with cleaning the area around the garbage cans on Blackwell Street. Alderman Rutan noted that one of the issues is household garbage ending up in town (street) garbage cans.

MARIA TAMBINI – Blackwell Street – Ms. Tambini agrees with Alderman Rutan’s comments that household garbage in town garbage cans is an issue.

**Motion to adjourn made by Mayor Dodd at 8:40 pm,
and duly seconded by Alderman Timpani passed by the following voice vote.**

Ayes: Aldermen Visioli, Picciallo, Timpani, Romaine, Blackman, Downs, Rutan, Noriega and Mayor Dodd

Nays: None Absent: None Abstained: None

Respectfully submitted,

Margaret J. Verga, Municipal Clerk