



# TOWN OF DOVER

## MAYOR AND BOARD OF ALDERMEN

### CAUCUS MEETING MINUTES

#### September 11, 2007

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 by Reverend John L. Hackworth for the 6<sup>th</sup> anniversary of the 9-11 terrorist attacks.

Mayor Dodd asked for a moment of silence for our troops past and present.

#### **ROLL CALL:**

Present: Aldermen Fahy, Delaney, Poolas, Ryan, Visioli, Picciallo, Timpani and Mayor Dodd

Absent: Aldermen Donofrio

Also present were Administrator Garvin, Attorney Pennella and Clerk Verga

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

#### ***Presentation to Reverend John L. Hackworth***

Mayor Dodd stated he attended the Red, White and Blue Sunday ceremony, which honors all Police and Fire Departments, and EMS members, at the First Baptist Church in Rockaway hosted by Reverend John L. Hackworth. Mayor Dodd announced that this was Reverend Hackworth's last year hosting this service and presented him with a plaque for his dedicated service to the community.

#### ***Presentation to Dover Area Little League All Stars***

Coach Rick presented the winning trophy to Mayor Dodd to display at town hall.

#### **MUNICIPAL CORRESPONDENCE:**

1. Letter from NJDEP re: No further action necessary for the remediation of Dover Child Care Center
2. Resolution from Township of Hanover re: Registration of beer kegs prior to sale
3. Letter from Omland Engineering Associates re: Stream Encroachment Permit submitted by Trammel Crow Residential to the NJDEP for redevelopment project on Bassett Highway
4. Notice from Dover Board of Adjustment re: Application No. 06-07 MPA Property Management Notice from Morris County League of Municipalities re: Law Enforcement Issues & Communications in the County program
5. Notice from Dover Board of Adjustment re: Application No. 06-07 MPA Property Management located at 32-34 W. Blackwell Street to convert an existing office space on second floor to a studio apartment

Mayor Dodd asked for any questions or comments from the board regarding the correspondence.

Alderman Fahy questioned item #2 regarding the registration of beer kegs. Mayor Dodd stated that names will be on the beer keg. Mayor Dodd asked the Administrator to prepare a similar resolution for review by the town attorney and inquired of the status. Administrator Garvin stated that such resolution is in progress of being prepared. Alderman Fahy stated he is in agreement that someone should be held responsible for the purchase of the kegs.

#### **AGENDA ITEMS:**

##### **RESOLUTIONS**

1. Approving Bills List
2. Approving cancellation of Mayor and Board of Aldermen regular meeting on 11/13/07
3. Amending 2007 Holiday Schedule
4. Amending the contract for Adams, Rehmann & Heggen Associates, Inc.
5. Authorizing Memorandum of Agreement application for Non-Residential Properties

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6. Approving Personnel Action
7. Approving Taxi Cab Drivers License as per Schedule A
8. Approving two (2) new Taxi Cab Companies as per Schedule A
9. Approving Raffle License for El Primer Paso to be held on 11/13/07 at 7:00 p.m.
10. Approving Noise Permit for Hispanic Methodist Church at JFK Park on 9/23/07

# TOWN OF DOVER

## MAYOR AND BOARD OF ALDERMEN

### REGULAR MEETING MINUTES September 11, 2007

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 7:11 pm

#### ROLL CALL

Present: Aldermen Fahy, Delaney, Poolas, Ryan, Visioli, Picciallo, Timpani and Mayor Dodd

Absent: Aldermen Donofrio

Also present were Administrator Garvin, Attorney Pennella and Clerk Verga

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

Mayor Dodd opened this portion of the meeting to the public for any items on the agenda.

Seeing no hands, nor hearing no voices, Mayor Dodd closed this session to the public.

**Administrator Garvin's Report** – No report.

**Mayor Dodd's Report** – Mayor Dodd stated the Mayor's Wellness Campaign started today. Mayor Dodd stated the purpose of the program is to educate individuals on healthier eating habits and exercise. He started an 8 week program for town employees which will run until 11/09/07. Teams will consist of three employees and the team that loses the most weight will receive a \$100 gift card and a day-off with pay.

Mayor Dodd stated he attended the Dover Senior Citizen picnic and commended Alice Gilbert from the Recreation Department for her efforts in coordinating this event and Carolyn Blackman for her help during this event.

Mayor Dodd stated he attended the Red, White and Blue Sunday ceremony, with Alderman Poolas, at the First Baptist Church in Rockaway to recognize all Police, Fire and EMS members hosted by Reverend John L. Hackworth.

Mayor Dodd attended the Crescent Field Opening Day. The field was dedicated to Robert Hooper, who was well known and a respected volunteer in the soccer organization.

Mayor Dodd stated that negotiations continue with Trammel Crow for the Bassett Highway Redevelopment.

Mayor Dodd stated the tax bills have been sent out.

Mayor Dodd stated the new Salem Village sign and the taxi stands have been installed. Mayor Dodd asked Alderman Poolas to update the public on the coin-operated devices during his report.

#### ALDERMEN/COMMITTEE REPORTS

Alderman Donofrio arrived at 7:16 pm.

**Alderman Picciallo** – addressed various citizen complaints regarding speeding in his ward. Attended the Boonton Firemen's State parade in which Dover Fire Department's antique fire engine won first place and the firemen took 3<sup>rd</sup> place out of 75 fire departments in attendance. Reported the removal of a dead tree on Rutgers Street. He stated that this was the first Dover Senior Citizen's picnic he attended and commented on how great his event is for the seniors.

**Alderman Timpani** – No report.

**Alderman Poolas** – stated he attended the Crescent Field Opening Day ceremony, Dover Senior Citizen picnic and the Red, White and Blue Sunday ceremony at the First Baptist Church in Rockaway. He addressed a complaint regarding pedestrians blocking the entrance to the First United Methodist Church and flea marketers taking parking spaces set aside for the church.

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Alderman Poolas and Delaney surveyed the coin-operated vending machine in town to check on status of licenses. Alderman Poolas stated over 100 stores in town had unlicensed candy machines and should require licenses for such machines to record who is responsible for the machines and candy. He witnessed Azua taxi cabs parking in the taxi stands at the train station, which are for registered cabs in Dover, and summons should be issued. He will enter into the Mayor's Wellness Campaign contest.

**Alderman Delaney** – He attended the Crescent Field Opening Day ceremony, Dover Senior Citizen picnic and the Employee Appreciation Picnic. Reported that Board of Education received a grant from the Rubel Foundation which will select students for a trip to Washington DC to the Holocaust Museum with two Holocaust survivors to discuss this period of history. The Board of Education also received a federal grant for five hundred (500) Apple lap tops for the middle school, they have teamed up with Apple Computer and created a Computer Lab where students can be certified in a program called Final Cut Pro.

**Alderman Ryan** – No report.

**Alderman Fahy** – stated the Crescent Field Opening Day ceremony was successful. He is monitored the ongoing street improvements in Salem Village. He asked the public to be aware that school is open and to drive carefully and asked if there can be a police presence to remind residents that school is open. Stated that the cross walks on South Morris Street need to be painted.

**Alderman Donofrio** – stated he attended the Crescent Field Opening Day ceremony and the Dover Senior Citizen picnic.

**Alderman Visioli** – stated he, in cooperation with the Engineering office, has rectified the problem on Penn Avenue which was a result of a decaying clay pipe. He commented that the Dover Senior Citizen picnic was a successful event and he will attend the Dover Water Commission meeting and examine issues that have been brought to his attention.

**Attorney Pennella's Report** – stated that the Case Management Conference regarding taxi cab cases was rescheduled for later this month a Case Management Conference is scheduled for a tax case regarding Townsquare Industries for properties on Richboyton Road. Attorney Pennella stated a settlement has been proposed and submitted to the Tax Assessor for review and recommendation.

Alderman Timpani stated he spoke with Administrator Garvin regarding the ice cream truck vendors that are out late on school nights and if the time can be regulated when they have to stop selling. Mayor Dodd asked if the ordinance addresses a time and Clerk Verga stated there is no time specified. Mayor Dodd asked Alderman Timpani to research this issue and come back to the Board with a recommendation and a new ordinance can be drafted to regulate such a time.

At this time Mayor Dodd asked Reverend Daniel Martinez to speak regarding a request for a Noise Permit on 9/23/08 at JFK Park. Mayor Dodd stated that permission was granted for the use of the park from the Recreation Commission, but Reverend Martinez did not request the noise permit in time for such request to be placed on the agenda. Mayor Dodd informed Reverend Martinez that the Board needs time to review such requests prior to events. Mayor Dodd asked Attorney Pennella if conformation by board members via telephone can be done if short notice is given. Attorney Pennella stated that such requests should be done at a public meeting and Reverend Martinez's request can be considered with conditions that all paperwork be completed. After several minutes of discussion, Mayor Dodd asked Attorney Pennella to draft a resolution for consideration on tonight's agenda.

### **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

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payment of same.

RESERVE ACCT claims in the amount of:	
CURRENT ACCT claims in the amount of:	\$1,250,310.52
CAPITAL ACCT claims in the amount of:	\$37,655.74
WATER UTILITY ACCT claims in the amount of:	
WATER UTILITY RESERVE ACCT claims in the amount of:	
WATER CAPITAL ACCT claims in the amount of:	
PARKING UTILITY ACCT claims in the amount of:	\$2,639.47
PARKING UTILITY RESERVE ACCT claims in the amount of:	
PARKING CAPITAL ACCT claims in the amount of:	
ANIMAL CONTROL TRUST ACCT claims in the amount of:	
EVIDENCE TRUST ACCT claims in the amount of:	
RECYCLING TRUST ACCT claims in the amount of:	
COUNTY FORFEITED ASSETS TRUST ACCT claims in the amount of:	
FEDERAL FORFEITED ASSETS ACCT claims in the amount of:	
TRUST/OTHER ACCT claims in the amount of:	\$18,819.01
DOVER MARKETPLACE INC TRUST ACCT claims in the amount of:	
<b>TOTAL CLAIMS TO BE PAID</b>	<b>\$1,309,424.74</b>

**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:	\$294,470.71
CAPITAL ACCT claims in the amount of:	
PARKING UTILITY ACCT claims in the amount of:	\$2,078.96
PAYROLL AGENCY ACCT claims in the amount of:	\$90,296.48
UNEMPLOYMENT TRUST ACCT claims in the amount of:	\$49.05
<b>TOTAL CLAIMS PAID</b>	<b>\$386,895.20</b>

**TOTAL BILL LIST RESOLUTION** **\$1,696,319.94**

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

**AYES: Aldermen, Fahy, Delaney, Poolas, Ryan, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd**  
**NOES: None** **ABSENT: None** **ABSTAIN: None**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN**  
**CANCELING MEETING DATE OF NOVEMBER 13, 2007**

**WHEREAS**, the League of Municipalities conducts an annual meeting which provides invaluable information and ideas to municipal employees, officials and elected officials; and

**WHEREAS**, the League will hold its' annual meeting from November 13<sup>th</sup> through November 16<sup>th</sup>, 2007; and

**WHEREAS**, the regular meeting of the Mayor and Board of Aldermen is scheduled for November 13, 2007;

**NOW, THEREFORE, BE IT RESOLVED**, that the scheduled regular meeting of the Mayor and Board of Aldermen on November 13, 2007 is canceled.

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

**AYES: Aldermen, Fahy, Delaney, Poolas, Ryan, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd**  
**NOES: None                                ABSENT: None                        ABSTAIN: None**

**RESOLUTION AMENDING THE 2007 HOLIDAY SCHEDULE**

**BE IT RESOLVED** that the Mayor and Board of Aldermen of the Town of Dover upon the recommendation of the Business Administrator and consent of the majority of members of the Blue Collar, White Collar & Water Department Unions do hereby approve amending the 2007 Holiday Schedule by replacing Tuesday, November 6, 2007 – Election Day for Monday, December 24, 2007 -- Christmas Eve.

**BE IT FURTHER RESOLVED** that amending the 2007 Holiday Schedule does not establish a precedent for subsequent years.

*Alderman Visioli has moved the foregoing resolution be adopted and duly seconded by Alderman Delaney and passed by the following vote.*

**AYES: Aldermen, Fahy, Delaney, Poolas, Ryan, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd**  
**NOES: None                                ABSENT: None                        ABSTAIN: None**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN  
OF THE TOWN OF DOVER  
AUTHORIZING CHANGE ORDER PURSUANT TO N.J.A.C. 5:30-11.5 et. seq.  
FOR THE TOWN OF DOVER DIGITAL MAP PROJECT**

**WHEREAS**, the Town of Dover has determined that there is need for additional work to be performed on the digital tax map; and

**WHEREAS**, that additional work consists of including the following items on the tax map which were not part of the original scope of work:

1. Subdivision modification Block 17.02, Lot 22 & 29
2. Subdivision modification Block 1708, Lot 1 & 2
3. Major Subdivision Block 901, Lot 1 & 1.01
4. Minor Subdivision Block 901, Lot 1.04
5. Easement and Street Vacation Block 19, Lot 2; and

**WHEREAS**, a contract for the work had been issued to Adams, Rehmann & Heggen Associates, Inc.; and

**WHEREAS**, a quote for the change in the scope of work has been provided and is in the amount of \$2,250.00; and

**WHEREAS**, this is the first change order request on this contract which shall be labeled as such; and

**WHEREAS**, the quantity of work does not nullify the effect of the competitive determination of lowest responsible bidder; and

**WHEREAS**, the Chief Financial Auditor has certified the availability of funds; and

**WHEREAS**, the additional work is recommended by the Administrator of the Town of Dover, the Tax Assessor and the Municipal Engineer;

**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:

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1. It hereby approved a change order in the amount of \$2,250.00 for the above additional work for the Town of Dover Digital Tax Map Project.

The Administrator is hereby authorized to execute such change order.

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

**AYES: Aldermen, Fahy, Delaney, Poolas, Ryan, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd**  
**NOES: None                      ABSENT: None                      ABSTAIN: None**

**RESOLUTION APPROVING MEMORANDUM OF AGREEMENT APPLICATION  
FOR NON-RESIDENTIAL PROPERTIES**

**WHEREAS,** A New Jersey Spill Fund Application was submitted in 2003 to request reimbursement for the cost associated with the remediation efforts of unknown contamination at the Intersection of Trenton Street and Richards Avenue; and

**WHEREAS,** During the replacement of a storm sewer culvert, soils exhibiting odors indicative of petroleum products and groundwater containing a sheen were identified; thus, remedial action to facilitate the completion of the storm sewer project was required; and

**WHEREAS,** In 2007, the NJ Spill Fund requested that technical reports be submitted to NJDEP site remediation for technical review assistance.

**NOW THEREFORE BE IT RESOLVED** that the Mayor and Board of Aldermen of the Town of Dover do hereby authorize the Mayor to enter into a Memorandum of Agreement Application for Non-Residential Properties requesting reimbursement for additional contractor and consultant cost associated with the remediation of the identified contamination.

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

**AYES: Aldermen, Fahy, Delaney, Poolas, Ryan, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd**  
**NOES: None                      ABSENT: None                      ABSTAIN: None**

**RESOLUTION APPROVING PERSONNEL ACTION**

**BE IT RESOLVED** that the Mayor and Board of Aldermen of the Town of Dover upon the recommendation of the Business Administrator do hereby approve the following salary adjustment and new hires:

Paul McDougall – OEM Coordinator (\$4,000 to \$5,000 retroactive to January 1, 2007)

Nycole Gordon – Crossing Guard

Carmen M. Santiago – Crossing Guard

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

**AYES: Aldermen, Fahy, Delaney, Poolas, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd**  
**NOES: None                      ABSENT: None                      ABSTAIN: Ryan**

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**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN  
OF THE TOWN OF DOVER  
APPROVING TAXICAB DRIVER LICENSES**

**WHEREAS**, applications for taxicab drivers licenses have been made by the people listed on Schedule A attached hereto and made a part hereof; and

**WHEREAS**, the Police Department of the Town of Dover has reviewed their applications and has advised that there is no prohibition to the issuance of their license; 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 taxi driver licenses for those people listed on Schedule A attached hereto and made a part hereof are hereby approved.

**Schedule A**

Queens Limo - Maximo Delacruz

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

**AYES: Aldermen, Fahy, Delaney, Poolas, Ryan, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd**  
**NOES: None                      ABSENT: None                      ABSTAIN: Ryan**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN  
OF THE TOWN OF DOVER  
APPROVING NEW TAXI COMPANIES**

**WHEREAS**, applications for establishment of a new taxicab company have been made by the person(s) listed on Schedule A attached hereto and made a part hereof; and

**WHEREAS**, the Police Department of the Town of Dover has reviewed their applications and has advised that there is no prohibition to the issuance of their license to operate a taxi company; 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 taxi companies for those people listed on Schedule A attached hereto and made a part hereof are hereby approved.

**Schedule A**

First Class Taxi - Israel Arteaga, Owner located at 116 E. Blackwell Street

Axel's Express Limo - Axel Acevedo, Owner located at 20 N. Bergen Street

*Alderman Delaney has moved the foregoing resolution be adopted and duly seconded by Alderman Visioli and passed by the following vote.*

**AYES: Aldermen, Fahy, Delaney, Poolas, Ryan, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd**  
**NOES: None                      ABSENT: None                      ABSTAIN: None**



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**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN  
OF THE TOWN OF DOVER  
APPROVING OF RAFFLE LICENSE**

**WHEREAS**, the below listed organizations have applied for Raffle Licenses; 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:

1. The below listed raffles for the dates set forth following their name are hereby approved:
  - A. El Primo Paso, LTD on November 13, 2007 at 7:00pm.

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

**AYES: Aldermen, Fahy, Delaney, Poolas, Ryan, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd**  
**NOES: None                      ABSENT: None                      ABSTAIN: None**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN  
OF THE TOWN OF DOVER GRANTING PERMISSION FOR AMPLIFICATION OF MUSIC  
FOR HISPANIC UNITED METHODIST CHURCH OF DOVER**

**WHEREAS**, the Hispanic United Methodist Church of Dover, hereinafter "the Church," has received permission from the Dover Recreation Commission for the use of Kennedy Park on September 23, 2007 from 4 p.m. to 6 p.m.; and

**WHEREAS**, the Church has requested permission to use amplification for music for this event; and,

**WHEREAS**, an application for amplification had not been filed in a timely manner; and

**WHEREAS**, there is no Town meeting scheduled prior to September 23, 2007; and

**WHEREAS**, the Mayor and Board of Aldermen are satisfied with the representations by the Church that the event will not adversely or negatively impact upon the residents in this area; 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 use of amplification equipment for music by the Church on September 23, 2007 from 4 p.m. to 6 p.m. is approved; and
2. This approval is conditioned upon the Church filing a complete application with all required documentation and fees at least five days prior to the event. The Administrator is to review this information to determine compliance and release of the written approval.

*Alderman Fahy has moved the foregoing resolution be adopted and duly seconded by Alderman Poolas and passed by the following vote.*

**AYES: Aldermen, Fahy, Delaney, Poolas, Ryan, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd**  
**NOES: None                      ABSENT: None                      ABSTAIN: None**

# TOWN OF DOVER

## MAYOR AND BOARD OF ALDERMEN

Mayor Dodd opened this portion of the meeting to the public.

Joan Bocchino, 49 Princeton Avenue, Dover Renaissance member, commended on the success of the Rubber Duck Race and how beautiful the Rockaway River looked. Mayor Dodd stated this was due to the Mayor's Assistance Program and Alderman Timpani. Mrs. Bocchino agreed with Alderman Poolas regarding regulating the coin operated machines. Mrs. Bocchino inquired about the surveillance cameras on Blackwell Street. Attorney Pennella stated cameras are not operating and are kept up as a deterrent and are very cost prohibitive to repair or replace. Mrs. Bocchino asked the Board to pursue other options to repair the cameras.

Mr. Gomez, 172 S. Morris Street, stated his driveway entrance is located on Boonton Street and asked to replace the No Parking or Standing sign near his driveway to deter parking in front of his driveway. Mayor Dodd stated the sign will be replaced and enforced. Alderman Visioli stated he is investigating to have no parking from S. Highland to South Morris on Boonton Street.

Mayor Dodd asked the Board to survey their wards for streets that are affected during snow storms and provide a list of such streets for alternate side of the street parking or no parking when streets are snow covered to submit to the engineering office and police department for review before the snow season starts.

Danilo Arias, 99 First Street, questioned why his application for his taxi/limo license was not on the agenda for approval. Clerk Verga stated paperwork was not forwarded to her from the Police Department and when paperwork is received it will be placed on the next agenda.

Seeing no hands, nor hearing no voices, Mayor Dodd closed this portion of the meeting to the public.

*Alderman Visioli made a motion to adjourn at 8:14 p.m. duly seconded by Alderman Delaney and passed by voice vote.  
All ayes*

Respectfully submitted,

Margaret J. Verga