

TOWN OF DOVER MAYOR AND BOARD OF ALDERMEN

CAUCUS MEETING MINUTES SEPTEMBER 11, 2018 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, Picciallo, Blackman, MacDonald, Toth, O'Connor, Camacho and Mayor Dodd

Absent: Alderwoman Romaine

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.

FIRE DEPARTMENT PRESENTATION BY PUBLIC SAFETY DIRECTOR, DANIEL DEGROOT

MUNICIPAL CORRESPONDENCE:

- 1. Received from NJ League of Municipalities—Weekly Update—August 31, 2018
- 2. Received from NJ League of Municipalities—Weekly Update—September 7, 2018
- 3. Received from the NJDEP—Weekly Update
- 4. Received from the NJDEP—Bear Management Directive

CONSENT AGENDA

1. Resolution Approving a Tax Redemption – 14 Oak Street

RESOLUTIONS

- 1. Resolution Approving Bills List
- 2. Resolution Approving the Minutes for the July 10, 2018 Caucus and Regular
- 3. Resolution Approving the Minutes for the July 24, 2018 Caucus and Regular
- 4. Resolution Approving the Minutes for the August 14, 2018 Caucus and Regular
- 5. Resolution Approving the Minutes for the August 28, 2018 Caucus and Regular
- 6. Resolution Approving Personnel Action
- 7. Resolution Authorizing a Donation of Packer Truck to Rockaway Township
- 8. Resolution Authorizing the Award of a Contract by Sealed Bid to ZC Utility Services LLC for Tapping Valves, Insert Valves and Line Stops
- 9. Resolution to Enter into Executive Session Pending Litigation
- 10. Resolution Authorizing QBE Specialty Insurance Company to Settle the Matter—Young V. Town of Dover

REGULAR MEETING MINUTES SEPTEMBER 11, 2018

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, Picciallo, Blackman, MacDonald, Toth, O'Connor, Camacho and Mayor Dodd Absent: Alderwoman Romaine

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.

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)

Young v. Town of Dover, et al.

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

Ayes: Aldermen Visioli, Picciallo, Blackman, MacDonald, Toth, O'Connor, Camacho & Mayor Dodd Nays: None Absent: Alderwoman Romaine Abstained: None

The Mayor and Board of Aldermen returned from Executive Session at 7:35 PM.

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

Ayes: Aldermen Visioli, Picciallo, Blackman, MacDonald, Toth, O'Connor, Camacho & Mayor Dodd Nays: None Absent: Alderwoman Romaine Abstained: None

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 FOR TAX REDEMPTION

WHEREAS, at the Municipal Tax Sale held on May 24, 2018, a lien was sold on Block 2031 Lot 4, also known as 14 Oak Street, Dover, New Jersey for delinquent 2017 taxes; and,

WHEREAS, this lien, known as Tax Sale Certificate 17-00010 was sold to SLS 1 LLC; and,

WHEREAS, redemption fees for Certificate No.17-00010 were received in full.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen, Town of Dover, County of Morris, State of New Jersey that the Treasurer is authorized to issue a check in the amount of \$16,658.87 for redemption payment and premium made at time of sale, payable to SLS 1 LLC, 21 Robert Pitt Drive, Suite 207, Monsey, New York 10952.

BE IT FURTHER RESOLVED that two certified copies of this resolution be returned to the Tax Collector.

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

Ayes: Aldermen Visioli, Picciallo, Blackman, MacDonald, Toth, O'Connor, Camacho & Mayor Dodd Nays: None Absent: Alderwoman Romaine Abstained: None

RESOLUTIONS:

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:	\$0.00
CURRENT APPROPRIATIONS ACCT claims in the amount of:	\$620,478.05
GENERAL CAPITAL ACCT claims in the amount of:	\$251,110.38
WATER UTILITY RESERVE ACCT claims in the amount of:	\$0.00
WATER UTILITY ACCT claims in the amount of:	\$51,424.76
WATER CAPITAL ACCT claims in the amount of:	\$0.00
PARKING UTILITY RESERVE ACCT claims in the amount of:	\$0.00
PARKING UTILITY ACCT claims in the amount of:	\$6,947.98
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:	\$40.00
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:	\$64,183.55
COAH TRUST ACCT claims in the amount of:	\$0.00

TOTAL	CI	ATMS	TO	RE PAID	

\$994.184.72

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

TRUST/OTHER ACCT claims in the amount of:

\$4,242.52

CURRENT APPROPRIATIONS ACCT claims in the amount of:

\$10,432.79

GENERAL CAPITAL ACCT claims in the amount of:

\$0.00

WATER UTILITY OPERATING claims in the amount of:

\$522.76

TOTAL CLAIMS PAID

\$15,198.07

TOTAL BILL LIST RESOLUTION

\$1,009,382.79

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

Ayes: Aldermen Visioli, Picciallo, Blackman, MacDonald & O'Connor Nays: None Absent: Alderwoman Romaine Abstained: Aldermen Toth & Camacho & Mayor Dodd

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER FOR APPROVAL OF MINUTES

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:

July 10, 2018 - Caucus & Regular

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

Ayes: Aldermen Visioli, Picciallo, MacDonald, Toth, O'Connor, Camacho & Mayor Dodd Nays: None Absent: Alderwoman Romaine Abstained: Alderwoman Blackman

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER FOR APPROVAL OF MINUTES

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:

July 24, 2018 - Caucus & Regular

Ayes: Aldermen Visioli, Picciallo, MacDonald, Toth, O'Connor, Camacho & Mayor Dodd Nays: None Absent: Alderwoman Romaine Abstained: Alderwoman Blackman

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER FOR <u>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:

August 14, 2018 - Caucus & Regular

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

Ayes: Aldermen Visioli, Picciallo, Blackman, MacDonald, Toth, O'Connor, Camacho & Mayor Dodd Nays: None Absent: Alderwoman Romaine Abstained: None

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER FOR APPROVAL OF MINUTES

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:

August 28, 2018 - Caucus & Regular

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

Ayes: Aldermen Visioli, Picciallo, Blackman, Toth, O'Connor, Camacho & Mayor Dodd Nays: None Absent: Alderwoman Romaine Abstained: Alderman MacDonald

PERSONNEL ACTION RESOLUTION

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. That the annual, hourly salaries and wages as set forth hereunder be and hereby are established for the officials and listed employees of the Town of Dover at the respective sums shown following their names and or position designation following their name listed below.
- 2. This resolution directs the Treasurer of the Town of Dover to withhold such monies from individual salaries and wages so there is no advance payment of salaries and wages and annual sums may be adjusted through December 31, 2018.

NEW HIRES:

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

Ayes: Aldermen Visioli, Picciallo, Blackman, MacDonald, Toth, O'Connor, Camacho & Mayor Dodd Nays: None Absent: Alderwoman Romaine Abstained: None

RESOLUTION OF THE MAYOR & BOARD OF ALDERMEN OF THE TOWN OF DOVER AUTHORIZING THE DONATION OF A 2004 INTERNATIONAL PACKER (GARBAGE) TRUCK (VIN #1HTVGA0T24J018700) NO LONGER NEEDED FOR PUBLIC USE TO ROCKAWAY TOWNSHIP PURSUANT TO N.J.S.A. 40A:11-36

WHEREAS, the Town of Dover is in possession of a 2004 International Packer (Garbage) Truck (VIN# 1HTVGA24J018700) that is no longer needed for public use; and

WHEREAS, Rockaway Township has expressed an interest in purchasing the truck for \$2,200.00, which is the mechanic's estimate for the value of the vehicle; and

WHEREAS, N.J.S.A. 40A:11-36 provides for the sale or disposition of personal property to another municipality without advertising for bids; now, therefore, be it

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

- 1. That the Town of Dover accepts Rockaway Township's offer of \$2,200.00 for the 2004 International Packer (Garbage) Truck (VIN# 1HTVGA24J018700) and
- 2. The Town Administrator and Clerk are hereby authorized to execute any and all necessary documentation to effectuate the transfer of title.

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

Ayes: Aldermen Visioli, Picciallo, Blackman, MacDonald, Toth, O'Connor, Camacho & Mayor Dodd Nays: None Absent: Alderwoman Romaine Abstained: None

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN RESOLUTION AWARDING AN OPEN-ENDED CONTRACT TO ZC UTILITY SERVICES, LLC. D/B/A CARNER BROTHERS FOR TAPPING VALVES, INSERT VALVES AND LINE STOPS PURSUANT TO SEALED BID FOR WATER INFRASTRUCTURE AND UTILITY WORK

WHEREAS, the Town of Dover advertised for a sealed bid for on-call tapping valves, insert valves and line stops in conjunction with necessary water utility and infrastructure work; and

WHEREAS, one (1) bid was received on August 21, 2018, from ZC Utility Services, LLC d/b/a Carner Brothers, in the amounts as shown in its sealed bid form on file in the Municipal Clerk's Office; and

WHEREAS, ZC Utility Services, LLC d/b/a Carner Brothers was the lowest responsive and responsible bidder; and

WHEREAS, the bid has been reviewed by the Dover Water Commission, its engineer and the Town Administrator/Qualified Purchasing Agent and found to be reasonable and responsive. Accordingly, the Dover Water Commission recommended the award of this contract at its meeting of August 28, 2018; and

WHEREAS, as an open-ended contract pursuant to N.J.A.C. 5:30-5.4, et seq., the Chief Financial Officer will certify funds prior to the encumbrance of funds and the issuance of each purchase order; now, therefore, be it

RESOLVED by the Mayor and Board of Aldermen of the Town of Dover that an open-ended contract, pursuant to advertised sealed bid, is hereby awarded to ZC Utility Services LLC d/b/a Carner Brothers for on-call tapping valves, insert valves and line stops in conjunction with necessary water utility and infrastructure work for the period and in the amount shown in its sealed bid form on file in the Municipal Clerk's Office.

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

Ayes: Aldermen Visioli, Picciallo, Blackman, MacDonald, Toth, O'Connor, Camacho & Mayor Dodd Nays: None Absent: Alderwoman Romaine Abstained: None

RESOLUTION OF THE TOWN OF DOVER, COUNTY OF MORRIS AND STATE OF NEW JERSEY AUTHORIZING QBE SPECIALTY INSURANCE COMPANY TO SETTLE THE MATTER ENTITLED YOUNG v. TOWN OF DOVER, ET AL. Civil Action No. 2:16-cv-3440-CCC-JBC

WHEREAS, the Town of Dover and the Dover Police Department were named as defendants in the matter entitled <u>Young v. Town of Dover, et al.</u>, United States District Court, District of New Jersey, bearing Civil Action No. 2:16-cv-3440-CCC-JBC ("the Litigation"); and

WHEREAS, the parties have reached a settlement of this matter, the material terms of the settlement to be set forth in the settlement agreement and release with the plaintiff ("the Release"), and in accordance with the terms and conditions set forth in the agreement between QBE SPECIALTY INSURANCE COMPANY and the Town of Dover, the litigation shall be dismissed with prejudice; and

WHEREAS, QBE SPECIALTY INSURANCE COMPANY has recommended that the Town settle the Litigation;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Town of Dover, County of Morris, State of New Jersey, that QBE SPECIALTY INSURANCE COMPANY is hereby authorized to settle the Litigation.

BE IT FURTHER RESOLVED that the Town of Dover recognizes that it shall be responsible for its' deductible and copayment pursuant to the agreement previously entered with QBE SPECIALTY INSURANCE COMPANY as it relates to the Litigation, as well as other terms and conditions of the settlement as set forth in the Release in this matter.

BE IT FURTHER RESOLVED that this settlement is conditioned upon the execution of the Release by the plaintiff, and the filing of a Stipulation of Dismissal with Prejudice.

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

Ayes: Aldermen Visioli, Picciallo, Blackman, MacDonald, Toth, O'Connor, Camacho & Mayor Dodd Nays: None Absent: Alderwoman Romaine Abstained: None

Mayor Dodd opened the meeting to the public.

Marie Tambini—6-16 E. Blackwell Street—Ms. Tambini expressed gratitude to the Mayor and Board of Aldermen for the 2018 Senior Picnic.

Antonio Acosta—130 Madison Street—Mr. Costa commended the Town for the Fourth of July fireworks. He mentioned sitting on the field would make the display that much better. He also requested information regarding he Junior Knight's football program.

Mayor Dodd made the motion to adjourn at 8:13 PM and Alderman MacDonald the motion and duly seconded and passed it by the following voice vote.

Respectfully submitted,

Tara Pettoni, Municipal Clerk