



**TOWN OF DOVER**  
**MAYOR AND BOARD OF ALDERMEN**  
**CAUCUS MEETING MINUTES**  
**March 23, 2010 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 Delaney, Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd

Also present were Administrator Close, Attorney Pennella, and Clerk Verga

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

**MUNICIPAL CORRESPONDENCE:**

1. Resolution from the Township of Rockaway Re: Opposing the adoption of P.L. 2008, C. 118 and its applications statewide
2. Resolution from the Township of Hanover Re: Urging the Enactment of Legislation to Reform the Police & Firefighter Binding Arbitration Process
3. Letter from Congressman Frelinghuysen Re: Preliminary Damage Assessment
4. Notice of Hearing from T-Mobile Northeast LLC (Town of Dover Planning Board) Re: Approval to construct a wireless communication facility at 13 Richboynton Road
5. Notice of Hearing from Red Robin International Inc. (Township of Rockaway Planning Board) Re: Request for Tenancy/Minor Site Plan and Sign Variance Approval to construct a Red Robin Gourmet Burger casual dining restaurant in the existing space within Rockaway Townsquare Mall
6. Morris County League of Municipalities' invitation to attend a tour of the Morris County's Correctional Facility
7. Letter from the Rockaway River Watershed Cabinet Re: 2010 Budget Appropriation for the River Cabinet
8. Letter from Dover Child Care Center, Inc. regarding their annual tricky tray and request for sponsorship or donation opportunity
9. Letter from Millennium International Textiles re: Clothing & Shoes Collection Box
10. Notice from NJ Transit Corporation of its intent to apply for Federal Fiscal Year 2010 federal assistance & Federal Fiscal Year 2008 & 2009 carryover funds from noted programs.
11. Winter/Spring 2010 Newsletter from the Morris County Heritage Commission – "The Heritage Review"
12. February 2010 Police Department Report
13. Invitation from the Morris County Prosecutor's Office Community Affairs to attend their 2<sup>nd</sup> Annual Irish Heritage Month Celebration on March 29, 2010

Alderman Donofrio hopes that the town looks favorably on the request from the Rockaway River Watershed Cabinet.

Alderman Poolas asked how the town will benefit from the T-Mobile cell tower. Alderman Visioli noted that the planning board will deem the application incomplete due to several reasons (wetlands, notification of the public). He noted that T-Mobile is proposing a 150 foot tower. Alderman Poolas reiterated that he would like to see the town benefit from the cell towers; instead of a monetary lump sum he would like them to provide the town with security cameras, etc. like other towns have received.

**CONSENT AGENDA**

1. Resolution Approving Bills List
2. Resolution Approving Mayor & Board of Aldermen Meeting Minutes – March 9, 2010
3. Approving Raffle for Dover Child Care Center to be held on June 26, 2010 – Tricky Tray
4. Approving Raffle for Dover Child Care Center to be held on June 26, 2010 – 50/50
5. Approving Raffle for El Primer Paso to be held on June 18, 2010-Raffle
6. Approving Application for 2008 Tonnage Grant

Alderman Poolas noted that he sent an email to Administrator Close in reference to the fee that Constance E. Sibona-Foster received which is listed on the bills list under 00652 as consulting fees. He explained that Mr. Close's email noted that the fee was with the Mayor's Labor Assistance Program and paid as a vendor. Mr. Poolas expressed that he's under the

impression that a vendor needs to have a business registration number and he asked for the town attorney's legal opinion on the monies that Mrs. Sibona-Foster received. Alderman Poolas expressed that he will vote "no" on the payment because he feels that the money could be put to better use by hiring a manual street sweeper. He noted that for the past 12 years he has asked for a manual street sweeper that can clean Blackwell Street or any of the side streets and feels that the public can take note of the current issue on any given weekend.

Mayor Dodd noted that when he first took the position as Mayor, he established the Mayor's Labor Assistance Program in which people who could not afford to pay a fine were provided community service, by the Judge, to satisfy their debt. Mayor Dodd asked for the position to be created so that there could be oversight, as well, as administrative support when paperwork needed to be filed with the Morris County Prosecutor's Office and the Municipal Court, as well as, the oversight of the people that received community service. He noted that since 2006 the Mayor Assistance Program has done multiple projects throughout the community. He noted that there were times where he personally attended the work sessions with Connie Sibona-Foster and at times there were 20-25 people that would clean the public parks, streets and assist the seniors. Mayor Dodd noted that the amount of effort and time that goes into the position, that Alderman Poolas is referring to, probably equates to about \$0.05 an hour. Mayor Dodd doesn't feel that it's enough that she's compensated but it's what the town can afford at the time, for the job that she does. Mayor Dodd expressed that he doesn't disagree with Alderman Poolas that it would be a benefit to the community to have someone in the downtown area to address the garbage cans on a daily basis. Mayor Dodd feels that the position serves a purpose not only to benefit the town but also to help people in difficult times. He feels that it's a win-win situation for both.

Administrator Close noted that Alderman Poolas did contact him and he did indicate that the fees were associated with the Mayor's Labor Assistance Program. Mrs. Sibona-Foster works in conjunction with Mr. Acevedo of the Public Works Department who often times makes available different supplies or equipment that the program might need. He believes that the program does provide a benefit to the community.

Alderman Poolas noted that the position started as a volunteer position and as the Mayor said he helped so did just about every other alderman. Alderwoman Romaine commented that she volunteered for four years. Alderman Poolas noted that his complaint is not with Mrs. Sibona's performance and expressed that she does an excellent job. His complaint is that she's listed on the bills list as a consultant and when asked he was told she was paid as a vendor. He believes a vendor needs a business registration number to be filed with the town and his complaint is that money could be put to better use by hiring a part-time manual street sweeper.

Administrator Close responded that every business individual listed on the sheet is classified as a vendor and the description that Alderman Poolas is referring to, outside consultant, is simply the description of the service. Mrs. Sibona-Foster effectively serves in a consultant capacity (supervising) because she is not an employee. She is technically a vendor as everyone else on the list. Alderwoman Romaine asked if Mrs. Sibona-Foster received a 1099, like an independent consultant. Administrator Close responded that taxes are not taken out, she's not on the employee's pay list and there is no salary involved. Alderwoman Romaine suggested having Mrs. Sibona-Foster and the participants focus on the downtown area. Mayor Dodd asked for the attorney's opinion on the question posed by Alderman Poolas.

Attorney Pennella doesn't know Mrs. Sibona-Foster's status and he would have to review it, in order, to provide an accurate answer. He noted that a vendor should be registered with the state and the business registration number is provided to the municipality. Mayor Dodd asked Mr. Pennella to review the status and provide the board with an explanation.

#### **AGENDA ITEMS:**

#### **RESOLUTIONS**

1. Approving Agreement for the Installation of a Flashing Beacon at Route 15 & Grace Street
2. Approving Athletic Club License for – Dover Boxing Club
3. Approving Tax Redemption for Block 704, Lot 14 (205 Baker Street)
4. Authorizing the Mayor & Board of Aldermen to Enter into Executive Session for contract negotiations
5. Approving Change Order for King Field Snack Stand project for \$331.00
6. Approving the Flea Market Footprint for the year 2010

Alderman Picciallo thanked Mr. Hantson, Mr. Close and Mayor Dodd for aggressively pursuing the installation of a flashing beacon at Rt. 15 & Grace Streets.

**REGULAR MEETING MINUTES**  
**March 23, 2010**

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 7:20 pm

**ROLL CALL**

Present: Aldermen Delaney, Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd

Also present were Administrator Close, 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 agenda items only.

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

**MAYOR'S REPORT** – Mayor Dodd noted that there was a meeting with NJ Department of Transportation regarding the vacation of Route 15, (Clinton Street), due to the closure of Route 46. He noted that the State of New Jersey wants to turn the road over to the Town of Dover. However, the town's position prior to taking over any part of that road is to address major deficiencies, which are but not limited to, improvement of lighting, GPS timing for clocks for the signalization, improvements to the drainage and or upgrades to drainage and many more issues. Mayor Dodd, Mr. Close, Mr. Hantson and Mr. Isselin will assess the area to make sure everything is included on the list to have the roadway up to standards prior to the town taking it over. The public will be kept the informed. Michael Hantson, Town Engineer had the opportunity to speak with NJ Department of Transportation to address the beacon and there's a resolution, on tonight's agenda, to enter into an agreement. They also met with the contractor of the King Field Project for an progress update and they were assured that the project will be completed for baseball's opening day. Mayor Dodd held a meeting with the owners of the Dover Flea Market. Mayor Dodd commended the Chief of Police and the Dover Police Department, along with Detective Justin Gabrys who continues to do a phenomenal job in the Town of Dover. Mayor Dodd asked Chief Valentine to inform the public on the ATM situation that Detective Gabrys and the Dover Police Department played a part in.

Chief Valentine explained that an initiative, started by the Morris County Prosecutor Mr. Bianchi where he took participants from 38 municipalities and formed a task force. Based on Detective Gabrys' previous work he was selected as a team leader. Recently, he developed information regarding the ATM burglaries throughout the state. He led surveillance and the burglar was caught in the act. Mayor Dodd commended Chief Valentine and the Police Department for their efforts.

Mayor Dodd noted that shared service negotiations have continued with neighboring municipalities and there's a need to go into executive session. Hopefully, after returning from executive session an announcement for another shared service agreement to better serve the community and help save taxpayers money will be made. He noted that the town was put to the test with the most recent storm and he commended the Police Department, Fire Department, and Department of Public Works along with the administrative staff for a tremendous job during a difficult time. Mayor Dodd commended and praised Captain Scott Warner (Office of Emergency Management Coordinator) for the outstanding job done during a difficult time of flooding. He stated that the town is very fortunate to have true professionals. Mayor Dodd congratulated Fire Code Official, Marty Reynolds on his retirement and wished him luck in his future endeavors.

**COMMITTEE REPORTS**

**POLICE:** Alderman Picciallo asked that the report be postponed till April 13<sup>th</sup> due to a scheduling conflict.

**FIRE:** Alderman Delaney provided statistical information on runs and expressed that the numbers are increasing. He noted that every month the fire department has training and everyone is active. Alderman Delaney commended the Fire Department. He noted that there are currently two outstanding grants for a new engine and the construction of the 2<sup>nd</sup> floor of the Fire Department.

**RECREATION:** Alderwoman Blackman publicly announced that the recreation commission will be hosting their Easter Egg Hunt on March 27<sup>th</sup>. She commented that Nancy Hagerich will be hosting a bus ride for the seniors to Pt. Pleasant, NJ on June 18<sup>th</sup>. She noted that the Club Colombia Festival's application has been approved for Saturday, July 17<sup>th</sup> with the understanding that a meeting be set-up with Administrator Close to finalize all the details. She commented that the

Recreation Commission reviewed the Summer Program and made changes to their fees (Dover Residents \$190.00/\$10 less for each additional child and Mine Hill/Victory Gardens Residents \$250.00/\$5 less for each additional child).

**EDUCATION:** Alderwoman Romaine noted that the Board of Education will give a public hearing/presentation on budget for year 2010-2011. She attended the school play “You’re a Good Man, Charlie Brown” and noted they’re a great group of kids. She noted that Municipal Alliance hosted a “Hero’s” program that was well attended by the students. She expressed that the kids at the high school are wonderful with participation in the programs.

**LIBRARY:** Alderman Donofrio noted that the library website has access to the federal & state tax forms. Alderman Donofrio was asked to request some time at the next town meeting for the Library Chair and Director to provide information on what’s happening in Trenton. Alderman Donofrio noted that there’s a proposal to cut back on the library hours. Alderman Donofrio asked if Mr. Close received his email regarding construction debris at the Habitat for Humanity building location and Mr. Close noted that it was addressed by Code Enforcement and a dumpster will be brought on site to alleviate the problem.

Mayor Dodd thanked Alderman Timpani for attending, on his behalf, the Red, White and Blue Ceremony at First Baptist Church of Dover/Rockaway and also thanked Alderwoman Blackman for attending. Mayor Dodd read the invitation to the Chilean Fund Raising Gala. Alderman Donofrio commented that Casa Puerto Rico will be hosting a fundraising event for the victims of the Chile earthquake also.

**ADMINISTRATOR’S REPORT:** Mr. Close congratulated Marty Reynolds on his retirement and congratulated Health Officer Donald Costanzo on becoming a grandpa. He congratulated Nick Best on becoming the interim fire official. He expressed that Detective Justin Gabrys has distinguished himself in his time here as Administrator. He noted that the snack stand is coming along and there’s a resolution for a change order of \$331.00 to update the lighting. He commented that contract negotiations are in progress for White Collar, Blue Collar and Water Unions. He explained that there’s been a change to the Route 46/15 bridge project which will affect ‘Park Heights Avenue’ residents; which NJ DOT has notified. Mr. Close has met with Mr. & Mrs. Brumale of the Flea Market to discuss the renewal of the contract as well as the footprint.

**FLEA MARKET DISCUSSION:**

Mayor Dodd noted that the town is under contract with the owners of the flea market and explained that there’s a resolution, on tonight’s agenda, to change the footprint for the flea market.

Alderwoman Romaine commented that she enjoys seeing the flea market in town but the town is “strangled” with the roadway on Route 46 coming in off of Route 15. She would like to see the footprint amended to have Warren Street left open right through Orchard Street so that there’s a third way to get through town.

Mayor Dodd noted the Administrator did reach out to the staff (Department Public Works, Fire & Police Department) and they responded with suggestions. Mayor Dodd noted that it’s probably 50/50 that Warren Street should be open and that the footprint should remain the same.

Alderman Poolas wanted to know if the owners could purchase their own barricades. Mayor Dodd noted that the request for the owners of the flea market to purchase their own barricades would be part of new contract negotiations but a request can be made.

Alderman Timpani noted that the Fire Chief suggested no blinking lights. Mayor Dodd explained that it depends on which streets are closed but agrees that the lights should not be blinking. Alderman Timpani commented that the footprint should be completely changed. Mayor Dodd noted that the Town has a contract with the Flea Market and changes can be reviewed during contract negotiations.

Alderman Visioli noted that he was the only person that voted “no” and suggested that it’s imperative to keep Warren Street open.

Mr. Bob Brumale noted that he loves having the flea market in Dover and would do anything to accommodate the Town of Dover. He explained that when he started in 1998 the flea market ran up Blackwell Street to Orange Carpet (business prior to Bravo Supermarket), he empathizes with the Bravo and that’s why he didn’t return the flea market to its original footprint. He wanted the public to know that, last year, he gave up the upper part of Warren Street as well as other streets and does recognize that there’s a problem with traffic when it comes to Warren Street and the construction. He also wanted the public to know that he did make an attempt to locate to the municipal lot (Crescent Field Parking Lot) but lost revenue.

Mayor Dodd noted that in previous discussion, Mr. Brumale asked, if at all possible, to get back Dickerson Street if he gives up Warren Street.

Alderman Poolas wanted to know if Mr. Brumale would accommodate the town by purchasing their own barricades to relieve Department Public Works from having to install the barricades. Mr. Brumale wanted to know how much it would

cost him to purchase the barricades.

Jonathan Gumpel – Bravo Supermarket 42 W. Blackwell Street – He wanted to express to the board the affects that the flea market has on his business. He explained that when the flea market opened, his sales decreased by 37% (in one day) and when part of Warren Street opened, sales increased by 17% but overall Bravo Supermarket is still down by 20% for that day. He expressed that Sunday is 25% of their total sales for the week, the decrease in their sales on Sunday leaves an overall loss for the week of 10%. He noted that when the flea market closes for the season their sales increase. He feels that there's an adverse affect for their business on Sundays with the position of the flea market and the closure of Warren Street. He noted that his customers are going to Shoprite because it's takes to much time to get to their location due to the detours. Mr. Gumpel urged the board to relocate the flea market or at least keep Warren Street open for two-way traffic. He noted that he was not assured but was told the flea market would not be an issue due to its new location. He urged that board to please help them with his request.

Mayor Dodd sympathizes with Mr. Gumpel because the numbers are substantial but noted that the flea market was located in the downtown prior to Bravo Supermarket. Mayor Dodd explained that the flea market was once located in front of Bravo Supermarket but the town requested that it be scaled back so that patrons of the supermarket could get in. Mayor Dodd expressed that it's prudent to open Warren Street which will benefit Bravo Supermarket. He made a recommendation to open Warren Street and to close Dickerson Street as requested by Mr. Brumale.

Mayor Dodd wanted to know if closing Dickerson Street would affect Bravo Supermarket's business.

Nick Gonzalez – Bravo Supermarket 42 W. Blackwell Street - He expressed that closing Dickerson Street would be very difficult for them because they wouldn't get customers from the other side. He commented that opening Warren Street would be very helpful. He noted that when they filed for a variance they expressed concerns about the flea market but where told that the flea market's location was going to be moved to the parking lot. However, by moving the flea market back it has destroyed them. He expressed that if the town closes Dickerson Street, he's might as well shut his doors.

Alderman Visioli urged that board not to close Dickerson Street.

Mayor Dodd understands Alderman Visioli's comments and the need to increase Bravo Supermarket numbers however the board must keep in mind that the town is under contract with the owners of the flea market. Mayor Dodd expressed that the board needs to come up with a balance.

Aviano ? - Principle owner of Bravo Supermarket- He wanted to know if the town performed an EMS study while the flea market is in operation. Mayor Dodd explained the several departments from a safety perspective reviewed the footprint to make sure safety was a priority.

Mayor Dodd asked Scott Warner to speak on the safety perspective from the town regarding the flea market. Mr. Warner expressed that there were many concerns from the Fire Department regarding the flea market. He noted that the flea market is constantly patrolled by the fire official to make sure they have the proper permits, proper fire extinguishers and the tables are back far enough for the apparatus to get through. If there ever was a problem the Brumales would be notified. He explained that the layout is marked by spray paint and is patrolled, almost, every weekend by the fire official.

Mayor Dodd wanted to know if the flea market would be beneficial without Warren & Dickerson Streets. Mr. Brumale explained that he will attempt to operate the flea market without Warren & Dickerson Streets. Mr. Brumale wanted to know if the customers of the flea market would have to pay for parking at the municipal lots. Mayor Dodd explained that it's the position of the parking committee to have enforcement on Sundays. Mayor Dodd noted that the request to waive parking fees would have to be brought to the attention of the parking committee. Alderman Visioli noted that the committee would review their request at the next meeting.

#### **DOWNTOWN FLOODING DISCUSSION:**

Administrator Close provided the board with a map of the streets that were closed during the flood and commented on how the streets were selected for clean up. Alderwoman Romaine commented that during the flood the Town of Dover incurred a cost of a little over \$40,000 which is not an every day expense that is anticipated, and noted that if the town doesn't get reimbursed then it's the town's dime.

Alderman Poolas asked Town Engineer Michael Hantson if he drew an oval on the map, in the color areas, wouldn't it be considered close to the flood zone of Dover. Mr. Hantson noted that the flood zone is much larger but noted that those were the streets that were inundated with flood waters. Alderman Poolas wanted to know if someone's cellar could be flooded and not the street. Mr. Hantson said yes. Alderman Poolas noted that Rutan Drive had floods on both sides but Rutan Drive was not mentioned. Alderman Poolas wanted to know if anyone spoke with residents of Rutan Drive to see if they had any flood damage. Mr. Hantson mentioned that the properties were assessed. Alderman Poolas noted that his business had flood damage, as well as, other businesses that were not on the list.

Mr. Close commented that the map designated areas that were completely underwater and there's a provision for a secondary pick up to accommodate all those areas where initial damage were not assessed. Mr. Close noted that a second pickup has been set aside and noted that a list has been set up at the health department for the residents that were missed. Mr. Warner concurred with Mr. Close's comments. Mr. Warner reiterated that the streets on the list were the streets that were submerged in water. He explained that that Morris Street and Rutan Drive were not submerged in water. Alderman Poolas commented that in 26 years, that he has been in town, this has been the worst flood Dover has seen. Mayor Dodd noted that the procedure that took place during the recent floods is the same procedure that took place during Floyd. Mayor Dodd noted that the town has the obligation to control the spending during an event like the flood. Mayor Dodd stated that we are not sure if FEMA will reimburse the town for the expenditures. Mayor Dodd noted that Administrator Close and the staff did a great job handling the event. Administrator Close expressed that he appreciates the comments and noted that it was a good system for a difficult situation. He complimented the staff for their excellent work.

Alderman Poolas commented that he would end his conversation with what he started, that the entire downtown business district is in a flood zone and to exclude businesses in that flood zone is wrong. He noted that businesses pay the highest taxes.

Alderman Timpani noted that no complaints were received until the email was sent to all members of the board. Alderwoman Romaine noted that Linwood and Reservoir Ave. residents had water in their basements, so you can't say you have to be in a flood zone. Scott Warner noted the Fire Department has a limited supply of flood kits (30 kits) for people affected by the storm in the flood zone.

Alderman Donofrio noted that when the snow melted from the previous snow storms it made it difficult for the ground to absorb the rain.

Mayor Dodd noted that all complaints should be brought to the administrator so that they can be addressed. Alderman Picciallo wanted to know the date of the second garbage pick since he wasn't informed. Mr. Close noted that they are waiting until a list is compiled. He wanted to know how the business owners were going to be notified. Mr. Close commented that flyers will be distributed. Alderman Poolas expressed that he didn't receive an email regarding the map of the street and was not aware of the meeting. Mayor Dodd noted that he didn't receive a phone call but knew the condition of the town and arrived at the police department and he encouraged the board to contact the departments to know the information. He expressed that it's difficult to contact all nine board members.

Alderman Donofrio asked if the June 8<sup>th</sup> meeting can be cancelled since it was changed to June 1<sup>st</sup> and is too close to the last meeting in May. Mayor Dodd expressed that the meetings have been advertised and can not be changed.

Town Engineer Michael Hantson provided the board and the public with an update on NJ Department of Transportation's Route 46, Route 15 project. He noted that Phase 3 of the project has been implemented. He provided a map and a description of Phase 3. In addition to the implementation of Phase 3, traffic will be diverted through West Blackwell Street for a 2-3 hour period to move barricades and do striping. Mr. Hantson mentioned that Park Heights' residents have been notified. Alderman Donofrio commented that there have been a rising number of complaints and wanted to know what was being done. Chief Valentine noted if complaints are received they will be addressed and explained that summonses have been issued.

**ATTORNEY'S REPORT** – Attorney Pennella noted that they settled a tax appeal and a resolution will be on the next meeting. He noted that they are working on the Jersey City case and the joint municipal attorneys have gotten together to review several documents.

**MOTION TO SEPARATE THE BILLS LIST TO REMOVE ITEM 00652**

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

**Ayes: Aldermen Delaney, Poolas, Donofrio, Picciallo and Timpani**

**Nays: Alderman Visioli, Romaine & Blackman & Mayor Dodd    Absent: None    Abstained: None**

**RESOLUTION TO APPROVE ITEM 00652**

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

**Ayes: Aldermen Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd**

**Nays: Alderman Delaney, Poolas    Absent: None    Abstained: None**

Mayor Dodd expressed that Ms. Sibona-Foster works tremendously hard and it's a slap in the face, to take something back from someone that has already worked for it. Mayor Dodd noted if someone wants something changed it should be brought up for discussion. Mayor Dodd encouraged the board to keep the program in operation because it has serves a purpose in the town.

**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:	\$4,577.24
CURRENT ACCT claims in the amount of:	\$2,935,374.14
CAPITAL ACCT claims in the amount of:	\$108,759.42
WATER UTILITY ACCT claims in the amount of:	\$18,979.36
WATER UTILITY RESERVE ACCT claims in the amount of:	\$4,977.17
WATER CAPITAL ACCT claims in the amount of:	\$375.00
PARKING UTILITY ACCT claims in the amount of:	\$20,942.77
PARKING UTILITY RESERVE ACCT claims in the amount of:	\$771.13
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:	\$313.50
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:	\$17,679.52
COAH TRUST ACCT claims in the amount of:	
DOVER MARKETPLACE INC TRUST ACCT claims in the amount of:	
<b>TOTAL CLAIMS TO BE PAID</b>	<b>\$3,112,749.25</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:	\$313,338.77
WATER UTILITY ACCT claims in the amount of:	\$22,170.13
PARKING UTILITY ACCT claims in the amount of:	\$4,036.48
PAYROLL AGENCY ACCT claims in the amount of:	\$247,674.12
UNEMPLOYMENT TRUST ACCT claims in the amount of:	\$320.03
<b>TOTAL CLAIMS PAID</b>	<b>\$587,539.53</b>

**TOTAL BILL LIST RESOLUTION** **\$3,700,288.78**

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

**Ayes: Aldermen Delaney, Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd  
Nays: None      Absent: None      Abstained: None**

**CONSENT AGENDA**

**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:

March 9, 2010 – Caucus and Regular

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

**Ayes: Aldermen Delaney, Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd  
Nays: None      Absent: None      Abstained: None**

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

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

**WHEREAS**, such license has 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 raffle for the date set forth following their name is hereby approved:

**Dover Child Care Center** to be held on June 26, 2010  
(Tricky Tray)

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

**Ayes: Aldermen Delaney, Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd  
Nays: None      Absent: None      Abstained: None**

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

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

**WHEREAS**, such license has 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 raffle for the date set forth following their name is hereby approved:

**Dover Child Care Center** to be held on June 26, 2010  
(50/50)

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



**Ayes: Aldermen Delaney, Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd**  
**Nays: None      Absent: None      Abstained: None**

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

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

**WHEREAS**, such license has 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 raffle for the date set forth following their name is hereby approved:

**El Primer Paso, LTD** to be held on June 18, 2010  
(Raffle)

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

**Ayes: Aldermen Delaney, Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd**  
**Nays: None      Absent: None      Abstained: None**

**APPLICATION FOR 2008 TONNAGE GRANT**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN**  
**OF THE TOWN OF DOVER**  
**APPROVING APPLICATION FOR 2009 TONNAGE GRANT**

**WHEREAS**, the Mandatory Source Separation and Recycling Act, P.L.1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

**WHEREAS**, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

**WHEREAS**, the New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and

**WHEREAS**, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

**WHEREAS**, a resolution authorizing this municipality to apply for such tonnage grants for calendar year 2009 will memorialize the commitment of this municipality to recycling and to indicate the assent of The Mayor and Board of Alderman to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

**WHEREAS**, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Board of Aldermen of the Town of Dover, County of Morris that hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates *William J. Isselin / Municipal Recycling Coordinator* to ensure that the application is properly filed; and

**BE IT FURTHER RESOLVED** that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

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

**Ayes: Aldermen Delaney, Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd  
Nays: None      Absent: None      Abstained: None**

**AGENDA ITEMS**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER  
ENTERING INTO AN AGREEMENT FOR THE INSTALLATION OF A FLASHING BEACON AT  
ROUTE 15 AND GRACE STREET**

**WHEREAS**, a traffic condition exists along Route NJ 15 and Grace Street (M.P. 1.13), in the Town of Dover, in the County of Morris, which requires the installation and operation of flashing beacons with lighting; and

**WHEREAS**, it is necessary to expedite the safe movement and conduct of pedestrian and vehicular traffic; and

**WHEREAS**, the State of New Jersey has indicated its willingness to install flashing beacons along the said intersection; and

**WHEREAS**, the State of New Jersey has proposed a form of Agreement pertaining to maintenance of said flashing beacons;

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Clerk of the said Town of Dover, Morris County be and hereby is authorized to enter into an Agreement with the State of New Jersey, acting through its Commissioner of Transportation, for the purpose aforesaid, a copy of said agreement being attached hereto and made part hereof.

**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 Delaney, Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd  
Nays: None      Absent: None      Abstained: None**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER FOR THE  
RENEWAL OF SOCIAL AND ATHLETIC CLUB LICENSES**

**WHEREAS**, any person or group of persons, association or corporation, which meets for the purpose of promoting athletic sports, contests, exhibitions, classes or gymnasium; and

**WHEREAS**, any person or group of persons, association or corporation which owns, leases, operates or controls premises for the purpose of social intercourse and entertainment; excluding organizations of state or national scope and religious organizations; and

**WHEREAS**, the appropriate fees have been received with the renewal applications;

**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 following Social and Athletic licenses are hereby approved:

**DOVER BOXING CLUB  
79B Bassett Highway**

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

**Ayes: Aldermen Delaney, Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd  
Nays: None      Absent: None      Abstained: None**

**RESOLUTION**

**WHEREAS**, at the Municipal Tax Sale held on December 1, 2009, a lien was sold on Block 704 Lot 14, also known as 205 Baker Street, Dover, New Jersey for delinquent 2008 water and sewer fees; and,

**WHEREAS**, this lien, known as Tax Sale Certificate 08-00026 was sold to CCTS Capital for \$1,173.59 and,

**WHEREAS**, redemption fees for Certificate No.08-00026 were received in the amount of \$1,314.78.

**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 be authorized to issue a check in the amount of \$1,314.78 payable to US Bank CUST for CCTS Capital, 2 Liberty Place, 50 South 16<sup>th</sup> Street, Suite 1950, Philadelphia, PA. 19102.

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

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

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

**Ayes: Aldermen Delaney, Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd  
Nays: None      Absent: None      Abstained: None**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN  
OF THE TOWN OF DOVER FOR EXECUTIVE SESSION**

**WHEREAS**, the Open Public Meeting Act, P.L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

**WHEREAS**, this public body is of the opinion that such circumstances presently exist; and

**WHEREAS**, The Mayor and Board of Aldermen of the Town of Dover wish to discuss:

Contract negotiations in which the public body is, or may become a party – Shared Services Agreement

Minutes will be kept and once the matter involving the confidentiality of the above no requires that confidentiality, then the minutes can be made public.

**NOW, THEREFORE, BE IT RESOLVED** that the public be excluded from this meeting.

**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 Delaney, Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd  
Nays: None      Absent: None      Abstained: None**

**Alderwoman Romaine made a motion to return to the regular meeting seconded by Alderman Visioli and passed by the following roll call vote.**

**Ayes: Aldermen Delaney, Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd  
Nays: None      Absent: None      Abstained: None**

Mayor Dodd commented that the Town of Dover has been constantly seeking alternative cost saving measures to the tax payers of the community. He noted that most recently the town entered into an agreement with five municipalities to take over municipal courts which will save a large sum of money over a 10 year period. He noted that the Town of Dover will enter into a contract with Victory Gardens for Fire and Emergency Medical Services, Personnel and Resources. He explained that the Town of Dover will receive \$33,000 from Victory Gardens to provide services. The Town of Dover will acquire their EMS and Fire apparatus. He expressed that the Town of Dover is diligently looking for different ways to provide cost savings to the tax payers.

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER  
AUTHORIZING EXECUTION OF AN AGREEMENT FOR SHARED SERVICES BETWEEN  
MUNICIPALITIES OF THE TOWN OF DOVER AND BOROUGH OF VICTORY GARDENS FOR FIRE AND  
EMERGENCY MEDICAL SERVICES, PERSONNEL AND RESOURCES**

**WHEREAS**, the Town of Dover, hereinafter “Dover,” and the Borough of Victory Gardens hereinafter “Victory Gardens desire to share Fire and Emergency Medical Services, Personnel and Resources; and

**WHEREAS**, the municipalities have determined it to be in their mutual best interests to provide for shared fire and emergency services, personnel and resources for use by their respective municipalities with Dover as the lead agency; and,

**WHEREAS**, the agreement is established in accordance with the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et. seq.; and

**WHEREAS**, each of participating municipalities will realize a savings for their respective tax payers in entering into this Shared Service Agreement; and

**WHEREAS**, the scope of services provides that Dover will provide Victory Gardens with Fire and Emergency Services, Personnel, and Resources from its main firehouse located at 37 N. Sussex Street, Dover; and

**WHEREAS**, Victory Gardens current equipment shall be transferred to Dover; and

**WHEREAS**, Dover shall have the exclusive right to use the Victory Gardens Firehouse; and

**WHEREAS**, Dover will continue to use its current Dover Fire Department and Emergency Medical Services (EMS) paid employees and volunteers; and

**WHEREAS**, the term of the agreement is for ten years but with the ability of any municipality to leave the joint court upon one year's notice; and

**WHEREAS**, Victory Gardens shall pay a base fee of \$33,000.00 annually for their use of the Fire and Emergency Medical Services subject to possible future increases which will be adjusted annually over the duration of the agreement to account for increases in salary and benefits and/or operating costs as substantiated by accounting records associated with the shared Fire and Emergency Medical Facilities, Personnel, and Resources; and

**WHEREAS**, Dover will be able to obtain a substantial annual cost savings benefit which benefit must continue into the future of the agreement; and

**WHEREAS**, a copy of the agreement is on file in the office of the Municipal Clerk and is incorporated herein by reference.

**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 Mayor and Clerk are hereby authorized to execute an agreement for shared Fire and Emergency Services with Dover as the lead agency based upon the terms and conditions set forth herein and to hereby authorize the creation of the joint municipal court pursuant to N.J.S.A. 40A:65-1 et. seq.

**Mayor Dodd has moved the foregoing resolution be adopted and duly seconded by Alderman Donofrio and passed by the following roll call vote.**

**Ayes: Aldermen Delaney, Poolas, Visioli, Donofrio, Picciallo, Romaine, Blackman and Mayor Dodd**  
**Nays: None Absent: None Abstained: Alderman Timpani**

Mayor Dodd appointed Junior Carmona to the Recreation Commission to fill the unexpired term of Denise Ridner, Chairperson.

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER**  
**APPROVING A CHANGE ORDER FOR THE KING FIELD SNACK STAND RENOVATIONS**

**WHEREAS**, the Town of Dover solicited bids for King Field Snack Stand Renovations; and

**WHEREAS**, there exists a need for a change order in the amount of \$331.00 for the installation of three (3) recess lights to light up the front area of the building, where the plan called for one (1) light; and

**WHEREAS**, the three (3) lights are necessary to provide proper safe light distribution near the access window at the front of the building; and

**WHEREAS**, the CFO has certified the funds are available; and

**WHEREAS**, the project will be funded Capitol Account #C-04-55-921-003; and

**NOW THEREFORE, it is hereby RESOLVED** by the Mayor and the Board of Aldermen of the Town of Dover, Morris County, New Jersey as follows:

1. The change order is approved in the amount of \$331.00 for the installation of three (3) lights in the front area of the building.

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

**Ayes: Aldermen Delaney, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd  
Nays: None     Absent: None     Abstained: Alderman Poolas**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER  
APPROVING THE DOVER FLEA MARKET, INC. AGREEMENT FOR 2010**

**WHEREAS**, the Town of Dover entered into a contract for the operation of a Flea Market with the Dover Marketplace, Inc. commencing May 18, 2008; and

**WHEREAS**, the agreement calls for annual review and approval by the Mayor and Board of Aldermen; and

**WHEREAS**, the Mayor and Board of Aldermen have reviewed the renewal request and find it to be in the interest of the Town to continue the Flea Market but with the below set forth changes;

**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 renewal of the agreement with Dover Marketplace, Inc. is hereby approved with the following amendments:

1. The footprint shall be as follows: (a) North Sussex Street from Dickerson Street northerly to the railroad tracks adjacent to the Municipal Building; (b) Bassett Highway from North Warren Street to North Sussex Street; (c) Blackwell Street between North Warren and North Morris Streets.
2. The Dover Marketplace shall provide its own barriers.

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

**Ayes: Aldermen Delaney, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd  
Nays: None     Absent: None     Abstained: Alderman Poolas**

**PUBLIC COMMENTS – Three Minutes per Person**

**Ed Correa** – 88B E. Blackwell Street – Mr. Correa commented that the flea market has lost some of its purpose of what it was originally intended to do. He expressed that it has become a challenge to some of the local businesses in the downtown area and has heard many complaints about the flea market. He suggested the town work with local businesses to establish programs (sidewalk sales, restaurant day, or street fair) but expressed that the town needs to think outside the box. He noted that for future negotiations the scope (layout) of the flea market should be changed. Mr. Correa wanted to know who is responsible for the waterways in the Town of Dover (Rockaway River, creeks). Attorney Pennella commented the State of NJ is responsible for the waterways. It was noted that local issues are handled by the County of Morris (Mosquito Commission, Fish & Wildlife). Mr. Correa wanted to know how the town notifies residents in case of an emergency. Alderman Visioli commented that the county has a reverse 911 system which would be used an emergency. Attorney Pennella noted that Office of Emergency Management can also provide assistance.

**Motion to adjourn made by Alderman Romaine at 9:13 p.m., and duly second by Alderman Donofrio and passed by the following voice vote.**

**Ayes: Aldermen Delaney, Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd  
Nays: None     Absent: None     Abstained: None**

**Respectfully submitted,**

**Margaret J. Verga, Municipal Clerk**