



TOWN OF DOVER
MAYOR AND BOARD OF ALDERMEN
CAUCUS MEETING MINUTES
July 22, 2008

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 Fahy, Delaney, Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine and Mayor Dodd

Also present were Attorney Pennella and Clerk Verga

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

PUBLIC HEARING OF MUNICIPAL BUDGET

PUBLIC HEARING – Small Cities Community Development Block Grant \$200,000
Small Cities Community Development Block Grant \$400,000
Small Cities Community Development Block Grant – Update

Daniel Martinez - 15 Lawrence Street – Mr. Martinez wanted to know how the money from the grants gets distributed. Ms. Lowey explained that the applicants get served as they come on the list but an emergency client can be moved up on the list.

MUNICIPAL CORRESPONDENCE:

1. Resolution from the Board of Chosen Freeholder re: the Highlands Water Protection & Planning Act
2. June 2008 - Financial Report from the Municipal Court
3. Letter from NJDCA re: Status on the delayed 2008 budget introduction
4. Project Information for Route 46 & 15 Bridge Replacement Project
5. Legal Notification from Morris County Mosquito Extermination Commission re: their application to NJDEP, Land Use Regulation Program for a permit
6. 2007 Annual Report from Morris Land Conservancy
7. Letter from Dorsey & Semrau-Attorneys at Law re: Public Intoxication
8. Notice from NJDOT re: Pre-Construction Public Information Center for the improvements at Route 46 & 15 on Thursday, July 24th from 6-7:30 pm
9. Notification from NJDEP re: Suspected Hazardous Substance Discharge notice for 99 So. Morris Street
10. Letter from Unison re: Communication Facility
11. June 2008 Sidebar Newsletter of Courter, Kobert & Cohen
12. Letter from NJDEP re: Dover Child Center
13. Letter from NJDEP re: El Primer Paso
14. Morris County Chamber of Commerce Monthly Events Mailer for July/August 2008
15. Letter from MSI-The MEL Safety Institute re: 2009 MSI Class Request
16. Letter from Dept. of Defense re: Picatinny Arsenal notification for biennial certification of the Classification Exception Area
17. Letter from Maraziti, Falcon & Healey re: Impact of Bill A500 on Re-development Plans
18. Letter from Hope House re: Tree of Hope contribution
19. Letter from NJ Natural Gas re: new notification procedures to municipalities about residents with disconnected service

AGENDA ITEMS:

ORDINANCE(S) FOR INTRODUCTION

1. Ordinance #24-2008 Bond Ordinance providing various improvements for the water dept. & appropriating the sum of \$150,000/Ald. Romaine



TOWN OF DOVER

MAYOR AND BOARD OF ALDERMEN

REGULAR MEETING MINUTES

July 22, 2008

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 7:25pm

ROLL CALL

Present: Aldermen Delaney, Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine and Mayor Dodd
Absent Alderman Fahy

Also present were 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.

Daniel Martinez – 15 Lawrence Street – Mr. Martinez asked for clarification on ordinance #27-2008 regarding the liaison for affordable housing.

Matty Barrick – 107 Basset Hwy. – Mr. Barrick wanted to know who is responsible for car insurance when police cars are used for construction. He wanted to know the status of the Bassett Hwy. redevelopment project. Mr. Barrick asked how the revaluation will affect his building that's located in the redevelopment area.

Mayor Dodd's Report – Mayor Dodd has attended multiple personnel meeting and the town has advertised the opening of the position for Administrator & Director of Public Works. He met with several surrounding towns regarding the shared services agreement. Mayor Dodd attended a meeting with the Hope House to better serve the residents of the community. Mayor Dodd has been in discussion with the Freeholders in the county and Mayor Dodd will request a decrease in speed to 25mph on all county roads.

ALDERMEN/COMMITTEE REPORTS –

Alderman Fahy – Absent

Alderman Picciallo – Alderman Picciallo has been working with Bill Isselin regarding the NJ Transit rail yard and if they don't comply with the ordinance a summons will be issued.

Alderman Poolas – Alderman Poolas had five complaints in his ward. There's a parking issue on Davis Ave. which intersects with Rt. 15 which the resident feels it's a safety issue and there's also numerous pot holes. Alderman Poolas addressed another issued directly regarding the 5:30am horn blower and that issue seems to be rectified.

Alderman Donofrio – Alderman Donofrio noted that the Board of Health had a representative from the county to speak about the Avian Flu Epidemic.

Alderman Timpani – No report

Alderman Delaney – No report

Alderman Visioli – Personnel Committee has been very busy and an advertisement for Administrator and Public Works Director has been placed in the League of Municipalities magazine.

Alderwomen Romaine – No formal report

Attorney Pennella Report – A trial brief has been submitted on the DGR case where they have challenged the amendment to the ordinance which consisted of the 5% regulation and the requirement to pay for the permit by the first.

Utility relocation and adjustment of existing water and sewer facilities in the area of Route 46, from Princeton Ave. To N. Sussex St. In conjunction with the New Jersey Department of Transportation Route 46, Section 7L and 8K Project, to include all costs, improvements and appurtenances related thereto or necessary therefore.	\$150,000	\$7,500	\$142,500	40
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Section 4. The following additional matters are hereby determined, declared, recited and stated:

- (a) The purposes described in Section 3 of this Bond Ordinance are not current expenses and are property or improvements which the Town may lawfully acquire or make as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.
- (b) The period of usefulness of such purposes is within the limitations of the Local Bond Law taking into consideration the amount of the said obligations authorized for such purposes, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, as set forth in Section 3 hereof, the average period of usefulness is 40 years.
- (c) The Supplemental Debt Statement required by the Law has been duly made and filed in the office of the Clerk of the Town and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the Town determined as provided in the Law is increased by this bond ordinance by \$142,500 and obligations authorized hereunder will be within all debt limitations prescribed by the Law.
- (d) This bond ordinance authorizes obligations of the Town solely for a purpose described in paragraph (h) of Section 40A:2-7 of the Local Bond Law, and the obligations authorized by this bond ordinance are to be issued for a purpose which is self-liquidating within the meaning and limitation of Section 40A:2-45 of said Law and are deductible pursuant to paragraph (c) of Section 40A:2-44 *et seq.* of said Law from the gross debt of the Town.
- (e) Amounts not exceeding \$20,000 in the aggregate for interest on obligations, costs of issuing obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Local Bond Law may be included as part of the costs of improvements and are included in the foregoing estimates thereof.

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

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

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

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

ORDINANCE NO. 25-2008
AN ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
REPEALING ORDINANCE # 6-2008 "RESTRICTED PARKING ON MAPLE AVENUE"

Be it ORDAINED by the Mayor and Board of Aldermen of the Town of Dover, Morris County, as follows:

1. Ordinance # 6-2008 establishing no parking on the northeast side of Maple Avenue for its entire length is

hereby repealed; and

2. Parking on Maple Avenue for its entire length is hereby permitted on both sides of the street; and

3. All ordinances or parts of ordinances inconsistent with this within ordinance are hereby repealed to the extent of such inconsistencies.

4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

5. The Ordinance shall take effect in accordance with law.

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

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

Nays: None

Absent: Alderman Fahy

Abstained: None

ORDINANCE NO. 26-2008

AN ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER

AMENDING THE CODE OF THE TOWN OF DOVER SECTION 57-16, et. seq. –

“POLICE DEPARTMENT CONTRACTED OFF-DUTY EMPLOYMENT AMENDING

ORDINANCE 22-2001, SECTION 57-18, (b) ADMINISTRATIVE FEE

Be it ORDAINED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey as follows:

Section 1. It is hereby established in the Code of the Town of Dover revised Sections 57-16 through 57-19 as follows:

ARTICLE III POLICE OUTSIDE EMPLOYMENT

Subsections:

57-16	Purpose
57-16A	Escrow Accounts
57-17	Requests for services
57-18	Rate of compensation; administrative fee; payment

57-16 Purpose

For the convenience of those persons and entities which utilize the services of off-duty law enforcement officers of the Dover Police Department and to authorize the outside employment of Town police while off duty, the Town hereby establishes a policy regarding the use of said officers:

(a) Members of the Police Department shall be permitted to accept police related employment for private employers or school district only during off-duty hours and at such time as will not interfere with the efficient performance of regularly scheduled or emergency duty for the Town.

(b) Any person or entity wishing to employ off-duty police shall first obtain the approval of the Chief of Police, which approval shall be granted if in the opinion of the Chief, such employment would not be inconsistent with the efficient functioning and good reputation of the Police Department, and would not unreasonably endanger or threaten the safety of the officer or officers who are to perform the work.

15-16A Escrow Accounts

(a) Any person or entity requesting the services of an off-duty law enforcement officer in the Dover Police Department shall estimate the number of hours such law enforcement services are required, which estimate shall be approved in writing by the Chief of Police, and shall establish an escrow account with the Town Treasurer by depositing an amount sufficient to cover the rates of compensation and administrative fees set forth in Section 57-18 for the total estimated hours of service.

(b) Prior to posting any request for services of off-duty law enforcement officers, the Chief of Police or his designee, shall verify that the balance in the escrow account of the person or entity requesting services is sufficient to cover the compensation and fees for the number of hours specified in the request for services. The Chief of Police shall not

post a request for services from any person or entity unless all fees and compensation required in the manner described above have been deposited with the Town Treasurer. No officer shall provide any such services for more hours than are specified in the request for services.

(c) In the event the funds in such an escrow account should become depleted, services of off-duty law enforcement officers shall cease and requests for further or future services shall not be performed or posted until additional funds have been deposited in the escrow account in the manner prescribed above.

(d) The person or entity requesting such services shall be responsible for ensuring that sufficient funds remain in the escrow account in order to avoid any interruption of services.

57-17 Requests for long-term services

All requests to the Town for services of off-duty law enforcement officers in the Dover Police Department for a period of one week or longer shall be forwarded to the Chief of Police for posting at least ten days before such services are required. Any law enforcement officers, when so employed by the Town, shall be treated as an employee of the Town provided, however, that wages earned for outside employment shall not be applied toward the pension benefits of law enforcement officers so employed, nor shall hours worked for outside employment be considered in any way compensable as over-time.

57-18 Rates of compensation; administrative fee; payment for services

(a) Rates of compensation for contracting the services of off-duty law enforcement officers shall be based on regular rates of the officer working the detail.

(b) An additional fee of 20% per hour for any person or entity and 10% per hour for Board of Education and non-profit organizations is hereby established to cover administrative costs, overhead and out-of-pocket expenses of the Town of Dover.

Section 2. All ordinances or parts of ordinances contrary to or inconsistent with this within ordinance are hereby repealed, but only to the extent of such inconsistencies.

Section 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

Section 4. The Ordinance shall take effect in accordance with law.

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

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

ORDINANCE NO. 27-2008
AN ORDINANCE TO CREATE THE POSITION OF MUNICIPAL HOUSING LIAISON FOR
THE PURPOSE OF ADMINISTERING THE TOWN OF DOVER'S AFFORDABLE
HOUSING PROGRAM PURSUANT TO THE FAIR HOUSING ACT.

BE IT ORDAINED by the Mayor and Board of Aldermen of the Town of Dover in the County of Morris and State of New Jersey that the following amendments be made to Chapter 99 of the Town of Dover:

Section 1. Purpose.

The purpose of this article is to create the administrative mechanisms needed for the execution of *the Town of Dover's* responsibility to assist in the provision of affordable housing pursuant to the Fair Housing Act of 1985.

Section 2. Definitions.

As used in this article, the following terms shall have the meanings indicated:

MUNICIPAL HOUSING LIAISON – The employee charged by the governing body with the responsibility for oversight and administration of the affordable housing program for the Town of Dover.

Section 3. Establishment of Municipal Housing Liaison position and compensation; powers and duties.

A. Establishment of position of Municipal Housing Liaison. There is hereby established the position of Municipal Housing Liaison for the Town of Dover.

- B. Subject to the approval of the Council on Affordable Housing (COAH), the Municipal Housing Liaison shall be appointed by the Governing Body and may be a full or part time municipal employee.
- C. The Municipal Housing Liaison shall be responsible for oversight and administration of the affordable housing program for the Town of Dover, including the following responsibilities which may not be contracted out, exclusive of item 6 which may be contracted out:
 - 1. Serving as the municipality’s primary point of contact for all inquiries from the State, affordable housing providers, administrative agents, and interested households;
 - 2. Monitoring the status of all proposed and completed affordable housing programs and affordable units in the municipality’s Fair Share Plan;
 - 3. Compiling, verifying, and providing monitoring information at such time and in such form as the Council requires;
 - 4. Coordinating meetings with affordable housing providers and administrative agents, as applicable; and
 - 5. Where applicable, providing to an administrative agent a copy of the adopted municipal operating manual(s), Housing Element and Fair Share Plan and ordinances relating to the creation and administration of the municipality’s affordable housing programs and/or affordable units.
- D. Compensation. Compensation shall be fixed by the Governing Body at the time of the appointment of the Municipal Housing Liaison.

Section 4. Severability.

If any section, subsection, paragraph, sentence or other part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not affect or invalidate the remainder of this Ordinance, but shall be confined in its effect to the section, subsection, paragraph, sentence or other part of this Ordinance directly involved in the controversy in which said judgment shall have been rendered and all other provisions of this Ordinance shall remain in full force and effect.

Section 5. Inconsistent Ordinances Repealed.

All ordinances or parts of ordinances which are inconsistent with the provisions of this ordinance are hereby repealed, but only to the extent of such inconsistencies.

Section 6. Effective Date.

This Ordinance shall take effect immediately upon final adoption and publication in the manner prescribed by law.

Mayor Dodd has moved the foregoing ordinance be adopted and duly seconded by Alderman Picciallo and passed for first reading by the following roll call vote.

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

ORDINANCE FOR SECOND READING

ORDINANCE NO. 22-2008
AN ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN OF THE
TOWN OF DOVER ESTABLISHING A SPEED LIMIT IN CONSTRUCTION ZONE FOR SALEM STREET

BE IT ORDAINED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey, as follows:

- 1. The speed limit on Salem Street from the southerly Dover border northerly to Blackwell Street shall be twenty-five (25) miles an hour during the course of construction. At the conclusion of construction, the ordinance shall revert to the existing speed limit. The County of Morris has consented to this temporary speed limit.
- 2. All ordinances or parts of ordinances inconsistent with this within ordinance are hereby repealed to the extent of such inconsistencies.

3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

5. The Ordinance shall take effect in accordance with law.

Mayor Dodd opened the meeting up to the public for a hearing, seeing no hands and hearing no voices this portion of the meeting was closed.

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

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

ORDINANCE NO. 23-2008
AN ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER PROVIDING FOR HANDICAPPED PARKING SPACE AT 5 WILLIAMS STREET

BE IT ORDAINED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, State of New Jersey, as follows:

SECTION 1. Description for handicap parking space to be located at 5 Williams Street

Said handicap parking space shall be located along the northerly curblineline of Williams Street beginning at a point 136 feet west of the northwesterly curblineline intersection of Spruce Street and Williams Street, thence continuing in a westerly direction for a distance of 20' to a point.

SECTION 2. All ordinances or parts of ordinances inconsistent with this within ordinance are hereby repealed to the extent of such inconsistencies.

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 4. The Ordinance shall take effect in accordance with law.

Mayor Dodd opened the meeting up to the public for a hearing, seeing no hands and hearing no voices this portion of the meeting was closed.

Alderwoman Romaine has moved the foregoing ordinance be adopted and duly seconded by Alderman Donofrio and passed for second reading by the following roll call vote.

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

RESOLUTIONS

RESOLUTION

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

The Town of Dover pledges the amount of \$500.00 to the League of Municipalities for the purpose of a legal challenge to set aside the proposed COAH 3rd round regulations.

Mayor Dodd has moved the foregoing ordinance be adopted and duly seconded by Alderman Picciallo and passed for second reading by the following roll call vote.

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

BILLS LIST

WHEREAS, the Mayor and Board of Aldermen of the Town of Dover have examined all bills presented for payment; and

WHEREAS, the Chief Financial Officer has certified that there are sufficient funds in the account(s) to which respective bills have been charged.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Board of Aldermen of the Town of Dover do hereby approve the bills as listed; and

BE IT FURTHER RESOLVED that the proper officials are hereby authorized to sign the checks for payment of same.

RESERVE ACCT claims in the amount of:	\$1,104.04
CURRENT ACCT claims in the amount of:	\$1,254,882.65
CAPITAL ACCT claims in the amount of:	\$1,078.79
WATER UTILITY ACCT claims in the amount of:	\$298,092.74
WATER UTILITY RESERVE ACCT claims in the amount of:	\$2,150.00
WATER CAPITAL ACCT claims in the amount of:	
PARKING UTILITY ACCT claims in the amount of:	\$19.30
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:	\$91.80
EVIDENCE TRUST ACCT claims in the amount of:	
RECYCLING TRUST ACCT claims in the amount of:	\$24.00
COUNTY FORFEITED ASSETS TRUST ACCT claims in the amount of:	
FEDERAL FORFEITED ASSETS ACCT claims in the amount of:	\$749.35
TRUST/OTHER ACCT claims in the amount of:	\$11,484.52
DOVER MARKETPLACE INC TRUST ACCT claims in the amount of:	
TOTAL CLAIMS TO BE PAID	\$1,569,677.19

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:	\$286,824.57
WATER UTILITY ACCT claims in the amount of:	\$24,030.74
PARKING UTILITY ACCT claims in the amount of:	\$2,707.29
PAYROLL AGENCY ACCT claims in the amount of:	\$85,107.33
UNEMPLOYMENT TRUST ACCT claims in the amount of:	\$80.19
TOTAL CLAIMS PAID	\$398,750.12

TOTAL BILL LIST RESOLUTION ***\$1,968,427.31***

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 and Mayor Dodd
Nays: None Absent: Alderman Fahy Abstained: None

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 and Mayor Dodd
Nays: None Absent: Alderman Fahy Abstained: None**

CITIZEN PARTICIPATION PLAN-RESOLUTION
TOWN OF DOVER, MORRIS COUNTY, STATE OF NEW JERSEY

WHEREAS, the Town of Dover has applied for a Small Cities Community Development Block Grant from the New Jersey Department of Community Affairs for Town of Dover public facilities and housing rehabilitation projects; and

WHEREAS, the Grant Agreements require the Town of Dover to comply with all federal regulations with respect to citizen participation; and

WHEREAS, the Town of Dover has reviewed the Citizen Participation Plan prepared for Small Cities Community Development Block Grant grantees;

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 Citizen Participation Plan developed by the New Jersey Department of Community Affairs, Small Cities CDBG Program, is adopted the Town of Dover; and

The Town of Dover will follow all regulations set forth in that document throughout the term of the Grant Agreement cited above.

This is to certify that the foregoing Resolution was duly adopted at a regular meeting of the Board of Aldermen held on July 22, 2008.

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

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

TOWN OF DOVERS' RESOLUTION FOR THE FEASIBILITY GRANT COMPONENT FOR SHARED COURT SERVICES

WHEREAS, the Governing Bodies of the Town of Dover and Mine Hill Township, Wharton Borough, Rockaway Borough and the Borough of Mount Arlington, have agreed to apply for a SHARE (Sharing Available Resources Efficiently) Program Grant through the State of New Jersey SHARE Program in the amount of \$5,000.00 and,

WHEREAS, the Town of Dover has agreed to be the lead agency in this program; and

WHEREAS, the State of New Jersey has made SHARE grants available to assist local units to study, develop and implement new shared and regional services; and

WHEREAS, the purpose of this grant is to promote shared services between our local units through the sharing of court services, that would be beneficial to both or all local units; and

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Town of Dover, that the Town of Dover does hereby join with Mine Hill Township, Wharton Borough, Rockaway Borough and the Borough of Mount Arlington, in applying for a grant for the purpose of a feasibility study of such an endeavor; and,

BE IT FURTHER RESOLVED that a waiver has been granted by the Department of Community Affairs, Local Government Services, of the requirement for the local participating units to provide a portion of the required local matching funds in the amount of \$100.50 for each municipality as its contribution to the study's costs.

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

WHEREAS, Rocciola Engineering, located at 8 Elizabeth Avenue, Pompton Plains, New Jersey can provide general advice and guidance with respect to the proposed development of the Bassett Highway Redevelopment project; and

WHEREAS, such agreement would be exempt from the public contracts law as it is below the bid threshold pursuant to N.J.S.A. 40A:11-3; and

WHEREAS, the cost of the service to be acquired is below the \$17,500.00 threshold of the "Pay to Play" law, N.J.S.A. 19:44A-20.4 *et.seq.* and therefore exempt from its requirements; and

WHEREAS, the services required are specialized requiring expertise in parking dynamics and extensive training in the field of Traffic Engineering services, this an extraordinary, unspecifiable service; and

WHEREAS, the anticipated term of the contract is one year; and

WHEREAS, Rocciola Engineering has submitted a proposal dated July 16, 2008 indicating that they will provide the service on an hourly basis with various rates as set forth in their proposal from \$170.00 per hour for principals down to \$ 40.00 per hour for technicians; and

WHEREAS, the Town wishes to authorize the engagement of Rocciola Engineering for an amount not to exceed \$1,500.00; and

WHEREAS, Rocciola Engineering, although not required, has completed and submitted a Business Entity Disclosure Certification certifying that they have not made any reportable contributions to a political or candidate committee in the Town of Dover in the previous one year, and that the entry into the contract with the Town of Dover will prohibit them from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer certifies that there are sufficient funds to make this award;

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 Mayor and Board of Aldermen hereby authorize the entry into a contract with Rocciola Engineering for traffic consultation services.
2. The agreement shall not exceed \$1500.00.
3. The Mayor and Clerk are hereby authorized to execute such contract as is prepared by the municipal attorney for the services to be rendered.
4. The Business Entity Disclosure Certification and the Determination of the Value is to be placed on file with this resolution.

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

Ayes: Aldermen Delaney, Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine and Mayor Dodd
Nays: None Absent: Alderman Fahy 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 Auxiliary-St. Clare's Health System to be held on December 18, 2008
(50/50)

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

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

**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:

LOOM #541 Rockaway Dover Lodge to be held on Tuesdays through Sundays
(Pull - tabs)

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 and Mayor Dodd
Nays: None Absent: Alderman Fahy Abstained: None**

RESOLUTION

WHEREAS, there has been a duplicate payment of first quarter taxes of 2008 for Block 1403 Lot 14, known as 173-175 North Sussex Street, Dover, New Jersey by the resident/owner and the mortgage company,

WHEREAS, the homeowner, Segundo Lopez has requested a refund of the overpayment as advised by the mortgage company and,

WHEREAS, the amount to be refunded to Segundo Lopez is \$1,259.95,

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 \$1,259.95 payable to Segundo Lopez on this twenty second day of July, 2008 and,

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

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 and Mayor Dodd
Nays: None Absent: Alderman Fahy Abstained: None**

**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

AXEL'S EXPRESS

1. Osvaldo Navarro 2. Zoyla Paguay

Alderman Delaney 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 and Mayor Dodd
Nays: None Absent: Alderman Fahy Abstained: None**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
AUTHORIZING CONSULTING SERVICES FOR PARKING**

WHEREAS, the Town of Dover is in need of parking consulting services; and

WHEREAS, Level G, L.L.C., located at 34 Lark Avenue, Old Bethpage, New York can provide general advice and guidance with respect to the development of a new and revised parking program, parking policies, parking facilities, access of revenue control equipment, parking management strategies, parking impacts of redevelopment and other subject matter related to the development or operation of the municipal parking system; and,

WHEREAS, such agreement would be exempt from the public contracts law as it is below the bid threshold pursuant to N.J.S.A. 40A:11-3; and

WHEREAS, the cost of the service to be acquired is below the \$17,500.00 threshold of the "Pay to Play" law, N.J.S.A. 19:44A-20.4 *et seq.* and therefore exempt from its requirements; and

WHEREAS, the services required are specialized requiring expertise in parking dynamics and extensive training in the field of parking systems and also requiring a proven reputation in such field rendering this an extraordinary, unspecifiable service; and

WHEREAS, the anticipated term of the contract is one year; and

WHEREAS, Level G. Associates, L.L.C. has submitted a proposal dated July 18, 2008 indicating that they will provide the service on an hourly basis with various rates as set forth in their proposal from \$135.00 per hour for principals down to \$ 48.00 per hour for technicians; and

WHEREAS, the Town wishes to authorize the engagement of Level G. Associates, L.L.C. for an amount not to exceed \$4,000.00; and

WHEREAS, Level G. Associates, L.L.C., although not required, has completed and submitted a Business Entity Disclosure Certification certifying that they have not made any reportable contributions to a political or candidate committee in the Town of Dover in the previous one year, and that the entry into the contract with the Town of Dover will prohibit them from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer certifies that there are sufficient funds to make this award;

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 Mayor and Board of Aldermen hereby authorize the entry into a contract with Level G. Associates, L.L.C. for parking consultation services.
2. The agreement shall not exceed \$4,000.00.
3. The Mayor and Clerk are hereby authorized to execute such contract as is prepared by the municipal attorney for the services to be rendered.
4. The Business Entity Disclosure Certification and the Determination of the Value is to be placed on file with this resolution.

amendment to, the master plan to guide the use of lands within the municipality in a manner which protects the public health and safety and promotes the general welfare of the community; and

WHEREAS, the Plan Endorsement Guidelines and State Planning Rules require the appointment of a Plan Endorsement Advisory Committee to guide the municipality through the Plan Endorsement process; and

WHEREAS, the Plan Endorsement Advisory Committee shall consist of between 5 and 10 members, including one representative of the governing body, a Class IV member of the planning board; one representative of a local board, commission or committee who is not a member of the planning board; and two representatives of the public that do not hold a position, employment or office with the municipality.

NOW THEREFORE BE IT RESOLVED that the Mayor of **the Town of Dover** hereby approves and adopts the following:

The Town of Dover establishes a Plan Endorsement Citizens' Advisory Committee consisting of between 5 and 10 members as follows:

1. James P. Dodd, Mayor
2. Paul Mc Grath, Class IV Member of the Planning Board
3. Paul C. McDougall, Historic Preservation Commission
4. Robert Rutan
5. Paul Barnish

The members of the Citizens' Advisory Committee shall serve at the pleasure of the Mayor; and

The Citizens' Advisory Committee shall report findings and conclusions of its actions performed pursuant to the State Planning Rules and Plan Endorsement Guidelines, and make recommendations to the Planning Board on next steps, but shall have no power to vote or take other action required of the Planning Board; and

The Citizens' Advisory Committee shall also report to the Governing Body at least every 60 days on the status of plan endorsement; and

The Citizen Advisory Committee shall be entitled to call to its assistance any personnel of any municipal department or consultant thereto as it may require in order to perform its duties; and

The Citizens' Advisory Committee is established for the purpose of:

Guiding the plan endorsement process for the municipality; increasing public awareness of, and participation in, the plan endorsement process for the community;

Serving as the liaison with the state, county, regional agencies and local officials throughout the plan endorsement process;

Assisting the municipality in meeting the deadlines of plan endorsement;

Take the lead on completing the municipal self-assessment and submitting the required planning documents to the Office of Smart Growth;

Helping to facilitate community visioning as described in the Plan Endorsement Guidelines and community visioning standards;

Reporting the findings and conclusions of the self-assessment and community visioning to the local planning board for its review; and

Negotiating a draft Action Plan with the Office of Smart Growth, in collaboration with the planning board and governing body, to consist of actions that should be taken to adopt and/or update plans, ordinances and regulations in order to meet the plan endorsement requirements;

Facilitating completion of the Action Plan items in order to achieve endorsement by the State Planning Commission and enjoy the benefits available to the municipality as a result of the endorsed plan.

THEREFORE BE IT FURTHER RESOLVED that the Clerk of **the Town of Dover** shall transmit a copy of this resolution and the notice as required in the State Planning Rules to the State Planning Commission.

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 and Mayor Dodd
Nays: None Absent: Alderman Fahy Abstained: None**

PUBLIC COMMENTS – Three Minutes per Person

Connie Sibona-Foster – 90 Penn Avenue – Ms. Foster noted that several residents have come out when she was cleaning around the chicanes to ask about the status of their removal. Ms. Foster has collected cellular phones and they have been sent overseas. She made a suggestion about installing hand sanitary dispensers in town hall.

Matty Barrick – 105 Bassett Hwy. – Mr. Barrick asked the status of DEP’s proposal to make all rivers in the State of NJ category 1. Mayor Dodd noted that he has not heard anything about the status.

**Motion made by Alderwoman Romaine to adjourn at 8:01 p.m.,
Seconded by Alderman Delaney and passed by the following voice vote.**

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

Respectfully submitted,

**Margaret J. Verga
Municipal Clerk**