

# TOWN OF DOVER MAYOR AND BOARD OF ALDERMEN CAUCUS MEETING MINUTES

# JULY 25, 2017 7:00 PM

The Caucus Meeting of the Mayor and Board of Aldermen was held in council chambers, 37 N. Sussex Street, Dover, New Jersey.

Mayor Dodd called the meeting to order at 7:00 PM

# **ROLL CALL:**

Present: Aldermen Visioli, Picciallo, Romaine, Blackman, MacDonald, Toth, O'Connor, Camacho and Mayor Dodd

Also present were Administrator Donald Travisano, Attorney Timothy Downs and Deputy Municipal Clerk Tara Pettoni.

Special Dignitaries that were Present: Morris County Prosecutor Frederic Knapp, Former Aldermen Helen Lori, John Horan, Scott Miller, Jack Delaney and Former Police Officer Edward O'Rourke represented the Sheriff's Office.

Deputy Municipal Clerk Tara Pettoni stated adequate notice was given to the official newspaper.

# SUNSHINE LAW STATEMENT

In accordance with the provisions set forth in the Open Public Meeting Law, notification of this meeting has been sent to all officially designated Town newspapers and notice is posted in the Town Hall.

# MUNICIPAL CORRESPONDENCE:

1. Received from NJ League of Municipalities - Daily Update

# CONSENT AGENDA

- 1. Resolution Approving a Raffle License
- 2. Resolution Certification of the 2016 Audit
- 3. Resolution Approving the Minutes for the July 11, 2017 Caucus and Regular
- 4. Resolution Approving Taxi Drivers as per Schedule A
- 5. Resolution Appointing Chief Municipal Prosecutor & Prosecutor Joint Municipal Court
- 6. Resolution Appointing Chief Public Defender & Public Defender Joint Municipal Court
- 7. Resolution Authorizing the Award of Contract for Bond Counsel Hawkins, Delafield & Wood, LLP
- 8. Resolution Authorizing the Award of Contract for Special Counsel Antonelli, Kantor, PC, Dorsey & Semrau, LLC & Rainone, Coughlin & Minchello Various Legal Matters
- 9. Resolution Authorizing the Award of Contract for Labor Counsel Cleary, Giacobbe, Alfieri and Jacobs, LLC and Plosia Cohen, LLC
- 10. Resolution Authorizing the Award of Contract for Municipal Attorney Law Offices of Timothy P. Downs, LLC

# **ORDINANCE(S) FOR FIRST READING**

- 1. Ord. No. 19-2017 Amending the "North Sussex Street Landfill Redevelopment Area Redevelopment Plan-Ald. Romaine
- 2. Ord. No. 20-2017 Authorizing a Special Emergency Appropriation for Expenses Related to a 2017 Reexamination of the Master Plan Ald. Romaine

# ORDINANCE(S) FOR SECOND READING

1. Ord. No. 18-2017 - Amending Chapter 57, Article I, Police Organization and Membership - Ald. Visioli

# RESOLUTIONS

- 1. Resolution Approving Bills List
- 2. Resolution Approving Taxi Cabs as per Schedule A
- 3. Resolution Approving Limos as per Schedule A
- 4. Resolution to Award a Contract to Facility Solutions Group for Blackwell Street New Street Lights
- 5. Resolution Approving a Salary Resolution Police Department Promotions
- 6. Resolution Conditionally Designating Dover Capitol NJ, LLC as Redeveloper for Property Located in the North Sussex Street Landfill Area for Redevelopment of Self Storage Project

- 7. Resolution Authorizing the Award of a Contract by Sealed Bid to Cifelli & Son General Construction Co. for the East/West Blackwell Street Sidewalk & Tree Improvement Project
- 8. Resolution Authorizing the Award of a Contract by Sealed Bid to Tony's Concrete Construction Co., Inc. as an Open Ended Contract for a Period of One Year

#### REGULAR MEETING MINUTES JULY 25, 2017

The Regular Meeting of the Mayor and Board of Aldermen was held in council chambers, 37 N. Sussex Street, Dover, New Jersey.

The meeting was called to order by Mayor Dodd at 7:00 PM

# **ROLL CALL:**

Present: Aldermen Visioli, Picciallo, Romaine, Blackman, MacDonald, Toth, O'Connor, Camacho and Mayor Dodd

Also present were Administrator Donald Travisano, Attorney Timothy Downs and Deputy Municipal Clerk Tara Pettoni.

Special Dignitaries that were Present: Morris County Prosecutor Frederic Knapp, Former Aldermen Helen Lori, John Horan, Scott Miller, Jack Delaney and Former Police Officer Edward O'Rourke represented the Sheriff's Office.

Deputy Municipal Clerk Tara Pettoni stated adequate notice was given to the official newspaper.

Mayor Dodd opened the meeting to the public on any agenda items. Seeing no hands and hearing no voices, Mayor Dodd closed the meeting to the public.

#### **CONSENT AGENDA:**

#### **<u>RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN</u>** OF THE TOWN OF DOVER APPROVING OF RAFFLE LICENSES

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

**WHEREAS**, such licenses have been reviewed by the appropriate departments and found to meet with all of the requirements and conditions of the municipality;

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

The below listed raffles for the date set forth following their names are hereby approved:

# Schedule A

College Club of Dover To be held December 5, 2017 (Off-premise 50/50) RL #1063

# **CERTIFICATION OF THE ANNUAL AUDIT**

**WHEREAS**, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have an annual audit of its books, accounts and financial transactions, and

**WHEREAS**, The Annual Report of Audit for the year 2016 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

**WHEREAS**, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

**WHEREAS**, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the Annual Audit entitled "Comments and Recommendations; and

**WHEREAS**, the members of the governing body have personally reviewed, as a minimum the Annual Report of Audit and specifically the sections of the Annual Audit entitled "Comments and Recommendations" as evidenced by the group affidavit form of the governing body attached hereto; and

**WHEREAS**, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

**WHEREAS**, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

**WHEREAS**, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB -52- to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

**NOW, THEREFORE BE IT RESOLVED**, That the Mayor and Board of Aldermen of the Town of Dover, hereby states that it has complied with N.J.A.C.5:30-5.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

#### **<u>RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN</u>** <u>OF THE TOWN OF DOVER FOR APPROVAL OF MINUTES</u>

**WHEREAS**, in accordance with the provisions set forth in the Open Public Meeting Law, annual notice has been provided for all Mayor and Board of Aldermen meetings; and

**WHEREAS**, the Mayor and Board of Aldermen of the Town of Dover held their Public Meetings, and minutes of those meetings were transcribed.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey for approval the minutes for the following meetings:

# July 11, 2017 – Caucus & Regular

#### 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

#### FIRST CLASS OF DOVER, INC.

Alvaro E. Delgado

# AXEL'S EXPRESS TAXI & LIMO

Jorge M. Gonzalez-Calle Wilson Molina Zoyla Paguay

**ELITE LIMO & TAXI** 

### RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER <u>APPOINTING CHIEF PROSECUTOR AND PROSECUTOR FOR THE</u> JOINT MUNICIPAL COURT OF DOVER

**WHEREAS**, the Town of Dover of the County of Morris, State of New Jersey, has established a Joint Municipal Court serving the Town of Dover, Borough of Mt. Arlington, Borough of Rockaway, Borough of Wharton and Borough of Victory Gardens under a Shared Services Agreement with the Town of Dover as lead agency; and

*WHEREAS*, the Town of Dover has a need to acquire Legal Services for the Joint Municipal Court as a fair and open contract pursuant to the provisions of <u>N.J.S.A.</u> 40A:11-5, which may be awarded without bidding as a professional service; and

**WHEREAS**, the CFO has determined and certified in writing that the value of the acquisitions will exceed \$17,500 and that the funds are available for this award pursuant to the provisions of N.J.A.C. 5:30-5.4; 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 authorizes the Mayor and Municipal Clerk to enter into a contract as described herein; and

- A. Lisa Thompson, Esq. to be appointed as Chief Prosecutor of the Joint Court of Dover, serving the Town of Dover, Borough of Mt. Arlington, Borough of Rockaway, Borough of Wharton and Borough of Victory Gardens at a salary of \$40,290 retainer, for year 2017 plus \$500 per extra session; and
- B. Douglas Cabana, Esq. to be appointed Prosecutor of the Joint Court of Dover, serving the Town of Dover, Borough of Mt. Arlington, Borough of Rockaway, Borough of Wharton and Borough of Victory Gardens at a salary of \$40,290 retainer for year 2017 plus \$500 per extra session; and

**NOW, THEREFORE, BE IT RESOLVED**, the appointment of Chief Municipal Prosecutor and Prosecutor for the Joint Municipal Court is made without competitive bidding as it is a "professional service" under the provisions of the Local Public Contracts Law, because attorneys are a recognized profession, licensed and regulated by law.

**BE IT FURTHER RESOLVED** that a copy of this resolution shall be forwarded to the Borough of Mt. Arlington, Borough of Rockaway, Borough of Wharton and Borough of Victory Gardens which are hereby being requested to consider adoption of a similar resolution.

**BE IT FURTHER RESOLVED** that upon adoption of said resolution by the Town of Dover, Borough of Mt. Arlington, Borough of Rockaway, Borough of Wharton and Borough of Victory Gardens, a copy of said Resolutions shall be forwarded to the Honorable Stuart A. Minkowitz, Assignment Judge Superior Court and the Honorable Gerard Smith, Judge of the Joint Court of Dover.

WHEREAS, the anticipated term of this contract is for year 2017;

### RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER <u>APPOINTING CHIEF PUBLIC DEFENDER AND PUBLIC DEFENDER FOR THE</u> <u>JOINT MUNICIPAL COURT OF DOVER</u>

**WHEREAS**, the Town of Dover of the County of Morris, State of New Jersey, has established a Joint Municipal Court serving the Town of Dover, Borough of Mt. Arlington, Borough of Rockaway, Borough of Wharton and Borough of Victory Gardens under a Shared Services Agreement with the Town of Dover as lead agency; and

*WHEREAS*, the Town of Dover has a need to acquire Legal Services for the Joint Municipal Court as a fair and open contract pursuant to the provisions of <u>N.J.S.A.</u> 40A:11-5, which may be awarded without bidding as a professional service; and

**WHEREAS**, the CFO has determined and certified in writing that the value of the acquisitions will exceed \$17,500 and that the funds are available for this award pursuant to the provisions of N.J.A.C. 5:30-5.4; and

WHEREAS, the anticipated term of this contract is for year 2017; 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 authorizes the Mayor and Municipal Clerk to enter into a contract as described herein; and

- A. Gerald Kelly, Esq. to be appointed as Chief Public Defender of the Joint Court of Dover, serving the Town of Dover, Borough of Mt. Arlington, Borough of Rockaway, Borough of Wharton and Borough of Victory Gardens at a salary of \$23,031 retainer for year 2017, plus \$500 per extra session; and
- B. Robert Cascone, Esq. to be appointed Public Defender of the Joint Court of Dover, serving the Town of Dover, Borough of Mt. Arlington, Borough of Rockaway, Borough of Wharton and Borough of Victory Gardens at a salary of \$23,031 retainer for year 2017, plus \$500 per extra session; and

**NOW, THEREFORE, BE IT RESOLVED**, the appointment of Chief Municipal Public Defender and Public Defender for the Joint Municipal Court is made without competitive bidding as it is a "professional service" under the provisions of the Local Public Contracts Law, because attorneys are a recognized profession, licensed and regulated by law.

**BE IT FURTHER RESOLVED** that a copy of this resolution shall be forwarded to the Borough of Mt. Arlington, Borough of Rockaway, Borough of Wharton and Borough of Victory Gardens which are hereby being requested to consider adoption of a similar resolution.

**BE IT FURTHER RESOLVED** that upon adoption of said resolution by the Town of Dover, Borough of Mt. Arlington, Borough of Rockaway, Borough of Wharton and Borough of Victory Gardens, a copy of said Resolutions shall be forwarded to the Honorable Stuart A. Minkowitz, Assignment Judge Superior Court and the Honorable Gerard Smith, Judge of the Joint Court of Dover.

# RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER AUTHORIZING THE AWARD OF A FAIR AND OPEN PROFESSIONAL SERVICES CONTRACT FOR BOND COUNSEL TO ROBERT BEINFIELD OF THE LAW FIRM OF HAWKINS, DELAFIELD & WOOD, LLP

WHEREAS, the Town of Dover, hereinafter "Dover", has a need to acquire services for Bond Counsel as a Fair and Open Contract; and

WHEREAS, this award is an exception to the Local Public Contracts Law, <u>N.J.S.A.</u> 40A:11-5, which may be awarded without bidding as a professional service; and

WHEREAS, the purpose of the Bond Counsel is limited to providing legal services related to bond and financial matters; and

WHEREAS, Bond Counsel is to receive the hourly rate of \$165.00; and

WHEREAS, the CFO has certified that funds are available for this award;

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

- 1. **Robert Beinfield,** of the law firm of **Hawkins, Delafield and Wood, LLP** be and hereby is appointed, through a fair and open process in accordance with <u>N.J.SA.</u> 19:44A-20.4 <u>et seq.</u>, as bond counsel for the limited purposes of providing legal services in connection to bond and financial matters at the hourly rate of \$165.00; and
- 2. Bond Counsel shall enter into a written contract incorporating the within terms and the Mayor and Clerk be and hereby are authorized to execute such contract.
- 3. A notice of this action shall be printed once in the official newspaper for the Town of Dover and the Resolution and Contract shall remain on file in the Clerk's Office.

# RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER AUTHORIZING THE AWARD OF A FAIR AND OPEN PROFESSIONAL SERVICES CONTRACT FOR SPECIAL COUNSEL TO THE LAW FIRMS OF (1) ANTONELLI, KANTOR, PC; (2) DORSEY AND SEMRAU, LLC; AND (3) RAINONE, COUGHLIN AND MINCHELLO, LLC

WHEREAS, the Town of Dover, hereinafter "Dover", has a need to acquire services for Special Counsel as a Fair and Open Contract; and

WHEREAS, this award is an exception to the Local Public Contracts Law, <u>N.J.S.A.</u> 40A:11-5, which may be awarded without bidding as a professional service; and

WHEREAS, the purpose of the Special Counsel is limited to providing legal services related to various legal matters; and

WHEREAS, Special Counsel is to receive the hourly rate of \$165.00; and

WHEREAS, the CFO has certified that funds are available for this award;

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

- 1. Antonelli Kantor, PC, be and hereby is appointed, through a fair and open process in accordance with <u>N.J.SA.</u> 19:44A-20.4 <u>et seq.</u>, as special counsel for the limited purposes of providing legal services in connection to various legal matters at the hourly rate of \$165.00; and
- 2. **Dorsey & Semrau, LLC** be and hereby is appointed, through a fair and open process in accordance with N.J.SA. 19:44A-20.4 et seq., as special counsel for the limited purposes of providing legal services in connection to various legal matters at the hourly rate of \$165.00; and
- 3. **Rainone, Coughlin & Minchello, LLC** be and hereby is appointed, through a fair and open process in accordance with N.J.SA. 19:44A-20.4 et seq., as special counsel for the limited purposes of providing legal services in connection to various legal matters at the hourly rate of \$165.00; and
- 4. Special Counsel shall enter into a written contract incorporating the within terms and the Mayor and Clerk be and hereby are authorized to execute such contract.
- 5. A notice of this action shall be printed once in the official newspaper for the Town of Dover and the Resolution and Contract shall remain on file in the Clerk's Office.

#### RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER AUTHORIZING THE AWARD OF A FAIR AND OPEN PROFESSIONAL SERVICES CONTRACT FOR LABOR COUNSEL TO THE LAW FIRMS OF (1) CLEARY, GIACOBBE, ALFIERI AND JACOBS, LLC; AND (2) PLOSIA COHEN, LLC

WHEREAS, the Town of Dover, hereinafter "Dover", has a need to acquire services for Labor Counsel as a Fair and Open Contract; and

WHEREAS, this award is an exception to the Local Public Contracts Law, <u>N.J.S.A.</u> 40A:11-5, which may be awarded without bidding as a professional service; and

WHEREAS, the purpose of the Labor Counsel is limited to providing legal services related to personnel matters; and

WHEREAS, Labor Counsel is to receive the hourly rate of \$165.00; and

WHEREAS, the CFO has certified that funds are available for this award;

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

- 1. **Cleary, Giacobbe, Alfieri and Jacobs**, **LLC** be and hereby is appointed, through a fair and open process in accordance with <u>N.J.SA</u>. 19:44A-20.4 <u>et seq</u>., as special counsel for the limited purposes of providing legal services in connection to personnel matters at the hourly rate of \$165.00; and
- 2. **Plosia Cohen, LLC** be and hereby is appointed, through a fair and open process in accordance with N.J.SA. 19:44A-20.4 et seq., as special counsel for the limited purposes of providing legal services in connection to personnel matters at the hourly rate of \$165.00; and

- 3. Labor Counsel shall enter into a written contract incorporating the within terms and the Mayor and Clerk be and hereby are authorized to execute such contract.
- 4. A notice of this action shall be printed once in the official newspaper for the Town of Dover and the Resolution and Contract shall remain on file in the Clerk's Office.

### RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER AUTHORIZING THE AWARD OF A FAIR AND OPEN PROFESSIONAL SERVICES CONTRACT FOR TOWN ATTORNEY AND TAX APPEAL ATTORNEY TO THE LAW OFFICES OF TIMOTHY P. DOWNS, LLC

**WHEREAS,** the Town of Dover, hereinafter "Dover", has a need to acquire services for Town Attorney and Tax Appeal Attorney as a Fair and Open Contract; and

**WHEREAS**, the Town Administrator recommends the award of a contract to the Law Offices of Timothy P. Downs, LLC under a fair and open process, for a period expiring December 31, 2017; and

**WHEREAS**, the Law Offices of Timothy P. Downs, LLC will be paid a retainer in the amount of \$65,000 annually, with an hourly rate of \$165.00 for matters outside of the retainer; and

**NOW, THEREFORE, BE IT RESOLVED,** that the Mayor and Board of Aldermen of the Town of Dover authorizes the Mayor and Municipal Clerk to enter into a contract with Law Offices of Timothy P. Downs, LLC for the work described above, for a period expiring December 31, 2017; and

**BE IT FURTHER RESOLVED** that the appointment for Town Attorney for the Town of Dover is made as a professional service under the provisions of the Local Public Contracts Law because Attorneys are a recognized profession, licensed and regulated by law; and

**BE IT FURTHER RESOLVED** that a copy of this resolution, certified to be a true copy by the Town Clerk shall be advertised as required by law within ten (10) days from the date adoption; and

**BE IT FURTHER RESOLVED** that the Professional(s) listed above is/are directed to prepare a written contract to be executed with the Town and that a copy of this Resolution and Contract shall be placed on file with the Town Clerk.

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

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

#### ORDINANCE NO. 19-2017

# ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER AMENDING THE "NORTH SUSSEX STREET LANDFILL REDEVELOPMENT AREA REDEVELOPMENT PLAN, TOWN OF DOVER, MORRIS COUNTY, NEW JERSEY", ADOPTED BY THE TOWN OF DOVER BOARD OF ALDERMEN ON DECEMBER 14, 1999 AND LAST REVISED BY ORDINANCE 10-2014 ON MARCH 11, 2014

**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

Section 2.2 entitled "Schedule of land use and development requirements", "Permitted Uses" is supplemented to include Self-Storage Facilities.

#### Section 2

Section 2.2 entitled "Schedule of land use and development requirements", the Table entitled, "Bulk Requirements", is amended and supplemented as follows:

	Redevelopment Plan Requirement
Setback to Tract Boundary	70'
	This setback may be reduced to no less than 40' if a minimum natural protected
	buffer of at least an additional 30' exists on the adjacent property. "Protected"

	shall mean by a deed restriction or NJDEP Environmental Regulatory restriction that is in effect at the time the reduced setback is approved.		
Side Yard Setback	15'		
Maximum building coverage	25%		
Parking			
	<u>Use</u>	<u>Requirement</u>	
	Self-Storage Facilities	1.0 space per 5,000 sf of leasable area	

# Section 3

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

#### Section 4

If any article, section, subsection, paragraph, phrase or sentence is, for any reason, held to be unconstitutional or invalid, said article, section, subsection, paragraph, phrase or sentence shall be deemed severable.

#### Section 5

This ordinance shall take effect immediately upon final publication as provided by law.

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

Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, MacDonald, Toth, O'Connor, Camacho & Mayor DoddNays: NoneAbsent: NoneAbstained: None

#### ORDINANCE NO. 20-2017

# AN ORDINANCE AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-55.1 FOR THE EXPENSES RELATED TO A 2017 REEXAMINATION OF THE MASTER PLAN

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

- 1. Pursuant to N.J.S.A. 40A:4-55.1 the sum of \$14,500 is hereby appropriated for expenses related to a 2017 reexamination of the master plan.
- 2. The authorization to finance the appropriation shall be provided for in the succeeding annual budgets by the inclusion of at least 1/5 of the amount authorized pursuant to the act.
- 3. The ordinance shall take effect after passage and final publication as required by law.

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

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

#### ORDINANCE NO. 18-2017 AN ORDINANCE BY TOWN OF DOVER CONCERNING THE DOVER POLICE DEPARTMENT AND AMENDING THE CODE OF THE TOWN OF DOVER ENTITLED POLICE DEPARTMENT, "ARTICLE I, ORGANIZATION AND MEMBERSHIP" AND "ARTICLE V, TABLE OF ORGANIZATION"

WHEREAS, the Town of Dover has determined that substantial changes to the organization of its police department are necessary; and

WHEREAS, the Town's Mayor and Board of Alderman have reviewed and updated the "Police Department" section of its Code; and

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Board of Aldermen as follows:

Section 1. Chapter 57, Article I, and Article V, of the Town of Dover, County of Morris and State of New Jersey are hereby repealed.

Section 2. A NEW Chapter 57, Article I, of the "Code of the Town of Dover", as set forth and made a part hereof, is hereby adopted to set forth the basic structure, powers and duties of the Dover Police Department, and to replace the aforementioned provisions of the "Code of the Town of Dover."

Section 3. All ordinances and resolutions or parts thereof inconsistent with this Ordinance are repealed.

<u>Section 4.</u> 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 portion thereof.

**Section 5.** This Ordinance shall take effect upon its final adoption and publication as provided for by law. The provisions of the attached Chapter 57, Article I, shall be applicable within Dover upon taking effect and shall become a part of the new Dover Town Code once completed and adopted.

# <u>EXHIBIT A</u> CHAPTER 57. POLICE DEPARTMENT

#### Sec. 57-1. Establishment of Department

There is hereby created in and for Dover, a police department, known as the "Dover Police Department," which shall consist of Deputy Chief, up to four (4) Lieutenants, up to five (5) Sergeants, and up to twenty-seven (27) Patrol Officers. As used in this chapter, all sworn officers, i.e. Deputy Chief, Lieutenants, Sergeants and Patrol Officers, may be referred to as "members". In addition, the Police Department may be supported by such civilian employees as may be deemed necessary by the Mayor and Board of Aldermen. Such Department shall be governed by the applicable laws of the State, this chapter and other applicable laws and ordinances of the municipality and rules and regulations adopted pursuant hereto.

#### Sec. 57-2. The Line of Authority for the Police Department

This section establishes and sets forth the line of authority for the administration and operation of the Dover Police Department.

(a) The Public Safety Director, or, in his or her absence, the Administrator, shall constitute the "appropriate authority" as required by N.J.S.A. 40A:14-118 and shall thereby have the powers as provided by State law including the authority and duty to:

- (1) Adopt and promulgate rules and regulations for the government of the Police force and for the discipline of its members; and
- (2) Coordinate with the Deputy Chief with regard to the day-to-day operations of the Police Department; and
- (3) Handle Police disciplinary matters as more fully set forth in Section 57-5 below.

Reference to the Public Safety Director in this Article shall be in his or her capacity as the "appropriate authority."

(b) The Deputy Chief of Police shall be the highest ranking sworn law enforcement officer in the Police force and responsible to the Public Safety Director to help ensure the efficient and routine day-to-day operations of the Department, including the authority and duty to:

- (1) Assist the Public Safety Director in the formulation of rules and regulations; and
- (2) Give assignments/instructions to subordinate members of the police department in conjunction with the Public Safety Director; and
- (3) Report periodically to the Public Safety Director, as designated by the Public Safety Director.
- (c) The Mayor and Board of Aldermen shall have the duty and responsibility to:
  - (1) Review and conduct investigations of the operations of the Police Department when necessary; and
  - (2) Review and establish from time-to-time the size and rank structure within the Department; and

- (3) Fix the compensation of the members of the Department consistent with the terms and conditions of any applicable Collective Negotiations Agreements; and
- (4) Approve the appointment of the Deputy Chief, promotion of Police personnel and hiring of any new Police Officers.

# Sec. 57-3. Appointment; Promotion; Qualifications Generally

- (a) All members of the Police Department shall be appointed by the Mayor, with the advice and consent of the Aldermen. The Mayor and Aldermen may seek and consider, but need not follow, recommendations from the Public Safety Director as to appointments and promotions.
- (b) No person shall be appointed to the Police Department who is not qualified as provided in the New Jersey Statutes. The Mayor and Board of Aldermen may also require that an applicant for appointment to the Police Department shall successfully complete a physical, mental and psychological examination. All applicants for employment shall be subject to the following residential preference as administered by the Civil Service Commission pursuant to N.J.S.A. 40A:14-123.1: (I) Residents of the Town of Dover; (II) Other residents of the County of Morris; (III) Other residents of the State; and (IV) All other qualified applicants. To be considered a resident of the Town of Dover, applicants must maintain continuous residency within the Town of Dover from the announced closing date of the Civil Service Commission examination up to and including the date of appointment.
- (c) Every member of the Police Department shall be a resident of the State of New Jersey while serving in such position, as required by law. New members shall be residents of the State at the time of their appointment and thereafter, unless they served in the armed forces as provided by N.J.S.A. 40A:14-123.1.

# Sec. 57-4. Responsibilities of Police Department and Public Safety Director.

- (a) The Police Department. The Police Department shall preserve the public peace; protect life and property; detect, arrest and prosecute offenders of the laws of New Jersey and the ordinances of the Town of Dover; direct and control traffic; provide attendance and protection during emergencies; provide appearances in court; cooperate with all other law enforcement agencies; and provide training for the efficiency of its members and officers.
- (b) Public Safety Director.
  - (1) The Public Safety Director shall report to the Administrator and the Mayor and Board of Aldermen. He shall serve as the administrative and executive head of the Police Department and shall establish policies for the daily operation of the Department and the discipline of its members. The Public Safety Director's duties include, but are not limited to:
    - (a) Establishing by policy, rule and regulation, the procedures to be followed by the Chief of Police and other subordinate officers for the purchase of equipment and supplies. Such procedures may include the requirement that the Public Safety Director approve all expenditures with regard to the equipment and supplies.
    - (b) Keeping a record of all business transacted by the Police Department and Fire Department and approving all bills for the expenses of the Police Department and Fire Department.
    - (c) Keeping and maintaining accurate records and submitting an annual report to the Mayor and Board of Aldermen, on or before January 1, which shall assess the operations of the Police Department, and its personnel, equipment and property.
    - (d) Keeping and maintaining all records, reports, documents and other data required to be kept and maintained by the federal and/or state government and/or any of their respective subdivisions.
    - (e) Keeping and maintaining a record of all appointments, dismissals, removals, resignations and deaths of officers and other Department employees as they take place, with such other information as may be necessary.
    - (f) Developing the annual budget for the Police Department and overseeing any and all expenditures of the Police Department.
    - (g) Analyzing crime trends and statistics to ensure that the Police Department makes the best use of available funds, personnel, equipment and supplies.

- (h) Evaluating the effectiveness of work programs and procedures of all units and bureaus within the Police Department and developing effective work methods for subordinates.
- (i) Undertaking special studies pertaining to public safety functions and promoting close coordination of planning efforts.
- (j) Establishing and maintaining helpful and cooperative relations with civic and business organizations, schools, and court offices, and with other groups and public authorities and other jurisdictions, and with others interested in the maintenance of law and order.
- (k) All such other duties set forth in N.J.S.A. 40A:14-118.
- (2) The Public Safety Director shall be the head of the Town of Dover Fire-related employees, and shall coordinate efforts between the Town of Dover and the Volunteer Fire Department and its Fire Chief (Chapter 20).
- (3) The Public Safety Director shall also be responsible for ensuring that all Police and Fire officers and employees are compensated in accordance with state and federal wage and hour requirements.
- (4) The Public Safety Director shall be appointed by the Mayor and shall serve during the term of office of the Mayor appointing him/her, and until the appointment and qualification of the successor. The Public Safety Director shall serve at the pleasure of the Mayor and may be removed by the Mayor at his/her discretion.

# Sec. 57-5. Discipline of members of the Police Department.

No member of the Police Department shall be suspended, removed, fined or reduced in rank for any cause other than for incapacity, misconduct, or disobedience as provided for in the New Jersey Statutes, New Jersey Civil Service Commission regulations, and the Police Department's rules and regulations.

# Sec. 57-6. Appointment of special law enforcement officers; general qualifications; termination of employment.

# Editor's Note: See also Art. II, Special Law Enforcement Officers, of this chapter.

The Mayor and Board of Aldermen may appoint from time to time special law enforcement officers in accordance with New Jersey Statutes for terms not exceeding one year. They shall possess and exercise all the powers and duties provided by said statutes during their term in office, but shall not be continued as regular members of the Police Department and shall not be entitled to tenure. The Chief of Police may authorize special law enforcement officers when on duty to exercise the same powers and authority as regular members of the Police Department, including the carrying of firearms and the power of arrest.

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

# Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, MacDonald, Toth, O'Connor, Camacho & Mayor Dodd<br/>Nays: NoneAbsent: NoneAbstained: None

# **BILLS LIST RESOLUTION**

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

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

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

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

CURRENT APPROPRIATIONS RESERVE ACCT claims in the amount of:	\$0.00
CURRENT APPROPRIATIONS ACCT claims in the amount of:	\$1,574,780.76
GENERAL CAPITAL ACCT claims in the amount of:	\$0.00
WATER UTILITY RESERVE ACCT claims in the amount of:	\$1,955.85
WATER UTILITY ACCT claims in the amount of:	\$49,877.29
WATER CAPITAL ACCT claims in the amount of:	\$69,921.00

PARKING UTILITY RESERVE ACCT claims in the amount of:	\$0.00
PARKING UTILITY ACCT claims in the amount of:	\$8,453.21
PARKING CAPITAL ACCT claims in the amount of:	\$0.00
ANIMAL CONTROL TRUST ACCT claims in the amount of:	\$31.80
EVIDENCE TRUST ACCT claims in the amount of:	\$0.00
RECYCLING TRUST ACCT claims in the amount of:	\$3,127.50
COUNTY FORFEITED ASSETS TRUST ACCT claims in the amount of:	\$0.00
FEDERAL FORFEITED ASSETS ACCT claims in the amount of:	\$0.00
TRUST/OTHER ACCT claims in the amount of:	\$24,706.99
COAH TRUST ACCT claims in the amount of:	\$0.00
TOTAL CLAIMS TO BE PAID	\$1,732,854.40

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

TRUST/OTHER ACCT claims in the amount of:	\$0.00
CURRENT APPROPRIATIONS ACCT claims in the amount of:	\$4,626.88
GENERAL CAPITAL ACCT claims in the amount of:	\$0.00
WATER UTILITY OPERATING claims in the amount of:	\$1,581.51
TOTAL CLAIMS PAID	\$6,208.39
TOTAL BILL LIST RESOLUTION	\$1,739,062.79

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

Ayes: Aldermen Visioli, Romaine, Blackman, MacDonald, Toth, O'ConnorNays: NoneAbsent: NoneAbstained: Aldermen Picciallo, Camacho & Mayor Dodd

# <u>RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER</u> <u>APPROVING TAXIS/LIMOS TO BE LICENSED IN THE TOWN OF DOVER</u>

**WHEREAS**, the following companies, have applied for a license to operate the vehicle(s) listed below on Schedule A hereto and made a part hereof as taxicab(s)/limo(s) in the Town of Dover; and

**WHEREAS**, the appropriate municipal departments have reviewed the application(s) as required and have no objections to same being licensed as taxicabs/limos;

**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 taxicab(s)/limo(s) listed below are hereby approved for taxi/limo license(s) in the Town of Dover.

#### Schedule A

AXEL EXPRESS TAXI & LIMO			
2007 CHRYSLER	R182339	OT1183	TAXI #36
2009 LINCOLN	X623916	OT4548	TAXI #38

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

# Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, MacDonald, Toth, O'Connor, Camacho & Mayor Dodd Nays: None Absent: None Abstained: None <u>RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER</u> <u>APPROVING TAXIS/LIMOS TO BE LICENSED IN THE TOWN OF DOVER</u>

**WHEREAS**, the following companies, have applied for a license to operate the vehicle(s) listed below on Schedule A hereto and made a part hereof as taxicab(s)/limo(s) in the Town of Dover; and

**WHEREAS**, the appropriate municipal departments have reviewed the application(s) as required and have no objections to same being licensed as taxicabs/limos;

**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 taxicab(s)/limo(s) listed below are hereby approved for taxi/limo license(s) in the Town of Dover.

#### Schedule A

#### **AXEL EXPRESS TAXI & LIMO**

2010 DODGE	R316413	OL8451J	LIMO #4
2005 LINCOLN	Y619560	OL1624J	LIMO #5

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

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

#### RESOLUTION OF THE MAYOR & BOARD OF ALDERMEN OFTHE TOWN OF DOVER AWARDING A CONTRACT FOR BLACKWELL ST. STREET LIGHTS

WHEREAS, the Town of Dover is a member of the Buy Board Cooperative Purchasing (BCP), a national purchasing cooperative, and

**WHEREAS**, BCP Received Bids on April 15, 2014 and awarded a Contract to Facility Solutions Group (FSG) for "Outdoor Street Lighting" on September 1, 2014 which includes Street Lights and their installation, which Contract runs through August 31, 2017, and

WHEREAS, P.L. 2011, c139 (the "Law" or "Chapter 139") allows local contracting units to utilize national cooperative contracts as a method of procurement, and

**WHEREAS**, the New Jersey Department of Community Affairs, Division of Local Government Services (DLGS) has published LFN 2012-10, a Local Finance Notice detailing guidance to contracting units desiring to purchase under the Law, and

**WHEREAS**, the Town Administrator and Town Engineer are satisfied that the bids received by BCP and contract awarded to FSG in conjunction with the associated documentation submitted by both BCP and FSG, are in compliance with the Law and the guidance document of DLGS, and

**WHEREAS**, the Town of Dover published a "Notice of Intent to Award Contract under a National Cooperative Purchasing Agreement," in the Official Newspaper, and

WHEREAS, the total purchase price for the Blackwell St. Street Lights is \$844,886.01, and

**WHEREAS**, a Cost-Savings determination has been made by the Town Engineer and Town Administrator by purchasing the Street Lights directly through BCP.

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

- 1. The proposal submitted by Facility Solutions Group dated July 19, 2017 in accordance with Contract #456-14 with BuyBoard Cooperative Purchasing is hereby accepted; and
- 2. The Mayor and Clerk are hereby authorized to execute a Supplemental Contract with Facility Solutions Group in the amount of \$844,886.01.

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

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

# **SALARY RESOLUTION**

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

- 1. That the annual, hourly salaries and wages as set forth hereunder be and hereby are established for the officials and listed employees of the Town of Dover at the respective sums shown following their names and or position designation following their name listed below.
- 2. This resolution directs the Treasurer of the Town of Dover to withhold such monies from individual salaries and wages so there is no advance payment of salaries and wages and annual sums may be adjusted through December 31, 2017.

# Superior Officers PBA

Smith, Anthony	Deputy Chief	\$155,000	07/01/2017
Scinto, Anthony	Sergeant	\$135,598	07/26/2017
Newton, William	Lieutenant	\$147,403	07/26/2017
Delaney, Jonathan	Lieutenant	\$147,403	07/26/2017
Gabrys, Justin,	Lieutenant	\$141,026	07/26/2017
Arentowicz, Scott	Special Law Enforcement Officer	\$ 21.00/hr.	07/01/2017
Arentowicz, Keith	Special Law Enforcement Officer	\$ 21.00/hr.	07/01/2017

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

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

# RESOLUTION CONDITIONALLY DESIGNATING DOVER CAPITAL NJ, LLC AS REDEVELOPER FOR PROPERTY KNOWN AS TAX BLOCK 901, LOT 1.04 LOCATED IN THE NORTH SUSSEX STREET LANDFILL REDEVELOPMENT AREA FOR REDEVELOPMENT OF SELF STORAGE PROJECT

**WHEREAS**, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, <u>et seq.</u>, as amended and supplemented (hereinafter referred to as the "Redevelopment Law"), provides a process for municipalities to participate in the redevelopment and improvement of parcel(s) of property designated as "areas in need of redevelopment"; and

**WHEREAS,** the Mayor and Board of Alderman (hereinafter referred to as the "Governing Body") serve as an instrumentality and agency of the Town pursuant to the Redevelopment Law for the purpose of implementing a redevelopment plan and carrying out redevelopment projects within a redevelopment area; and

**WHEREAS**, the Town of Dover adopted a Redevelopment Plan on December 14, 1999, which plan has been amended from time to time (as amended, the "<u>Redevelopment Plan</u>"), for property then described as Block 901, Lot 1 and which property has been declared to be in need of redevelopment pursuant to the Redevelopment Law; and

**WHEREAS**, the Planning Board of the Town of Dover by resolution dated July 26, 2006 approved a subdivision to create Block 901, Lot 1.04 (the "Property"); and

WHEREAS, the Property is privately owned and Dover Capital NJ, LLC is the contract purchaser of the Property; and

**WHEREAS**, Dover Capital NJ, LLC submitted a proposal to the Town regarding its proposal to redevelop the Property with a self storage facility; and

WHEREAS, Dover Capital NJ, LLC has requested that the Town consider designating it as the conditional redeveloper for the Property; and

**WHEREAS,** Dover Capital NJ, LLC consists of two partners, Structure Development of Orlando, Florida and Jernigan Capital of Memphis, Tennessee, both of whom have extension experience in the ownership, financing and construction of self storage facilities; and

WHEREAS, the proposal from Dover Capital NJ, LLC was reviewed and found consistent with the Town's goals for redeveloping the Redevelopment Area; and

WHEREAS, the Town is desirous of designating, Dover Capital NJ LLC as redeveloper of the Property subject to certain conditions.

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

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

# RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER AUTHORIZING THE AWARD OF A CONTRACT BY SEALED BID TO CIFELLI & SON GENERAL CONSTRUCTION CO. FOR THE EAST/WEST BLACKWELL STREET SIDEWALK AND TREE IMPROVEMENT PROJECT IN THE AMOUNT OF \$492,425.00

WHEREAS, the Town of Dover solicited bids for the East/West Blackwell Street Sidewalk and Tree Improvement Project; and

WHEREAS, bids were received on July 26, 2017; and

WHEREAS, the lowest bidder submitted a bid as follows:

Cifelli & Son General Construction Co. \$492,425.00

**WHEREAS**, the Town Administrator and Municipal Engineer recommend awarding a contract to Cifelli & Sons Construction, Inc. 4 Coppola Street, Nutley, New Jersey, in the amount of \$492,425.00; and

**WHEREAS**, pursuant to N.J.S.A. 5:30-5.4, the CFO has certified in writing that existing funds are available and encumbered for this project and will be funded from Capital Accounts; 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 bid in the amount for \$492,425.00 from Cifelli & Sons Construction, Inc. 4 Coppola Street, Nutley, New Jersey is hereby accepted as the lowest responsible and responsive bid and is hereby awarded; and
- 2. The Mayor and Clerk are hereby authorized to execute a contract with Cifelli & Sons Construction, Inc. 4 Coppola Street, Nutley, New Jersey in the amount of \$492,425.00.

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

Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, MacDonald, Toth, O'Connor, Camacho & Mayor DoddNays: NoneAbsent: NoneAbstained: None

# RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER AUTHORIZING THE AWARD OF A CONTRACT PURSUANT TO A SEALED BID TO TONY'S CONCRETE CONSTRUCTION CO., INC. AS AN OPEN ENDED CONTRACT FOR A TOWN WIDE SIDEWALK REPLACEMENT PROGRAM FOR A PERIOD OF ONE YEAR, WITH AN OPTION TO EXTEND IT FOR AN ADDITIONAL ONE YEAR PERIOD

**WHEREAS**, the Town of Dover solicited bids for an open ended contract for a town wide sidewalk replacement program for a period of one year, with the option to extend the contract for one additional year; and

WHEREAS, bids were received on July 19, 2017; and

**WHEREAS**, the two lowest bidders submitted bids, using maximum quantity anticipated over the life of the contract, as follows:

Tony's Concrete Construction Co. Inc.	\$46,330.00
Diamond Construction	\$54,246.30

**WHEREAS**, the project will be funded from Capital Accounts and as an open ended contract pursuant to N.J.S.A. 5:30-1, et seq., the CFO will prepare a certificate of availability of funds prior to each occurrence of work under the contract; 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 bid in the amount for \$46,330.00 from Tony's Concrete Construction Co.is hereby accepted as the lowest responsible and responsive bid and is hereby awarded; and
- 2. The Mayor and Clerk are hereby authorized to execute a contract with Tony's Concrete Construction Co. in the amount of \$46,330.00.

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

# Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, MacDonald, Toth, O'Connor, Camacho & Mayor Dodd

Nays: None Absent: None Abstained: None

Mayor Dodd administered Oaths of Office to the following Police Officers: Deputy Chief Anthony Smith Lieutenants: John Delaney, Justin Gabrys, and William Newton Sergeant Anthony Scinto

Mayor Dodd opened the meeting to the public.

**Connie Foster**—90 Penn Avenue —Ms. Foster commended the Dover Police Department on their actions after she expressed a concern on Blackwell Street. Ms. Foster went on to mention that it was the first time in 40 years that she has ever received a call back from our Police Department (specifically Detective Suarez). Ms. Foster mentioned that she believes the attitude of the Police Department has changed.

Ashley Johnson—Reporter from Chasing 9 News—Ms. Johnson asked if the Mayor and Board were having second thoughts on implementing their new raises. Mayor Dodd mentioned in 2005 their salaries were cut 50%. He went into detail explaining why the raises were given and how much time is actually devoted to the Town by both himself and the Board members. Mayor Dodd also pointed out the fact that Dover's taxes still remain the lowest in Morris County and the increases have had very little impact on our Town's homeowners. Ms. Johnson also asked about the drug issues in Town. Mayor Dodd mentioned that our Police Offices were some of the first Police Officers in Morris County to receive the training to use Narcan and within the first week of administering this drug, more than 12 lives were saved.

**Pier**—Pier is from France however, he is currently living in Hong Kong. He works for a student Exchange Program that is looking for working Host Families in the Town of Dover. These students will be living in Dover for approximately 3-4 weeks and are desperate in finding homes to stay in. Mayor Dodd asked that Pier speak with Economic Development Coordinator William Reyes in getting this information out to our residents.

**James Mullin**—150 Ann Street—Mr. Mullin expressed his opinion about the new hire in our Recreation Department and about the raises that were implemented for the Mayor and Board of Aldermen. Town Administrator Donald Travisano presented the facts about the hiring to Mr. Mullin. Mayor Dodd and Alderman Visioli went on to mention what their duties consist of and how much time is devoted in representing the Town.

**Robin Foster**—90 Penn Avenue—Mr. Foster mentioned that he is no longer asked, "Why Dover?" He praised the Mayor and Board of Aldermen and mentioned that he is proud to be from Dover.

**Connie Foster**—90 Penn Avenue—Connie mentioned that she commented on Chasing 9's online news article because it really upset her. She was also very upset about Mr. Mullin's comments during the meeting. She is ashamed that she ever "backed" our former Mayor, Javier Marin. Again, she commended the Board of Aldermen and the Mayor for the work they have done. She specifically spoke about keeping the taxes low in the Urban Community. Ms. Foster expressed concern about the Salvation Army and their drop off procedures which results in a mess. She asked that the Board of Aldermen also open their eyes around the neighborhood. Town Administrator Donald Travisano mentioned that various summons' have been issued to the Salvation Army. He also stated that our Board members email him daily with requests and or concerns regarding issues they see around the Town.

Mayor Dodd made the motion to adjourn at 8:07 PM and Alderwoman Romaine moved the motion and duly seconded and passed it by the following voice vote. Respectfully submitted,

Tara Pettoni, Deputy Municipal Clerk