



TOWN OF DOVER
MAYOR AND BOARD OF ALDERMEN
CAUCUS MEETING MINUTES
September 13, 2011 7:00 PM

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

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

All joined in the Pledge of Allegiance to the Flag and prayer was given asking for guidance and strength to do what is right for our town and our citizens.

ROLL CALL:

Present: Aldermen Delaney, Poolas, Visioli, Picciallo, Romaine, Blackman, Downs and Mayor Dodd
Absent: Aldermen Poolas & Timpani

Also present were Attorney Pennella, Administrator Close and Clerk Verga

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

MUNICIPAL CORRESPONDENCE:

1. Ordinance from the Township of Mine Hill, Providing for the regulation of the installation of wind generators within the Township of Mine Hill
2. Ordinance from the Township of Mine Hill, Providing for the regulation of the installation of solar panels within the Township of Mine Hill
3. Ordinance from the Township of Mine Hill, Setting development fees in accordance with COAH
4. Invitation to Workshop presented by the Morris County Economic Development Corporation: Economic Development Teams: Is Yours Operating Effectively? On Friday, September 30, 2011
5. Invitation from Morris County League of Municipalities presentation from NJ Dept. of Environmental Protection, Morris Habitat for Humanity, United Way of Northern NJ & March-A-Thon Fund Raiser
6. Invitation from the Morris County Prosecutor's Office to attend the Hispanic Heritage Month Celebration

CONSENT AGENDA

1. Resolution Approving Limo(s) – Schedule A
2. Resolution Approving Chapter 159
3. Resolution Approving Raffle License – Schedule A
4. Resolution Approving Tax Redemption – 337 E. Blackwell St A&B
5. Resolution Approving Noise Permit for Axels Auto Taxi & Limo

ORDINANCE(S) FOR SECOND READING

1. Ordinance No. 16-2011 – Canceling Water Utility Bond Appropriations & Re-Appropriating monies
2. Ordinance No.17-2011 – Contractor Pay-to-Play Reform Ordinance
3. Ordinance No.18-2011 – Bond for General Improvements

AGENDA ITEMS:

RESOLUTIONS

1. Resolution Approving Bills List
2. Resolution Authorizing Approval of Institutional & Engineering Controls for Block 901, Lot 1.02 and a portion of Commerce Center Drive
3. Resolution Awarding Bid for Orchard Street Roadway Improvements – Crossroad Construction Corp., Inc.
4. Resolution Authorizing Execution of an agreement with the Morris County Cooperative Pricing Council to renew membership

REGULAR MEETING MINUTES
September 13, 2011

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 7:09 pm

ROLL CALL

Present: Aldermen Delaney, Visioli, Picciallo, Romaine, Blackman, Downs and Mayor Dodd

Absent: Alderman Poolas & Timpani

Also present were Attorney Pennella, Administrator Close and Clerk Verga

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

Mayor Dodd opened the meeting to public for agenda items only.

JIM MULLIN – 150 Ann Street – Mr. Mullin wanted to know the reason for the timing of the “Pay to Play” ordinance. Attorney Pennella noted that the law as been in effect but the state of NJ has requested an ordinance to be passed to mimic the state statue.

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

MAYOR’S REPORT: The following announcements were made:

- Pequannock Street (Route 46/Route15 Project) is expected to open in late October,
- Senior Picnic will be held on Thursday, September 15, 2011 (Friday, September 16, 2011 rain date),
- He thanked everyone involved in the organization of the September 11th Memorial Ceremony,
- Paving, milling and drainage on Segar, Sanford, Losey, Hinchman & Hoagland will begin on September 15th,
- Improvements to the municipal parking lots will start next week,
- He thanked everyone involved with the services provided to the residents during Hurricane Irene. He provided a summary of the events that took placed during the hurricane and noted the clean up efforts that were available to the residents,
- Congratulated Regency Grande on their annual barbecue.

ATTORNEY’S REPORT: Mr. Pennella noted that the hearing for the Briad Case has been rescheduled to October.

CONSENT AGENDA

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

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

FIRST CLASS OF DOVER, INC.

YEAR/MAKE/MODEL	Vehicle Identification #	Plate #
2003 Chrysler Voyager (LIMO)	1C4GJ453X3B129409	OL7861G

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

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

RESOLUTION CHAPTER 159

WHEREAS, N.J.S. 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made by law and the amount thereof was not determined at the time of adoption of the budget, and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount,

NOW, THEREFORE, BE IT RESOLVED that the Town of Dover hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2011 in the sum of \$42,322.57.00; which item is now available as revenue from the State of NJ, Department of Transportation, Highway Safety Fund Grant/Safe Corridors pursuant to the provisions of statute, and

BE IT FURTHER RESOLVED that a like sum of \$42,322.57 be and the same is hereby appropriated under the caption of:

Public and Private Programs Offset by Revenues:
NJ DOT Safe Corridors

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

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

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPROVING OF RAFFLE LICENSES

WHEREAS, the below listed organizations have 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

Millpond Towers Residents Assoc.

To be held on Tuesday, October 4, 2011 from 10:00am to 3:00pm
(50/50)

F & AM #20 Acacia Lodge

To be held on Friday, October 14, 2011 starting at 5:00pm
(Bingo)

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

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

RESOLUTION

WHEREAS, at the Municipal Tax Sale held on December 18, 2008, a lien was sold on Block 2317 Lot 2, also known as 337 East Blackwell Street A & B, Dover, New Jersey for delinquent 2007 taxes; and,

WHEREAS, this lien, known as Tax Sale Certificate 07-00018 was sold to Robert Rothman and,

WHEREAS, redemption fees for Certificate No.07-00018 have been received.

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 \$51,456.97 for Redemption and

Premium paid at sale, payable to Robert Rothman.

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 Picciallo and passed by the following roll call vote.

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

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
APPROVING A PERMIT FOR USE OF LOUD SPEAKERS OR AMPLIFIERS

WHEREAS, Axels Auto Taxi & Limo Express has requested a permit for the use of loud speakers or amplifiers at outdoor events located at 20 N. Bergen Street on Saturday, September 17th from 11:00 a.m. to 5:00 p.m.; and

WHEREAS, the purpose is to have a Barbecue & Car Wash Fundraiser event for the family involved in the fatal motor vehicle accident .

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

1. There is hereby approved a permit for the use of loudspeakers or amplifiers by Axels Autho Taxi & Limo Express Army located at 20 N. Bergen Street on Saturday September 17th from 11:00 a.m. to 5:00 p.m.; and
2. This authorization is conditioned upon the use of the loudspeakers or amplifiers being in conformance with all regulations of the Code of the Town of Dover.

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

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

ORDINANCE(S) FOR SECOND READING

BOND ORDINANCE NO. 16-2011
BOND ORDINANCE CANCELING APPROPRIATIONS IN THE AMOUNT OF \$35,024.22 FROM
PREVIOUSLY ADOPTED BOND ORDINANCES AND DETERMINING THAT SAID
APPROPRIATIONS, INCLUDING BOND PROCEEDS, ARE NO LONGER NEEDED FOR THE
PURPOSES SET FORTH IN SAID ORDINANCE AND TRANSFERRING SAID AMOUNT TO THE
WATER UTILITY CAPITAL SURPLUS FUND AND APPROPRIATING THE SUM OF \$35,024.22 TO
FUND THE COST OF CERTAIN WATER IMPROVEMENTS TO BE UNDERTAKEN IN AND BY THE
TOWN OF DOVER, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF DOVER, IN THE COUNTY OF MORRIS, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) **AS FOLLOWS:**

Section 1. Pursuant to the Local Bond Law (N.J.S.A. 40A:2-1 *et seq.*) and the Local Budget Law (N.J.S.A. 40A:4-1 *et seq.*) of the State of New Jersey, including N.J.S.A. 40A:2-39, the Town of Dover, County of Morris, State of New Jersey (hereinafter the "Town") hereby determines that \$35,024.22 of capital appropriations, including bond proceeds as hereinafter set forth, are not necessary for the purposes set forth in the Bond Ordinance authorizing said appropriations and that it is in the best interests of the Town to cancel said appropriations and to transfer said amount to the Water Utility Capital Surplus Fund of the Town, and to reappropriate said amount to other bondable projects of Town, as set forth herein. Further, the description and the authorization for the acquisition, construction and/or installation of the projects and improvements previously authorized are hereby amended as set forth hereinafter in Section 2 of this ordinance.

Section 2. The authorization and appropriation in the amount of \$35,024.22 including bond proceeds, is hereby canceled and the sum of \$35,024.22 is transferred to the Water Utility Capital Surplus Fund (provided said funds are used for another project or projects for which bonds may be issued, and as set forth in Section 3 hereof), and the authorizations and appropriations set forth in the Bond Ordinance authorizing same is hereby amended as follows:

<u>Description of Improvement</u>	<u>Bond Ordinance Number</u>	<u>Appropriation to Be Canceled</u>
Water Utility Improvements	No. 18-2003 adopted June 10, 2003	\$23,151.02
Water Utility Improvements	No. 29-2005 adopted October 25, 2005	\$11,873.20
<u>TOTAL</u>		<u>\$35,024.22</u>

Section 3. The amount of \$35,024.22 is hereby appropriated from the Capital Surplus Fund as an appropriation for the improvement hereby authorized as follows:

<u>Improvement/Acquisition</u>	<u>Water Utility Capital Surplus Fund</u>
Intermediate Service Main Repair	\$36,412.20

Section 4. The following additional matters are hereby determined, declared, recited and stated:

- (a) The purposes described in Section 3 of this Bond Ordinance is not a current expense and is property or improvement which the Town may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.
- (b) The period of usefulness according to the reasonable life thereof computed from the date hereof is 40 years.
- (c) Amounts not exceeding \$0 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. 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.

Section 6. To the extent that any previous Bond Ordinance or resolution is inconsistent with or contradictory hereto, said Bond Ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 7. The provisions of this Bond Ordinance are severable. To the extent any clause, phrase, sentence, paragraph or provision of this Ordinance shall be declared invalid, illegal, or unconstitutional, the remaining provisions shall continue in full force and effect.

Section 8. This Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

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.

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

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

ORDINANCE NO. 17-2011
AN ORDINANCE ESTABLISHING THAT A BUSINESS ENTITY WHICH MAKES POLITICAL CONTRIBUTIONS TO MUNICIPAL CANDIDATES AND MUNICIPAL AND COUNTY POLITICAL PARTIES IN EXCESS OF CERTAIN THRESHOLDS SHALL BE LIMITED IN ITS ABILITY TO RECEIVE PUBLIC CONTRACTS FROM THE TOWN OF DOVER IN MORRIS COUNTY

(CONTRACTOR PAY-TO-PLAY REFORM ORDINANCE)

The Mayor and Board of Aldermen of the Town of Dover does hereby Ordain:

WHEREAS, large political contributions from those seeking or performing contracts with a municipality raise reasonable concerns on the part of taxpayers and residents as to their trust in government and its business practices; and,

WHEREAS, pursuant to N.J.S.A. 40:48-2, a municipality is authorized to adopt such ordinances, regulations, rules and by-laws as necessary and proper for good government, as well as the public health, safety and welfare; and,

WHEREAS, pursuant to P.L.2005, c.271 (codified at N.J.S.A. 40A:11-51) a municipality is authorized to adopt by ordinance, measures limiting the awarding of public contracts to business entities that have made political contributions, and limiting the contributions that the recipient of such a contract can make during the term of a contract; and,

WHEREAS, in the interest of good government, the people and the government of the Town of Dover desire to establish a policy that will avoid the perception of improper influence in public contracting and local elections;

NOW, THEREFORE, BE IT RESOLVED, it shall be the policy of the Town of Dover to create such a regulation which states that a Business Entity which makes political contributions to municipal candidates and municipal and county political parties in excess of certain thresholds shall be limited in its ability to receive public contracts from the Town of Dover; and,

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

DEFINITIONS

As used in this ordinance:

(a) "Campaign Committee" means (i) every candidate for the Town of Dover elective municipal office; (ii) every candidate committee established by or for the benefit of a candidate for the Town of Dover elective municipal office; (iii) every joint candidate committee established in whole or in part by or for the benefit of a candidate for the Town of Dover elective municipal office; (iv) every political party committee of the Town of Dover; (v) every political party committee of the Morris County; and (vi) every political committee, continuing political committee, or other form of association or organization that regularly engages in the support of candidates for the Town of Dover municipal or Morris County elective offices or the Town of Dover municipal or Morris County political parties or political party committees. The terms in the foregoing paragraph have the meaning prescribed in N.J.A.C. 19:25-1.7.

(b) "Contribution" has the meaning prescribed in N.J.A.C. 19:25-1.7. By way of illustration, and not limitation, this definition includes pledges, loans, and in-kind contributions.

(c) A "contract for professional or extraordinary services" means all contracts for "professional services" and "extraordinary unspecifiable services" as such term is used in N.J.S.A. 40A:11-5.

(d) For purposes of this Ordinance, a "Business Entity" whose contributions are regulated by this ordinance means: (i) an individual including the individual's spouse, and any child/children; (ii) a firm; corporation; professional corporation; partnership; limited liability company; organization; association; and any other manner and kind of business entity; (iii) any person who owns 10% or more of the equity or ownership or income interests in a person or entity as defined in sections (i) and (ii) above and their spouses and child/children; (iv) all partners or officers of such an entity, in the aggregate, and their spouses and child/children; (v) any person, subcontractor, subsidiary, corporation, firm, partnership, limited liability company, organization or association who has received or infeasibly acquired the right to receive, from a person described in subparagraph (i) above, more than \$100,000.00 in compensation or income of any kind (including, by way of illustration, and not limitation: wages, salaries, sums paid to independent contractors, benefits, dividends, profit-sharing, pension contributions, deferred contributions, stock, stock options or gifts), in any twelve (12) month period prior to the award of, or during the term of, a contract subject to this ordinance; and (vi) all persons who are an "affiliate" of a Business Entity as defined in sections (i), (ii) and (v) above, as such term is used in 11 U.S.C. 101(2).

SECTION 1 – PROHIBITION ON AWARDING PUBLIC CONTRACTS TO CERTAIN CONTRIBUTORS

(a) To the extent that it is not inconsistent with state or federal law, the Town of Dover and any of its departments, instrumentalities or purchasing agents shall not enter into any agreement or otherwise contract to procure "professional services" as such term is defined at N.J.S.A. 40A:11-2(6) and used at N.J.S.A. 40A:11-5(1)(a)(i) and/or banking, insurance or other consulting service (hereinafter "Professional Services"), nor "extraordinary unspecified services" as such term is defined at N.J.S.A. 40A:11-2(7) and used at N.J.S.A. 40A:11-5(1)(a)(ii) and/or media, public relations, lobbying, parking garage management or other consulting and/or management service (hereinafter "Extraordinary Unspecified Services") from any Business Entity if such Business Entity has solicited or made any Contribution to (i) a candidate, candidate committee or joint candidates committee of any candidate for elective municipal office in Town of Dover or a holder of public office having ultimate responsibility for the award of a contract, or (ii) to any Town of Dover or Morris County political committee or political party committee, or (iii) to any continuing political committee or

political action committee that regularly engages in the support of the Town of Dover municipal or Morris County elections and/or the Town of Dover municipal or Morris County candidates, candidate committees, joint candidate committees, political committees, political parties, political party committees, (hereinafter "PAC"), in excess of the thresholds specified in subsection (g) within one calendar year immediately preceding the date of the contract or agreement.

(b) No Business Entity who submits a proposal for, enters into negotiations for, or agrees to any contract or agreement with the Town of Dover or any of its departments or instrumentalities, for the rendition of Professional Services or Extraordinary Unspecified Services shall knowingly solicit or make any Contribution, to (i) a candidate, candidate committee or joint candidates committee of any candidate for elective municipal office in the Town of Dover, or a holder of public office having ultimate responsibility for the award of a contract, or (ii) to any Town of Dover or Morris County political committee or political party committee, or (iii) any PAC between the time of first communication between that Business Entity and the municipality regarding a specific agreement for Professional Services or Extraordinary Unspecified Services, and the later of the termination of negotiations or rejection of any proposal, or the completion of the performance or specified time period of that contract or agreement.

(c) The monetary thresholds of this Ordinance are: (i) a maximum of \$300 per calendar year each for any purpose to any candidate or candidate committee for mayor or governing body, or \$500 per calendar year to any joint candidates committee for mayor or governing body, or \$300 per calendar year to a political committee or political party committee of the Town of Dover; (ii) \$500 maximum per calendar year to a Morris County political committee or political party committee; and (iii) \$500 maximum per calendar year to any PAC. However, for each Business Entity party to a contract for Professional or Extraordinary Unspecified Services as defined in subparagraph (a), or engaged in negotiations for a contract defined in subparagraph (a), when such Business Entity's Contribution is aggregated with all "persons" defined in subparagraph (d) of "Definitions" above, by virtue of their affiliation to that Business Entity party, a maximum of \$2,500 to all Town of Dover candidates, candidate committees, joint candidate committees, and holders of public office having ultimate responsibility for the award of a contract, all Town of Dover or Morris County political committees and political party committees as described herein combined, without violating subsection (a) of this section.

(d) For purposes of this section, the office that is considered to have ultimate responsibility for the award of the contract shall be (i) the Town of Dover Mayor or Governing body, if the contract requires approval or appropriation from the Mayor or Governing body, or (ii) the Mayor of the Town of Dover, if the contract requires approval of the Mayor, or if a public officer who is responsible for the award of a contract is appointed by the Mayor.

(e) Rules regarding subcontractors. No person may be awarded a subcontract to perform under a contract subject to this Ordinance, if the subcontractor would be disqualified by paragraph (a) from receiving the contract at the time that the subcontract is awarded. Nor may any person who would be disqualified by paragraph (a) from receiving the contract perform substantially all of obligations described in a contract for professional or extraordinary services that is subject to this ordinance.

SECTION 2 - CONTRIBUTIONS MADE PRIOR TO THE EFFECTIVE DATE

No Contribution or solicitation of contributions made prior to the effective date of this Ordinance shall be deemed to give rise to a violation of this Ordinance.

SECTION 3 - CONTRACT RENEWAL

No contract subject to this ordinance may be renewed, extended, or materially modified unless the resulting renewal, extension, or modification would be allowable under the provisions of this ordinance if it were an initial contract.

SECTION 4 - CONTRIBUTION STATEMENT BY BUSINESS ENTITY

(a) Prior to awarding any contract or agreement to procure Professional Services" or Extraordinary Unspecified Services" from any Business Entity, the Town of Dover or its purchasing agents and departments, as the case may be, shall receive a sworn statement from said Business Entity which is the intended recipient of said contract that he/she/it has not made a Contribution in violation of Section 1 of this Ordinance. The Town of Dover, its purchasing agents and departments shall be responsible for informing the Mayor and Board of Aldermen that the aforementioned sworn statement has been received and that the Business Entity is not in violation of this ordinance, prior to awarding the contract or agreement.

(b) A Business Entity shall have a continuing duty to report to the Town of Dover any Contributions that constitute a violation of this act that are made during the negotiation, proposal process or the duration of a contract. The Town of Dover, its purchasing agents and departments shall be responsible for informing the governing body within ten (10) business days after receipt of said report from the Business Entity, or at the next Mayor and Board of Aldermen meeting following receipt of said report from the Business Entity, or whichever comes first.

(c) The certification required under this subsection shall be made prior to entry into the contract or agreement with the Town of Dover, or prior to the provision of services or goods, as the case may be, and shall be in addition to any other certifications that may be required by any other provision of law.

SECTION 5 - RETURN OF EXCESS CONTRIBUTIONS

A Business Entity that is a party to a contract for Professional Services or Extraordinary Unspecified Services may cure a violation of Section 1 of this Ordinance, if, within 30 days after the date on which the applicable ELEC report is published, said Business Entity notifies the municipality in writing and seeks and receives reimbursement of the Contribution from the recipient of such Contribution.

SECTION 6 - EXEMPTIONS

The contribution limitations prior to entering into a contract in Section 1(a) do not apply to contracts which (i) are awarded to the lowest responsible bidder after public advertising for bids and bidding therefor within the meaning of N.J.S.A. 40A:11-4, or (ii) are awarded in the case of emergency under N.J.S.A. 40A:11-6. There is no exemption for contracts awarded pursuant to a "Fair and Open Process" under N.J.S.A. 19:44A-20 et seq.

SECTION 7 - PENALTY

(a) It shall be a material breach of the terms of a Town of Dover agreement or contract for Professional Services or Extraordinary Unspecified Services when a Business Entity that is a party to such agreement or contract has: (i) made or solicited a Contribution in violation of this Ordinance; (ii) knowingly concealed or misrepresented a Contribution given or received; (iii) made or solicited Contributions through intermediaries for the purpose of concealing or misrepresenting the source of the Contribution; (iv) made or solicited any Contribution on the condition or with the agreement that it will be re-contributed to a candidate, candidate committee or joint candidates committee of any candidate for elective municipal office in the Town of Dover, or a holder of public office having ultimate responsibility for the award of a contract, or any Town of Dover or Morris County political committee or political party committee, or any PAC; (v) engaged or employed a lobbyist or consultant with the intent or understanding that such lobbyist or consultant would make or solicit any Contribution, which if made or solicited by the professional Business Entity itself, would subject that entity to the restrictions of this Ordinance; (vi) funded contributions made by third parties, including consultants, attorneys, family members, and employees; (vii) engaged in any exchange of Contributions to circumvent the intent of this Ordinance; or (viii) directly or indirectly, through or by any other person or means, done any act which if done directly would subject that entity to the restrictions of this Ordinance.

(b) Furthermore, any Business Entity that violates Section 7 (a) (i-viii) shall be disqualified from eligibility for future Town of Dover contracts for a period of four (4) calendar years from the date of the violation.

(c) Any person who knowingly, purposely, or recklessly violates any provision of this ordinance, or who conspires with another person to violate any provision of this ordinance, or who, with the purpose of promoting or facilitating a violation of this ordinance, solicits another person to commit it, or aids or agrees, or attempts to aid another person in planning or committing it, shall be subject to punishment including fines and/or imprisonment as fixed by law for violations of the ordinances of the Town of Dover.

SECTION 8 - CITIZENS PRIVATE RIGHT OF ACTION

In addition to any rights that were heretofore available, or which may hereafter be available, to citizens, taxpayers, or associations, to challenge violations of this ordinance, every person aggrieved by a violation of the ordinance, or any taxpayer or resident of the Town of Dover has the right, consistent with the Rules of Court, to file charges in a court of competent jurisdiction, and/or to pursue a civil action for a violation of this ordinance in a court of competent jurisdiction, and to seek and obtain declaratory, injunctive, or other legal or equitable relief, including but not limited to, attorneys fees and costs, arising from or related to a violation of this ordinance.

SECTION 9 – SEVERABILITY

If any provision of this Ordinance, or the application of any such provision to any person or circumstances, shall be held invalid, the remainder of this Ordinance to the extent it can be given effect, or the application of such provision to persons or circumstances other than those to which it is held invalid shall not be affected thereby, and to this extent the provisions of this Ordinance are severable.

SECTION 10 – INDEXING

The monetary thresholds of "Definitions" Section (d) and Section 1(c) of this ordinance shall be increased effective March 1 of each calendar year by the percentage increase, in the prior calendar year, of the consumer price index for all urban consumers (CPI-U) for the <New York-Northern New Jersey-Long Island or Philadelphia region, rounded to the nearest \$10.00. The Clerk of the Town of Dover shall, by no later than April 1st of each calendar year, prepare and publish the revised thresholds on the official municipal website and in an official municipal newspaper.

SECTION 11 - REPEALER

All ordinances or parts of ordinances which are inconsistent with any provisions of this Ordinance are hereby repealed to the extent of such inconsistencies.

SECTION 12 - EFFECTIVE DATE

This Ordinance shall become effective twenty (20) days following the final adoption thereof by the Mayor and Board of Aldermen of the Town of Dover and shall be published as required by law.

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

Mayor Dodd opened the meeting to the public, seeing no hands and hearing no voices, the meeting was closed the meeting to the public.

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

ORDINANCE NO. 18-2011

BOND ORDINANCE PROVIDING FOR VARIOUS GENERAL IMPROVEMENTS, APPROPRIATING THE SUM OF \$712,000 THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$676,400 OF BONDS OR NOTES FOR THE PURPOSES SET FORTH HEREIN AUTHORIZED TO BE UNDERTAKEN IN AND BY THE TOWN OF DOVER, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF DOVER, IN THE COUNTY OF MORRIS, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) **AS FOLLOWS:**

Section 1. The improvement and purpose described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by the Town of Dover, County of Morris, New Jersey (hereinafter referred to as the "Town"). For said improvement or purpose stated in Section 3 of this bond ordinance, there is hereby appropriated \$712,000, said sum being inclusive of all appropriations heretofore made therefore including the sum of \$35,600 as the aggregate down payment from the Capital Improvement Fund or other funds of the Town which sum is now available by virtue of a provision in the currently adopted budget or a previously adopted budget of the Town and currently available for down payment or capital improvement purpose as required by the Local Bond Law of New Jersey, N.J.S.A. 40A:2-1, et seq. (the "Local Bond Law").

Section 2. For the financing of said improvement or purpose and to meet the part of said \$712,000 appropriation not otherwise provided for hereunder, negotiable bonds of the Town are hereby authorized to be issued in a principal amount not to exceed \$676,400 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds, negotiable notes of the Town in a principal amount not exceeding \$676,400 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed \$676,400, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding, at maturity. Each bond anticipation note issued pursuant to this ordinance shall be dated or about the date of its issuance and shall be payable not more than one (1) year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within the limitations prescribed by the Local Bond Law. Each of said notes shall be signed and shall be under the seal of said Town and attested as permitted by law. The appropriate Town officers are hereby authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law. The power to determine all matters in connection with this ordinance and also the power to sell said notes is hereby delegated to the Chief Financial Officer of the Town (the "Financial Officer"), who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law, and the Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. The Financial Officer is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of notes pursuant to this ordinance is made, such report to include the principal amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 3. The improvements hereby authorized and the purposes for the financing for which said obligations are to be issued are:

Improvement/Acquisition	Maximum Estimated Cost	Down Payment (Capital Improvement Fund)	Bonds or Notes Authorized	Useful Life (years)

1. Road Improvement Project-Variou Streets, including all costs, improvements and appurtenances related thereto or necessary therefore.	\$420,000	\$21,000	\$399,000	10
2. Road Improvement Project- Orchard Street including all costs, improvements and appurtenances related thereto or necessary therefore.	\$60,000	\$3,000	\$57,000	10
3. Acquisition of visual message board and security system, including all costs, improvements and appurtenances related thereto or necessary therefore.	\$30,000	\$1,500	\$28,500	7
4. Acquisition of equipment for the Department of Public Works, including but not limited to a sickle bar and two (2) mowers, including all costs, improvements and appurtenances related thereto or necessary therefore.	\$35,000	\$1,750	\$33,250	15
5. Building improvements, including but not limited to roof and fire department bay doors, including all costs, improvements and appurtenances related thereto or necessary therefore.	\$132,000	\$6,600	\$125,400	15
6. Acquisition of Police Communications equipment and improvements thereto, including all costs, improvements and appurtenances related thereto or necessary therefore.	\$35,000	\$1,750	\$33,250	7
TOTALS:	\$712,000	\$35,600	\$676,400	

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The purpose described in Section 3 of this Bond Ordinance is not a current expense and is property or an improvement which the Town may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of such purpose is within the limitations of the Local Bond Law taking into consideration the amount of the said obligations authorized for such purpose, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, the period of usefulness is 10.85 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 \$676,400 and obligations authorized hereunder will be within all debt limitations prescribed by the Law.

(d) Amounts not exceeding \$96,000 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, including expected reimbursement from NJ Natural Gas in the amount of \$236,247 for the road improvement project set forth above, 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.

Section 7. The Governing body of the Town hereby covenants on behalf of the Town, to the extent any debt obligations are issued as tax-exempt debt obligations, to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of such debt obligations authorized hereunder and issued as tax-exempt obligations as is required under the Internal Revenue Code of 1986, as amended, including compliance with said Code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 8. The full faith and credit of the Town are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Town, and unless paid from other revenues of the Town, the Town shall be obligated to levy ad valorem taxes upon all the taxable property within the Town for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 9. The Town reasonably expects to reimburse any expenditures towards the costs of the improvement or purpose described in Section 3 of this ordinance and paid prior to the issuance of any bonds or notes authorized by this ordinance with the proceeds of such bonds or notes. No funds from sources other than the bonds or notes authorized herein has been or is reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside by the Town, or any member of the same "control group" as the Town, within the meaning of Treasury Regulations Section 1.150-1, pursuant to their budget or financial policies with respect to any expenditures to be reimbursed. This Section is intended to be and hereby is a declaration of the Town's official intent to reimburse any expenditures towards the costs of the improvement or purpose described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations Section 1.150-2, and no action (or inaction) will be an artifice or device in accordance with Treasury Regulation Section 1.148-10 to avoid, in whole or in part, arbitrage yield restrictions or arbitrage rebate requirements.

Section 10. To the extent that any previous ordinance or resolution is inconsistent with or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 11. The provisions of this bond ordinance are severable. To the extent any clause, phrase, sentence, paragraph, or provision of this ordinance shall be declared invalid, illegal, or unconstitutional, the remaining provisions shall continue in full force and effect.

Section 12. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

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

Mayor Dodd opened the meeting to the public for a hearing, seeing no hands and hearing no voices, he closed the meeting to the public.

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

RESOLUTIONS

BILLS LIST

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

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

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

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

RESERVE ACCT claims in the amount of:	\$2,235.19
CURRENT ACCT claims in the amount of:	\$1,436,778.49
CAPITAL ACCT claims in the amount of:	\$91,208.00
WATER UTILITY ACCT claims in the amount of:	
WATER UTILITY RESERVE ACCT claims in the amount of:	
WATER CAPITAL ACCT claims in the amount of:	
PARKING UTILITY ACCT claims in the amount of:	\$1,969.71
PARKING UTILITY RESERVE ACCT claims in the amount of:	\$289.13
PARKING CAPITAL ACCT claims in the amount of:	
ANIMAL CONTROL TRUST ACCT claims in the amount of:	
EVIDENCE TRUST ACCT claims in the amount of:	
RECYCLING TRUST ACCT claims in the amount of:	
COUNTY FORFEITED ASSETS TRUST ACCT claims in the amount of:	
FEDERAL FORFEITED ASSETS ACCT claims in the amount of:	
TRUST/OTHER ACCT claims in the amount of:	\$5,577.79
COAH TRUST Acct claims in the amount of:	
DOVER MARKETPLACE INC TRUST ACCT claims in the amount of:	
TOTAL CLAIMS TO BE PAID	\$1,538,058.31

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:	\$681,600.92
WATER UTILITY ACCT claims in the amount of:	\$46,331.85
PARKING UTILITY ACCT claims in the amount of:	\$5,063.99
PAYROLL AGENCY ACCT claims in the amount of:	\$260,041.59
UNEMPLOYMENT TRUST ACCT claims in the amount of:	\$97.41
TOTAL CLAIMS PAID	\$993,135.76

TOTAL BILL LIST RESOLUTION **\$2,531,194.07**

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

Ayes: Aldermen Delaney, Visioli, Picciallo, Romaine, Blackman & Downs
Nays: None Absent: Aldermen Poolas & Timpani Abstained: Mayor Dodd

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
AUTHORIZING APPROVAL OF INSTITUTIONAL AND ENGINEERING
CONTROLS FOR BLOCK 901, LOT 1.02 AND A PORTION OF
COMMERCE CENTER DRIVE

WHEREAS, by Ordinance #34-99, the Town of Dover established a redevelopment plan for Block 901, Lot 1; and

WHEREAS, pursuant to such Plan, the Town of Dover advertised for proposals for the development of Block 901, Lot 1.02, the "Redevelopment Property"; and,

WHEREAS, Woodmont at Dover ET, LLC, hereinafter "Woodmont," was named as the developer of the redevelopment property; and

WHEREAS, Woodmont, as part of the conditions of the transfer of title to them for Block 901, Lot 1, undertook the remediation of the property which contained the former Dover Landfill and also that part of the landfill located on Town of Dover property; and

WHEREAS, Woodmont is undertaking a remediation of the property identified as the Town of Dover Department of Public Works at Block 901, Lot 1.02 of the tax map of the Town of Dover, New Jersey and a portion of Commerce

Center Drive starting at the southern end and extending 620 feet to the north for the entire width of the roadway (“Property”), pursuant to the requirements of the New Jersey Department of Environmental Protection (“NJDEP”); and

WHEREAS, the Town of Dover is the owner of the property; and

WHEREAS, pursuant to a Remedial Action Work Plan, dated January 2007, locations on the property have been identified with levels of contaminants in excess of the unrestricted use standard(s) set by the NJDEP; and

WHEREAS, pursuant to its Technical Requirements for Site Remediation, N.J.A.C. 7:26E-1.1 *et. seq.*, the NJDEP provides for the establishment of institutional and engineering controls as a remedy for soil with concentrations of substances which are in excess of the unrestricted use standard(s) set by the NJDEP; and

WHEREAS, only the Town of Dover, as owner of the Property, has the authority to execute and record a Deed Notice.

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. Dover consents to the proposed institutional and engineering controls for Block 901, Lot 1.02 and a portion of Commerce Center Drive starting at the southern end and extending 620 feet to the north for the entire width of the roadway as outlined in the 2007 Remedial Action Work Plan prepared by The Louis Berger Group, Inc. on behalf of Woodmont at Dover ET, LLC and submitted to the NJDEP.

2. The Mayor and Clerk are authorized to execute a deed notice in conformance with the Remedial Action Work Plan for institutional engineering control.

3. The Deed notice shall be in a form acceptable to the municipal engineer and municipal attorney.

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

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

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
AWARDING BID FOR ORCHARD STREET ROADWAY IMPROVEMENTS

WHEREAS, the Town of Dover solicited bids for Orchard Street Roadway Improvements; and

WHEREAS, bids were received on September 7, 2011; and

WHEREAS, the three lowest bidders submitted bids as follows:

- A. Crossroad Construction Corp, 312 Emmet Street, Newark, NJ \$ 134,365.00
- B. Reivax Contracting Corp., 46 Washington Street, Harrison, NJ \$ 136,070.00
- C. Cifelli & Son Gen. Construction, Inc., 4 Coppola St., Nutley, NJ \$ 139,420.00 and

WHEREAS, the Municipal Engineer recommends awarding the contract to Crossroad Construction Corp., located at 312 Emmet Street, Newark, NJ in the amount of \$134,365.00;

WHEREAS, the Engineering estimate for the project by the Town was \$154,800.00; and

WHEREAS, the project will be funded with \$125,000.00 from the New Jersey Department of Transportation Fiscal Year 2011 Municipal Aid Program and Bond Ordinance No. 18-2011- General Improvements; 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 of in the amount of \$134,365.00 for Crossroad Construction Corp is hereby accepted; and
- 2. The Mayor and Clerk are hereby authorized to execute a contract with Crossroad Construction Corp., Inc. in the amount of \$134,365.00.

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

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

RESOLUTION
AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE MORRIS COUNTY
COOPERATIVE PRICING COUNCIL TO RENEW MEMBERSHIP THEREIN FOR THE
PERIOD OF OCTOBER 1, 2011 THROUGH SEPTEMBER 30, 2016

WHEREAS, the Morris County Cooperative Pricing Council (“MCCPC”) was created in 1974 to conduct a voluntary cooperative pricing system with municipalities, boards of educations, and other public bodies located in the County of Morris and adjoining counties; and

WHEREAS, the purpose of the MCCPC is to provide substantial savings on various goods and services to its members through the cooperative public bidding process; and

WHEREAS, THE Town of Dover desires to enter into an Agreement with the MCCPC, which is administered by Randolph Township as Lead Agency to **renew** its membership in the MCCPC for the period of October 1, 2011 through September 30, 2016.

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

1. Mayor and Board of Aldermen of the Town of Dover hereby authorizes the execution of an Agreement with the Morris County Cooperative Pricing Council by the Township of Randolph as Lead Agency dated October 1, 2011 pursuant to N.J.S.A. 40A:11-11(5). Said Agreement is for **renewal** of membership in the MCCPC for a five (5) year period from October 1, 2011 through September 30, 2016.
2. The mayor and clerk are hereby authorized to execute such contract and hereby directed to submit a copy of this adopted Resolution, along with an executed Agreement, to Randolph Township as Lead Agency of the MCCPC.
3. This Resolution shall take effect immediately upon final passage according to law.

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

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

PUBLIC COMMENTS

Antonio Acosta – 130 Madison St. – Mr. Acosta congratulated that Board of Education on their football field project. He expressed that the Baker Theater is underutilized, poorly managed and misguided. He, also, noted that the transit area had some clean up but not to the extent that was needed. Mayor Dodd thanked Mr. Acosta for his comments.

Daniel Martinez – 57 Spring St. – Mr. Martinez noted that he has partnered with a church in Cedar Knolls to help families affected by the hurricane. The church is accepting applications from people affected by the hurricane to receive assistance with the removal of sheetrock, cleanup, etc.

Antonio Acosta – 130 Madison St. – Mr. Acosta expressed that he receives no feedback from the board when he brings his comments to their attention. Mayor Dodd noted that Mr. Acosta should not just bring negativity to the board because the town does some great things that he fails to recognize. Dialogue continued regarding the issue.

**Motion to adjourn made by Alderman Romaine at 7:42 p.m.,
and duly seconded by Alderman Visioli passed by the following voice vote.**

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

Respectfully submitted,

Margaret J. Verga, Municipal Clerk