



# TOWN OF DOVER

## MAYOR AND BOARD OF ALDERMEN

### THE MAYOR AND BOARD OF ALDERMEN, TOWN OF DOVER, NJ MINUTES OF THE CAUCUS MEETING, JULY 24, 2007

This 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 7:20pm.

All joined in the Pledge of Allegiance to the Flag and prayer was given by Pastor Martinez asking for guidance and strength to do what is right for our town and its' people.

#### ROLL CALL:

Present Aldermen Fahy, Delaney, Poolas, Donofrio, Picciallo, and Mayor Dodd

Absent: Aldermen Ryan, Visioli and Timpani

Also present were Attorney Pennella, Administrator Garvin and Clerk Verga

Clerk Verga stated that this caucus meeting was held in compliance with the Open Public Meetings Act.

#### **SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PUBLIC HEARINGS AND RESOLUTIONS**

Carol Hertwick, of the Housing and Community Development Services, is a consultant who is preparing the Small Cities Program 2008 Applications for the Town of Dover. Ms. Hertwick passed around a sign in sheet and handouts to the public and board, then described for the board and public the projects, for which the two applications to be submitted in September are for and also the status of the open projects. The town has completed 25 projects to date, when Searing Street and the 2007 Housing Rehab are completed this year it will be a total of 27 projects.

The Housing Rehabilitation Program and stated the town is applying for a grant of \$200,000 with a 10% match so the program is \$220,000. The program provides financial assistance for low to moderate income households to make post compliance repairs to homes. We assist ten homes per year. It also provides the town with an opportunity to address the council on affordable housing obligations for indigent needs and the numbers go towards the quotient the state has identified as the town's obligation. In all cases the monies that are paid to the homeowner for repairs are paid back when the property is sold in that has resulted in a revolving account. Every year monies come back and then loaned back out again to other homeowners or can be used towards the towns 10% match.

The second application is for infrastructure repairs and will provide for reconstruction of Belmont, Depew and Trenton Streets. The town is applying for \$400,000 from the Department of community Affairs and must provide a 10% match or \$40,000, so the total grant would be \$440,000. The project would provide for engineering, administration and construction. This project addresses the needs of a moderate income area and the infrastructure needs proposed would be totally corrected.

The third public hearing issue deals with the status of the two open projects. One is the current \$200,000 housing rehabilitation project. There are 10 ten properties that will be assisted this year.

The other open project is on Searing Street from Mt. Hope Ave. to Route 46 and extends on the other side of Route 46 to Nelson Street, for infrastructure improvements, including curbing, drainage, sidewalk, curbs and paving. Project design has been completed and contract award proceedings are underway.

Alderman Fahy asked how many homeowners we help and is there currently a backlog of applicants. Ms. Hertwick stated there is a wait list but not significant at this time.

Alderman Fahy asked how streets were selected for the grant. He was told they had to be in a low to moderate income area and that was based on census data. Engineer Hanson responded that the area must include housing.

Alderman Donofrio asked if updates to the census counted since a census is only done every ten years. Ms. Hertwick responded that the town may do specific surveys themselves.

Mayor Dodd asked if there was anybody else from the public wishing to be heard. Seeing no hands or hearing no voices, he closed this part of the meeting to the public.



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### **MUNICIPAL CORRESPONDENCE:**

- Notice from NJ Dept. of Community Affairs Smart Growth Office re: Morris County Cross-acceptance Public Hearing
- Notice from NJDOT re: Public hearing for South Salem Street bridge replacement
- Resolution from Township of Montville re: Supporting legislation to amend the Abbott-Burke funding
- Ordinance from Township of Rockaway re: Amending Land Use and Development Section 54-30 Zoning Regulations and Subsection 54-30.10 Environmental Protection
- Ordinance from Township of Rockaway re: Amending Land Use and Development with addition of Section 54-31 Right to Farm
- Dover Municipal Court Financial Report for June

Mayor Dodd commented on how disappointed he was when only one person showed up for the public hearing for the South Salem Street bridge project.

### ***AGENDA ITEMS:***

#### **ORDINANCE(S) FOR INTRODUCTION**

- Ordinance #24-2007 re: Repealing of handicapped space located at 95 Baker Street

#### **ORDINANCE(S) FOR SECOND READING AND PUBLIC HEARING**

- Ordinance #23-2007 re: Authorizing a referendum for Elected Officials' Terms of Office

#### ***RESOLUTIONS***

- Approving Bills List
- Supporting the Over the Limit Under Arrest 2007 Crackdown
- Approving Citizen Participation Plan for Small Cities CDBG Public Facilities Project
- Approving Citizen Participation Plan for Small Cities CDBG Public Facilities Project and Housing Rehab Projects
- Appointing Bibi Stewart Garvin as CDBG Fair Housing Officer for Small Cities
- Approving adoption of Housing Rehabilitation Policy and Procedure Manual for Small Cities
- Authorizing application for Small Cities Grants
- Approving Raffle Licenses for St. Clare's Dover Auxiliary to be held on 12/13/07 and three (3) Raffle Licenses for Sacred Heart Home and School Association to be held on 10/19/07
- Awarding bid for E. McFarlan Street Roadway Improvements to Jenicar Builders
- Awarding bid for Bond Project #1 Curbing & Drainage to Tony's Concrete
- Authorizing Tax Sale Certificate 05-00006 Block 2317 Lot 2 (337 E. Blackwell Street A&B)
- Approving Taxi Cab Driver Licenses for Osvaldo Navarro (Queen's Limo)
- Approving five (5) Taxi Cab Licenses for Queen's Limo
- Approving Personnel Action
- Authorizing Executive Session



# TOWN OF DOVER

## MAYOR AND BOARD OF ALDERMEN

### REGULAR MEETING MINUTES FOR July 24, 2007

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 7:37 pm

#### **ROLL CALL:**

Present Aldermen Fahy, Delaney, Poolas, Donofrio, Picciallo, and Mayor Dodd

Absent: Aldermen Ryan, Visioli and Timpani

Also present were Administrator Garvin, Attorney Pennella and Clerk Verga

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

Mayor Dodd opened this portion of the meeting to the public for agenda items only. Seeing no hands or hearing no voices this portion of the meeting was closed.

**No formal reports given.**

#### **CONSENT AGENDA**

#### **ORDINANCE(S) FOR INTRODUCTION**

##### **ORDINANCE NO. 24-2007**

##### **AN ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER AMENDING AND SUPPLEMENTING ARTICLE XXVII OF THE REVISED GENERAL CODE OF THE TOWN OF DOVER ENTITLED "PARKING" HANDICAPPED PARKING "SPACES" BY REPEALING HANDICAPPED PARKING SPACE AT 95 BAKER STREET**

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

SECTION 1. The following location which was designated as a Handicapped parking space by Ordinance No. 16-2005 is hereby repealed:

##### **HANDICAPPED PARKING FOR 95 BAKER STREET**

SECTION 2. Said handicap parking space shall be located on the westerly curblin of Baker Street beginning at a point forty-two feet (42') north of the northwesterly curblin intersection of Parker Street and Baker Street, thence continuing in a northerly direction for a distance of twenty (20) feet to a point.

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

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

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

**Alderman Picciallo has moved the foregoing ordinance be adopted and duly seconded by Alderman Poolas and was passed for first reading by the following roll call vote:**

**AYES:** Aldermen Fahy, Delaney, Poolas, Donofrio, Picciallo and Mayor Dodd  
**NOES:** None                      **ABSENT:** Aldermen Ryan, Visioli, Timpani                      **ABSTAIN:** None



**TOWN OF DOVER**  
**MAYOR AND BOARD OF ALDERMEN**

*ORDINANCE(S) FOR SECOND READING*

**ORDINANCE NO. 23-2007**  
**OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER**  
**AUTHORIZING A REFERENDUM FOR ELECTED OFFICIALS' TERMS OF OFFICE**

**WHEREAS**, N.J.S.A. 40A:62-2 as amended by L 2005, c. 93, Section 1, eff. June 6, 2005 provides for the council (Alderpersons) to serve for a term of four years unless a different term had been established prior to the amendment of Section 40A: 62-2; and

**WHEREAS**, such amended statute provides that the term may be changed by the governing body adopting an ordinance requesting a Referendum of Voters to vote on the question of the term of council (Alderpersons) members; and

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

1. The Mayor and Board of Aldermen of the Town of Dover hereby call for a question to be placed upon the ballot at the next general election: "Shall the term of the council members (Alderpersons) in the Town of Dover, County of Morris be increased from two years to four years?"; and
2. A copy of this Ordinance shall be forwarded to the Morris County Clerk for inclusion on the ballot at the next general election; and
3. All ordinances or parts of ordinances inconsistent with this within ordinance are hereby repealed to the extent of such inconsistencies.
4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.
5. The Ordinance shall take effect in accordance with law.

**Alderman Delaney has moved the foregoing ordinance be adopted and duly seconded by Alderman Poolas and was passed for second reading by the following roll call vote:**

**AYES: Aldermen Fahy, Delaney, Poolas, Donofrio, Picciallo and Mayor Dodd**  
**NOES: None                      ABSENT: Aldermen Ryan, Visioli, Timpani                      ABSTAIN: None**

***RESOLUTIONS***

***APPROVING 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:	\$9,615.48
CURRENT ACCT claims in the amount of:	\$1,447,743.39
CAPITAL ACCT claims in the amount of:	
WATER UTILITY ACCT claims in the amount of:	\$167,316.49
WATER UTILITY RESERVE ACCT claims in the amount of:	
WATER CAPITAL ACCT claims in the amount of:	\$5,980.00



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PARKING UTILITY ACCT claims in the amount of:	\$3,787.35
PARKING UTILITY RESERVE ACCT claims in the amount of:	
PARKING CAPITAL ACCT claims in the amount of:	
ANIMAL CONTROL TRUST ACCT claims in the amount of:	\$51.00
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:	\$14,440.24
DOVER MARKETPLACE INC TRUST ACCT claims in the amount of:	
<b>TOTAL CLAIMS TO BE PAID</b>	<b>\$1,648,933.95</b>

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

CURRENT ACCT claims in the amount of:	\$306,308.86
CAPITAL ACCT claims in the amount of:	
PARKING UTILITY ACCT claims in the amount of:	\$2,063.14
PAYROLL AGENCY ACCT claims in the amount of:	\$146,970.21
UNEMPLOYMENT TRUST ACCT claims in the amount of:	\$1,432.83
<b>TOTAL CLAIMS PAID</b>	<b>\$456,775.04</b>

***TOTAL BILL LIST RESOLUTION*** **\$2,936,656.99**

**MANUAL DISBURSEMENTS - WIRE TRANSFERS** **\$830,948.00**

**Alderman Picciallo has moved the foregoing resolution be adopted and duly seconded by Alderman Delaney and was passed for by the following roll call vote:**

**AYES: Aldermen Fahy, Delaney, Poolas, Donofrio, Picciallo and Mayor Dodd**  
**NOES: None                      ABSENT: Aldermen Ryan, Visioli, Timpani                      ABSTAIN: None**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER**  
**SUPPORTING THE *OVER THE LIMIT UNDER ARREST 2007 CRACKDOWN***

**WHEREAS**, impaired drivers on our nations roads kill someone every 30 minutes, 50 people per day and almost 15,000 people each year, and

**WHEREAS**, 34% of motor vehicle fatalities in New Jersey are alcohol related, and

**WHEREAS**, an enforcement crackdown is planned to combat impaired driving, and

**WHEREAS**, the summer season and the Labor Day holiday are traditionally times of social gatherings which often include alcohol; and

**WHEREAS**, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *Over time Limit Under Arrest 2007 Impaired Driving Crackdown*, and

**WHEREAS**, the project will involve increased unpaired driving enforcement from August 17 through September 3, 2007, and

**WHEREAS**, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways.

**THEREFORE, BE IS RESOLVED** that Mayor and Board of Aldermen of the Town of Dover declares its support for the *Over the Limit Under Arrest 2007 Crackdown* from August 17 through September 3, 2007 and pledges to increase awareness of the dangers of drinking and driving.



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Alderman Fahy has moved the foregoing resolution be adopted and duly seconded by Alderman Delaney and was passed for by the following roll call vote:

**AYES:** Aldermen Fahy, Delaney, Poolas, Donofrio, Picciallo and Mayor Dodd  
**NOES:** None                      **ABSENT:** Aldermen Ryan, Visioli, Timpani                      **ABSTAIN:** None

*Approving Citizen Participation Plan for Small Cities CDBG Public Facilities Project (Attached at the end)*  
*Approving Citizen Participation Plan for Small Cities CDBG Public Facilities Project and Housing Rehab Project (Attached at the end)*

### RESOLUTION IDENTIFYING CDBG FAIR HOUSING OFFICER

**WHEREAS**, the Town of Dover has applied for two Small Cities Community Development Block Grants from the New Jersey Department of Community Affairs (hereinafter DCA) for a public facilities and a housing rehabilitation project within the Town of Dover; and

**WHEREAS**, the public facilities project will be constructed in the Searing Street area; and, the housing rehabilitation project will be provided on a town wide basis, and

**WHEREAS**, the Town of Dover must make efforts to affirmatively further fair housing; and

**WHEREAS**, The Town of Dover has reviewed various actions that would be acceptable to the New Jersey State Department of Community Affairs and the U.S. Department of Housing and Urban Development; and

**WHEREAS**, the Town of Dover has made assurances in the grant agreement that:

- (1) It will comply with the Housing and Community Development Act of 1974, as amended, and regulations issued thereto; and
- (2) It will comply with the Civil Rights Act of 1964, and the regulations issued thereto it; and
- (3) It will comply with the Fair Housing Act of 1968 and will affirmatively further fair housing; and
- (4) It will comply with the Age Discrimination Act of 1975 and with the Rehabilitation Act of 1973.

**NOW, THEREFORE, BE IT RESOLVED** that Bibi Stewart Garvin shall be designated as the Fair Housing Officer for the Town of Dover.

**BE IT FURTHER RESOLVED** that the Fair Housing Officer shall contact the US HUD Regional Office of Housing and Equal Opportunity and the NJ Division on Civil Rights, inform those agencies of his appointment as Fair Housing Officer and request Fair Housing Information; and

**BE IT FURTHER RESOLVED** that the Fair Housing Officer shall provide fair housing advisory services and assistance and referral advice to persons requesting such assistance from the Town of Dover; and

**BE IT FURTHER RESOLVED** that the Town of Dover will publish in the local newspaper of record and post at the Town Hall a public notice announcing the appointment of the Fair Housing Officer and the availability of local fair housing advisory services.

### RESOLUTION ADOPTION OF HOUSING REHABILITATION POLICY AND PROCEDURAL MANUAL

**WHEREAS**, the Town of Dover is submitting an application for a Small Cities Community Development Program Housing Rehabilitation Fund Grant from the New Jersey Department of Community affairs, and

**WHEREAS**, in accordance with application terms and conditions, it is necessary that the Governing Body of the Town prepare and approve a Housing Rehabilitation Policy and Procedural Manual for submission to the Department of Community Affairs, and

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Town of Dover that the HOUSING REHABILITATION POLICY AND PROCEDURAL MANUAL FOR THE SMALL CITIES PROGRAM IS APPROVED and the Administrator/Clerk is authorized and directed to submit a copy of this resolution and the Manual to the Department of Community Affairs.

*Authorizing application for Small Cities Grants (Attached at end)*

**Alderman Delaney has moved the foregoing resolutions be adopted and duly seconded by Alderman Picciallo**





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and were passed for by the following roll call vote:

**AYES: Aldermen Fahy, Delaney, Poolas, Donofrio, Picciallo and Mayor Dodd**  
**NOES: None**                      **ABSENT: Aldermen Ryan, Visioli, Timpani**                      **ABSTAIN: None**

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

**WHEREAS**, the below listed organizations have applied for Raffle License(s); 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:

1. The below listed raffles for the dates set forth following their name are hereby approved:
  - A. Dover Auxiliary, Saint Claire's Health System – 400 West Blackwell St. to be held on December 13, 2007 at 2:00pm
  - B. Sacred Heart Home and School Association  
30 N. Essex St. – October 19, 2007 at 6pm to 11p.m.

**Alderman Fahy has moved the foregoing resolution be adopted and duly seconded by Alderman Delaney and was passed for by the following roll call vote:**

**AYES: Aldermen Fahy, Delaney, Poolas, Donofrio, Picciallo and Mayor Dodd**  
**NOES: None**                      **ABSENT: Aldermen Ryan, Visioli, Timpani**                      **ABSTAIN: None**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER AWARDING BID FOR**  
**EAST MCFARLAN STREET ROADWAY IMPROVEMENTS**

**WHEREAS**, the Town of Dover solicited bids for the East McFarlan Street Improvements; and

**WHEREAS**, bids were received on July 18, 2007; and

**WHEREAS**, three bidders submitted bids as follows:

- |    |  |                  |
|----|--|------------------|
| A. | Jenicar Builders Contractors Co., Inc. | \$183,652.50     |
| B. | S. Brothers, Inc.                      | \$183,812.00     |
| C. | Tony's Concrete Construction Co., Inc. | \$205,111.00 and |

**WHEREAS**, the Engineering estimate for the project by the Town was \$180,000.00; and

**WHEREAS**, the Municipal Engineer has determined that the increase in price was due to the increased cost of bituminous material and curbing; and

**WHEREAS**, it is not anticipated that there will be a reduction in oil prices resulting in a reduction in cost of the bituminous material and curbing and that a re-bid of the project would therefore not be successful in reducing the cost of the project; and

**WHEREAS**, the project is to be funded from Bond Ordinance 19-2007, NJ Transportation Trust Fund Authority Act, and Streets & Roads Operating Expenses; and

**WHEREAS**, the Municipal Engineer recommends awarding the contract to Jenicar Builders Contractors Co., Inc. located at 573 Belgrove Drive, Kearney, New Jersey in the amount of \$183,652.50;

**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 Jenicar Builders Contractors Co., Inc. in the amount of \$183,652.50 for the East McFarlan Street



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Improvements project is hereby accepted; and

2. The Mayor and Clerk are hereby authorized to execute a contract with Jenicar Builders Contractors Co., Inc. for the East McFarlan Street Improvements in the amount of \$183,652.50.

**Alderman Delaney has moved the foregoing resolution be adopted and duly seconded by Alderman Poolas and was passed for by the following roll call vote:**

**AYES: Aldermen Fahy, Delaney, Poolas, Donofrio, Picciallo and Mayor Dodd**  
**NOES: None                      ABSENT: Aldermen Ryan, Visioli, Timpani                      ABSTAIN: None**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER**  
**AWARDING BID FOR 2007 BOND PROJECT #1 – CURB & DRAINAGE IMPROVEMENTS**

**WHEREAS**, the Town of Dover solicited bids for the 2007 Bond Project #1 – Curb & Drainage Improvements; and

**WHEREAS**, bids were received on July 20, 2007; and

**WHEREAS**, three bidders submitted bids as follows:

- |    |  |                  |
|----|--|------------------|
| A. | Tony's Concrete Construction Co., Inc. | \$321,775.00     |
| B. | Jenicar Builders Contractors Co., Inc. | \$369,685.00     |
| C. | Al Neto Contractors, Inc.              | \$400,200.00 and |

**WHEREAS**, the Engineering estimate for the project by the Town was \$319,525.00; and

**WHEREAS**, the Municipal Engineer has determined that the increase in price was due to the increased cost of bituminous material and curbing; and

**WHEREAS**, it is not anticipated that there will be a reduction in oil prices resulting in a reduction in cost of the bituminous material and curbing and that a re-bid of the project would therefore not be successful in reducing the cost of the project; and

**WHEREAS**, the project is to be funded from Bond Ordinance Numbers 33-2006; and

**WHEREAS**, the Municipal Engineer recommends awarding the contract to Tony's Concrete Construction Co., Inc. located at 316 East Kinney Street, Newark, New Jersey in the amount of \$321,775.00;

**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 Tony's Concrete Construction Co., Inc. in the amount of \$321,775.00 for the 2007 Bond Project #1 Curb & Drainage Improvements project is hereby accepted; and
2. The Mayor and Clerk are hereby authorized to execute a contract with Tony's Concrete Construction Co., Inc., Inc. for the 2007 Bond Project #1 – Curb & Drainage Improvements in the amount of \$321,775.00.

**Alderman Delaney has moved the foregoing resolution be adopted and duly seconded by Alderman Poolas and was passed for by the following roll call vote:**

**AYES: Aldermen Fahy, Delaney, Poolas, Donofrio, Picciallo and Mayor Dodd**  
**NOES: None                      ABSENT: Aldermen Ryan, Visioli, Timpani                      ABSTAIN: None**

**AUTHORIZING TAX SALE CERTIFICATE 05-00006 BLOCK 2317 LOT 2 (337 E. BLACKWELL STREET A&B)**

**WHEREAS**, Tax Sale Certificates 05-00006 for unpaid 2006 taxes on Block 2317 Lot 2 also known as 337 E Blackwell Street A & B held by JN Properties.

**WHEREAS**, the amount necessary to redeem certificates has been received by the Tax Collector.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Aldermen of the Town of Dover, County of Morris, State of New Jersey that the Treasurer be authorized to issue checks in the amount of \$12,418.65 be issued to JN Properties and in the amount of \$13,000.00 (premium) to the aforementioned Lien Holder on this 24th day of July 2007.





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

**Alderman Delaney has moved the foregoing resolution be adopted and duly seconded by Alderman Fahy and was passed for by the following roll call vote:**

**AYES: Aldermen Fahy, Delaney, Poolas, Donofrio, Picciallo and Mayor Dodd**  
**NOES: None                      ABSENT: Aldermen Ryan, Visioli, Timpani                      ABSTAIN: None**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN**  
**OF THE TOWN OF DOVER APPROVING TAXICAB DRIVER LICENSES**

**WHEREAS**, applications for taxicab drivers licenses have been made by the people listed on Schedule A attached hereto and made a part hereof; and

**WHEREAS**, the Police Department of the Town of Dover has reviewed their applications and has advised that there is no prohibition to the issuance of their license; and,

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey that the taxi driver licenses for those people listed on Schedule A attached hereto and made a part hereof are hereby approved.

**Schedule A**

Queens Limo - Osvaldo Navarro

**Alderman Delaney has moved the foregoing resolution be adopted and duly seconded by Alderman Poolas and was passed for by the following roll call vote:**

**AYES: Aldermen Fahy, Delaney, Poolas, Donofrio, Picciallo and Mayor Dodd**  
**NOES: None                      ABSENT: Aldermen Ryan, Visioli, Timpani                      ABSTAIN: None**

**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**, Queen's Limo, has applied for a license to operate the vehicle(s) listed below hereto and made a part hereof as taxicab(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;

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

- |                             |                       |
|-----------------------------|-----------------------|
| 1. 1999 Ford Crown Vic      | Vin # 14838 – Renewal |
| 2. 1999 Dodge Grand Caravan | Vin # 29172 – Renewal |
| 3. 1999 Ford Crown Vic      | Vin # 93062 – Renewal |
| 4. 2000 Dodge Caravan       | Vin # 01746 – Renewal |
| 5. 2006 Toyoto Sienna       | Vin # 42569 – Renewal |

**Alderman Delaney has moved the foregoing resolution be adopted and duly seconded by Alderman Poolas and was passed for by the following roll call vote:**

**AYES: Aldermen Fahy, Delaney, Poolas, Donofrio, Picciallo and Mayor Dodd**  
**NOES: None                      ABSENT: Aldermen Ryan, Visioli, Timpani                      ABSTAIN: None**

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

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

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



# TOWN OF DOVER

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

Pending contract negotiations

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

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

**Alderman Delaney has moved the foregoing resolution be adopted and duly seconded by Alderman Poolas and was passed for by the following roll call vote:**

**AYES: Aldermen Fahy, Delaney, Poolas, Donofrio, Picciallo and Mayor Dodd**  
**NOES: None                      ABSENT: Aldermen Ryan, Visioli, Timpani                      ABSTAIN: None**

This portion of the meeting was closed to the public to enter into executive session.

A motion was made by Alderman Fahy and duly seconded by Alderman Poolas to return to the regular meeting and passed by a voice vote. All Ayes ABSENT: Aldermen Ryan, Visioli, Timpani

Mayor Dodd explained the purpose of executive session concerning it was to update the board on the process of negotiations for the Bassett Highway Redevelopment Project with Trammel Crowe. The Town's ninety day agreement period with Trammel Crowe is ending and a decision on whether to extend the ninety day time period or not extend the process and walk away from the table with the developer or let the negotiations continue without extending the agreement.

Unfortunately the Town is not in a position to except the terms of the current negotiations which TCR has provided to the town they have not demonstrated any reason to grant that ninety day extension. The town has to continue to be the driving force of this project. The committee's recommendation is not to extend the process but allow negotiations to continue without extending the ninety days. The board was briefed on the whole process by Attorney Marizitti and Town Planner Mike Hantson.

Alderman Picciallo asked if the committee thought we should be looking at another developer. Mayor Dodd answered we are not to that point and should continue negotiating with Trammel Crowe and need to get further along in the negotiation process before that decision is made.

Mayor Dodd asked if there were any other questions or comments from board members. Alderman Poolas stated he feels we should shoot for the moon and give our residents the best that we can. We don't want to end up with a project looking like apartments. The 2 ½ acre park will be great for the public.

Mayor Dodd agrees with Alderman Poolas and feels this board should negotiate the best possible contract. This will be the largest project this town has seen and it is our responsibility to get the best project we can for our community.

Alderman Delaney made a motion not to extend the contract but continue negotiations and duly seconded by Alderman Picciallo and passed by the following roll call vote.

**AYES: Aldermen Fahy, Delaney, Poolas, Picciallo and Mayor Dodd**  
**NOES: Alderman Donofrio                      ABSTAIN: None                      ABSENT: Aldermen Ryan, Visioli, Timpani**

*Approving Personnel Action (Attached at the end)*

*Authorizing Executive Session (Attached at the end)*

Mayor Dodd opened the meeting to the public at 8:57pm.

Reverend Daniel Martinez – 15 Lawrence St. – Has concerns on May 22<sup>nd</sup> he requested an investigation on allegations that took place in Dover with regards about taxi cab companies or drivers and youth from my church and also Code Enforcement entering a house . He was told the Administrator would look into it. He was also upset that he had to request the Administrator's memo regarding the above by filling out an OPRA request. His concerns were not satisfied. The family whose house was entered went to court and settled for \$6,700 in fines instead of \$12,000. As of late Friday passengers were made to leave a taxi that was stopped.

Mayor Dodd responded that this board has zero tolerance on stacking and overcrowding and will not wait for a fire or some other type of and emergency to happen. Eagle Limo and AZUA Taxi are not licensed companies in this town. The police department is enforcing our ordinance in fairness to our licensed taxi companies, which are held to a standard.



# TOWN OF DOVER

## MAYOR AND BOARD OF ALDERMEN

Pastor Martinez stated the family did have someone living in the basement but the attic was just used as a play area for their kids, but it did have an air mattress.

Mayor Dodd stated he was on this board when fines were just \$25.00 there was a house on Berry Street that had eighteen beds and with the fine being only \$25.00 it was just the cost of doing business for these absentee landlords.

Administrator Garvin stated she met with Pastor Martinez on May 30<sup>th</sup> and June 14<sup>th</sup> and there were no clear indications as to the time and dates of the events or description of the police officer, nothing definitive, this is the license plate number of the taxi. All residents have the right to file a complaint but it should be done immediately. When code enforcement went to the house in question, a twelve year old answered the door and went and got adults who allowed code enforcement officers into the house, they did not enter with just the twelve year old being there. If there is a problem you should come in immediately and we can address the problem. Once a summons is issued it has to be resolved by the judge in court.

Alderman Donofrio stated he has listened to aspects of this discussion for a number of meetings and it seems to boil down to a he said she said. The municipality is saying citizens must be more educated and citizens are saying our employees should be more educated. There is a job title in industry called alms goods man, don't think there is anything like that in government but maybe there should be. Our municipality wouldn't be able to have a role like that, but maybe the Freeholders could consider it at a county level to be brought in when municipal issues like this that arise.

Mayor Dodd stated it is very difficult for this board to act on something with out definitive times to investigate. Can one of these children identify the officer and would they be willing to do that?

Attorney Pennella stated that Pastor Martinez is very compassionate and takes everything as the truth. This board is not a judicial branch, there has to be someone to hear both sides of a story and weed out facts from fiction. A complaint should be filed directly with the police department. There is a chief of police act to separate a political body from the police department and as such the town appoints an appropriate authority. In our case it is the business administrator and only Ms. Garvin may deal directly with the police.

Captain Ugalde stated that AZUA and Eagle Limo taxi companies are not licensed to operate in the Town of Dover; the police department is enforcing the ordinance. In fairness to the companies that are in Dover.

Alderman Fahy stated Pastor Martinez is doing a good thing for people and doesn't understand why you had to get the information by an OPRA request.

Seeing no hands and hearing no voices Mayor Dodd closed this portion of the meeting to the public.

A motion was made to adjourn at 9:44pm by Alderman Delaney and seconded by Alderman Fahy and passed by voice vote – all ayes

Respectfully submitted,

Margaret Verga, Municipal Clerk