



TOWN OF DOVER

MAYOR AND BOARD OF ALDERMEN

CAUCUS MEETING MINUTES

March 13, 2007

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.

INVOCATION

ROLL CALL:

Present Aldermen Fahy, Delaney, Poolas, Ryan, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd

Also present were Administrator Garvin, Attorney Pennella and Clerk Verga

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

MUNICIPAL CORRESPONDENCE:

- Ordinance from Borough of Rockaway re: Amending Land Use Administration and Procedures- Development Fee for Affordable Housing
- Ordinance from Township of Randolph re: Amending Land Development to regulate wireless telecommunications facilities and installations
- Resolution from Township of Long Hill re: Supporting renewal of the Garden State Preservation Trust Fund
- Dover Municipal Court Financial Report for February

ITEMS FOR DISCUSSION

- Ordinance amending Chapter 337, Streets and Sidewalks to add article X- Parking of Certain Vehicles
- Ordinance designating smoking and non-smoking zones at Municipal Building

AGENDA ITEMS:

ORDINANCE(S) FOR INTRODUCTION

- Ordinance #06-2007 re: Handicapped parking space located at 39 Baker Avenue/Ald. Poolas
- Ordinance #07-2007 re: Limiting parking permits/Ald. Delaney
- Ordinance #08-2007 re: Limiting and restricting parking on N. Sussex Street/Ald. Picciallo

RESOLUTIONS

- Approving Bills List
- Transfer Resolution
- Appointing Gerard Giosa for Parking Consulting Services
- Approving Raffle Licenses for Sacred Heart School to be held on 4/20/07, Morris County Council of Education Associations to be held on 5/05/07, Dover Emblem Club to be held on 4/27/07 and Dover Child Care Center to be held on 5/11/07
- Approving Taxi Cab Drivers License for Juan Hurtado (Queen's Limo)
- Authorizing application for "Plan Endorsement" with the Dept. of Community Affairs Office of Smart Growth
- Designating the National Incident Management System (NIMS)
- Canceling of escrow deposits
- Emergency appropriations for Tax Maps & Revaluation
- Awarding bid for Sidewalk Sweeper to Applied Sweepers, Inc.
- Awarding proposal for Tax Map to Adams, Rehmann and Haggan Associates, Inc.

TOWN OF DOVER
MAYOR AND BOARD OF ALDERMEN

- Approving One-Day ABC License for El Sonero Mayor (#1) to be held at the Baker Theatre (#3) 41 W. Blackwell Street on 3/31/07
- Awarding contract for Small Cities Community Development Grant for Myrtle Ave.
- Executive Session for Personnel Discussion
- Awarding contract for Small Cities Community Development Grant for Housing Rehab Grant

Mayor Dodd opened this portion of the meeting up for public comments, seeing no hands or hearing no voices he then closed this portion of the meeting.



TOWN OF DOVER

MAYOR AND BOARD OF ALDERMEN

REGULAR MEETING MINUTES March 13, 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 7:31 pm

ROLL CALL

Present Aldermen Fahy, Delaney, Poolas, Ryan, Visioli, Donofrio, Picciallo, Timpani and Mayor Dodd

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.

Administrator Garvin's Report – No Comments this meeting

Mayor Dodd's Report – On March 1st, Mayor Dodd, the Town Attorney and the Tax Assessor attended a meeting with the Morris County Taxation Board. Mayor Dodd asked the Taxation Board for a one year extension to have the town's revaluation performed. Time lines and explanations were provided to the board in which they were very pleased with the administrative office for stepping up to the plate. The taxation board has granted a one year extension.

Mayor Dodd will be attending a meeting at the Morris County planning board. Recently, the town received a petition from the Upper Rockaway River Water Shed Association to create a C-1 waterway from the Boonton Reservoir up stream on all river and streams in Morris County. If the petition is granted this would be devastating to the town of Dover. The C-1 Waterway would create a 300 ft. buffer through the entire town including the McKeel Brook Project which in Mayor Dodd's opinion is ludicrous. We should express our concerns to the County because we know how it would affect the downtown area for any new development or redevelopment projects.

Mayor Dodd would like to recognize George Laurie and Stan Schoonmaker who have recently received an award from the Daughters of American Revolution for the research work that was done on the book "History of Dover." Mayor Dodd will introduce an ordinance for review to establish a historic preservation commission in the Town of Dover. Town is designated as a historic landmark but cannot enforce those rules unless a commission is in place.

Mayor Dodd would like to thank the Board of Education for a phenomenal job that they are doing with bringing the school system into the 21st Century.

Mayor Dodd clarified the use of the Crescent Field Park in regards to the Colombian Festival.

ALDERMEN/COMMITTEE REPORTS –

Alderman Fahy – Alderman Fahy attended the recreation meeting unfortunately it was rescheduled because there was not a quorum. Resolution status regarding personnel policies; Mayor Dodd addressed the question stating that at the time they are reviewing the policies. Alderman Fahy has information for Code Enforcement.

Alderman Picciallo – Thanked the street & roads dept. staff for their quick response time with regards to filling the pot holes around town. March 1st, Alderman Picciallo was invited to read at North Elementary School for "Read across America". Attended the Housing Authority Board meeting on March 6th, things are quite at the JJ Rich Building. March 8th attended the Library Board Meeting to review the plans for the improvements and refurbishing of the library bldg. Mayor assistance crew has made progress with the repainting of the municipal building. Connie and her crew should be commended. Emails and hardcopy notice have been sent to the board regarding the budget meeting.

Alderman Poolas – Street Sweeper will be out cleaning the streets that are severely dirty from the winter. Nine spots left for the recreation trip to Boston on May 2nd returning May 4th if interested please contact the recreation dept.

TOWN OF DOVER

MAYOR AND BOARD OF ALDERMEN

Alderman Ryan – Met with the history teachers at the high school and they are willing to send students to attend town meetings. Police Committee meeting on March 12th in attendance were Alderman Ryan, Alderman Timpani, Chief Valentine, and Business Administrator Garvin. The committee discussed the impact of hiring new patrol officers and the impact of promotions on the proposed budget. We also discussed a proposal by Chief Valentine regarding promotions and its affect upon the dept.'s moral. Committee wishes to have input from the financial committee regarding impact of hiring's on the proposed budget. Negotiation meeting was held on March 1st with the PBA and the next meeting is scheduled for March 21st.

Alderman Donofrio – Attended the Board of Health meeting last night and he was presented with a list of resources that are available for the array of needs in town. Would like the list posted in a prominent area where people walking through town hall can view the list. List was given to the health official for posting as per Alderman Timpani. Resident had a concern regarding a garbage issue and the time frame issues would be addressed. Tape inaudible

Alderman Timpani – The following meetings were attended: Recreation meeting on the 1st however the meeting was reschedule for the 15th, PBA meeting on the 1st, Hope House meeting on the 5th, Board of Health & Board of Education on the 6th, Police Committee Meeting on the 12th and the Board of Health on the 13th couldn't attended due to prior arrangements with the Fire Department.

Alderman Delaney – Attended bid opening which was very interesting. At the Board of Education meeting the Dover Middle School is honoring the Mayor's mother by dedicating the brand new cafeteria and kitchen area to the Mayor's mother who worked at the school for 30 plus years. Alderman Delaney would like to thank Alderman Timpani for attending the meeting even though he's not on the committee he took an interest. Fourth graders from Academy Street School put a binder together with letters and pictures of concerns in the town addressed to the Mayor Dodd. To the entire board: Project Graduation committee cordially invites the board to their project graduation June 25th thru June 26th. Alderman Delaney put out a request for chaperones to help with Project Graduation.

Alderman Visioli – Harriet Buono, town resident is being recognized by the County College, the article is in the paper. Would like a resolution or a proclamation prepared for Harriet Buono. Vehicles for the fire dept. are in service. There are some concerns regarding the increased in fire runs however the total runs are down by 10 percent. Town needs to promote fire safety.

Code Enforcement folks are busy as usually. Notices will be sent regarding the new Property Maintenance because there's an issue with furniture. Over crowding/over stacking overview will be noted in the newsletter. Bob White is due back in early April however inspections have not been jeopardized. Part-time employee has been helping out in other areas. Capital Request in 2007-Summer Avenue had a gas main installed resulted in a dug out in the middle. Will contact Gray Supply and have them come back to correct area. Engineering employees, solid waste & recycling bids are out and due April 5th. 2006 Capital program specification are going out to bid in May. Phase II of the North Sussex landfill-offices & hotel building that phase was approved. Transit Village meetings with DOT are going really well.

Attorney Pennella's Report – Personnel issues will be discussed in executive session. The next taxi case is scheduled for June 18th which is the next case management conferences and at that time a trial date will be scheduled.

CONSENT AGENDA

ORDINANCE(S) FOR INTRODUCTION

ORDINANCE NO. 06-2007 ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER PROVIDING FOR HANDICAPPED PARKING SPACE AT 39 BAKER AVENUE

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

SECTION 1. Description for handicap parking space to be located at 39 Baker Avenue.

Said handicap parking space shall be located along the westerly curb line of Baker Avenue beginning at a point 35' south of the southwesterly curb line intersection of Lehigh Street and Baker Avenue, thence continuing in an southerly direction for a distance of 20' to a point.

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

TOWN OF DOVER

MAYOR AND BOARD OF ALDERMEN

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

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

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

Ayes: Aldermen Fahy, Delaney, Poolas, Ryan, Visioli, Donofrio, Picciallo, Timpani & Mayor Dodd

Nays: None

Absent: None

Abstained: None

ORDINANCE NO. 07-2007

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

AMENDING AND SUPPLEMENTING REVISED ORDINANCES 1969

ENTITLED "PARKING," Title 28, SAVED FROM REPEAL

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:

Title 28 of the Revised Ordinances 1969 of the Town of Dover, Saved from Repeal under the Code of the Town of Dover is hereby supplemented and amended as follows:

1. The total number of parking permits that may be held by any one individual or business in all public parking lots in the Town of Dover shall not exceed five (5%) percent of the total available permit parking spots in the Town of Dover.

2. In the event spaces are unavailable for permit parking in any of the municipal lots, a waiting list is hereby established for each lot. An application for a permit may be for more than one lot. In determining the distribution of spaces as they become available, preference is to be given to Dover residents and local Dover business owners. However, said preference will only be given to residents or business owners when property taxes are current.

3. Permits may not be pre-paid by more than three consecutive months.

4. In the event payment is not received by the day prior to the permit(s)' becoming effective, the space shall be deemed available and subject to assignment through the waiting list. The waiting list shall be formed on a first come first served basis and available spaces shall be offered to those individuals or businesses on the list in the chronological order that the request has been received. If an individual or business on the waiting list is notified that a space(s) is available, and that individual or business either requests removal from the list or does not make payment for the space(s) within 48 hours of notification of its availability, the person shall be removed from the list. Any person who, either by non-payment or request for removal from the list, is removed from the list may on his/her own initiative request to be placed back on the list whereby he/she shall be placed at the bottom of the list. A person or business shall not be placed on the waiting list for a number of permits that would place that individual or business in violation of paragraph 1 above for number of permits.

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

6. 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.

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

TOWN OF DOVER
MAYOR AND BOARD OF ALDERMEN

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

Ayes: Aldermen Fahy, Delaney, Poolas, Ryan, Visioli, Donofrio, Picciallo, Timpani & Mayor Dodd

Nays: None

Absent: None

Abstained: None

ORDINANCE NO. 08-2007
OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
AMENDING ARTICLE 28, "PARKING"

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. There is hereby imposed a 30 minute time limit for parking at the following location between the hours of 8:00am and 6:00pm:

On both the east and west sides of North Sussex Street beginning at the northerly curb line intersection of Blackwell Street and North Sussex Street thence continuing in northerly direction for a distance of 475 feet along the westerly curb line.

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

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

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

TABLED: ORDINANCE 08-2007 WILL BE REMOVED TILL THE NEXT MEETING

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.

TOWN OF DOVER
MAYOR AND BOARD OF ALDERMEN

RESERVE ACCT claims in the amount of:	
CURRENT ACCT claims in the amount of:	\$774,020.08
CAPITAL ACCT claims in the amount of:	\$32,683.36
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:	\$12,126.62
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:	\$77.00
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:	\$6,635.95
DOVER MARKETPLACE INC TRUST ACCT claims in the amount of:	
TOTAL CLAIMS TO BE PAID	\$907,717.33

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:	\$299,478.25
CAPITAL ACCT claims in the amount of:	
PARKING UTILITY ACCT claims in the amount of:	\$2,411.45
PAYROLL AGENCY ACCT claims in the amount of:	\$147,104.02
UNEMPLOYMENT TRUST ACCT claims in the amount of:	
TOTAL CLAIMS PAID	\$448,993.72
 TOTAL BILL LIST RESOLUTION	 \$1,462,480.68
 MANUAL DISBURSEMENTS	 \$105,769.63

TRANSFER RESOLUTION

WHEREAS, there appears to be insufficient funds in the following accounts (excepting the Appropriation of Contingent Expenses or Deferred Charges) to meet the demands thereon for the balance of the year, viz: 2006

Annual Audit OE

WHEREAS, there appears to be a surplus in the following accounts (excepting the Appropriation for Contingent Expenses, Down Payments and Capital Improvement Fund) over and above the demand necessary for the balance of the year, viz: 2006

Legal Fees OE

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover (not less than two thirds of all members thereof affirmatively concurring) that in accordance with the provision of R.S. 40A:4-58, part of the surplus in the accounts heretofore mentioned be and the same are hereby transferred to the account (excepting the Appropriation for Contingent Expenses or Deferred Charges) mentioned as being sufficient to meet the current demands; and

TOWN OF DOVER
MAYOR AND BOARD OF ALDERMEN

BE IT FURTHER RESOLVED that the Treasurer be and she is hereby authorized to make the following transfers:

	FROM	TO
	Legal Fees OE 13,950.00	Annual Audit OE 13,950.00

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

Ayes: Aldermen Fahy, Delaney, Poolas, Ryan, Visioli, Donofrio, Picciallo, Timpani & Mayor Dodd

Nays: None

Absent: None

Abstained: None

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

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

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

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

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

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

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

WHEREAS, Level G. Associates, L.L.C. has submitted a proposal dated March 9, 2007 indicating that they will provide the service on an hourly basis with various rates as set forth in their proposal from \$135.00 per hour for principals down to \$ 48.00 per hour for technicians; and

WHEREAS, the Town wishes to authorize the engagement of Level G. Associates, L.L.C. for an amount not to exceed \$3,000.00; and

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

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

TOWN OF DOVER

MAYOR AND BOARD OF ALDERMEN

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

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

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

Ayes: Aldermen Fahy, Delaney, Poolas, Ryan, Visioli, Donofrio, Picciallo, Timpani & Mayor Dodd

Nays: None

Absent: None

Abstained: None

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPROVING OF RAFFLE LICENSE(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. Sacred Heart Home & School Assoc. on April 20, 2007 at 6pm thru 11pm – Father Connelly Parish Center, 37 N. Essex St
 - B. Morris County Council of Education Assoc. on May 5, 2007 at 6:30pm Thru 10:30pm – Dover High School, 100 Grace Street
 - C. Dover Emblem Club #183 on April 27, 2007 at 5pm thru 11pm – 4 Princeton Avenue
 - D. Dover Child Care on May 11, 2007 at 5:30pm thru 10pm – American Legion Post 27, 2 Legion Place

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

Ayes: Aldermen Fahy, Delaney, Poolas, Ryan, Donofrio, Picciallo, Timpani & Mayor Dodd

Nays: None

Absent: Aldermen Visioli

Abstained: None

TOWN OF DOVER
MAYOR AND BOARD OF ALDERMEN

**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 B 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 - John D. Hurtado

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

Ayes: Aldermen Fahy, Delaney, Poolas, Ryan, Visioli, Donofrio, Picciallo, Timpani & Mayor Dodd

Nays: None

Absent: None

Abstained: None

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN
OF THE TOWN OF DOVER
AUTHORIZING APPLICATION FOR “PLAN ENDORSEMENT”**

WHEREAS, the Town of Dover has been designated as a State Regional Center by the New Jersey Department of Community Affairs – Office of Smart Growth (OSG); and

WHEREAS, such designation expires in January of 2008; and,

WHEREAS, to continue the designation it is necessary to apply to OSG for a “Plan Endorsement”; and

WHEREAS, this review includes a demonstration that Dover’s Master Plan Elements and Land Use Ordinances will achieve the goals, policies and strategies of the State Plan; and

WHEREAS, this designation provides benefits to the Town including funding programs and regulatory provisions more beneficial to the municipality; and

WHEREAS, the initial step in the process towards seeking “Plan Endorsement” is to request a pre-petition meeting with OSG which requires the authorization and approval of the governing body;

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

1. The Mayor and Board of Aldermen of the Town of Dover hereby endorse and authorize the process of “Plan Endorsement” with the Department of Community Affairs – OSG; and

TOWN OF DOVER

MAYOR AND BOARD OF ALDERMEN

2. The Mayor, Administrator, Municipal Engineer, Municipal Planner, and Municipal Attorney are hereby instructed to take all steps necessary to complete the “Plan Endorsement” process.

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

Ayes: Aldermen Fahy, Delaney, Poolas, Ryan, Visioli, Donofrio, Picciallo, Timpani & Mayor Dodd

Nays: None

Absent: None

Abstained: None

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER FOR DESIGNATION OF THE NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS) AS THE BASIS FOR ALL INCIDENT MANAGEMENT IN THE TOWN OF DOVER:

WHEREAS, the President in Homeland Security Directive (HSPD)-5, directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (NIMS), which would provide a consistent nationwide approach for Federal, State, local, and tribal governments to work together more effectively and efficiently to prevent, prepare for, respond to and recover from domestic incidents, regardless of cause, size or complexity; and

WHEREAS, to facilitate the most efficient and effective incident management it is critical that Federal, State, local, and tribal organizations utilize standardized terminology, standardized organizational structures, interoperable communications, consolidated action plans, unified command structures, uniform personnel qualification standards, uniform standards for planning, training, and exercising, comprehensive resource management, and designated incident facilities during emergencies or disasters; and

WHEREAS, it is necessary and desirable that all *the TOWN OF DOVER'S* departments and personnel coordinate their efforts to effectively and efficiently provide the highest levels of incident management; and

WHEREAS, the NIMS standardized procedures for managing personnel, communications, facilities and resources will improve the *TOWN OF DOVER'S* ability to utilize federal funding to enhance local readiness, maintain first responder safety, and streamline incident management processes; and

WHEREAS, the Incident Command System components of NIMS are already an integral part of various incident management activities throughout the *TOWN OF DOVER*.

NOW, THEREFORE BE IT RESOLVED the Mayor and Board of Aldermen do hereby establish the National Incident Management System (NIMS) as the *TOWN OF DOVER* standard for incident management.

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

Ayes: Aldermen Fahy, Delaney, Poolas, Ryan, Visioli, Donofrio, Picciallo, Timpani & Mayor Dodd

Nays: None

Absent: None

Abstained: None

RESOLUTION

WHEREAS, the rules of procedure of the Town of Dover, New Jersey state that a deposit shall be made to cover escrow funds withheld.

TOWN OF DOVER
MAYOR AND BOARD OF ALDERMEN

WHEREAS, a deposit has been received from the following and a balance remains:

California Motorcycle of Dover, NJ	500.00
Morris Pipe Inc.	500.00
Paramount Homes of NJ	600.00
Richard Rossi Real Estate Inc.	743.11
Fenix Investment & Development Inc.	750.00
Edward Honrath	90.00

for a total of \$3,183.11, said funds are being held in the Trust Other Fund, and

WHEREAS, the CFO has investigated these deposits and has determined there is no forwarding address available,

NOW, THEREFORE, BE IT RESOLVED, that these monies have been unclaimed for a period of 6 years and are hereby cancelled for deposit to the Town of Dover General Account.

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

Ayes: Aldermen Fahy, Delaney, Poolas, Ryan, Visioli, Donofrio, Picciallo, Timpani & Mayor Dodd

Nays: None

Absent: None

Abstained: None

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN
OF THE TOWN OF DOVER FOR SPECIAL EMERGENCY APPROPRIATION FOR
TAX MAPS AND PROPERTY TAX REVALUATION SERVICES**

WHEREAS, it has been found necessary to make an Emergency Appropriation to meet certain extraordinary expenses incurred, or to be incurred, for new tax maps and property tax revaluation services; and

WHEREAS, NJS40A:4-53 provides that it shall be lawful to make such appropriation, which appropriation and/or the "special emergency notes" issued to finance the same shall be provided for in succeeding annual budgets by the inclusion of an appropriation of at least one-fifth of the amount authorized pursuant to this act.

NOW, THEREFORE, BE IT RESOLVED (by not less than two-thirds of all governing body members affirmatively concurring) by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey that in accordance with the provisions of NJS 40A:4-55:

1. An emergency appropriation is hereby made for new tax maps and property tax revaluation services in the total amount of \$330,000.00.
2. That the emergency appropriation shall be provided for in the budgets of the next succeeding years by the inclusion of not less than \$66,000.00.
3. That an "emergency note," not in excess of the amount authorized pursuant to law, be provided.
4. The such note shall be executed by Chief Financial Officer Kelly Toohey and Municipal Clerk Margaret Verga.
5. That said note shall be renewed from time to time provided that such note and any renewals shall mature and be paid in the amount of not less than one-fifth of the total amount appropriated by this resolution in each year after the authorization.

TOWN OF DOVER

MAYOR AND BOARD OF ALDERMEN

6. That the statement required by the Local Finance Board has been filed with the Clerk and a copy will be transmitted to the Director of the Division of Local Government Services.

7. That two (2) certified copies of this resolution will be filed with the Director of the Division of Local Government Services; however, no approval is required from the Division.

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

Ayes: Aldermen Fahy, Delaney, Poolas, Ryan, Visioli, Donofrio, Picciallo, Timpani & Mayor Dodd

Nays: None

Absent: None

Abstained: None

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER AWARDING A BID FOR SIDEWALK SWEEPER TO APPLIED SWEEPERS, INC.

WHEREAS, the Town of Dover advertised for bids for a Sidewalk Sweeper; and

WHEREAS, bids were received on Tuesday, March 6, 2007 from the following companies for the amounts set forth:

a.	Nilfisk-Advanced, Inc.	\$51,771.00
b.	Lincoln Services & Equipment Co.	\$59,900.00
c.	Applied Sweepers, Inc.	\$61,200.00; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et. seq.) requires award to the lowest responsible bidder; and

WHEREAS, the low bidder Nilfisk-Advanced, Inc. ("Nilfisk") submitted a bid that failed to conform with the following items:

a. Nilfisk failed to provide a New Jersey business certificate which is a mandatory requirement pursuant to N.J.S.A. 40A:11-23.2 (f), which mandatory requirement may not be waived by the Mayor and Board of Aldermen; and

b. Nilfisk did not respond with a 4-wheel drive vehicle as required by the specifications; and

c. Nilfisk did not provide specifications for a turning radius of 120 inches maximum wall to wall but, instead, 172 inches; and

d. Nilfisk incorrectly indicated on its bid response that it complied with the requirement of having a 1.75 cu.yd. hopper which statement was contradicted by its copy of specifications attached to the bid indicating that their unit only provided a 1 cu.yd. hopper capacity; and

WHEREAS, the next low bidder, Lincoln Services, Inc. ("Lincoln") submitted a bid that failed to conform with the following items:

a. Lincoln did not fully complete the Eligible Affidavit; and

b. Lincoln did not respond with a 4-wheel drive vehicle as required by the specifications; and

TOWN OF DOVER
MAYOR AND BOARD OF ALDERMEN

c. Lincoln indicated it did not comply with regard to the turning radius, but in a contradiction indicated it had a wall to wall turning radius of 65 inches which is within the specifications required by the municipality but which appeared to be in error; and

d. Lincoln did not clearly answer C.1 by adding qualifying language which stated, “but exceeds with lifetime warranty”; and

e. Lincoln indicated in answer D.1 of the bid that they did comply but then goes on to contradict this by indicating that there is no shredder impeller system and the capacity is 1.15 cu.yd. which violates the minimum requirement of 1.75 cu.yd. demanded in the bid specifications; and

f. Lincoln did not comply with F.3 in that the roll over protection system frame is structural steel not stainless steel; and

WHEREAS, Applied Sweepers, Inc. (“Applied”) complied in all respects with the bid specifications; and

WHEREAS, Nilfist cannot be considered for failure to provide mandatory and material requirements as recited above; and

WHEREAS, Lincoln did not meet the material specifications required by the Town of Dover for those items recited above; and

WHEREAS, Applied complied with all of the specification requirements; and

WHEREAS, the Applied bid of \$62,200.00 is within the amount budgeted by the Town for the Sidewalk Sweeper;

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. Nilfist’s bid is hereby rejected in that it does not comply with all of the conditions and specifications imposed and contains material departures therefrom thereby invalidating the bid.

2. The bid of Lincoln is hereby rejected as it does not comply with the conditions and specifications imposed by the Municipality and contains material departures therefrom thereby invalidating the bid.

3. The bid for the Sidewalk Sweeper is awarded to Applied Sweepers, Inc. for the amount of \$61,200.00.

4. The Mayor, Business Administrator, Municipal Clerk and Municipal Attorney are hereby authorized to take such steps as are necessary to complete the contract for the purchase of the Sidewalk Sweeper.

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

Ayes: Aldermen Fahy, Delaney, Poolas, Ryan, Visioli, Donofrio, Picciallo, Timpani & Mayor Dodd

Nays: None

Absent: None

Abstained: None

TOWN OF DOVER
MAYOR AND BOARD OF ALDERMEN

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
AWARDING PROPOSAL FOR TAX MAP DEVELOPMENT TO
ADAMS, REHMANN and HAGEN ASSOCIATES, INC.**

WHEREAS, the Town of Dover required updating of tax maps; and

WHEREAS, the Administrator advertised for requests for proposals to be received on March 6, 2007; and

WHEREAS, seven proposals were submitted as follows:

1. Adams, Rehmann and Hagen Associates, \$17,350.00
2. Richard F. Smith, Jr., \$32,400.00
3. Keller & Kirkpatrick, \$37,800.00
4. Suburban Consulting Engineers, \$39,500.00
5. T & M Associates, \$48,800.00
6. Maser Consultants, P.A., \$57,900.00
7. entchev.com, \$67,500.00; and

WHEREAS, the selection criteria is based on the consultant's experience, its technical abilities and experience of the staff to be assigned to the project, the consultant's understanding of all aspects of the proposal, the consultant's proposed price, the consultant's references, and the overall completeness of the proposal; and

WHEREAS, after a review of the selection criteria, the proposal from Adams, Rehmann and Hagen Associates, Inc. was found to be the best proposal in terms of price and compliance with all other criteria.

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. Adams, Rehmann and Hagen Associates, Inc. are hereby awarded the proposal for professional surveying services for the tax map preparation; and

2. The Mayor, Municipal Clerk, Administrator and Municipal Counsel are hereby authorized to take all steps necessary to complete the contract with Adams, Rehmann and Hagen Associates, Inc. for the tax map preparation.

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

Ayes: Aldermen Fahy, Delaney, Poolas, Ryan, Visioli, Donofrio, Picciallo, Timpani & Mayor Dodd

Nays: None

Absent: None

Abstained: None

RESOLUTION

WHEREAS, the **El Sonero Mayor Corp** filed an application for their **first** Special Permit for Social Affair to be held at the **Baker Theater**, which is their **third** event; and

WHEREAS, El Sonero Mayor Corp, a non-profit organization is permitted to have twelve events per year and the Baker Theater is permitted to have twenty-five; and

WHEREAS, the Police Chief will determine what special conditions if any are needed.

TOWN OF DOVER
MAYOR AND BOARD OF ALDERMEN

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover that said application be approved and that the respective Social Affair Permit be granted; and

BE IT FURTHER RESOLVED that the Town Clerk and Police Chief are authorized to sign said application.

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

Ayes: Aldermen Fahy, Delaney, Ryan, Visioli, Donofrio, Picciallo, Timpani & Mayor Dodd

Nays: None

Absent: Alderman Poolas

Abstained: None

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR ADMINISTRATION
OF SMALL CITIES COMMUNITY DEVELOPMENT GRANT FOR MYRTLE AVENUE**

WHEREAS, the Town of Dover has a need to acquire services to administer a Public Facilities Small Cities Grant for Myrtle Avenue as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5

WHEREAS, the services required are specialized and require special expertise in the Federal Government Community Development Block Grant program, extensive training in grant administration and compliance and require a proven reputation in such field rendering this as an extraordinary unspecifiable service; and

WHEREAS, the Administrator has determined and certified in writing that the value of the acquisition will exceed \$17,500; and,

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

WHEREAS, Housing & Community Development Services, Inc. has submitted a proposal dated March 1, 2007 indicating they will provide the services for an amount not to exceed Six Thousand One Hundred Dollars (\$6,100.00) as set forth in its proposal; and

WHEREAS, Housing & Community Development Services, Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that Housing & Community Development Services, Inc. has not made any reportable contributions to a political or candidate committee in the Town of Dover in the previous one year, and that the contract will prohibit the Housing & Community Development Services, Inc. from making any reportable contributions through the term of the contract; and

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

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 Housing & Community Development Services, Inc. as described herein; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution;

TOWN OF DOVER
MAYOR AND BOARD OF ALDERMEN

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

Ayes: Aldermen, Delaney, Poolas, Ryan, Visioli, Donofrio, Picciallo, Timpani & Mayor Dodd

Nays: None

Absent: Aldermen Fahy

Abstained: None

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

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

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

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

1. PERSONNEL ISSUES such as: any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of, promotion or disciplining of any specific prospective public office officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.

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

Ayes: Aldermen Fahy, Delaney, Poolas, Ryan, Visioli, Donofrio, Picciallo, Timpani & 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 NON-FAIR AND OPEN CONTRACT
FOR ADMINISTRATION OF SMALL CITIES HOUSING REHABILITATION GRANT**

WHEREAS, the Town of Dover has a need to acquire services to administer a Small Cities Housing Rehabilitation Grant as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5

WHEREAS, the services required are specialized and require special expertise in the Federal Government Housing Rehabilitation program, extensive training in grant administration and compliance and require a proven reputation in such field rendering this as an extraordinary unspecifiable service; and

WHEREAS, the Administrator has determined and certified in writing that the value of the acquisition will exceed \$17,500; and,

TOWN OF DOVER

MAYOR AND BOARD OF ALDERMEN

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

WHEREAS, Housing & Community Development Services, Inc. has submitted a proposal dated March 1, 2007 indicating they will provide the services for an amount not to exceed Thirty Thousand Dollars (\$30,000.00) as set forth in its proposal; and

WHEREAS, Housing & Community Development Services, Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that Housing & Community Development Services, Inc. has not made any reportable contributions to a political or candidate committee in the Town of Dover in the previous one year, and that the contract will prohibit the Housing & Community Development Services, Inc. from making any reportable contributions through the term of the contract; and

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

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 Housing & Community Development Services, Inc. as described herein; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution;

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

Ayes: Aldermen Fahy, Delaney, Poolas, Ryan, Visioli, Donofrio, Picciallo, Timpani & Mayor Dodd

Nays: None

Absent: None

Abstained: None

There was no unfinished or new business.

Mayor Dodd opened this portion of the meeting to the public, seeing no hands or hearing no voices this portion of the meeting was closed.

Motion made by Alderman Timpani to adjourn at 9:38pm and seconded by Alderman Delaney and passed by the following voice vote.

Ayes: Aldermen Delaney, Poolas, Ryan, Visioli, Donofrio, Picciallo, Timpani

Nays: None

Absent: Alderman Fahy