



TOWN OF DOVER
MAYOR AND BOARD OF ALDERMEN
CAUCUS MEETING MINUTES
September 24, 2013 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.

ROLL CALL:

Present: Aldermen Visioli, Picciallo, Romaine, Blackman, Noriega, and Mayor Dodd

Absent: Aldermen Downs, Rutan, Yzarnotegui

Also present were Attorney Downs, Town Administrator Close and Municipal Clerk Verga

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

PROCLAMATION: UCEDA INSTITUTE

MUNICIPAL CORRESPONDENCE:

1. Notice of Public Hearing –Dover’s Board of Adjustment – Bronco Buildings, LLC, 26-28 E. Blackwell Street– Applicant is seeking variance and minor site plan approval
2. Notice of Public Hearing – Dover’s Planning Board – JP Investment Properties, LLC, 311 E. Blackwell Street – Applicant is seeking minor site plan approval
3. Notice of Public Hearing – Dover’s Planning Board – SW Dover I, L.P, 1 Commerce Drive – Applicant seeks amending preliminary and final site plan approval
4. Notice of Public Hearing – Randolph’s Board of Adjustment – Arnold Plonski, 176 W. Hanover Avenue, Randolph – Applicant is seeking variance approval
5. Letter from NJ State League of Municipalities Re: Women in Government Breakfast
6. Letter from NJ State League of Municipalities Re: League Luncheon
7. Notification of Environmental Investigation and Cleanup from Jersey Central Power & Light re: Dover Former Manufactured Gas Plant
8. Fax from Cablevision re: Unreturned Equipment Fee Reduction
9. Fax from Cablevision re: Programming Changes

CONSENT AGENDA

1. Resolution Approving Limo Licenses (Schedule A)
2. Resolution Approving Mayor & Board of Aldermen Meeting Minutes for September 10, 2013
3. Resolution Authorizing credit and reimbursement of certain water/sewer fees for 50 Richboyton Road, Bldg. 1
4. Resolution Approving Raffle License – Schedule A

ORDINANCE FOR INTRODUCTION READING

1. Ord. No. 17-2013 – Bond Ordinance to Authorize and Issue refunding bonds

ORDINANCE FOR SECOND READING

1. Ord. No. 16-2013 – Providing for Recreation Field and Park Improvements

AGENDA ITEMS:

RESOLUTIONS

1. Resolution Approving Bills List
2. Resolution Approving submission of a grant application and to execute a grant contract with NJDOT for the Grace Street Roadway Improvement Project
3. Resolution Approving Mayor & Board of Aldermen Meeting Minutes for August 27, 2013
4. Resolution Authorizing the Mayor & Board of Aldermen to enter into executive session
5. Resolution Authorizing Postponement of Mortgage for 15 South Highland Avenue
6. Resolution Awarding Bid for Central Avenue Roadway Improvements
7. Resolution Rescinding the Appointments of Auxiliary Police Officers
8. Resolution Authorizing Special Emergency Appropriation

REGULAR MEETING MINUTES
September 24, 2013

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 Visioli, Picciallo, Romaine, Blackman, Noriega and Mayor Dodd

Absent: Alderman Downs, Rutan, Yzarnotegui

Also present were Attorney Downs and Municipal Clerk Verga

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

Mayor Dodd opened the meeting to the public.

DOMINICK TIMPANI – 2 Elm Street, Dover – Mr. Timpani wanted to know if the Board of Education signed over, the piece of property that they own (King Field), to the Town of Dover. Mayor Dodd noted that after several meetings, with the Board of Education they have agreed to turn the property over to the Town of Dover. Mr. Close explained that the property has not been signed over, however they received to verbal agreement to start the work at the field and the attorney's office is drawing up a memorandum of agreement. Mr. Timpani noted that Mr. Becker (Superintendent of Schools) is unaware that the project is out to bid. Mr. Timpani expressed that the Recreation Board, except for the chairman and Luis Acevedo, are unaware of the project. Mayor Dodd expressed that it's the responsibility of the chairman to report the information to his board.

Peggy Wright– Daily Record – Ms. Wright wanted to know the status of the library. Mayor Dodd noted that there's a resolution on the agenda to fund the repairs at the library. Mr. Close expressed that they don't expect to exceed the \$500,000 and they hope to reopen the beginning part of November.

MAYOR'S REPORT: Mayor Dodd thanked everyone that was involved with the Volunteer Appreciation Picnic including Alderwoman Romaine and Alderwoman Blackman. The improvements to the volley court at Water Work's Park were completed and he thanked the engineering department and Department of Public Works. The Central Avenue Roadway Improvements project will begin in the next few weeks and the repairs were made possible through a NJDOT grant. The work will include paving, milling, stripping and signage. He congratulated Dover's Board of Education, staff and students on their National Blue Ribbon School Award. The King Field Project is underway and the majority of the work is anticipated to be completed by the end of this year with the remaining work to be completed in spring. The 2nd Annual Trunk or Treat Halloween Event is scheduled for Saturday, October 26, 2013.

ATTORNEY'S REPORT – Mr. Downs noted that the board will enter into execution session for litigation matters.

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

CITY LIMO AND TAXI INC

'02 Chrysler Voyager	1C4GJ25B82B681954	OL9799G
'02 Dodge Caravan	1B4GP25392B534403	OL6131H
'03 Lincoln Towncar	1LNHM84W53Y629193	OL1038J

ELITE LIMO & TAXI SERVICE LLC

'00 Dodge Grand Caravan	1B4GP44G7YB551774	OL2670H
'02 Toyota Avalon	4T1BF28B62U240072	OL4904H
'02 Toyota Sienna	4T3ZF13C72U464645	OL8361G
'03 Ford Windstar	2FMDA524X3BA04275	OL1577J

FIRST CLASS OF DOVER INC

'03 Lincoln Towncar	1LNHM82W33Y636453	OL8356G
'04 Lincoln Towncar	1LNHM83W14Y638122	OL3278H

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

**Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, Noriega, and Mayor Dodd
Nays: None Absent: Alderman Downs, Rutan, Yzarnotegui Abstained: None**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN
OF THE TOWN OF DOVER FOR APPROVAL OF MINUTES**

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

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

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

September 10, 2013 – Caucus & Regular

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

**Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, Noriega, and Mayor Dodd
Nays: None Absent: Alderman Downs, Rutan, Yzarnotegui Abstained: None**

**RESOLUTION AUTHORIZING
CREDIT AND REIMBURSEMENT OF CERTAIN WATER/SEWER FEES**

WHEREAS, San Rallo Pasta Production, Inc. of 50 Richboyton Road Building 1 has requested and advised that they have overpaid their water bill due to an incorrect estimated charge in the amount of \$24,319.51; and

WHEREAS, The Dover Water Commission has calculated and found that the property at 50 Richboyton Road, Building 1, has overpaid its water/sewer bill, and is entitled to a refund of \$24,319.51; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Board of Aldermen of the Town of Dover that a refund be issued as follows:

(1) payment of \$12,159.75 be issued as of October 1, 2013 and the (2) payment of \$12,159.76 be issued by January 1, 2014.

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

**Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, Noriega, and Mayor Dodd
Nays: None Absent: Alderman Downs, Rutan, Yzarnotegui 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

American Legion Post #27 William Hedges Baker

to be held on Wednesdays starting October 23, 2013 to December 18, 2013
(Bingo)

F& AM#20 ACACIA LODGE

To be held on Saturday, December 14, 2013
(50/50)

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

**Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, Noriega, and Mayor Dodd
Nays: None Absent: Alderman Downs, Rutan, Yzarnotegui Abstained: None**

ORDINANCE FOR INTRODUCTION

BOND ORD. NO. 17-2013

BOND ORDINANCE AUTHORIZING THE APPROPRIATION OF A SUM NOT TO EXCEED \$1,800,000 AND AUTHORIZING THE ISSUANCE OF REFUNDING BONDS AND/OR NOTES OF THE TOWN OF DOVER, IN THE PRINCIPAL AMOUNT NOT TO EXCEED 1,800,000, TO REFUND, IN FULL OR IN PART, THE OUTSTANDING BALANCE OF GENERAL OBLIGATION WATER UTILITY BONDS, SERIES 2003 OF THE TOWN AND TO FINANCE THE COSTS OF ISSUANCE OF SUCH REFUNDING BONDS ON BEHALF OF THE TOWN AND TO PROVIDE FOR THE ISSUANCE OF SUCH REFUNDING BONDS

WHEREAS, the Town Of Dover, County of Morris, State of New Jersey (the "Town") issued \$2,924,000 General Obligation Water Utility Bonds, Series 2003 dated September 1, 2003, (the bond issues identified and set forth above are hereinafter referred as the "Outstanding Bonds") pursuant to the provisions of the Local Bond Law of New Jersey, N.J.S.A. 40A:2-1 et seq. (the "Law") for purposes of providing funds for various capital improvements in and for the Town; and

WHEREAS, the Outstanding Bonds maturing on or prior to September 1, 2013 are not subject to redemption prior to maturity, however there is the principal amount of \$1,684,000 of the Outstanding Bonds that remain outstanding and will mature in various amounts between September 1, 2014 and September 1, 2023 inclusive which are subject to redemption prior to maturity; and

WHEREAS, the Town now desires to authorize and issue refunding bonds to refund the principal amount of the Outstanding Bonds maturing in the years 2014 through the final maturity in 2023, to authorize the execution of a refunding agreement to provide for the acquisition of obligations of the United States of America, the principal of and interest on which shall provide for the payment of the principal of and interest on the Outstanding Bonds, and to pay the cost of issuance of such refunding bonds, in order to provide for debt service savings to the Township;

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 Town of Dover, in the County of Morris, State of New Jersey, hereby authorize to an aggregate amount not to exceed \$1,800,000 for the payment, refunding or funding of all of part principal of and interest on the principal amount of \$1,684,000 outstanding Bonds of the Town maturing in the years 2014 through 2023.

Section 2. An aggregate amount not exceeding \$95,000 for items of expense listed and permitted under Section

40A:2-51(b) and 40A:2-53(a) of the Law has been reserved for the cost of issuance expenses relating to the refunding bonds authorized herein.

Section 3. In order to finance the cost of refunding the Outstanding Bonds in the aggregate principal amounts stated in Section 1 hereof, negotiable refunding bonds are hereby authorized to be issued in the aggregate principal amount not exceeding \$1,800,000 pursuant to the Law (the "Refunding Bonds"), consisting of one issue of general improvement refunding bonds in the principal amount not exceeding \$1,800,000. The Refunding Bonds shall pay interest at a rate or rates per annum as may be hereinafter determined within the limitation prescribed by Law. Said issue of refunding bonds shall mature in annual installments which may not exceed the limitations prescribed in Section 40A:2-26(b) of the Local Bond Law, and as set forth in N.J.A.C.5:30-2.5 of the regulations issued pursuant thereto. In addition, the Outstanding Bonds shall be paid and redeemed on the next call date after issuance of same through the proceeds from the sale held in escrow pledged to the payment of the principal and interest on the Outstanding Bonds to be refunded. The Refunding Bonds shall be sold at private sale by resolution of the Township Council to Janney Montgomery Scott LLC. All matters with respect to Refunding Bonds not determined by this ordinance or a resolution of the Township Council shall be determined by the Chief Financial Officer in accordance herewith, and with the Local Bond Law.

Section 4. The Chief Financial Officer of the Township is directed to report in writing to the Township Council at the meeting next succeeding the date when any sale or delivery of Refunding Bonds pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate, the maturity schedule of the Refunding Bonds sold, the price obtained, and the terms of the escrow, as well as any other material terms of the transaction.

Section 5. The Chief Financial Officer of the Township is hereby authorized to determine such details relating to the issuance of the Refunding Bonds and is directed to provide such details to the Township Council and the Director of the Division of Local Government Services for the Director's approval, including the final maturity schedule, the terms of the redemption of the Outstanding Bonds, the deposit, securing, regulations, escrow investments, disposition or application of refunding bond proceeds pending such escrow and redemption and the specific terms and conditions relating thereto and any information required by law, or resolution of the Local Finance Board.

Section 6. The Chief Financial Officer is further authorized to determine the terms of any contract with the holders of the Refunding Bonds with respect to the establishment of, and the making of provisions for the funding of the escrow fund and the amount, source, securing, regulation and disposition thereof for escrow and redemption of the Outstanding Bonds, and enter into any contracts or agreements to implement the refunding program, including agreements for bond, insurance, rating agencies, investment banking, printing, legal services and financial advisor services, which terms and agreements shall not be inconsistent herewith.

Section 7. A certified copy of this Refunding Bond Ordinance as adopted on first reading shall be filed with the Director of the Division of Local Government Services in the Department of Community Affairs, of the State of New Jersey prior to final adoption, together with a complete statement in the form prescribed by the Director and signed by the Chief Financial Officer of the Township as to the indebtedness to be financed by the issuance of the Refunding Bonds authorized herein.

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

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

**Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, Noriega, and Mayor Dodd
Nays: None Absent: Alderman Downs, Rutan, Yzarnotegui Abstained: None**

ORDINANCE FOR SECOND READING

ORDINANCE NO. 16-2013

BOND ORDINANCE PROVIDING FOR RECREATION FIELD AND PARK IMPROVEMENTS, APPROPRIATING THE SUM OF \$85,000 THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$57,000 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 \$85,000, said sum being inclusive of all appropriations heretofore made therefore including the sum of \$3,000 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 \$85,000 appropriation not otherwise provided for hereunder, negotiable bonds of the Town are hereby authorized to be issued in a principal amount not to exceed \$57,000 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 \$57,000 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 \$57,000, 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	Capital Fund Balance	Down Payment (Capital Improvement Fund)	Bonds or Notes Authorized	Useful Life (years)
Recreation Field and Park Improvements, including all costs, improvements and appurtenances related thereto or necessary therefore.	\$85,000	\$25,000	\$3,000	\$57,000	15

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 15 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 \$57,000 and obligations authorized hereunder will be within all debt limitations prescribed by the Law.

(d) Amounts not exceeding \$15,000 in the aggregate for interest on obligations, costs of issuing obligations,

engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Local Bond Law may be included as part of the costs of improvements and are included in the foregoing estimates thereof.

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

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

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 ordinance be adopted and duly seconded by Alderman Blackman and passed for second reading by the following roll call vote.

Mayor Dodd opened the meeting for a hearing on ordinance 15-2013.
Seeing no hands and hearing no voices, Mayor Dodd closed the meeting to the public.

Ayes: Alderman Visioli, Picciallo, Romaine, Blackman, Noriega, and Mayor Dodd
Nays: None Absent: Alderman Downs, Rutan, Yzarnotegui Abstained: None

RESOLUTIONS

BILL LIST RESOLUTION

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

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

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

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

RESERVE ACCT claims in the amount of:	\$0.00
CURRENT ACCT claims in the amount of:	\$1,364,984.94
GENERAL CAPITAL ACCT claims in the amount of:	\$320,618.71
WATER UTILITY ACCT claims in the amount of:	\$12,666.60
WATER UTILITY RESERVE ACCT claims in the amount of:	\$0.00
WATER CAPITAL ACCT claims in the amount of:	\$0.00
PARKING UTILITY ACCT claims in the amount of:	\$2,840.10
PARKING UTILITY RESERVE ACCT claims in the amount of:	\$0.00
PARKING CAPITAL ACCT claims in the amount of:	\$0.00
ANIMAL CONTROL TRUST ACCT claims in the amount of:	\$53.40
EVIDENCE TRUST ACCT claims in the amount of:	\$0.00
RECYCLING TRUST ACCT claims in the amount of:	\$0.00
COUNTY FORFEITED ASSETS TRUST ACCT claims in the amount of:	\$0.00
FEDERAL FORFEITED ASSETS ACCT claims in the amount of:	\$0.00
TRUST/OTHER ACCT claims in the amount of:	\$21,763.14
COAH TRUST Acct claims in the amount of:	\$0.00
TOTAL CLAIMS TO BE PAID	\$1,722,926.89

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:	\$326,290.54
WATER UTILITY ACCT claims in the amount of:	\$23,064.74
PARKING UTILITY ACCT claims in the amount of:	\$2,785.64
PAYROLL AGENCY ACCT claims in the amount of:	\$118,017.05
UNEMPLOYMENT TRUST ACCT claims in the amount of:	\$28.41
TOTAL CLAIMS PAID	\$470,186.38

TOTAL BILL LIST RESOLUTION **\$2,193,113.27**

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

Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman and Noriega
Nays: None Absent: Alderman Downs, Rutan, Yzarnotegui Abstained: Mayor Dodd

APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE GRACE STREET ROADWAY IMPROVEMENT PROJECT

NOW, THEREFORE, BE IT RESOLVED that Council of the Town of Dover formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2014-Dover Town-00110 to the New Jersey Department of Transportation on behalf of the Town of Dover.

BE IT FURTHER RESOLVED that Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Town of Dover and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

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

Ayes: Alderman Visioli, Picciallo, Romaine, Blackman, Noriega, and Mayor Dodd
Nays: None Absent: Alderman Downs, Rutan, Yzarnotegui Abstained: None

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN
OF THE TOWN OF DOVER FOR APPROVAL OF MINUTES

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

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

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

AUGUST 27, 2013 – Caucus & Regular

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

Ayes: Alderman Visioli, Romaine, Blackman, Noriega, and Mayor Dodd
Nays: None Absent: Alderman Downs, Rutan, Yzarnotegui Abstained: Alderman Picciallo

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. Any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matter falling within the attorney client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer. Specifically an update on the Jersey city and RVSA member towns.

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

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

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

Ayes: Alderman Visioli, Picciallo, Romaine, Blackman, Noriega, and Mayor Dodd
Nays: None Absent: Alderman Downs, Rutan, Yzarnotegui Abstained: None

RESOLUTION
CONSENT TO POSTPONEMENT OF MORTGAGE FOR
JOHNNY AND DORA PARRALES FOR PROPERTY AT 15 SOUTH HIGHLAND AVE.

WHEREAS, the Town of Dover Rehabilitation Program (the “Program”) provides financial assistance for the rehabilitation of owner-occupied one-family houses to assist residents in the removal of unsafe conditions in their dwellings, interior improvements and premise repairs; and

WHEREAS, Johnny and Dora Parrales, residing at 15 South Highland Ave., Dover, New Jersey obtained funding from the Program on August 15, 2008, said mortgage was recorded on September 8, 2009 in the office of the County Recording Officer of Morris County, in Book 21152 of Mortgages on Page 1935; and

WHEREAS, Johnny and Dora Parrales are seeking to refinance their home with a private lender, requiring a Postponement of Mortgage to allowing the Program loans to be subject, subordinate and inferior to the new mortgage; and

WHEREAS, Johnny and Dora Parrales have requested that the Mayor and Board of Aldermen consent to such Postponement of Mortgage; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, the following:

The Mayor and Board of Aldermen acknowledge and consent to the Postponement of Mortgages, and hereby authorize William Close, Administrator of the Program to execute the documents necessary to effectuate the requested Postponement of Mortgages.

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

Ayes: Alderman Visioli, Picciallo, Romaine, Blackman, Noriega, and Mayor Dodd
Nays: None Absent: Alderman Downs, Rutan, Yzarnotegui Abstained: None

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
AWARDING BID FOR CENTRAL AVE. ROADWAY IMPROVEMENTS

WHEREAS, the Town of Dover solicited bids for Central Ave. Roadway Improvements for

WHEREAS, bids were received on September 18, 2013; and

WHEREAS, the three lowest bidders submitted bids as follows:

A. Takton Concrete Corp.	\$ 164,280.00
B. Cifelli & Son General Construction, Inc.	\$ 168,670.00
C. Mark Paving Co., Inc.	\$ 170,274.95; and

WHEREAS, the Municipal Engineer recommends awarding the contract to Takton Concrete Corp., located at 13 Tice Ave., South River, NJ in the amount of \$ 164,280.00; and

WHEREAS, the project will be funded with Bond Ordinance No. C-04-55-926-001 and New Jersey Department of Transportation Grant No. G-01-13-865-301.

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 \$ 164,280.00 for Takton Concrete Corp. is hereby accepted; and
2. The Mayor and Clerk are hereby authorized to execute a contract with Takton Concrete Corp.in the amount of \$ 164,280.00.

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

Ayes: Alderman Visioli, Picciallo, Romaine, Blackman, Noriega, and Mayor Dodd
Nays: None Absent: Alderman Downs, Rutan, Yzarnotegui Abstained: None

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
APPOINTING AUXILIARY POLICE OFFICERS

WHEREAS, Ordinance 18-2012 established an Auxiliary Police Department as per Appendix A, Chapter 9, National Defense and other directives of the State of New Jersey Director of Emergency Management or the Governor of the State of New Jersey;

WHEREAS, on August 13, 2013, the Mayor and Board of Aldermen of the Town of Dover appointed by Resolution officers to the **AUXILIARY POLICE OFFICERS** for the Town of Dover for a term of one (1) year commencing upon successful completion of their background investigations and the Auxiliary Police Academy;

WHEREAS, implementation of the **AUXILIARY POLICE DEPARTMENT** is subject to approval of the department organizational plan by the Morris County Prosecutor, which approval has not yet been obtained;

BE IT HEREBY RESOVLED that the appointing resolution adopted on August 13, 2013 is hereby rescinded, and said appointment made thereunder shall be of no further force and effect. It is the intent of the Mayor and Board of Aldermen of the Town of Dover that until the department organizational plan is approved by the Morris County Prosecutor, no implementation steps will be undertaken.

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

Ayes: Alderman Visioli, Picciallo, Romaine, Blackman, Noriega, and Mayor Dodd
Nays: None Absent: Alderman Downs, Rutan, Yzarnotegui Abstained: None

SPECIAL EMERGENCY RESOLUTION – N.J.S.A. 40A:4-54

WHEREAS, it has been found necessary to make an Emergency Appropriation to meet certain extraordinary expenses incurred, or to be incurred by Library damages from a July 7th microburst storm (roof repair, water and debris removal, electrical repairs, ceiling tiles, countertops, drywall, paint, carpet, computers, books/CD's and other related expenses) and

WHEREAS, N.J.S.A. 40A:4-54 provides that it shall be lawful to make such 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 of the authorized pursuant to this act.

NOW, THEREFORE BE IT RESOLVED, (by not less than two-thirds of all governing body members affirmatively concurring) that in accordance with the provisions of N.J.S.A. 40A:4-55:

1. An emergency appropriation is hereby made for Library damages from microburst storm in the amount of \$500,000.00.
2. That said emergency appropriation shall be provided for in the budgets of the next succeeding years by the inclusion of not less than \$100,000.00.
3. That an "emergency note", not in excess of the amount authorized pursuant to law be provided if necessary.
4. That such note shall be executed by Kelly N. Toohey, Chief Financial Officer and James P. Dodd, Mayor.
5. 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.
6. That two (2) certified copies of this resolution be filed with the Director of the Division of Local Government Services.

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

Ayes: Alderman Visioli, Picciallo, Romaine, Blackman, Noriega, and Mayor Dodd
Nays: None Absent: Alderman Downs, Rutan, Yzarnotegui Abstained: None

PUBLIC COMMENTS

JOAN BOCCHINO – 49 Princeton Avenue, Dover –Mrs. Bocchino thanked the Mayor and Board of Aldermen for the Volunteer Appreciation Picnic. Mrs. Bocchino read a letter regarding the history of Hurd Park and asked the board to keep the restoration of the gazebo a priority. Mayor Dodd explained that there’s been a series of events that stopped the project from moving forward (insurance companies and contractor issues). Mayor Dodd made a commitment that the gazebo will be restored to what is was and that the town is committed to having it rebuilt, hopefully, by the end of this year.

JIM MULLIN – 150 Ann Street, Dover – He wanted to know the reason behind the resolution to rescind the auxiliary police appointments. Mayor Dodd noted that the Morris County’s Prosecutors Office wanted a plan to be put in place which they are currently reviewing and until then the appointments will be rescinded.

RETURN FOR EXECUTIVE SESSION

Alderman Visioli made a motion to return from executive session and duly seconded by Alderman Picciallo and passed by the following voice vote.

**Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, Noriega and Mayor Dodd
Nays: None Absent: Alderman Downs, Rutan, Yzarnotegui Abstained: None**

**Motion to adjourn made by Alderwoman Romaine at 7:24 pm,
and duly seconded by Mayor Dodd passed by the following voice vote.**

**Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, Noriega and Mayor Dodd
Nays: None Absent: Alderman Downs, Rutan, Yzarnotegui Abstained: None**

Respectfully submitted,

Margaret J. Verga, Municipal Clerk