

## **Caucus Meeting Minutes of February 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.

### ROLL CALL:

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

Absent: None Also present were Administrator Garvin, Attorney Pennella and Clerk Verga

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

DOVER ELKS LODGE #782 – Maria Camacho presented a check for \$10,000 to Police Chief Valentine to be used for community service projects. The money was raised by having a comedy club run by Eric Snieder and Ron Camacho.

Mayor Dodd thanked the Elks Lodge.

## **MUNICIPAL CORRESPONDENCE:**

- Letter from NJ League of Municipalities re: Property Tax in New Jersey booklet
- Letter from NJDEP re: Public comment period for the revised updated FFY 2007 Project Priority List
- Notice from NJDOT re: Salem Street bridge replacement Public Forum
- Resolution from the Township of Pequannock re: Supporting A-2575 Cigarette Fire Safety and Firefighter Protection Act
- Resolution from the Township of Pequannock re: Opposing A-3857 Regional Contribution Agreements
- Resolution from the Township of Pequannock re: Requesting an extension of time for comments on the Highlands Master Plan
- Resolution from the Township of Hanover re: Supporting the renewal of The Garden State Preservation Trust Fund
- Resolution from Borough of Florham Park re: Opposing Assembly No. 3857 which would eliminate regional contribution as a tool to facilitate municipal compliance agreements with the Mount Laurel decisions
- Minutes of the Rockaway Valley Regional Sewerage Authority meeting held on 12/14/06
- Minutes of the Morris County Planning Board meeting held on 12/07/06
- Minutes of the Housing Authority meeting held on 2/2/07
- Dover Police Dept. Monthly Performance Report
- Dover Board of Education meeting agenda held on 1/16/07

Alderman Fahy asked about the memo that was handed out concerning Club Columbia's application for the Columbian Festival. Mayor Dodd stated there was dissatisfaction concerning the cleanup at crescent field after last year's festival. It will be on the agenda for the next meeting.

## **AGENDA ITEMS:**

### ORDINANCE(S) FOR INTRODUCTION

• Ordinance #03-2007 re: Amending Town of Dover Code Chapter 285, Property Maintenance Discussion on the above Ordinance took place. Mayor Dodd commented that Alderman Fahy had a meeting with Code Enforcement Department and good points were brought up and clarification was made upon your recommendation to our Engineer and Code Enforcement Officer it was then sent to our attorney for



- Ordinance #04-2007 re: Repealing of handicapped parking space located at 14 Pine Street
- Ordinance #05-2007 re: Emergency Appropriations for Revaluation and GIS Mapping

### RESOLUTIONS

- Approving Bills List
- Approving the hiring of Rocco Ciufalo as Plumbing Sub-Code official
- Resolution appointing Paul McDougall as Fund Commissioner for Morris County Municipal Joint

Insurance Fund

- Resolution appointing Margaret Verga as Fund Commissioner for North Jersey Municipal Benefits Fund
- Resolution authorizing the acceptance of a thermal imaging camera donated from Dover Volunteer Fire Association through donations
- Resolution authorizing the removal of James Janone from the Dover Volunteer Fire Department
- Resolution rejecting bids for Sidewalk Sweeper received 1/23/07
- Resolution approving Pull-Tab Raffle License for Wm. Hedges Baker Post #27 to be held throughout 2007
- Resolution approving Taxi Driver Licenses
- Resolution approving Minutes
- Resolution approving One-Day ABC License for Casa Puerto Rico to be held on 3/17/07



## **Regular Meeting Minutes of February 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 7:47 pm

### ROLL CALL

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

### Absent: None

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.

Connie Sibona-Foster- 90 Penn Ave. asked if Alderman Ryan should recuse himself because of his court case. Attorney Pennella stated his matter is resolved so there is no conflict.

Mayor Dodd asked if anyone else had comments, seeing no hands or hearing no voices this portion of the meeting was closed.

Administrator Garvin's Report – Would like to wish all a happy new year.

- In the process of preparing the budget for the second week in January
- Ongoing PBA negotiations
- Preparing the Annual Financial Statement

#### Mayor Dodd's Report -

- Meeting with MUA
- Finance Committee Meeting
- Coordinating with the Administrator to schedule various committee meetings

### ALDERMEN/COMMITTEE REPORTS -

Alderman Picciallo – Would like to thank the Fire Department for food and accommodations on New Year's Day.

- Finance Meeting learning the municipal budget process
- Attended various events and handled resident complaints

#### Alderman Poolas -

- Met with Superintendent Acevedo to go over Public Works
- Met with Randy Stacey to check out flooding in area by apartments

#### Alderman Ryan -

• Attended the first Police Committee Meeting and discussed staffing issues.

### Alderman Donofrio –

• Attended the Board of Health Meeting, Alderman Fahy will give report

#### Alderman Timpani -

• Met with Engineer Hantson concerning the NJ Transit and Route 46 Bridge project

### Alderman Delaney -

• Attended Finance Committee meeting

## Alderman Fahy –

• Board of Health had their re-organization meeting and elected Marie Hoffman as Chairman and Donna Cook as secretary. They welcomed new member Irene Hansen and thanked Jean Cater for her many years of service. Would like to amend ordinance requiring garbage and recycling containers must have secure lids on them. The board is also looking into grants for beautification of the downtown area.

He has seen shoes hanging over telephone lines and has learned this is tied to gangs.

Mayor Dodd stated he has received a copy of W. Orange's graffiti ordinance.

#### Alderman Visioli –

Would like to thank out-going Fire Chief Bill Gilbert and welcome the new chief Ed Ridner. He is in the process of reviewing annual report. EMS calls are up 5% and fire runs are down 5%.

- Gave various updates on capitol projects
- Mater Plan was finalized
- Fed-Ex received their final certificate of occupancy
- Mayor Dodd appointed him to chair a committee to study the DeFeo Report on the DPW and Water Department merger.

Mayor Dodd appointed Andy DuJack as a Water Commissioner for a term of 5 years.

#### Attorney Pennella's Report -

- Working on several tax appeals
- Upcoming appeal on 1/25 and 1/26 concerning personnel matter

### ORDINANCE(S) FOR INTRODUCTION

#### ORDINANCE 03-2007 OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER AMENDING AND SUPPLEMENTING THE PROPERTY MAINTENANCE CODE OF THE TOWN OF DOVER

BE IT ORDAINED by the Mayor and Board of Aldermen of the Town of Dover as follows:

1. The Property Maintenance Code of the Town of Dover, adopted under Chapter 285 of the Code of Dover, is amended and supplemented as follows:

#### Section 100.2 - Scope

This code is to protect the public health, ensure adequate property maintenance, safety and welfare in all existing structures, residential and nonresidential, and on all existing premises by establishing minimum requirements and standards for premises, structures, buildings, equipment, and facilities for light, ventilation, space, heating, sanitation, protection from the elements, life safety, safety from fire and other hazards, and for safe and sanitary maintenance; fixing the responsibility of owners, operators, and occupants; regulating the occupancy and use of exiting structures and premises and providing for administration, enforcement and penalties.

#### Section 106.2 - No Notice required:

Notwithstanding Section 106.1, the Code Official, on discovery of a violation of Sections 105.5, 108, 301.4, 301.4.1, 403, 504.3, 601.1, 602.1, 704.5, and 705.1 may immediately issue a summons answerable in municipal court, to any person, firm or corporation who shall violate any of the above named sections. For each and every violation of the above named sections a separate summons may be issued. In addition, for each and every day that the violation continues, a separate summons may be issued.

#### Section 301.4 – Weeds and Excessive Plant Growth:

All premises and exterior properties shall be maintained free from weeds or excessive plant

growth in excess of 10 inches. All noxious weeds shall be prohibited. Weeds shall be defined as all grasses, annual plants and vegetation however, this term shall not include cultivated flowers and gardens. Cultivated is defined as "to loosen or dig (soil) around growing plants." Uncultivated gardens shall be treated the same as weeds and excessive plant growth. Plant Growth shall include but not be limited to bushes, shrubs, fruit bearing plants or any other vegetative plant growth excluding trees. Upon failure of the owner or agent having charge of a property to cut and destroy weeds or excessive plant growth after service of a notice of violation, they shall be subject to prosecution in accordance with the requirements of this code. Upon failure to comply with the notice of violation, any duly authorized employee of the Town of Dover or contractor hired by the Town of Dover shall be authorized to enter the property in violation and cut and destroy the weeds growing thereon, and the cost of such removal shall be paid by the owner or agent responsible for the property.

#### Section 301.10 - Outdoor Furniture:

The placement of indoor furniture outdoors on open uncovered or covered porches or decks or within any yard area shall be prohibited. Indoor furniture shall be defined as "furniture that is intended to be used inside, which shall include but not be limited too; upholstered couches or chairs, leather couches or chairs, bedding or any other furniture that is made of materials that is not intended for outdoor use." Open porches or decks shall not include porches or decks that are enclosed on all 4 sides by either insect screens, storm windows, or a combination of walls and windows to create a permanent separation to the outside.

#### Section 301.11 - Household Appliances:

The placement of Household or Commercial Appliances outdoors on open uncovered or covered porches or decks or within any yard area shall be prohibited. "Household Appliances" shall include but not be limited too; Refrigerators, Freezers, Stoves, Dishwashers, Washing Machines, Hot Water Heaters ,Portable Air Conditioners and Clothes Dryers. Open porches or decks shall not include porches or decks that are enclosed on all 4 sides by either insect screens, storm windows, or a combination of walls and windows to create a permanent separation to the outside.

#### Section 302.1.1 - Exterior Walls and Surfaces and Protective Treatment

All exterior surfaces, including but not limited to, doors, door and window frames, cornices, porches, trim, balconies, decks and fences shall be maintained in good condition. All exterior walls shall be free of holes, breaks, loose or rotting materials; and maintained weatherproof and properly surface coated where required to prevent deterioration. Exterior wood surfaces, other than decay-resistant woods, shall be protected from the elements and decay by painting or other protective covering or treatment. Peeling, flaking and chipped paint shall be eliminated and surfaces repainted. All maintenance free type materials such as but not limited to, brick or aluminum which have been previously painted or protected with a weather resistant material must be maintained in good condition. All siding and masonry joints as well as those between the building envelope and the perimeter of windows, doors, and skylights shall be maintained weather resistant and water tight. All metal surfaces subject to rust or corrosion shall be coated to inhibit such rust and corrosion and all surfaces with rust or corrosion shall be stabilized and coated to inhibit future rust and corrosion. Oxidation stains shall be removed from exterior surfaces. Surfaces designed for stabilization by oxidation are exempt from this requirement.

Section 302.5 entitled "Exterior Walls" has been merged into Section 302.1.1 and this section shall be left intentionally blank.

## Section 302.16 - Window Air-Conditioners:

All window air-conditioners shall be installed in a safe and secure manner in accordance with the manufacturer's recommendations. Window air-conditioners shall not be installed in a required means of egress.

#### Section 403.11 – Efficiency Units

Apartment dwelling units consisting of a bath, one large room without permanent separations to be used for living, dining and bedroom facilities and with cooking facilities separated from the main room by a permanent wall or a sliding or some other temporary partitions.

#### Section 403.7 - Prohibited Use:

Kitchens, Living Rooms, Dining Rooms, nonhabitable spaces and interior public areas shall not be used for sleeping purposes.

#### Section 601.1- Residential Buildings:

Every dwelling shall be provided with heating facilities capable of maintaining a room temperature of 68 degrees F. (20 degrees C.) at a level of 3 feet above the floor and a distance of 3 feet from the exterior walls in all habitable rooms, bathrooms and toilet rooms based on the outside design temperature required for the locality by the mechanical code. Every owner and operator of any building who rents, leases or lets one or more dwelling unit, rooming unit, dormitory or guest room on terms, either express or implied, to furnish heat to the occupants thereof shall supply sufficient heat during the period from Oct. 1 to May 1 to maintain a room temperature of not less than 68 degrees F. (20 degrees C.) in all habitable rooms, bathrooms and toilet rooms during the hours between 6:30 a.m. and 10:30 p.m. of each day and not less than 65 degrees F. (18 degrees C.) during other hours. The temperature shall be measured at a point 3 feet above the floor and 3 feet from the exterior walls. Cooking appliances shall not be used to provide space heating to meet the requirements of this section. Portable space heaters shall not be used as the sole source of heat, however they may be used as supplemental heat or for heat during emergency situations where the main heating supply system is being repaired. The code official reserves the right to issue and immediate summons if the building owner has been neglectful and unresponsive in resolving the situation.

#### **Section 704.4 - Fire Extinguishers:**

All portable fire extinguishers shall be visible, accessible, and shall be maintained in an efficient and safe operating condition. All One and Two Family Dwelling Units at a change of occupancy shall be provided with a portable fire extinguisher in accordance with N.J.S.A 52:27D-198.1.

#### Section 704.5 - Smoke Detectors:

A structure used or intended for use for residential purposes shall have a smoke sensitive alarm device on each level of the structure and outside each separate sleeping area in the immediate vicinity of the bedroom and located on or near the ceiling in accordance with the National Fire Protection Association Standard No. 74-1984 for the installation, maintenance, and use of household fire warning equipment. The installation of battery operated smoke-sensitive alarm devices shall be accepted as meeting the requirement of this section. The smoke-sensitive device shall be tested and listed by a product certification agency recognized by the New Jersey Bureau of Fire safety.

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

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.

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

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

Ayes: Aldermen Fahy, Delaney, Poolas,	Visioli, Picciallo, Timpani and Mayor Dodd		
Nays: Aldermen Donofrio and Ryan	Absent: None	Abstained:	None

#### Ordinance No. 4-2007

### 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 14 PINE 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. 081994 is hereby repealed:

#### HANDICAPPED PARKING FOR 14 PINE STREET

SECTION 2. Said handicap parking space shall be located beginning at a point two hundred twenty-seven feet (227') north of the north easterly curb line intersection of Madison Street and Pine Street, thence, in a northerly direction on Pine Street twenty-five feet (25') to a point, (end handicap space)

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

Ayes: Aldermen Fahy, Delaney, Poolas, Ryan, Visioli, Picciallo, Timpani and Mayor DoddNays: NoneAbsent: Alderman DonofrioAbstained: None

### RESOLUTIONS

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:	
CURRENT ACCT claims in the amount of:	\$1,684,521.04
CAPITAL ACCT claims in the amount of:	\$467,525.37
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:	\$599.61
PARKING UTILITY RESERVE ACCT claims in the amount of:	\$145.96
PARKING CAPITAL ACCT claims in the amount of:	
ANIMAL CONTROL TRUST ACCT claims in the amount of:	\$1,509.26
EVIDENCE TRUST ACCT claims in the amount of:	
RECYCLING TRUST ACCT claims in the amount of:	\$228.00
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:	\$4,105.86
DOVER MARKETPLACE INC TRUST ACCT claims in the amount of:	
TOTAL CLAIMS TO BE PAID	\$2,158,635.10

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:	\$288,164.03
CAPITAL ACCT claims in the amount of:	
PARKING UTILITY ACCT claims in the amount of:	\$2,330.00
PAYROLL AGENCY ACCT claims in the amount of:	\$85,687.16
UNEMPLOYMENT TRUST ACCT claims in the amount of:	\$297.80
TOTAL CLAIMS PAID	

## TOTAL BILL LIST RESOLUTION

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, Picciallo, Timpani and Mayor DoddNays: NoneAbsent: Alderman DonofrioAbstained: None

#### RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPROVING THE HIRING OF ROCCO CIUFALO

WHEREAS, the Town of Dover is in need of a plumbing sub-code official; and

WHEREAS, the Administrator has recommended the hiring of Rocco Ciufalo on a provisional

\$2,158,635.10

WHEREAS, he holds an ICS and HHS plumbing license and is also a master plumber; and

WHEREAS, this is a necessary position to fulfill the obligations of the municipality under the Uniform Construction Code;

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 do hereby approve the hiring of Rocco Ciufalo as plumbing sub-code official on a provisional basis subject to all Department of Personnel regulations; and

- 2. The terms of employment are as follows:
  - a. \$30.00 per hour with a minimum of three hours per day
  - b. \$50.00 per month for vehicle use reimbursement
  - c. Work days to be Tuesdays and Thursdays starting at 1:00 p.m.

Alderman Visioli 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, Picciallo, Timpani and Mayor DoddNays: NoneAbsent: Alderman DonofrioAbstained: None

#### RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPOINTING A FUND COMMISSIONER FOR THE MORRIS COUNTY MUNICIPAL JOINT INSURANCE FUND

WHEREAS, there exists a need for a Fund Commissioner for the Town of Dover under the Morris County Municipal Joint Insurance Fund; and

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, State of New Jersey that Paul McDougall be and is hereby appointed Fund Commissioner for the Town of Dover under the Morris County Municipal Joint Insurance Fund.

Alderman Visioli 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, Picciallo, Timpani and Mayor DoddNays: NoneAbsent: Alderman DonofrioAbstained: None

#### RESOLUTION

### OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPOINTING A FUND COMMISSIONER FOR THE NORTH JERSEY MUNICIPAL BENEFITS FUND

**WHEREAS**, there exists a need for a Commissioner for the Town of Dover under the North Jersey Municipal Employee Benefits Fund; and

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, State of New Jersey that Margaret Verga be and is hereby appointed Fund Commissioner for the Town of Dover under the North Jersey Municipal Employee Benefits Fund.

Alderman Visioli 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, Picciallo, Timpani and Mayor DoddNays: NoneAbsent: Alderman DonofrioAbstained: None

#### RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER REMOVING JAMES JANONE FROM THE DOVER VOLUNTEER FIRE DEPARTMENT

WHEREAS, Section 20-4 D, (4) provides that any member of the Dover Volunteer Fire Department who belongs to another volunteer fire department who wishes to become an officer in such other department shall take a leave of absence during the term of such officer's position or resign from the Dover Volunteer Fire Department; and

WHEREAS, James Janone has become an officer in a department other than the Dover Volunteer Fire Department; and,

WHEREAS, James Janone was presented with written notice of the above provision; and

WHEREAS, James Janone has failed to respond to the inquiry of the Dover Volunteer Fire Department as to his taking a leave of absence or resigning; and

WHEREAS, the Dover Volunteer Fire Department recommends his removal from the rolls of the Dover Volunteer Fire Department.

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. James Janone is hereby removed from the rolls of the Dover Volunteer Fire Department.

2. The Municipal Clerk shall, upon passage of this Resolution, provide by regular mail, postage pre-paid, at the last known address of James Janone a copy of this Resolution.

Alderman Visioli 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, Picciallo and Mayor DoddNays: NoneAbsent: Alderman DonofrioAbstained: Alderman Timpani

### RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER REJECTING ALL BIDS FOR SIDEWALK SWEEPER RECEIVED JANUARY 23, 2007

WHEREAS, the Town of Dover advertised for bids for a sidewalk sweeper; and

WHEREAS, three bids were received on Tuesday, January 23, 2007 as follows:

a) Lincoln Service and Equipment, Co. - \$60,550.00;

b) Applied Sweeper, Inc. - \$61,200.00

c) Nilfisk-Advance, Inc. - \$52,284.00; and

WHEREAS, review of the bid specifications by the Municipal Engineer and the Municipal Attorney have disclosed substantive deficiencies in all of the bids which may not be waived;

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. All bids received on January 23, 2007 for a sidewalk sweeper submitted by Lincoln Services and Equipment Co., Applied Sweeper, Inc., and Nilfisk-Advance, Inc. are hereby rejected pursuant to N.J.S.A. 40A: 11-13.2.

2. Any deposits or surety bonds being held by the Town of Dover will be immediately returned to the respective bidder.

Alderman Visioli 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, Picciallo, Timpani and Mayor DoddNays: NoneAbsent: Alderman DonofrioAbstained: 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

approved:

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 raffle(s) for the dates set forth following their name are hereby

A. William H. Baker Post 27, The American Legion- 2 Legion Place One-year license to sell instant raffle tickets

Mayor Dodd 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, Ryan, Visioli, Donofrio, Picciallo, Timpani and Mayor DoddNays: NoneAbsent: NoneAbstained: Alderman Poolas

### 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

07 TAXI LIMO -	Edward Gonzalez Carlos A. Arcarate
DOVER LIVERY -	Sheyne Victor Jordan

Alderman Visioli 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, Picciallo, Timpani and Mayor DoddNays: NoneAbsent: Alderman DonofrioAbstained: 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:

- 1. May 08, 2006 Caucus and Regular
- 2. May 23, 2006 Caucus and Regular
- 3. June 13, 2006 Caucus and Regular
- 4. June 27, 2006 Caucus and Regular

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

Ayes: Aldermen Fahy, Delaney, Poolas, Ryan, Visioli, Picciallo, Timpani and Mayor DoddNays: NoneAbsent: Alderman DonofrioAbstained: None

### RESOLUTION

Social Affair to be held at Casa Puerto Rico Inc., 50 W. Blackwell Street; and

WHEREAS, Casa Puerto Rico Inc is permitted to have twenty-five events per year; and

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

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(s) for the following affairs:

- 1. Dance on May 12, 2007 from 8:00pm to 2:00am
- 2. Dance on May 26, 2007 from 8:00pm to 2:00pm

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

Ayes: Aldermen Fahy, Delaney, Ryan, Visioli, Picciallo, Timpani and Mayor DoddNays: NoneAbsent: Alderman DonofrioAbstained: Alderman Poolas

### **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 deliberation of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party as a result of an act or omission for which the responding party bears a responsibility.

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 Visioli 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, Picciallo, Timpani and Mayor DoddNays: NoneAbsent: Alderman DonofrioAbstained: None

Mayor Dodd opened this portion of the meeting to the public.

Joan Bocchino – 49 Princeton Ave. commended the board for the property maintenance ordinance especially the part concerning furniture. She also asked for an update about the auto place on Route 46, they used to have around

30 cars parked there now they are down to around 24 cars.

Mayor Dodd asked Administrator Garvin to check into the status of the car lot and the Mase Ave. house that had fires. He also questioned how long before something is done with them.

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

## 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:

- 2. 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.
- 2. 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.

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

Ayes: Aldermen Fahy, Delaney, Poolas, Ryan, Visioli, Donofrio, Picciallo, Timpani and Mayor DoddNays: NoneAbsent: NoneAbstained: None

The Mayor and Board returned from executive session and Alderman Delaney made a motion to adjourn at 9:23pm, which was seconded by Alderman Timpani and passed by voice vote. All ayes.

Respectfully submitted,

Margaret J. Verga, Clerk