

**MINUTES THE MAYOR AND BOARD OF ALDERMEN  
CAUCUS MEETING, JANUARY 31, 2006 @ 7:00 P.M.**

**CALL TO ORDER**

**ROLL CALL**

**Present:**

**Alderman Romaine, Fahy, Burbridge, Newman, Delaney, Poolas, Ryan, Mayor Dodd**

**Absent: Alderman Visioli**

**Also present was Administrator Garvin, Attorney Pennella and Clerk Verga**

**7:00 P.M. – PRESENTATION BY PERRY DIPIAZZA –REPRESENTATIVE FROM FIELD TURF**

Mayor Dodd reported that the presentation was cancelled – vendor will re-schedule for February.

This meeting is in compliance with the open public meetings act.

**CORRESPONDENCE:**

1. Letter from NJ League of Municipalities re: Proposal for Verizon System-wide Video Franchise
2. Letter from NJ League of Municipalities re: Quarterly Brownfield Roundtable/ Proposal for Verizon System-wide Video Franchise/Recess Communication from the National League of Cities
3. Letter from NJ League of Municipalities re: Bills on Governor's desk
4. Letter from NJ League of Municipalities re: S-457, Time of Decision Rule
5. Letter from NJ League of Municipalities re: Status Update
6. Letter from NJ League of Municipalities re: Smoke-free Act
7. Letter from NJ League of Municipalities re: Adoption of New Green Acres Rules
8. Notice from NJ League of Municipalities re: 2006 Fiscal Update seminar
9. Letter from NJDEP re: FFY2006 Project priority list
10. Letter from NJ Transit re: Awarding accessible vehicles to organizations serving seniors and disabled
11. Notice from the Inaugural Committee re: Interfaith Prayer Service celebrating the Inauguration of Jon Corzine
12. Notice from Morris County League of Municipalities re: State of the State Address with William Dressel, Jr., Executive Director of the NJ League of Municipalities
13. Letter from Picatinny Arsenal Environmental Restoration Advisory Board re: Issue of "Environmental Happenings at Picatinny Arsenal"
14. Letter from Rockaway River Watershed Cabinet re: Requesting a 2006 budget appropriation for \$1,500
15. Resolution from Borough of Mt. Arlington re: Authorize the funding of state Homeland Security grants to municipalities by-passed from receiving grants though the state wide

**Alderman Fahy had a question on item #10 as to whether we would have to re-apply. The Town Administrator reported that no, that was not necessary.**

**ATTORNEY CORRESPONDENCE:**

**Attorney Pennella has been working on the Taxi/Limo Ordinance with the Committee. On the most recent version he added in the definition of a limousine and he would like to make a separate limousine section in the ordinance because they have a lot more control by the State and it would be more definitive in our ordinance.**

**ITEMS FOR DISCUSSION:**

Alderman Burbridge commented on items 22, 23 and 24 stating she is pleased to see the Dedication by Rider on these items and thanked Mrs. Garvin for her knowledge of municipal finance, something we did not have in previous years. Alderman Burbridge would like to see a Dedication by Rider for the Library as well. Mayor Dodd commented on item 26 – this will allow Kelly Toohey to continue to perform the duties she is already performing when she was appointed CFO.

Alderman Romaine commented on Ord. 1-2006, this is for Master Plan money which was never appropriated last year. Attorney Pennella stated it had been done by resolution; this is merely clean up for what was already done last year.

Alderman Newman commented on item 2-2006 – Mr. Stansky called him about parking on this street on one side and asked if Alderman Burbridge would contact him which she did. Alderman Newman stated in fairness 02-2006 should go to Alderman Burbridge. Town Administrator reported that the roadway is not adequate for parking on either side in the Dover section. Alderman Burbridge requested that this be tabled for further study and discussion. All residents that will be affected in that area are to be notified.

16. Voucher Resolution
17. Transfer Resolution
18. Resolution re: Denial of Taxi Cab Drivers License for Noel Valle-Mari
19. Resolution re: Authorizing Endorsement of Treatment Works approval – Landfill Projects
20. Resolution re: Approving Escrow Agreement for Housing Trust Fund
21. Resolution re: Overpayment of taxes for Block 1215 Lots 1, 10 and 15
22. Resolution re: Dedication By Rider (Recreation Programs)
23. Resolution re: Dedication By Rider (Snow Removal)
24. Resolution re: Dedication By Rider (Volunteer Fire Dept. Donations)
25. Resolution re: Authorizing Long Term Parking Space lease – Train Station Restaurant
26. Resolution re: Appointing Kelly Toohey as Treasurer
27. Approval of Raffle License for Dover Auxiliary to be held at 400 W. Blackwell Street on 6/22/06 at 2:00 p.m.
28. Approval of Social Club License for Casa Puerto Rico (1/1/06-12/31/06)
29. Approval to remove Brien Pennella from the rolls of the Dover Fire Department
30. Approval of Taxi Cab Drivers License (See Schedule A) – Tabled from 1/10/06 meeting
31. Approval of Taxi Cab Drivers Licenses (See Schedule B) – New Drivers as of 1/10/06 meeting
32. Approval of One-Day License for Sacred Heart Church (#1) to be held at 2 Richards Avenue on 2/11/06 from 6:30 p.m. to 12:00 a.m.
33. Ordinance #01-2006 re: Confirming an Emergency Appropriation/1<sup>st</sup> reading/Ald. Romaine
34. Ordinance #02-2006 re: No Parking on a portion of Berkshire Avenue/1<sup>st</sup> reading/Ald. Burbridge

At this time Mayor Dodd asked Alderman Delaney to report on the work accomplished to date regarding the Taxi/Limo Committee:

The committee has been meeting frequently and has put in many hours to write an ordinance that would take into not only the taxi/limo issues but the welfare and safety of our citizens. The committee has looked at ordinances in approximately 20 towns in NJ alone and the same amount various size towns across the country. He is asking that if any Alderman has questions or recommend changes, contact Mayor Dodd or Alderman Delaney with a copy to Administrator. Meetings have been held with all the cab companies in Dover asking for their input as it relates to this ordinance as well as residents in the town. The Mayor at this point thanked the committee for their work along with citizen advisor Michael Picciallo and record keep, Connie Foster.

Alderman Fahy asked if this limited the number of taxis. Alderman Fahy questioned as to the maximum amount of taxi's that will be allowed in Dover. Alderman Romaine reported 60. We currently have five taxi/limo companies. Right now we have about 80 cabs. The cabs they have now will be grandfathered. Mayor Dodd requested the Alderman read the ordinance thoroughly and report back to the Administrator with any questions.

Alderman Fahy had a question on the Resolution Authorizing Long Term Parking Space lease – Train Station Restaurant once this lease is signed, are we free of prior obligations. Answer was yes.

As there was some time before the regular meeting, Mayor Dodd asked if anyone from the public would like to speak. Carol Lotts, 37 McDavitt Street resident has alternate side of parking during snow removal and stated it works wonderful and would like to see it on more streets. But it would be important that the plows do come back and clean the opposite side.

Alderman Fahy stated it was sad to see that Sloan Kettering is moving out of the Dover and Denville facility of St. Clare's Hospital. He hopes the space that becomes available will be utilized to benefit for entire community. Mayor Dodd was disturbed that he as well as others read it in the paper and had not been told about it beforehand by the

hospital. The Mayor will be appointing one or two persons to a committee to represent the town as it pertains to St. Clare's Hospital matters.

The Mayor asked George Laurie 10 Hillside Ave., member of the public, to comment regarding the Historical Preservation aspect. Mr. Laurie attended the Morris County Heritage Commission – there is 55 million dollars available from the county for historic preservation. One of the concerns of the Historical Society is the well being of the Baker theatre and its success and its future in the town. Right now the Baker is need of a new roof. The historical society asked if some of the money would be available for the Baker. The county said yes, but the owners would have to pay 50% of the grant. Mr. Laurie requested that the town apply for this grant under municipal government. The deadline is March 31. Mayor Dodd has the request and will forward it to the Town Administrator.

***MINUTES, THE MAYOR AND BOARD OF ALDERMEN  
REGULAR MEETING, JANUARY 31, 2006***

***CALL TO ORDER: Mayor Dodd called meeting to order at 7:33 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 people.

***ROLL CALL:***

Present: Alderman Romaine, Fahy, Burbridge, Newman, Delaney, Poolas, Ryan and Mayor Dodd  
Absent: Alderman Visioli

Also present: Administrator Garvin, Attorney Pennella and Deputy Clerk Verga

Deputy Clerk Verga stated this meeting is in compliance with the open public meetings act.

**PUBLIC PORTION – 3 Minutes**

Antonio Acosta, 81 Madison Street offered best wishes to the new board. We now have a great opportunity to re-write the future of this town. The house across the street was broken in to, remind people of civic duty to be aware of their neighborhood. He hopes that this administration works on quality of life issues. Mr. Acosta requested an update on the paving of Madison Street. Alderman Romaine reported early spring 2006 will begin. Mayor Dodd assured that this board is committed to improving quality of life issues.

Rob Mains, 26 Goodale Ave. The town website should be utilized more by committee's. Right now only Recreation and Town Engineering has been keeping their page updated.

**ADMINISTRATOR'S REPORT:**

Follow up to January 10 meeting and the condition of the First Street Apartments – an inspection was made and summonses issued for any code violations found. C of O will not be issued for any apartments until all code violations have been rectified. If work cannot be done at this time due to weather, a temporary C of O. The administration is planning, within the next 30 days, a review of all code enforcement procedures such as a ward by ward inspection.

The Bassett Highway Redevelopment public meeting has been noted will be held and at this time requesting use by the Board of Education at one of their facilities.

Cablevision – The board approved a non-exclusive franchise with Cablevision with an expiration date of January 29, 2012. It is not exclusive. The town was reimbursed approximately \$39,500 for the street sweeper. We are looking at a \$9,000 trade in for the ambulance. Street projects, Elena, Brook Drive, Goodale Ave., Lincoln and Madison Avenue. Town anticipates going out for bid in early spring.

Salem Street sub-division: The department of Engineering is aware of drainage issue and prior to C of O all drainage issues will be addressed and resolved. The Library Board currently does not have a requirement to have a Treasurer or Chief Financial officer to be bonded within their operating unit. However, all invoices due come before the governing body for approval as well as purchases through the town's purchasing department.

Regarding the reduction of paperwork for the Board of Alderman, a binder has been prepared with miscellaneous correspondence. If a member wishes a copy of a particular piece of correspondence, they must initial the book and the correspondence will be copied and given to them.

The Town had a very successful day where all files were purged in conformance with the destruction of public records law. Approximately 3000 paper was purged; this does not include all the garbage that was thrown out. Mrs. Garvin thanked Alderman Romaine, Poolas and Mayor Dodd for their help on clean up day as well as the public for their patience.

A complaint was received regarding FEDEX construction truck traffic on N. Sussex St. The Administration had a meeting with FEDEX and it was learned that there had been a survey miscalculation and dirt had to be brought in to rectify the problem and bring to 5' design elevation. The administration made it clear that there was to be no truck traffic on Saturday's and any damage done to the roads would be repaired and paid for by FEDEX,

Due to technical errors, the budget will not be introduced this evening and requested the board's indulgence until the February 14 meeting. A copy of the budget process has been forwarded to the Aldermen for their review.

**MAYOR'S REPORT:**

Attended Recreation Committee meeting and had the opportunity to present Jane Riedel with a plaque for 25 years of service.

Met with Administrator and Police Chief to discuss an improved Neighborhood Watch Program as well as neighborhood patrols and foot patrols in the downtown area.

Will be meeting with OEM to plan for year ahead.

Held meeting with Construction, Zoning and Engineering. In the future, these meetings will be separated out as they are much too lengthy to have all departments at one meeting.

Mayor Dodd also thanked Carolyn Blackman for her efforts in pitching in during our recent clean up day.

The Mayor received a phone call today from a business owner on Rt. 46 concerned about article in today's paper regarding Rt. 46 bridge construction/closure that will start in 2007 for replacement. Businesses have not been notified by DOT. There is a meeting scheduled for next week on the Prospect St. Bridge, at that time the Mayor will ask DOT representatives to inform the area businesses and residences regarding the Rt. 46 project update.

General spruce up of town hall and painting has been taken place.

**ALDERMAN'S/COMMITTEE REPORTS:**

Alderman Poolas:

On the Board of Health, continue to work on public trash receptacles. Presently 38 in town, feel we are in need of more. Ald. Poolas will review various types of receptacles with the Board of Health.

Taxi/Limo ordinance felt a lot of hard work was done. Felt that it was fair and addressed the safety of our public. Taxi owners have expressed concern about the number of "gypsy" cabs. They illegally come into town and pick up fares. Once ordinance is in place, we will hit these "gypsy" cabs with fines as they take money from the cabs that operate legally in Dover.

Recreation/Senior: Alice Gilbert and Alderman Poolas attended the first "Reach Out to Seniors" program at the Regency Grande Nursing Home. Glad to hear that this is first meeting that a Mayor has ever attended for Recreation. Memorial for Tom Barth has been approved by Recreation in the King Field area.

Historical Society has opened their downstairs to any organization wishing to use it.

Sussex St. traffic – there is some damage – some pictures were taken and he has passed them on to Administrator for reimbursement by FEDEX. He spoke to residents on Sussex St. and put fliers in the doors so they would be aware as to what is going on regarding the additional truck traffic.

A letter has gone out to fish hatchery requesting trout for the First Annual Mayor's Fishing Derby for the children to be held on Saturday, June. 3 at Princeton Ave – Waterworks Park.

Podium should be moved to residents speaking in public should not have their back to public.

National Guard Armory – very little activity at that site. Alderman Newman stated that when it seizes to become active, the land will stay in Rockaway Township, but the building will stay with Dover. Alderman Poolas would like the town governing body to seek intervention through our representatives as to the current status. The town could use this building for town activities for our youth. Mayor Dodd asked that a letter be sent regarding the general lack of property maintenance at the Armory.

Mayor Dodd commented that he would like to request a meeting with FEDEX regarding Sussex St. as well as requested that street sweeper go up and down Sussex St. as long as the trucks are in progress.

Alderman Burbridge:

She as well had received complaints regarding Sussex St. and had communicated them to Town Engineering and spoke with the people that had made the complaints. She stated she had different comments as regards to cleanliness, that the road were cleaned and swept.

She met with Town Administrator and gave her thoughts on Community Policing and its importance to her. She hopes that the "yellow" shirts that the Mayor mentioned come back. This enables the people, especially the children to recognize that it is a police officer.

Attended Recreation re-organization meeting as well as the Shade Tree re-organization meeting. Shade tree is important part of our town and we have a good commission serving it. This is Dover's 26<sup>th</sup> year as a Shade Tree designated town. They completed their community forestry plan for this year. Six Linwood trees at the end of East Dover will be planted. Shade Tree would like to know if there are any grants they are unaware of.

Goodale St. a lot of trees may have to be removed – at completion any bond money left to purchase trees.

Administrator stated that bond money for road work cannot be used to purchase trees. Monies would have to be appropriated in the budget.

Attended Municipal Finance and Municipal Budget courses at Rutgers. She has two or three more to attend to achieve her certificate.

Hopes to be able to move forward with location of the 4 bicycle racks on Blackwell St. Mayor Dodd asked Administrator to ask town planner for placement of bike racks.

Alderman Ryan:

Attended Board of Education meeting on 1/17/06. The BOE is aware of the Town wishing to use one of their facilities for Bassett highway re-development public meeting.

Attended the first meeting of the Dover Historical Preservation Committee. They discussed their goals to become a commission.

Mayor Dodd did receive Scott Miller's report. A commission would have to be funded. Mayor Dodd feels it is important to insure the history of our town as we move forward.

Alderman Romaine:

Planning Board meeting – they are still working on final aspects of the Master Plan. The Planning Board had a consultant regarding input on the traffic element.

Code Enforcement, Engineering and Housing meetings will be set up. At request of Mayor, Code Enforcement has set up a program of weekly ward inspections. A form letter is being prepared with five of the main issues we see as problems in the ward. This will be given to the homeowner/resident at the time the inspector is on site should there be a violation. This is a warning notice (not a violation) telling them when it must be corrected by. It will be a bright color so that the homeowner/resident cannot miss it.

Engineering is putting a monthly report together as to his departments' activities.

The Mayor stated that the main thing they are trying to do in Code Enforcement is expedite compliance. A total of 4,273 inspections were made in 2005. A total of 1,116 resulted in violation notices. 698 received no violation found. 368 summons for overcrowding, 141 for property maintenance

2006 Small Cities Grant design II for Myrtle Ave. funding has been received. Town Engineer is preparing recommendations for capital improvements. We are one of the few towns that met the storm water compliance.

On 2/14 the budget will be given to the board for review and then to the Finance Committee and back to board for approval.

Alderman Fahy:

Regarding Master Plan traffic study, he hopes that consideration is being given as to when the train gates go down and cause gridlock.

Spoke with Jay Kaplan at State Shade Tree Commission. He passed his name on to Alderman Burbridge. He attended Rutgers courses as Ald. Burbridge did.

Mr. Iwicki was named as Chairman to Recreation Committee. Trips being planned for the Spring. New member, Walt Woodhall was sworn in.

Penn Ave. patch work was completed. Glad that we pushed the point for the contractor to come back and straighten out the problem.

The State of NJ allowed municipality to pass hotel occupancy tax around 3%. We should look in to this option for the new hotel being planned at the landfill. Will be working with attorney on this.

Alderman Delaney:

LEAP program has been reported the ordinance regarding vehicle removal and snow removal in the case of snow.

Encourage people to go to the website and sign up for LEAP.

Set up with Town Administrator a standing meeting with Police Department for Monday before each town meeting to have a meeting with the Police Department This will be a standing meeting.

There have been seven meetings regarding Taxi/Limo. Thanked Mike Picciallo for all the information he provided. Attended the Board of Health meeting as well as Dogs of Dover Committee meeting.

Alderman Newman:

Road Department busy doing work required. Streets have been salted and cleaned for drivers during slippery nights.

Mayor Dodd reminded all Board Members to contact Mrs. Garvin with standing committees and their meeting dates and time.

#### **ATTORNEY REPORT:**

Had an opportunity to issue a memorandum of opinion to various departments in town that had various legal questions. Only litigation he is working on now is tax appeal with Shur-Gard.

#### **CONSENT AGENDA:**

35. Voucher Resolution

36. Transfer Resolution

37. Resolution re: Denial of Taxi Cab Drivers License for Noel Valle-Mari

38. Resolution re: Authorizing Endorsement of Treatment Works approval – Landfill Projects

39. Resolution re: Approving Escrow Agreement for Housing Trust Fund

40. Resolution re: Overpayment of taxes for Block 1215 Lots 1, 10 and 15

41. Resolution re: Dedication By Rider (Recreation Programs)

42. Resolution re: Dedication By Rider (Snow Removal)

43. Resolution re: Dedication By Rider (Volunteer Fire Dept. Donations)



**Motion to approve Taxi Cab Drivers License (See Schedule A) – Tabled from 1/10/06 meeting**  
**Motion to approve Taxi Cab Drivers Licenses (See Schedule B) – New Drivers as of 1/10/06 meeting**

AYES: Alderman Romaine, Fahy, Burbridge, Newman, Delaney, Poolas, Ryan and Mayor Dodd  
NOES: None Abstain: none Absent: Visioli

Alderman Romaine made a motion to approve item 51 on the consent agenda, duly seconded by Alderman Burbridge and passed by the following roll call vote:

**Motion to approve One-Day ABC License for Sacred Heart Church (#1) to be held at 2 Richards Avenue on 2/11/06 from 6:30 p.m. to 12:00 a.m.**

AYES: Alderman Romaine, Fahy, Burbridge, Newman, Delaney, Ryan and Mayor Dodd  
NOES: None Abstain: Poolas Absent: Visioli

Mayor Dodd made a motion to approve item 52 on the consent agenda, duly seconded by Alderman Romaine and passed by the following roll call vote:

**Ordinance #01-2006**

**ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER CONFIRMING AN EMERGENCY APPROPRIATION**

WHEREAS, an emergency resolution was passed by the Mayor and Board of Aldermen of the Town of Dover on January 25, 2005 to meet certain extraordinary expenses incurred or to be incurred, by engagement of special consultants for the preparation of the master plan; and

WHEREAS, the resolution provided for an emergency appropriation for preparation of the master plan in the amount of \$75,000.00 and that such amount shall be provided for in the budgets of the next succeeding years by inclusion of not less than \$15,000.00 per year; and

WHEREAS, N.J.S.A. 40A:4-53, d<sub>s</sub>pecifically provides for emergency expenditures for preparation of the master plan by ordinance.

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

1. The emergency resolution dated January 25, 2005 appropriating \$75,000.00 for preparation of the master plan is hereby confirmed by ordinance.
2. A certified copy of this Resolution shall be filed with the Director of the Division of Local Government Services.

AYES: Alderman Romaine, Fahy, Burbridge, Newman, Delaney, Ryan and Mayor Dodd  
NOES: None Abstain: Poolas Absent: Visioli  
Alderman Burbridge made a motion to table Ordinance #02-2006 on the consent agenda, duly seconded by Alderman Newman and passed by the following roll call vote:

**Ordinance #02-2006 re: No Parking on a portion of Berkshire Avenue**

AYES: Alderman Romaine, Fahy, Burbridge, Newman, Poolas, Delaney, Ryan and Mayor Dodd  
NOES: None Abstain: None Absent: Visioli

Mayor Dodd thanked the Board and the time that has been put into improving the quality of life and everything that affects the residents on a daily basis.



**PUBLIC PORTION:** Any other items

Bill Cook, Princeton Ave suggested that when exhibits are being presented to the public, we should consider putting the screen up in a different location to make it easier for the public to view the presentation. The garbage situation in front of his business on Bassett Highway is very bad – garbage is left there by others and the business owner is left to clean up. Cigarettes are thrown all over the place. Mr. Cook requested an ordinance regarding “butt cans” outside establishments that have employees or customers that smoke. Mayor Dodd and Alderman Romaine reported that these issues are being addressed by Code Enforcement.

Rob Mains, Goodale Avenue questioned when paving work will begin on his street. Felt he was not getting an answer from Town Hall. Suggested in the future he should contact Mrs. Garvin with any concerns. Asked that town administrator give notice to residents at least one week prior to work starting on any street projects.

Seeing no more hands and hearing no voices the Public Portion of Meeting is closed.

Alderman Fahy called for a resolution for the Mayor and Board of Alderman to go into Executive Session to discuss Negotiations and property acquisition duly seconded by Alderman Romaine.

AYES: Alderman Romaine, Fahy, Burbridge, Newman, Delaney, Poolas, Ryan and Mayor Dodd

NOES: None

Abstain: None

Absent: Visioli

**ADJOURN**

Meeting adjourned at 9:03 by Mayor Dodd.

All in favor – all ayes