



**TOWN OF DOVER**  
**MAYOR AND BOARD OF ALDERMEN**  
**CAUCUS MEETING MINUTES**  
**October 9, 2012 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, Timpani, Romaine, Blackman, Downs, Rutan, Noriega and Mayor Dodd

Absent: Alderman Picciallo

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

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

**MUNICIPAL CORRESPONDENCE:**

1. Ordinance from the Borough of Wharton, Amending Chapter 196, Schedule XI-1 Schedule of District Use Regulation
2. Fax from NJ Dept. of Environmental Protection re: Christie administration announces approval of green acres projects
3. Fax from Cablevision re: Sundance Channel (SD) Tier and Package Change
4. Invitation from NJ Natural Gas to their "Speakers' Bureau Presentations"
5. The Land Conservancy of NJ's 2011 Annual Report
6. Fall 2012 "The Heritage Review" – The Newsletter of the Morris County Heritage Commission
7. Invitation from Benson Thomson Agency Inc. to join their team for Making Stride Against Breast Cancer
8. Thank you card from Mrs. Susie Jaeger
9. Invitation from the Morris County Prosecutor's Office to the 2012 Italian Heritage Month Celebration

**CONSENT AGENDA**

1. Resolution Approving Limo(s) – Schedule A
2. Resolution Tax Redemption for 81 W. Blackwell Street – Block 1204 Lot 4

**ORDINANCE FOR SECOND READING/PUBLIC HEARING**

1. Ordinance #16-2012- Amending Ord. 11-2009 Public Parking System/Ald. Visioli
2. Ordinance #17-2012 – Limiting and Restricting Parking Chestnut Street/Ald. Visioli

**AGENDA ITEMS:**

**RESOLUTIONS**

1. Resolution Approving Bills List
2. Resolution Appointing Crossing Guard – Raymond Daley
3. Resolution Approving Submission of Grant Application and Execution of Contract with NJ DOT for the Central Avenue Roadway Improvement Project
4. Resolution Approving Personnel Actions
5. Resolution Extending Time on Developers' Agreement with Chaplin Homes, Inc
6. Resolution Renaming a Section of River Street

Mayor Dodd noted that resolution #5 is the second extension for Chaplin Homes.

Mayor Dodd noted that a section of River Street will be renamed *Dimas Quiles Drive*. He read a summary on Mr. Quiles' background and accomplishments in the community.

Mr. Quiles' son thanked the community and the Mayor & Board of Aldermen for their efforts.

Mayor Dodd commented on resolution #4 (Approving Personnel Action). He provided the public with information on Justin Gabrys' work history. He explained that Justin Gabrys asked to return to work for the Town of Dover. Mayor Dodd entertained the request and it was forwarded to the appropriate legal counsel. Mayor Dodd noted that Civil Service

Commission provided a letter granting Justin Gabrys' rehire.

Alderman Timpani questioned Mr. Giacobbe's assignments with the Town of Dover since the town has a municipal attorney. Mayor Dodd explained the reason for hiring different attorneys and noted that there are times where an attorney needs to be specialized in a specific area.

Discussion continued on the personnel actions resolution.

Mayor Dodd explained the reason for hiring seasonal employees instead of full time employees.

Alderman Visioli commented on inter-government transfer and provided a cost breakdown when you hire a police officer with experience vs. without experience.

**REGULAR MEETING MINUTES**  
**October 9, 2012**

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 7:38 pm

**ROLL CALL**

Present: Aldermen Visioli, Timpani, Romaine, Blackman, Downs, Rutan, Noriega and Mayor Dodd

Absent: Alderman Picciallo

Also present were Attorney Downs, Administrator Close and Clerk Verga

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

Mayor Dodd opened the meeting to public.

Seeing no hands and hearing no voices, Mayor Dodd closed the meeting to the public.

**MAYOR'S REPORT** – He provided an update on the route 46/15 bridge, noting that the re-stripping efforts for Sussex Street will start in about two (2) weeks. He noted that parking will be restored on Warren Street. He attended the Lazboy grand opening, along with other board members. It was expressed that the Leonard Street project will start next week. He also noted that Crescent Field is almost complete and the official opening will be October 21<sup>st</sup> at 1pm. He reminded the public about the 1<sup>st</sup> Annual Trunk or Treat and Alderwoman Blackman provided additional information on the event.

**ATTORNEY'S REPORT** – Mr. Downs thanked the town clerk for her assistance with the ordinance. He noted that the library negotiated a contract to lease equipment and he was asked to review the library's patron policy. He has moved forward with foreclosure action on the PAL property.

**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**

**Elite Limo & Taxi Service LLC**

<b>Year/Model/Make</b>	<b>Vehicle Identification Number</b>	<b>Plate #</b>
2000 Plymouth Voyager	2P4GP 44G4Y R565518	OL1049J

**City Limo & Taxi, Inc.**

<b>Year/Model/Make</b>	<b>Vehicle Identification Number</b>	<b>Plate #</b>
2003 Lincoln Towncar	1LNHM 84W53 Y629193	OL1038J
2004 Lincoln Towncar	1LNHM 81W04 Y63113	OL1472H
2004 Lincoln Towncar	1LNHM 83W74 Y658360	OL1053J
2007 Toyota Sienna	5TDZK 23C77 S029702	OL1471H

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

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

**RESOLUTION**

**WHEREAS**, at the Municipal Tax Sale held on December 1, 2009, a lien was sold on Block 1204 Lot 4, also known as 81 W Blackwell Street, Dover, New Jersey for delinquent 2008 taxes; and,

**WHEREAS**, this lien, known as Tax Sale Certificate 08-00039 was sold to US Bank Custodian for Phoenix, and;

**WHEREAS**, redemption fees for Certificate No.08-00039 have been received in full.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Board of Aldermen, Town of Dover, County of Morris, State of New Jersey that the Treasurer be authorized to issue a check in the amount of \$34,285.61 for Redemption and Premium paid at sale, payable to US Bank Cust. For Phoenix, 2 Liberty Place, 50 South 16<sup>th</sup> St., Suite 1950, Philadelphia, PA 19102.

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

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

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

**ORDINANCE FOR SECOND READING**

**ORDINANCE 16-2012**  
**OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER AMENDING AND**  
**SUPPLEMENTING REVISED ORDINANCES 1969 ENTITLED, "PARKING" CHAPTER A,**  
**"PUBLIC PARKING SYSTEM" OF THE REVISED ORDINANCES OF THE TOWN OF DOVER 1969, SAVED**  
**FROM REPEAL AMENDING ORDINANCE 11-2009**

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

Article 28, "Parking" Chapter A, "Public Parking System" of the revised Ordinances of 1969, saved from repeal under the Code of the Town of Dover, is hereby amended and supplemented as follows:

1. Operating Plan. The Town of Dover hereby adopts the Dover Public Parking Lots Operating Plan which is attached hereto and made a part hereof.
2. Resident Senior Citizen Exemption. There is hereby implemented a senior citizen decal program for exemption from all parking fees for all those lots governed by pay stations. Application may be made by any Dover resident senior citizen to the Town of Dover for a parking decal, which decal will exempt them from the requirement of making payment at pay stations in Lot A through Lot H. Decal holders can only park in said lots during the designated operating hours of the lot. The fee for filing the application will be \$5.00 per year, and applications shall be made at the office of the Town Clerk. Decals shall be valid for a period of one (1) year from the date of issuance, and shall expire immediately upon change of residency status. Decals shall be issued to no more than one passenger vehicle per resident senior citizen and shall apply only to the person to whom it is issued and shall not be transferable. A senior citizen shall be a person 65 years of age or older. Proof of residency must be provided in the form of the applicant's driver's license and a utility bill or lease agreement which establishes the applicant's residency in the Town of Dover.
3. Non-Profit Reduction. Non-profit organization as defined herein may apply for a parking permit for their employees to park in municipal lot D only for the following amounts per month:

- a. Monthly Permit Fee of \$20.00

A non-profit organization is defined to be an entity organized under the laws of the State of New Jersey pursuant to N.J.S.A. 16-1 et seq. and which entity has qualified as a tax exempt organization under Section 501 (c) (3) of the Internal Revenue Code. Proof of employment must accompany the application for a permit. The non-profit corporation must advise the Town if the employee ceases employment, at which time the permit shall no longer be valid. The Town shall

not be obligated to pay a refund if an employee leaves or is terminated. Permits shall be issued on a monthly or quarterly basis.

4. Town of Dover Business Reduction. Town of Dover Businesses may apply for a monthly parking permit in Lot C only. Proof of employment must accompany the application for a permit. The business must advise the Town if the employee ceases employment, at which time the permit shall no longer be valid. The Town shall not be obligated to pay a refund if an employee leaves or is terminated. Permits shall be issued on a monthly or quarterly basis.

a. Monthly permit fee of \$30.00

5. Operating Hours. All public parking lots shall be closed to parking between the hours of 2:00 a.m. and 5:00 a.m. for valid night time permit holders in designated spaces.

6. Penalty. Any person, firm or corporation who shall violate any section of this Ordinance shall, upon conviction, pay a fine of \$ 25.00.

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

8. Validity. 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.

9. Effective Date. The Ordinance shall take effect in accordance with law, but not sooner than 5:00 a.m. Thursday, November 1, 2012.

**Alderman Visioli has moved the ordinance be adopted and duly seconded by Alderwoman Blackman and passed for second reading by the following roll call vote.**

Mayor Dodd opened the meeting to the public for comments on Ordinance 16-2012. Seeing no hands and hearing no voices, Mayor Dodd closed the meeting to the public.

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

**ORDINANCE NO.17-2012**  
**AN ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, COUNTY OF MORRIS AND STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING ORDINANCE, ENTITLED AN ORDINANCE LIMITING AND RESTRICTING PARKING ON VARIOUS STREETS WITHIN THE TOWN OF DOVER (No. 27-1980)**

**BE IT ORDAINED**, by the Mayor and Board of Aldermen of the Town of Dover that Ordinance No. 12-1980 providing for TWO (2) Hour Limitation on parking between certain hours be hereby amended and supplemented to read as follows:

**SECTION 1.** Ordinance No. 27-1980 entitled “An ordinance limiting and restricting parking on various streets within the Town of Dover as follows:

<b>LOCATION</b>	<b>DESCRIPTION</b>
Chestnut Street; North Side	For the full length between Prospect St. and Thompson Ave. For the full length between Thompson Ave. and Orchard St. Beginning at the Easterly intersection of Orchard St. in an Easterly direction for a distance of 592 feet
Chestnut Street; South Side	For the full length between Prospect St. and Thompson Ave. Beginning at the Easterly intersection of Thompson Ave. in an Easterly direction for a distance of 742 feet.

**SECTION 2.** The two hour parking limit on the above described street shall only be in effect from 8:00 a.m. through 6:00 p.m.

**SECTION 3.** The effectiveness of this Ordinance is contingent upon signs being erected as required by law.

**SECTION 4.** To the extent that this ordinance repeals, amends or alters any or all of the Town Code, the language of this ordinance shall be controlling and in full force and effect. All ordinances or rules or regulations of the Town of Dover, which are inconsistent with the provisions of this ordinance, are hereby repealed to the extent of such inconsistency.

**SECTION 5.** If any Chapter, Article, Section or Subsection, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by any court of competent jurisdiction such decisions shall not effect the remaining portions of this Ordinance.

**SECTION 6.** This Ordinance shall take effect in accordance with law.

**Alderman Visioli has moved the ordinance be adopted and duly seconded by Alderwoman Blackman and passed for second reading by the following roll call vote.**

Mayor Dodd opened the meeting to the public for comments on Ordinance 17-2012. Seeing no hands and hearing no voices, Mayor Dodd closed the meeting to the public.

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

Alderman Visioli thanked the Parking Committee, Margaret Verga and William Close.

**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:	\$712,463.21
GENERAL CAPITAL ACCT claims in the amount of:	\$90,258.82
WATER UTILITY ACCT claims in the amount of:	\$73,128.33
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:	\$3,735.53
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:	\$13.20
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:	\$8,486.84
COAH TRUST Acct claims in the amount of:	\$0.00
<b>TOTAL CLAIMS TO BE PAID</b>	<b>\$888,085.93</b>

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

CURRENT ACCT claims in the amount of:	\$285,590.71
WATER UTILITY ACCT claims in the amount of:	\$20,718.73
PARKING UTILITY ACCT claims in the amount of:	\$3,205.22
PAYROLL AGENCY ACCT claims in the amount of:	\$78,502.21
UNEMPLOYMENT TRUST ACCT claims in the amount of:	\$28.91
<b>TOTAL CLAIMS PAID</b>	<b>\$388,045.78</b>

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

Ayes: Aldermen Visioli, Romaine, Blackman, Rutan and Noriega  
Nays: Alderman Timpani Absent: Alderman Picciallo Abstained: Alderman Downs & Mayor Dodd

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER  
APPOINTING CROSSING GUARDS FOR THE TOWN OF DOVER**

BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover that the following be and hereby are appointed CROSSING GUARD(s) for the Town of Dover commencing October 10, 2012.

Raymond Daly

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

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

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

NOW, THEREFORE, BE IT RESOLVED that Council 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-2013Dover Town-00158 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 Timpani has moved the foregoing resolution be adopted and duly seconded by Alderman Romaine and passed by the following roll call vote.

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

**RESOLUTION APPROVING PERSONNEL ACTIONS**

BE IT RESOLVED that the Mayor and Board of Aldermen of the Town of Dover, upon the recommendation of the Business Administrator, approve the following personnel actions effective October 22, 2012 subject to applicable N.J. Department of Personnel regulations and background checks:

NEW HIRE(S):

Police Department  
Justin Gabrys Patrolman - \$ 103,302

Public Works Department  
Andrew Ridner Laborer - \$ 12.00/hr. Seasonal Employee

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

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

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER  
EXTENDING TIME ON DEVELOPERS' AGREEMENT WITH CHAPLIN HOMES, INC.**

**WHEREAS**, Chaplin Homes, Inc., hereinafter "Developer," entered into a Developer's Agreement with the Town of Dover dated April 24, 2006; and

**WHEREAS**, the Developer's Agreement called for all improvements to be completed in a 12-month period; and,

**WHEREAS**, the Town of Dover has already granted an extension to August 24, 2010 and an another extension to August 24, 2012; and

**WHEREAS**, the Developer has made some improvements and is asking for a reduction in his performance bond, which is currently \$100,902.00; and

**WHEREAS**, the Engineer in accordance with NJSA 40:55D-53 has inspected said improvements and finds them acceptable and has recommended a reduction of the performance bond from \$100, 902 to \$86, 406; and

**WHEREAS**, due to economic conditions the Developer has not been able to move this project forward;

**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 time period within which the Developer is to install all improvements pursuant to the Developer's Agreement between Developer and Town of Dover dated August 24, 2006 is hereby extended until August 24, 2013; and
2. The performance bond shall be reduced from \$100,902.00 to \$86,406.00 for improvements made and accepted by the town Engineer.
3. The Municipal Attorney is authorized to draft a Third Amendment to Developer's Agreement and the Mayor and Clerk are hereby authorized to execute same.

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

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

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER  
RENAMING A SECTION OF RIVER STREET**

**WHEREAS**, the Mayor and Board of Aldermen find it in the best interests of the Town of Dover in the County of Morris in the State of New Jersey to recognize the outstanding contributions of Pastor Dimas Quiles to the community of Dover, by an honorary renaming of River Street to Dimas Quiles Drive between the intersections of Union and River Streets to Mercer and River Streets.

**THEREFORE, BE IT RESOLVED**, that the Director of Public Works is hereby authorized to purchase and install the honorary street placards in on the existing street signs in said locations.

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

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

**PUBLIC COMMENTS**

Mayor Dodd opened the meeting to the public for public comments.  
Seeing no hands and hearing no voices, Mayor Dodd closed the meeting to the public.

**Motion to adjourn made by Alderman Romaine at 7:52 pm,  
and duly seconded by Alderman Visioli passed by the following voice vote.**

**Ayes: Aldermen Visioli, Timpani, Romaine, Blackman, Downs, Rutan, Noriega and Mayor Dodd**

**Nays: None**

**Absent: Alderman Picciallo**

**Abstained: None**

**Respectfully submitted,**

**Margaret J. Verga, Municipal Clerk**