

Instructions for Attending Electronically

OPTION 1:

The meeting will be simulcasted on the Town of Dover's YouTube Channel found here:

https://www.youtube.com/channel/UC7DBVyMoQEXu1U0Z_BkaBHA

A link will also be posted prior to the start of the meeting on the Town of Dover's Facebook Page. If you wish to watch the simulcast on Youtube, public comment for the regular public comment portion can be submitted via the following ways:

1. By hand delivery - Comments may be submitted by hand deliver at Town Hall, located at 37 N. Sussex Street, Dover, NJ 07801 addressed to Acting Municipal Clerk John P. Schmidt. Comments may be dropped off during normal business hours, which are 8:30a.m. to 4:30p.m. up until 1:00 p.m. the day of the meeting.
2. By mail - Comments may be submitted by mail to Town Hall, 37 N. Sussex Street, Dover, NJ 07801 addressed to Acting Municipal Clerk John P. Schmidt. Comments must be received by 1:00 p.m., on the day of the meeting.
3. By email – Comments may be submitted until 1:00p.m. on the day of the meeting via email to publiccomment@dover.nj.us. The Subject of the Email Should be as follows “Public Meeting Comment” followed by the date of the meeting and Name.
Example: **Public Comment 10/13/2020 John Public.**

All comments submitted must include your name and residential address at the beginning of your comment.

OPTION 2:

Members of the public may attend the meeting by Zoom. Please note that upon entry all members of the public will be muted. During the public comment portions of the meeting, if an individual wishes to make a comment, you may do so by raising your hand via the Zoom platform, or if participating via phone by dialing *9 on your telephonic device. After commenting, please dial *9 again to lower your hand.

TO JOIN MEETING VIA COMPUTER

<https://zoom.us/j/93829769728?pwd=UINkWW5xZVB6RW5CT0hKanl0MXNTdz09>

Meeting ID: 938 2976 9728

Passcode: 15TDs7

TO JOIN MEETING VIA PHONE

PHONE NUMBER: 929-205-6099

Meeting ID: 938 2976 9727

Passcode: 218033



TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

REGULAR MEETING AGENDA
ELECTRONIC MEETING
Dover Municipal Building
October 13, 2020 7:00 P.M.

This Agenda is in Accordance with Town Code §2-6 F (3)

**Please Be Advised That This Meeting Will Be Simulcasted on the Town of Dover's
YouTube Channel found here:**

https://www.youtube.com/channel/UC7DBVvMoQEXu1U0Z_BkaBHA

A link will also be posted on the Town's Facebook Page Prior to the Start of the Meeting.

A) CALL MEETING TO ORDER / SUNSHINE STATEMENT – Mayor Carolyn Blackman to call meeting to order and read the Sunshine Statement:

“This meeting is being held in accordance with the Open Public Meetings Act, also known as the Sunshine Law, N.J.S.A. 10:4-6. Notice of the meeting was sent to the Daily Record and Star Ledger on October 1, 2020 and published in the Record and Ledger on October 5, 2020. Notice was also posted on the Bulletin Board and entrance doors of Town Hall.”

B) PLEDGE OF ALLEGIANCE – Mayor Carolyn Blackman to lead those in attendance in the Pledge of Allegiance to the Flag

C) ROLL CALL – Acting Municipal Clerk to Conduct Roll Call:

Name	Present	Absent	Excused
Alderman Correa			
Alderman Tapia			
Alderman Ballesteros			
Alderwoman Rugg			
Alderwoman Cruz			
Alderman Valencia			
Alderman Quinones			
Alderwoman Wittner			
Mayor Blackman			

D) APPROVAL OF MINUTES

1) August 25, 2020 Special Meeting

August 25, 2020 Special Meeting Minutes

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
Motion									
Second									
Yes									
No									
Abstain									

E) REPORT OF COMMITTEES

F) PRESENTATIONS, MUNICIPAL CORRESPONDENCE

- 1) Swearing in of Thomas J. Kratz as a Firefighter for the Town of Dover Fire Dept – Mayor Blackman / Chief Filosa
- 2) Online Transparency / Open Government Presentation – Acting Municipal Clerk Schmidt

G) ORDINANCES FOR FIRST READING

- 1) Ord. 23-2020 – Ordinance of the Town of Dover, County of Morris, State of New Jersey Amending Chapter 236 of the Code of the Town of Dover Regulating the Size of Wall Signs in the Town of Dover

Introduction of Ord. 23-2020

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
Motion									
Second									
Yes									
No									
Abstain									

H) ORDINANCES FOR SECOND READING, PUBLIC HEARING AND ADOPTION

- 1) Ord. 20-2020 – Ordinance of the Town of Dover, County of Morris, State of New Jersey Creating a New Chapter of the Code of the Town of Dover entitled the Open Government – Transparency and Participation Act.

Open the Public Hearing for Ord. 20-2020

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
Motion									
Second									
Yes									
No									
Abstain									

Close the Public Hearing for Ord. 20-2020

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
Motion									
Second									
Yes									
No									
Abstain									

Adoption of Ord. 20-2020

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
Motion									
Second									
Yes									
No									
Abstain									

2) Ord. 21-2020 – Bond Ordinance of the Town of Dover, County of Morris, State of New Jersey Reappropriating \$2,500,000 Proceeds of Obligations Not Needed for their Original Purpose in Order to Provide for Various Capital Projects in and by the Town of Dover, In the County of Morris, State of New Jersey

Open the Public Hearing for Ord. 21-2020

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
Motion									
Second									
Yes									
No									
Abstain									

Close the Public Hearing for Ord. 21-2020

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
Motion									
Second									
Yes									
No									
Abstain									

Adoption of Ord. 21-2020

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
Motion									
Second									
Yes									
No									
Abstain									

3) Ord. 22-2020 – Ordinance of the Town of Dover, County of Morris, State of New Jersey
Modifying Rates of Compensation for Law Enforcement Officers Performing Off-Duty Work

Open the Public Hearing for Ord. 22-2020

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
Motion									
Second									
Yes									
No									
Abstain									

Close the Public Hearing for Ord. 22-2020

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
Motion									
Second									
Yes									
No									
Abstain									

Adoption of Ord. 22-2020

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
Motion									
Second									
Yes									
No									
Abstain									

I) APPROVAL OF BILLS

1) Approval of Bills List (Res. 236-2020)

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
Motion									
Second									
Yes									
No									
Abstain									

J) APPROVAL OF RESOLUTIONS

1) CONSENT AGENDA RESOLUTIONS

- 1) Res. 237-2020 – Resolution Approving a Mobile Retail Food Establishment Class II
- 2) Res. 238-2020 – Resolution Approving Taxis/Limos Licensed in the Town of Dover

Resolutions – 237-238 2020

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
Motion									
Second									
Yes									
No									
Abstain									

2) RESOLUTIONS FOR DISCUSSION AND CONSIDERATION

- 1) Res. 239-2020 – Resolution Supporting the Renaming of the Salem Street Bridge in Honor of Rep. John Lewis.

Resolution 239-2020

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
Motion									
Second									
Yes									
No									
Abstain									

2) Res. 240-2020 – Resolutions Establishing Procedures for Public Comments for Meetings Held During COVID-19

Resolution 240-2020

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
Motion									
Second									
Yes									
No									
Abstain									

K) OLD BUSINESS

L) NEW BUSINESS

1) NEW BUSINESS ITEMS

1) Swearing in of Thomas J. Kratz as a Firefighter for the Town of Dover Fire Dept.

2) ITEMS REQUESTED FOR DISCUSSION BY INDIVIDUAL ALDERMEN

M) PUBLIC COMMENT:

The Town of Dover highly values the input of residents in making important decisions that affect the residents of our community. We also believe in the rights of residents to observe Governing Body Meetings. To ensure that all of our residents have the opportunity to offer comment, each statement/comment shall be held to a time period of five (5) minutes. Public comment has been solicited via the following manners:

- 1) By hand delivery - Comments may be submitted by hand deliver at Town Hall, located at 37 N. Sussex Street, Dover, NJ 07801 addressed to Acting Municipal Clerk John P. Schmidt. Comments may be dropped off during normal business hours, which are 8:30a.m. to 4:30p.m. up until 1:00 p.m. the day of the meeting.
- 2) By mail - Comments may be submitted by mail to Town Hall, 37 N. Sussex Street, Dover, NJ 07801 addressed to Acting Municipal Clerk John P. Schmidt. Comments must be received by 1:00 p.m., on the day of the meeting.
- 3) By email – Comments may be submitted until 1:00p.m. on the day of the meeting via email to publiccomment@dover.nj.us. The Subject of the Email Should be as follows “Public Meeting Comment” followed by the date of the meeting and Name.
Example: **Public Comment 9/22/2020 John Public.**

All comments submitted must include your name and residential address at the beginning of your comment.

- 4) Members of the public may also comment during the public comment portion by raising their hands via the Zoom platform, or if participating via phone by dialing *9 on your telephonic device. After commenting, please dial *9 again to lower your hand.

Please understand that public comment portions of our agenda are not structured as question and answer sessions, but rather they are offered as opportunities to share your thoughts with the Mayor and Board of Aldermen. The Mayor and Board may or may not respond to public comments. However, all comments are considered and will be investigated and addressed as appropriate.

If you have a question that we are unable to answer at the Meeting, feel free to submit your questions to the Interim Town Administrator or the Office of the Municipal Clerk, in writing, and include your name, address and telephone number where you can be contacted. The email address of the Interim Town Administrator is jbennett@dover.nj.us and the email address of the Clerk’s Office is doverclerk@dover.nj.us. Questions will be answered within a reasonable time.

Please be courteous and mindful of the rights of others when providing comments. Comments may not be abusive, obscene or threatening. All members of the public attending Mayor and Board of Aldermen Meetings must treat each other and the Mayor and Board of Aldermen with respect. Individuals offering comments are not permitted to make personal attacks on any Town Employees, the Mayor or any Member of Town Government, other testifiers or members of the public.

N) CLOSED/EXECUTIVE SESSION

- 1) Res. 240-2020 – Resolution Authorizing Closed/Executive Session to discussion litigation regarding Peterson v. Town of Dover and Donald Travisano, individually and in his official capacity as supervisor, Docket No. MRS-L-288-19

Resolution 240-2020

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
Motion									
Second									
Yes									
No									
Abstain									

ADJOURNMENT



TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

ORDINANCE No. 23-2020

**ORDINANCE OF THE MAYOR AND BOARD OF ALDERMAN OF THE TOWN OF DOVER,
COUNTY OF MORRIS AND THE STATE OF NEW JERSEY AMENDING CHAPTER 236 OF
THE CODE OF THE TOWN OF DOVER REGULATING THE SIZE OF WALL SIGNS IN THE
TOWN OF DOVER**

WHEREAS, the governing body of a municipality make, amend, repeal, and enforce ordinances to adopt policies and procedures for the benefit of the municipality; and

WHEREAS, the Mayor and Aldermen recognize that there is a need to make reasonable changes to the Code of the Town of Dover to attract local and perspective business owners; and

WHEREAS, the Mayor and Board of Aldermen recognize the difficult economic climate in our community, county, state and country; and

WHEREAS, the current code of the Town of Dover does not recognize the impact on smaller businesses and allow for properly sized signage; and

WHEREAS, the Mayor and Board of Aldermen believe it is in the best interest of the Town, to amend the code to allow for greater flexibility to attract businesses and to create economic opportunities for its residents; and to clarify the location / size of façade signs on buildings located on corner lots; and

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Aldermen of the Town of Dover, County of Morris, State of New Jersey, that Chapter 236 of the Town Code is hereby amended:

SECTION 1.

§236-38 J. (3)(a) shall be revised to read in its entirety as follows:

One sign may be attached to the wall at each main public entrance of a building and shall conform to requirements for wall signs. Such sign shall not exceed 1.5 square feet of area for each one linear foot of front wall except that no wall sign shall exceed forty (40) square feet in area. On corner lots, each wall facing a street shall be deemed a front wall for the purposes of this subsection.

SECTION 2. 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 decision shall not affect the remaining portions of this Ordinance.

SECTION 3. 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 4. This ordinance shall take effect upon the passage and publication according to law.

Carolyn Blackman, Mayor

Attest:

John P. Schmidt, Acting Municipal Clerk

INTRODUCED: _____

ADOPTED: _____

DRAFT



TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

ORDINANCE No. 20-2020

ORDINANCE OF THE MAYOR AND THE BOARD OF ALDERMEN OF THE TOWN OF DOVER CREATING THE OPEN GOVERNMENT- TRANSPARENCY AND PARTICIPATION ACT

SYNOPSIS

“The Open Government – Transparency and Participation Act,” provides the guidelines to increase open government, transparency, and community collaboration in the Town of Dover, County of Morris, State of New Jersey.

BE IT ENACTED by the Mayor and Board of Alderman of the Town of Dover, County of Morris, State of New Jersey:

This act shall be known and may be cited as the
“Open Government- Transparency and Participation Act”

WHEREAS, in 1991, the New Jersey Supreme Court confirmed, in *South Jersey Pub. Co., Inc. v. N.J. Expressway Auth.*, 124, N.J. 478, 491-92, that:

Governmental secrecy shrouds corruption and engenders public distrust in government and its officials. Whether dishonesty does, or does not, exist is irrelevant. The important factor is that "secrecy" creates a belief that it exists which, if extensive enough, could destroy needed public support for government action. * The sole method of combating these notions is to demonstrate their falsity by opening the doors of government so that the truth may be viewed by all.

Quoting Kugler, *New Jersey's Right to Know: A Report on Open Government* 175 (1974).

WHEREAS, the Mayor and Board of Aldermen find that good government depends on knowledgeable citizens who have broad access to government meetings and who have ready and inexpensive access to a wide range of government information. Such access enables them to participate fully in public affairs, help determine governmental priorities and to hold their public officials accountable; and

WHEREAS, Transparency promotes accountability and provides information maintained by the Local Government for citizens about what their Government, including their elected and appointed representatives, are doing; and

WHEREAS, public officials and town employees must, therefore, avoid conduct which is in violation of their public trust or which creates a justifiable impression among the public that such trust is being violated via potential, perceived or real conflict of interests; and

WHEREAS, the residents have the right to know how their tax money is allocated and utilized and the potential conflict of interests of their public officials and town employees; 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, as follows:

SECTION 1. That the “Code of the Town of Dover” is hereby amended and supplemented by the addition of a new Chapter, entitled “Open Government- Transparency and Participation Act,” pursuant to N.J.S.A. 40:49-4 (Codification of Ordinances) as follows:

OPEN GOVERNMENT-TRANSPARENCY AND PARTICIPATION ACT

§ 1-1 Definitions

The words and phrases defined in this Section shall, for the purpose of this Ordinance, have the meanings specified below:

A. Town

It means the Town of Dover, County of Morris, State of New Jersey.

B. Board of Aldermen

It means all members of the principal Public Body of the Town as described in the Town’s Code.

C. Public Body

Any of the following: All governing bodies of the Town, including but not limited to, the Board of Aldermen, Board of Health, Board of Adjustment, Planning Board, Library Board of Trustees, Redevelopment Agency, Housing Authority, and Water Commission.

D. Community

Any groups or individuals who live in the Town of Dover and are not elected officials, appointed officials, staff or contractors.

E. New Media

The technological tools which can be utilized to publish documents, any type of digital media, and/or interact with the community.

F. Relative

It means an individual’s spouse/domestic partner/civil union partner or the individual or spouse’s/domestic partner’s/civil union partner’s parent, child, brother, sister, aunt, uncle, niece, nephew, cousin, grandparent, grandchild, son-in-law, daughter-in-law, stepparent, stepchild, stepbrother, stepsister, half-brother or half-sister, whether the relative is related to the individual or the individual’s spouse/domestic partner/civil union partner by blood, marriage or adoption.

G. Consensual Personal Relationship

It means marriage, engagement, dating or other ongoing romantic or sexual relationships.

H. Cohabitant

It means non-related persons who share a household under circumstances where there is financial interdependence.

I. Interest

It means the ownership or control of more than 1% of the profits of a firm, association, or partnership, or more than 1% of the stock in any corporation or for-profit business venture.

J. Non-profit

It means a 501(c) organization as per the federal law of the United States according to 26 U.S.C. § 501 and is one of 29 types of nonprofit organizations exempt from some federal income taxes.

§ 1-2 Web site

A. THE WEB SITE:

The Towns' existing website shall contain the following records and information. No password or username shall be required, and no other restriction shall be imposed that would prevent a user from accessing the information on the site anonymously and at no cost. No record or information on the Town's Internet site shall be removed prior to the time, if any, when the corresponding non-Internet version of that record is permitted by law to be destroyed. All downloadable records shall be, if possible, text-searchable PDF or Microsoft Excel files.

B. FINANCIAL RECORDS:

The Web site shall provide the public with access, at no charge and no login required, to the following financial records:

(1) **Records reflecting annual town expenditures**, as determined by the Town Chief Financial Officer and as available within the Town's central accounting system and payroll system, which shall include but not be limited to:

(a) Purchase Order Report in Microsoft Excel or csv file, which shall include the following fields of information:

1. PO #
2. PO Date
3. Vendor ID
4. Vendor Name
5. Description
6. Amount
7. Charged Account
8. Account Type
9. Account Description
10. Status
11. Check ID

12. First Enc Date
13. Received Date
14. Check Date
15. Void Date
16. Invoice

§ 1-3 Ethics and Disclosures

There shall be established by this ordinance that the Town of Dover will follow:

A. ETHICS TRAINING

- (1) All members of the Town's Public Bodies shall attend a mandatory Ethics and Conflict of Interest Training at the beginning of their term.

B. CONFLICT OF INTEREST DISCLOSURE

- (1) All members of the Town's Public Bodies shall complete a Conflict of Interest Disclosure by January 30th of each calendar year.
- (2) The Conflict of Interest Disclosure shall include, but may not limited to, the following information and questions:
 - (a) Full Name
 - (b) Name of Public Body
 - (c) Title/Position/Term in the Public Body
 - (d) Has the member of the Public Body and/or any relative, business partner, and/or individual(s) whom the member has/had a consensual personal relationship, provided services to, or been employed by the Town of Dover during the last ten (10) calendar years?
 - (e) Has the member of the Public Body and/or any relative, business partner, and/or individual(s) whom the member has/had a consensual personal relationship had any direct or indirect interest in any business transaction(s) during the last ten (10) calendar years in which the Town of Dover was a party?
 - (f) Does the member of the Public Body have any relative(s), business partner(s), and/or individual(s) who the member has/had a consensual personal relationship working as an employee or contractor for the Town of Dover? If yes, please provide their names and title.
 - (g) Does the member of the Public Body have any interest in any firm, association, partnership, corporation and/or for-profit venture? If yes, please provide the names and the percentage of stock owned.

- (h) Has any of the business(es), where the member of the Public Body has any interest, done any business with any company and/or government entity that the Town of Dover has voted to enter any legal and/or financial agreements during the last 10 years? If yes, please provide the names of the companies and/or government entities.
 - (i) Has the member of the Public Body served on the board of directors or been a member of any non-profit organization during the last ten (10) years? If yes, please provides the names of the organizations and title.
 - (j) Does the member of the Public Body have any relative(s), business partner(s), and/or individual(s) who the member has/had a consensual personal relationship interest in any pending legal proceedings involving the Town of Dover?
 - (k) Has the member of the Public Body received any campaign contributions from any individual, partner with an interest in a company and/or business entity that has submitted redevelopment plans and/or received approval or financing for redevelopment plans in the Town of Dover during the last ten (10) years? If yes, please provide the name, date and amount of the campaign contribution.
- (3) The Annual Conflict of Interest Disclosures shall be published on the Town's web site by February 28th of each year.

§ 1-4 Privacy and Data Protection

Nothing in this Act shall require the disclosure of information deemed private, personal, or confidential or otherwise exempted from disclosure by applicable law.

§ 1-5 Effective Date and Scope

This Act shall take effect upon publication as required by law. All requirements as to posting information shall be prospective from the date this Act takes effect, except the Financial documents identified in Section B, which shall be retroactive to the calendar year 2013.

§ 1-6 Construction

This act is remedial and shall be liberally construed to effectuate its findings and purposes.

§ 1-7 Saving Clause

If any portion of this Act shall be declared to be unconstitutional, invalid or inoperative, in whole or in part, by a court of competent jurisdiction, such portion shall, to the extent that it is not unconstitutional, invalid or inoperative, remain in full force and effect, and no such determination shall be deemed to invalidate the remaining portions of this Act.

§ 1-8 Repealer

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

§ 1-9 Amendments

Any amendments or changes to this Chapter shall require a three fourths (3/4) of the total membership of the Governing Body of the Town of Dover.

DRAFT



TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

ORDINANCE No. 21-2020

BOND ORDINANCE REAPPROPRIATING \$2,500,000 PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSE IN ORDER TO PROVIDE FOR VARIOUS CAPITAL PROJECTS IN AND BY THE TOWN OF DOVER, IN THE COUNTY OF MORRIS, NEW JERSEY

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN 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. Pursuant to N.J.S.A. 40A:2-39, it is hereby determined that \$2,500,000 of the proceeds of obligations originally made available pursuant to Section 3(b) of Bond Ordinance #01-2008 of the Town of Dover, in the County of Morris, New Jersey (the "Town"), finally adopted February 27, 2018, are no longer necessary for the acquisition, by purchase, and improvements of the Berkeley College building and improvement of the adjacent property in and by the Town, for which the obligations previously were authorized.

Section 2. The \$2,500,000 described in Section 1 and made available pursuant to N.J.S.A. 40A:2-39, is hereby reappropriated to provide for the following capital improvements:

<u>Purpose</u>	<u>Reappropriation Amount</u>
a) Acquisition of Police Department Sport Utility Vehicles.	\$ 190,000
b) Acquisition of Christmas Decorations.	\$ 289,000
c) Acquisition of Communications Equipment and Radios.	\$ 50,000
d) Various Fire Department Improvements.	\$ 90,000
e) Acquisition of Public Works Vehicles and Equipment.	\$ 265,000
f) Acquisition and installation of a Police Department Security Door.	\$ 10,000
g) Renovation of Waterworks Bathrooms.	\$ 55,000
h) Various improvements to Public Facilities, including but not limited to, Municipal Building roof repairs/replacement, repairs/replacement of gazebo and park lighting, furnace upgrade in Municipal Building and fire department floor drain.	\$ 656,000
i) Various roadway and infrastructure improvements, including but not limited to, removal of Cantilevered Walkway; White Street Drainage Study; Brook Lane	\$ 860,000

<u>Purpose</u>	<u>Reappropriation Amount</u>
Bridge Evaluation; Dana-Poly Drainage Study and Traffic Signal Improvements.	
j) Centers of Place Designation.	\$ <u>35,000</u>
TOTALS	\$ <u>2,500,000</u>

Section 3. The Town hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Town is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

4. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Carolyn Blackman, Mayor

Attest:

John P. Schmidt, Acting Municipal Clerk

INTRODUCED: _____

ADOPTED: _____



TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

ORDINANCE No. 22-2020

ORDINANCE FOR THE TOWN OF DOVER, COUNTY OF MORRIS, STATE OF NEW JERSEY MODIFYING THE RATES OF COMPENSATION FOR LAW ENFORCEMENT OFFICERS PERFORMING OFF-DUTY WORK

WHEREAS, on April 24, 2019, the Town of Dover (the “Town”) signed a collective bargaining agreement with the Policemen’s Benevolent Association, Dover Local No. 107 for the term of January 1, 2018 to December 31, 2022; and

WHEREAS, on September 12, 2019, the Town signed a collective bargaining agreement with the Superior Officers’ Association, Dover Local No. 107 for the term of January 1, 2018 to December 31, 2022; and

WHEREAS, in accordance with the terms of these collective bargaining agreements, the Town agreed to modify the contracting rates for law enforcement officers performing off-duty work.

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

SECTION 1: Article 18, “Rates of Compensation; Administrative Fee; Payment for Services,” of Chapter 57, “Police Department,” shall be and hereby is amended as follows:

§ 57-18 Rates of compensation; administrative fee; payment for services.

- A. All members of the Policemen’s Benevolent Association, Dover Local No. 107, shall be paid at the premium, overtime rate for the top-paid patrol officer for all third-party services.
- B. All members of the Superior Officers’ Association, Dover Local No. 107, shall be paid at the overtime rate of the Deputy Chief for all third-party services
- C. All officers shall additionally be paid an additional \$5.00 per hour for each regular hour worked between 6:00 p.m. and 7:00 a.m. for all third-party services.
- B. An additional 20% per hour for any person or entity and 10% per hour for nonprofit organizations is hereby established to cover administrative costs, overhead, and out-of-pocket expenses of the Town of Dover.
- C. The Town of Dover Board of Education is exempt from the administrative fee.
- D. In the event that off-duty work is performed for either the Town of Dover Board of Education or for a non-emergency planned capital improvement to be paid for exclusively by the Town of Dover, the off-duty rate shall be consistent with the terms of

the then-current collective bargaining agreement with the Policemen's Benevolent Association, Dover Local No. 107.

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

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

SECTION 4: This Ordinance shall take effect in accordance with law.

Carolyn Blackman, Mayor

Attest:

John P. Schmidt, Acting Municipal Clerk

INTRODUCED: _____

ADOPTED: _____



TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

RESOLUTION NO. 236-2020

BILL LIST RESOLUTION

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.

CURRENT APPROPRIATIONS RESERVE ACCT claims in the amount of:	\$0.00
CURRENT APPROPRIATIONS ACCT claims in the amount of:	\$1,870,258.00
GENERAL CAPITAL ACCT claims in the amount of:	\$18,968.24
WATER UTILITY RESERVE ACCT claims in the amount of:	\$913.50
WATER UTILITY ACCT claims in the amount of:	\$64,786.69
WATER CAPITAL ACCT claims in the amount of:	\$77,999.13
PARKING UTILITY RESERVE ACCT claims in the amount of:	\$0.00
PARKING UTILITY ACCT claims in the amount of:	\$3,080.44
PARKING CAPITAL ACCT claims in the amount of:	\$0.00
ANIMAL CONTROL TRUST ACCT claims in the amount of:	\$20.40
EVIDENCE TRUST ACCT claims in the amount of:	\$0.00
RECYCLING TRUST ACCT claims in the amount of:	\$122.70
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:	\$27,581.10
COAH TRUST ACCT claims in the amount of:	\$0.00
TOTAL CLAIMS TO BE PAID	\$2,063,730.20

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

EVIDENCE TRUST ACCT claims in the amount of:	\$0.00
CURRENT APPROPRIATIONS ACCT claims in the amount of:	\$0.00
PARKING UTILITY ACCT claims in the amount of:	\$0.00
WATER UTILITY OPERATING claims in the amount of:	\$0.00
TOTAL CLAIMS PAID	\$0.00

TOTAL BILL LIST RESOLUTION **\$2,063,730.20**

ATTEST:

TOWN OF DOVER, COUNTY OF MORRIS

John P. Schmidt, Acting Municipal Clerk

Carolyn Blackman, Mayor



TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

RESOLUTION NO. 237-2020

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPROVING A MOBILE RETAIL FOOD ESTABLISHMENT(S)

WHEREAS, a Class 2 license allows the licensee to set up on the paved portions of the following public parks and or playgrounds of the town: Crescent Field, Second Street Playground, Hooey Park, King Field, Hurd Park, Steffany Park at Waterworks and Overlook Park.

WHEREAS, the vendors have provided proof of insurance, sales tax certificate, physician certificate(s), photograph(s) of employees, proof of citizenship and proof of payment of sales tax; and

WHEREAS, the appropriate fees have been paid.

WHEREAS, this approval is conditioned upon approval of the Health Officer's satisfactory inspection of the vehicle for said license.

WHEREAS, the Police Department has approved the location of the vendors.

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. That the application of Joselito Telleria Vargas of Manjares del Caribe for a Mobile Retail Food Establishment, Class 2 License be approved. (RENEWAL)

ATTEST:

John P. Schmidt, Acting Municipal Clerk

Carolyn Blackman, Mayor

ADOPTED



TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

RESOLUTION NO. 238-2020

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 taxicab(s)/limo(s);

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.

FIRST CLASS TAXI OF DOVER

NEW VEHICLE

2011 TOYOTA	OP4994 NJ	5TDKK3DCXBS033550	TAXI #70
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REPLACING

2009 LINCOLN	OL4541	X607354	
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ATTEST:

TOWN OF DOVER, COUNTY OF MORRIS

John P. Schmidt, Acting Municipal Clerk

Carolyn Blackman, Mayor

ADOPTED: _____



TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

RESOLUTION NO. 239-2020

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, COUNTY OF MORRIS, STATE OF NEW JERSEY SUPPORTING THE RENAMING OF THE E. BLACKWELL STREET BRIDGE OVER THE ROCKAWAY RIVER IN HONOR OF CONGRESSMEN JOHN LEWIS

WHEREAS, Congressmen John Robert Lewis devoted his life to safeguarding human rights, protecting civil liberties and building what he called “the Beloved Community” in the United States of America; and

WHEREAS, who grew up on a farm in a family of sharecroppers and attended segregated public schools went out to devote his life to improving the lives of others; and

WHEREAS, on March 7, 1965, Congressmen John Lewis of Georgia, was an organizer with the Student Nonviolent Coordinating Committee, led a march for voting rights across the Edmund Pettus Bridge in Selma, Alabama which became known as Bloody Sunday. When the group crossed the county line, state troopers and mounted possemen attacked the unarmed marchers with nightsticks and tear gas. Seventeen marchers were hospitalized and 50 were treated for lesser injuries. Lewis was treated for a concussion; and

WHEREAS, Congressmen Lewis played an important role in the Civil Rights Movement and was a champion of preserving, protecting and expanding the rights of all Americans to vote; and

WHEREAS, Congressmen Lewis served as member of the United States House of Representatives for over 33 years, from January 3, 1987 until his death on July 17, 2020; and

WHEREAS, the Mayor of Board of Aldermen wish to honor the legacy of Congressmen John Lewis and his commitment to equality for all Americans; and

NOW THEREFORE BE IT RESOLVED, by the Mayor and Board of Aldermen that the upon completion of the E. Blackwell Street Bridge, which goes over the Rockaway River in the Town of Dover should be renamed to honor Congressmen John Lewis.

BE IT FURTHER RESOLVED, that the Acting Municipal Clerk is directed to send a certified copy of the Resolution to Morris County Administrator John Bonanni.

ATTEST:

TOWN OF DOVER, COUNTY OF MORRIS

John P. Schmidt, Acting Municipal Clerk

Carolyn Blackman, Mayor

ADOPTED: _____



TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

RESOLUTION NO. 240-2020

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, COUNTY OF MORRIS, STATE OF NEW JERSEY ESTABLISHING PROCEDURES AND REQUIREMENTS OFR PUBLIC COMMENTS FOR MEETINGS HELD DURING COVID-19

WHEREAS, the COVID-19 pandemic has changed the way public meetings of the Dover Mayor and Board of Aldermen have had to be held; and

WHEREAS, this change has required new procedures for public comment; and

WHEREAS, the normal meeting space of the Mayor and Board of Aldermen is not large enough to accommodate the number of persons who could normally attend a meeting in person under social distancing guidelines; and

WHEREAS, Local Finance Notice 21-2020 has required all public bodies to adopt a resolution with standard procedures for public comments made during meetings; and

NOW THEREFORE BE IT RESOLVED THAT, the following policies and procedures are hereby adopted for public comments:

A) The Town of Dover highly values the input of residents in making important decisions that affect the residents of our community. We also believe in the rights of residents to observe Governing Body Meetings. To ensure that all of our residents have the opportunity to offer comment, each statement/comment shall be held to a time period of five (5) minutes. Public comment has been solicited via the following manners:

- 1) By hand delivery - Comments may be submitted by hand deliver at Town Hall, located at 37 N. Sussex Street, Dover, NJ 07801 addressed to Acting Municipal Clerk John P. Schmidt. Comments may be dropped off during normal business hours, which are 8:30a.m. to 4:30p.m. up until 1:00 p.m. the day of the meeting.
- 2) By mail - Comments may be submitted by mail to Town Hall, 37 N. Sussex Street, Dover, NJ 07801 addressed to Acting Municipal Clerk John P. Schmidt. Comments must be received by 1:00 p.m., on the day of the meeting.
- 3) By email – Comments may be submitted until 1:00p.m. on the day of the meeting via email to publiccomment@dover.nj.us. The Subject of the Email should be as follows “Public Meeting Comment” followed by the date of the meeting and Name.
Example: **Public Comment 9/22/2020 John Public.**
- 4) All comments submitted in writing must include your name and residential address at the beginning of your comment.
- 5) Members of the public may also comment during the public comment portion via Zoom by raising their hands via the Zoom platform, or if participating via phone by dialing *9 on your telephonic device. After commenting, please dial *9 again to lower your hand. All

members of the public who wish to comment must state their name and address after being recognized to speak.

B) Public comment portions of the agenda are not structured as question and answer sessions, but rather they are offered as opportunities to share your thoughts with the Mayor and Board of Aldermen. The Mayor and Board may or may not respond to public comments. However, all comments are considered and will be investigated and addressed as appropriate.

C) If officials are unable to be answer a question at the Meeting, a member of the public may submit a question to the Interim Town Administrator or the Office of the Municipal Clerk, in writing, and include name, address and telephone number where you can be contacted. The email address of the Interim Town Administrator is jbennett@dover.nj.us and the email address of the Clerk's Office is doverclerk@dover.nj.us. Questions will be answered within a reasonable time.

D) All members of the public must be courteous and mindful of the rights of others when providing comments. Comments may not be abusive, obscene or threatening. All members of the public attending Mayor and Board of Aldermen Meetings must treat each other and the Mayor and Board of Aldermen with respect. Individuals offering comments are not permitted to make personal attacks on any Town Employees, the Mayor or any Member of Town Government, other testifiers or members of the public.

E) If a comment is submitted which is deemed as abusive, obscene or threatening by the presiding officer, the comment will not be read if it was submitted in writing, and if it is spoken, the individual will be asked to not use abusive, obscene or threatening language by the presiding officer. If the individual fails to comply with the direction given by the presiding officer, the Acting Municipal Clerk and/or the Deputy Municipal Clerk are instructed to mute the individual on Zoom.

BE IT FURTHER RESOLVED THAT, the following policies and procedures are hereby to be printed on the public meeting agenda.

ATTEST:

TOWN OF DOVER, COUNTY OF MORRIS

John P. Schmidt, Acting Municipal Clerk

Carolyn Blackman, Mayor

ADOPTED: _____



TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

RESOLUTION NO. 241-2020

AUTHORIZING EXECUTIVE SESSION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER

WHEREAS, while the Sen. Byron M. Baer Open Public Meetings Act (N.J.S.A. 10:4-6 et seq.) requires all meetings of the Mayor and Board of Aldermen of the Town of Dover to be held in public, N.J.S.A. 10:4-12(b) sets forth nine (9) types of matters that may lawfully be discussed in "Executive Session," i.e. without the public being permitted to attend, and

WHEREAS, the Mayor and Board of Aldermen have determined that 4 issues are permitted by N.J.S.A. 10:4-12(b) to be discussed without the public in attendance shall be discussed during an Executive Session to be held on October 13, 2020 at _____ P.M, and

WHEREAS, the nine (9) exceptions to public meetings set forth in N.J.S.A. 10:4-12(b) are listed below, and next to each exception is a box within which **the number** of issues to be privately discussed that fall within that exception shall be written, and after each exception is a space where additional information that will disclose as much information about the discussion as possible without undermining the purpose of the exception shall be written.

"(1) Any matter which, by express provision of Federal law, State statute or rule of court shall be rendered confidential or excluded from public discussion." The legal citation to the provision(s) at issue is: _____ and the nature of the matter, described as specifically as possible without undermining the need for confidentiality is _____

_____;

"(2) Any matter in which the release of information would impair a right to receive funds from the federal government." The nature of the matter, described as specifically as possible without undermining the need for confidentiality is _____

_____;

"(3) Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to

admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.” The nature of the matter, described as specifically as possible without undermining the need for confidentiality is _____

_____;

“(4) Any collective bargaining agreement, or the terms and conditions of which are proposed for inclusion in any collective bargaining agreement, including the negotiation of terms and conditions with employees or representatives of employees of the public body” The collective bargaining contract(s) discussed are between the Board and _____

_____;

“(5) Any matter involving the purchase lease or acquisition of real property with public funds, the setting of bank rates or investment of public funds where it could adversely affect the public interest if discussion of such matters were disclosed.” The nature of the matter, described as specifically as possible without undermining the need for confidentiality is _____

_____;

“(6) Any tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection. Any investigations of violations or possible violations of the law.” The nature of the matter, described as specifically as possible without undermining the need for confidentiality is _____

_____;

“(7) Any pending or anticipated litigation or contract negotiation in which the public body is or may become a party. Any matters 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.” The parties to and docket numbers of each item of litigation to the extent known and/or the parties to each contract discussed are Case Status Update in Peterson v. Town of Dover and Donald

Travisano, individually and his official capacity as Supervisor, Docket No. MRS-L-288-19 and nature of the discussion, described as specifically as possible without undermining the need for confidentiality is Discussion of the case status and case mediation and to receive legal guidance on litigation from counsel.

“(8) Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance, promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.” Subject to the balancing of the public’s interest and the employee’s privacy rights under South Jersey Publishing Co. v. New Jersey Expressway Authority, 124 N.J. 478, the employee(s) and nature of the discussion, described as specifically as possible without undermining the need for confidentiality are _____

_____;

“(9) 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 of omission for which the responding party bears responsibility.” The nature of the matter, described as specifically as possible without undermining the need for confidentiality is _____

_____;

WHEREAS, the length of the Executive Session is estimated to be 35 minutes after which the public meeting of the Mayor and Board of Aldermen shall reconvene and proceed with business.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Board of Aldermen of the Town of Dover will go into Executive Session for **only** the above stated reasons;

BE IT FURTHER RESOLVED that the Mayor and Board of Aldermen hereby declares that its discussion of the aforementioned subject(s) will be made public at a time when the public’s interest in disclosure is greater than any privacy or governmental interest being protected from disclosure. For each of the above items, the estimated date by which such disclosure can be made and/or the occurrence that needs to take place before disclosure can be made are listed below (attach separate sheet if necessary)

Subject of Discussion	Estimated Date	Necessary Occurrence
Case Status / Mediation	4/30/2021	Disposition of Case

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BE IT FURTHER RESOLVED that the Clerk at the present public meeting, shall read aloud enough of this resolution so that members of the public in attendance can understand, as precisely as possible, the nature of the matters that will privately discussed.

BE IT FURTHER RESOLVED that the Clerk, on the next business day following this meeting, shall furnish a copy of this resolution to any member of the public who requests one at the fees allowed by N.J.S.A. 47:1A-1 et seq.

Carolyn Blackman, Mayor

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION
APPROVED BY THE MAYOR AND BOARD OF ALDERMEN AT ITS PUBLIC MEETING
HELD ON _____ 20__.

John P. Schmidt, Acting Municipal Clerk