



TOWN OF DOVER

MAYOR AND BOARD OF ALDERMEN

CAUCUS MEETING MINUTES
OCTOBER 9, 2018 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

ROLL CALL:

Present: Aldermen Visioli, Picciallo, Romaine, Blackman, Toth, O'Connor, Camacho and Mayor Dodd
Absent: Alderman MacDonald

Also present were Administrator Donald Travisano, Town Attorney Jarrid Kantor and Municipal Clerk Tara Pettoni.

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

SUNSHINE LAW STATEMENT

In accordance with the provisions set forth in the Open Public Meeting Law, notification of this meeting has been sent to all officially designated Town newspapers and notice is posted in the Town Hall.

PROCLAMATION – Cinthia Osario was presented with a proclamation in honor of Hispanic Heritage month as well as her brave battle with Cancer.

MUNICIPAL CORRESPONDENCE:

1. Received from NJ League of Municipalities—Weekly Update—September 28, 2018
2. Received from NJ League of Municipalities—Weekly Update—October 5, 2018
3. Received from the NJDEP—Weekly Update—September 28, 2018
4. Received from the NJDEP—Weekly Update—October 5, 2018
5. Received from the NJDEP—Re: Wastewater Management Plan
6. Received from the NJDEP—Re: NJDEP at NJSLOM
7. Received from Petronila Salomon—Request for Curb Opening Permit

CONSENT AGENDA

1. Resolution Approving Taxi Cab Driver's Licenses as per Schedule A
2. Resolution Approving Taxis/Limos
3. Resolution Approving Raffle/Bingo Licenses—William Hedges Post #27, American Legion

ORDINANCE(S) FOR SECOND READING

1. Ordinance No. 13-2018 – Amending & Supplementing Article IV Zoning Chapter 236-57, Land Use Code Entitled Performance Guarantee for Improvements—Alderman O'Connor
2. Ordinance No. 14-2018 – Amending Chapter 236, Land Use and Development, Off-Street Parking—Alderman O'Connor

RESOLUTIONS

1. Resolution Approving Bills List
2. Resolution Approving the Minutes for the September 25, 2018 Caucus and Regular
3. Resolution Approving a Shared Services Agreement with the Twp. Of Mount Olive for Health Services
4. Resolution Approving the Submission of a NJDOT Local Aid Grant Application
5. Resolution Approving Curb Opening Permit—155 Madison Avenue
6. Resolution Approving a Person-to-Person Liquor License Transfer—At The Hop, Inc.

**REGULAR MEETING MINUTES
OCTOBER 9, 2018**

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 7:00 PM

ROLL CALL:

Present: Aldermen Visioli, Picciallo, Romaine, Blackman, Toth, O'Connor, Camacho and Mayor Dodd

Absent: Alderman MacDonald

Also present were Administrator Donald Travisano, Town Attorney Jarrid Kantor and Municipal Clerk Tara Pettoni.

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

Mayor Dodd opened the meeting to the public on any agenda items.

Adrian Ballesteros—11 Julia Terrace—Mr. Ballesteros inquired about the ordinances that were on the agenda.

CONSENT AGENDA:

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPROVING
TAXICAB DRIVER LICENSES**

WHEREAS, applications for taxicab drivers licenses have been made by the people listed on Schedule A attached hereto and made a part hereof; and

WHEREAS, the Police Department of the Town of Dover has reviewed their applications and has advised that there is no prohibition to the issuance of their license; and,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey that the taxi driver licenses for those people listed on Schedule A attached hereto and made a part hereof are hereby approved.

Schedule A

AXEL'S EXPRESS TAXI & LIMO

Franquin Uzategui-Trejo

Marco Belmontes

**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.

CITY LIMO & TAXI, INC.

2009 CHRYSLER	R673794	OL3773K	LIMO #059
2010 CHRYSLER	R320903	OT326A	TAXI #49
2010 TOYOTA	S329028	OT300A	TAXI #52

2008 CHRYSLER	R824935	OT301A	TAXI #53
2009 DODGE	R514462	OT4545	TAXI #60

AXELS EXPRESS LIMO & TAXI

2010 CHRYLSEK	R194141	OT1184	TAXI #31
2010 HONDA	B025383	OT305A	TAXI #34
2010 DODGE	R433037	OT306A	TAXI #42
2010 CHRYSLER	R148613	OT304A	TAXI #45

ELITE LIMO AND TAXI SERVICES LLC

2007 LINCOLN	Y621552	OL3797K	LIMO #060
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**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN
OF THE TOWN OF DOVER APPROVING RAFFLE LICENSES**

WHEREAS, the below listed organization has applied for a Raffle/Bingo License; and

WHEREAS, such licenses have been reviewed by the appropriate departments and found to meet with all of the requirements and conditions of the municipality;

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

The below listed raffles for the date set forth following their names are hereby approved:

SCHEDULE A

William Hedges Baker Post #27, American Legion

To be held November 5, 2018 thru October 29, 2019
Monday thru Sunday
(**RL-1078**, Pull Tab)

William Hedges Baker Post #27, American Legion

To be held November 7, 2018 thru October 30, 2019
Every Wednesday
(**BL-264**, Bingo)

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

**Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, Toth, O'Connor, Camacho & Mayor Dodd
Nays: None Absent: Alderman MacDonald Abstained: None**

ORDINANCE(S) FOR SECOND READING:

ORDINANCE NO. 13-2018

**AN ORDINANCE OF THE TOWN OF DOVER, COUNTY OF MORRIS, STATE OF NEW JERSEY,
AMENDING AND SUPPLEMENTING ARTICLE IV ZONING CHAPTER 236-57 OF THE TOWN OF DOVER
LAND USE CODE ENTITLED PERFORMANCE GUARANTEE FOR IMPROVEMENTS**

WHEREAS, the New Jersey Legislature has adopted S3233, amending the requirements for performance and maintenance guarantees under the Municipal Land Use Law pursuant to N.J.S.A. 40:55D-53, et seq. and authorizing new types of guarantees a municipality may require of a developer; and

WHEREAS, this ordinance implements these new changes to be current with State law.

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

SECTION 1. The Town of Dover Land Use Code is hereby amended to delete in its entirety Article IV Zoning Chapter 236-57 Performance Guaranty for Improvements and is replaced in its entirety with a new Chapter 236-57 entitled “Performance and Maintenance Guarantees” so that it shall read as follows:

§236-57

A. Escrow. At least one-week prior to the beginning of construction or installation of any required improvements, the developer shall notify the Municipal Engineer, in writing, of the developer's intention to commence such work. All improvements and utility installation shall be inspected during the time of their installation by the Municipal Engineer or his designee to ensure satisfactory completion, and no underground installation shall be covered until inspected by the Municipal Engineer or his designee. The developer shall reimburse the Town for reasonable inspection fees paid to the Municipal Engineer for the inspection of improvements which fees shall not exceed the sum of the amounts set forth below. The developer shall deposit the necessary inspection fee with the Planning and Zoning Office prior to the start of any construction or prior to signing the final plat, whichever shall first occur. The inspection fee shall be in addition to the amount of any required performance or maintenance guaranties and shall consist of a sum equal in an amount:

(1) not to exceed, except for extraordinary circumstances, the greater of \$500 or 5% of the cost of bonded improvements that are subject to a performance guarantee; and

(2) not to exceed 5% of the cost of private site improvements that are not subject to a performance guarantee, which cost shall be determined pursuant to N.J.S.A. 40:55D-53.4

SECTION 2. Replenishment of Escrow Account

B. Replenishment of escrow account. If the Town determines that the amount in escrow for the payment of inspection fees, is insufficient to cover the cost of additional required inspections, the Town may require the developer to deposit additional funds in escrow, provided that the Town delivers to the developer a written escrow deposit request, signed by the Municipal Engineer, which: informs the developer of the need for additional inspections, details the items or undertakings that require inspection, estimates the time required for those inspections, and estimates the cost of performing those inspections.

SECTION 3. Performance, Safety and Stabilization and Temporary Certificate of Occupancy Guarantees

C. Performance Guarantee

(1) Requirements; form; rights.

(a) Improvements; cost.

(1) Prior to the filing of a final subdivision plat, recording of minor subdivision deeds, or as a condition of final site plan approval, or as a condition to the issuance of a zoning permit, the developer shall have filed with the Municipal Clerk a performance guarantee in favor of the municipality in an amount not to exceed 120% of the cost of installation of only those improvements required by an approval or Developer’s Agreement, Ordinance or Regulation to be dedicated to a public entity, and that have not yet been installed, which cost shall be determined by the Municipal Engineer, including the following improvements as shown on the approved plans or plat:

- (a) Streets
- (b) Pavement
- (c) Gutters
- (d) Curbs
- (e) Sidewalks
- (f) Street Lighting
- (g) Street Trees
- (h) Surveyor’s monuments
- (i) Water mains
- (j) Sanitary sewers
- (k) Community septic systems
- (l) Drainage structures
- (m) Public improvements of open space
- (n) any grading necessitated by the preceding improvements
- (o) Privately owned perimeter buffer landscaping, within an approved phase or section of a development provided, however that a developer may choose

to post a separate performance guarantee for the privately-owned perimeter buffer landscaping

(b) The Municipal Engineer shall prepare an itemized cost estimate of the improvements covered by the performance guarantee, which itemized cost estimate shall be appended to each performance guarantee posted by the obligor.

(c) Such guarantee shall assure the installation of such improvements on or before an agreed date, guarantee the completion of all improvements without damage to or interference with adjacent properties or public facilities and hold the Mayor and Board of Alderman and Town Planning Board or Zoning Board of Adjustment and their employees and agents harmless with respect to any acts of the developer, its agents, successors or assigns.

(d) The total estimated cost to the Town of constructing all improvements shall be based upon the estimated contract construction costs, which would prevail upon expiration of the guarantee period, and shall also include appropriate allowances for contract-related costs such as engineering, legal, financial and other usual costs, which shall be estimated to be 20% of the estimated contract construction costs.

(e) Such performance guarantee may be in the form of cash, certified check, negotiable securities, a performance bond issued by a bonding company or surety company approved by the Mayor and Board of Alderman or any other type of surety acceptable to and approved by the Town Attorney and Mayor and Board of Alderman, provided that at least 10% of the performance guarantee shall be in cash or certified check. The balance of said performance guarantee shall be in the form of cash, certified check, certificate of deposit, an irrevocable letter of credit (said letter to be issued by a financial institution whose deposits are insured by the Federal Savings and Loan Insurance Corporation or Federal Deposit Insurance Corporation) or a bond issued by a surety or bonding company authorized to do business in New Jersey; provided, however, that all rights, including the right to interest with dividends, shall be assigned to the Town of Dover in a form of assignment acceptable to the Town Attorney for the period of the bond and that the principal amount of the passbook or certificate of deposit, together with interest, shall be returned to the developer upon completion of the bonded improvements, or, in the event of default, both interest and principal shall be used by and for the benefit of the Town in the completion of said improvements.

(f) The form of the performance guarantee shall be subject to the approval of the Town Attorney.

(g) Subject to N.J.S.A. 40:55D-1 et seq., as amended and supplemented, all rights in the performance guarantee, including the right to any interest earned on any deposits, shall belong to the Town of Dover.

(h) Notwithstanding the requirement of Subsection A(1) above, when a letter of credit which has been previously accepted pursuant to Subsection A(1) as a performance guarantee is about to expire, it may be renewed administratively by the Town Attorney, provided that all pertinent requirements are met by the applicant.

(i) In the event of default, the principal and any interest shall be used for the benefit of the Town in the completion of the improvements.

(2) All guaranties authorized by this Chapter shall run to and be in favor of the Town of Dover in the County of Morris.

(3) Such performance guarantee shall run for a period to be fixed by the Mayor and Board of Alderman, but in no case for a term of more than two years. However, with the consent of the owner and the surety, if there is one, the Mayor and Board of Alderman may, by resolution, extend the term of such performance guarantee for an additional period not to exceed one year. The amount of the performance guarantee may be revised by the Mayor and Board of Alderman from time to time to reflect work progress, increasing costs and changing conditions in regard to the uncompleted or unacceptable portions of the required improvements. If the required improvements have not been installed in accordance with the performance guarantee, the obligor and surety shall be liable thereon, at the option of the municipality, for:

(a) The reasonable cost of the improvements not installed, and, upon receipt of the proceeds thereof, the municipality shall install such improvements; or

(b) The completion of all required improvements.

(4) Municipal Engineer list and report.

(a) Upon substantial completion of all required street improvements (except for the top course) and appurtenant utility improvements, and the connection of same to the public system, the obligor may request of the governing body in writing, by certified mail

addressed in care of the Municipal Clerk, that the Municipal Engineer prepare, in accordance with the itemized cost estimate prepared by the Municipal Engineer and appended to the performance guarantee pursuant to Subsection A of this section, a list of all uncompleted or unsatisfactorily completed bonded improvements. If such a request is made, the obligor shall send a copy of the request to the Municipal Engineer. The request shall indicate which bonded improvements have been completed and which bonded improvements remain uncompleted in the judgment of the obligor. Thereupon, the Municipal Engineer shall inspect all improvements covered by obligor's request and shall file a detailed list and report, in writing, with the governing body, and shall simultaneously send a copy thereof to the obligor not later than 45 days after receipt of the obligor's request.

- (b) The list prepared by the Municipal Engineer shall state, in detail, with respect to each bonded improvement determined to be incomplete or unsatisfactory, the nature and extent of the incompleteness of each incomplete improvement or the nature and extent of, and remedy for, the unsatisfactory state of each completed improvement determined to be unsatisfactory. The report prepared by the Municipal Engineer shall identify each improvement determined to be complete and satisfactory, together with a recommendation as to the amount of reduction to be made in the performance guarantee relating to the completed and satisfactory improvement, in accordance with the itemized cost estimate prepared by the Municipal Engineer and appended to the performance guarantee pursuant to Subsection A of this section.
- (5) Approval or rejection of governing body.
- (a) The governing body, by resolution, shall either approve the bonded improvements determined to be complete and satisfactory by the Municipal Engineer or reject any or all of these bonded improvements upon the establishment in the resolution of cause for rejection, and shall approve and authorize the amount of reduction to be made in the performance guarantee relating to the improvements accepted in accordance with the itemized cost estimate prepared by the Municipal Engineer and appended to the performance guarantee pursuant to Subsection A of this section. This resolution shall be adopted not later than 45 days after receipt of the list and report prepared by the Municipal Engineer. Upon adoption of the resolution by the governing body, the obligor shall be released from all liability pursuant to its performance guarantee, with respect to those approved bonded improvements, except for that portion adequately sufficient to secure completion or correction of the improvements not yet approved, provided that 30% of the amount of the total performance guarantee and “safety and stabilization guarantee” posted may be retained to ensure completion and acceptability of all improvements. The “safety and stabilization guarantee” shall be reduced by the same percentage as the performance guarantee is being reduced at the time of each performance guarantee reduction.

For the purpose of releasing the obligor from liability pursuant to its performance guarantee, the amount of the performance guarantee attributable to each approved bonded improvement shall be reduced by the total amount for each such improvement in accordance with the itemized cost estimate prepared by the Municipal Engineer and appended to the performance guarantee pursuant to Subsection A of this section, including any contingency factor applied to the cost of installation. If the sum of the approved bonded improvements would exceed 70% of the total amount of the performance guarantee, then the municipality may retain 30% of the amount of the total performance guarantee and “safety and stabilization guarantee” to ensure completion and acceptability of bonded improvements as provided above; except that any amount of the performance guarantee attributable to bonded improvements for which a “temporary certificate of occupancy guarantee” has been posted shall be released from the performance guarantee even if such release would reduce the amount held by the municipality below 30 percent.

- (b) If the Municipal Engineer fails to send or provide the list and report as requested by the obligor pursuant to Subsection 4 of this section within 45 days from receipt of the request, the obligor may apply to the court in a summary manner for an order compelling the Municipal Engineer to provide the list and report within a stated time, and the cost

of applying to the court, including reasonable attorney's fees, may be awarded to the prevailing party.

If the governing body fails to approve or reject the bonded improvements determined by the Municipal Engineer to be complete and satisfactory or reduce the performance guarantee for the complete and satisfactory improvements within 45 days from the receipt of the Municipal Engineer's list and report, the obligor may apply to the court in a summary manner for an order compelling, within a stated time, approval of the complete and satisfactory improvements and approval of a reduction in the performance guarantee for the approvable complete and satisfactory improvements in accordance with the itemized cost estimate prepared by the Municipal Engineer and appended to the performance guarantee pursuant to Subsection A of this section; and the cost of applying to the court, including reasonable attorney's fees, may be awarded to the prevailing party.

- (c) In the event that the obligor has made a cash deposit with the municipality or approving authority as part of the performance guarantee, then any partial reduction granted in the performance guarantee pursuant to this subsection shall be applied to the cash deposit in the same proportion as the original cash deposit bears to the full amount of the performance guarantee, provided that if the developer has furnished a safety and stabilization guarantee, the municipality may retain cash equal to the amount of the remaining safety and stabilization guarantee.
- (6) If any portion of the required improvements are rejected, the Mayor and Board of Alderman may require the obligor to complete such improvements, and, upon completion, the same procedure of notification as set forth in this section shall be followed.
- (7) Nothing herein, however, shall be construed to limit the right of the obligor to contest by legal proceedings any determination of the Mayor and Board of Alderman or the Municipal Engineer.

D. Safety and Stabilization Guarantee

- (1) Safety and Stabilization Guarantee Required
 - (a) The developer shall furnish a "safety and stabilization guarantee" in favor of the Town of Dover to ensure that the Town has an adequate guarantee to return the property that has been disturbed to a safe and stable condition or otherwise implement measures to protect the public from access to an unsafe or unstable condition.
 - (b) The Town shall be permitted to access the guarantee when:
 - (1) site disturbance has commenced and, thereafter, all work on the development has ceased for a period of at least 60 consecutive days following such commencement for reasons other than force majeure; and
 - (2) work has not recommenced within 30 days following the provision of written notice by the municipality to the developer of the municipality's intent to claim payment under the guarantee. Written notice shall be provided to a developer by certified mail or other form of delivery providing evidence of receipt.
 - (c) At the developer's option, the "safety and stabilization guarantee" may be furnished either as a separate guarantee or as a line item of the performance guarantee.
 - (d) The amount of the safety and stabilization guarantee shall be calculated pursuant to N.J.S.A. 40:55D-53.4 as follows:
 - (i) \$5,000 for the first \$100,000 of bonded improvement costs, plus
 - (ii) Two and a half percent (2.5%) of bonded improvement costs in excess of \$100,000 up to \$1,000,000; plus

- (iii) One percent (1%) of bonded improvement costs in excess of \$1,000,000.
- (e) The safety and stabilization guarantee shall be released upon the determination of the Town Engineer that the development of the project site has reached a point that the improvements installed are adequate to avoid any potential threat to public safety.

E. Temporary Certificate of Occupancy Guarantee

- (1) In the event that the developer shall seek a temporary certificate of occupancy for a development, unit, lot, building, or phase of development, as a condition of the issuance thereof, the developer shall furnish a separate guarantee, referred to herein as a “temporary certificate of occupancy guarantee” in favor of the Town of Dover in an amount equal to 120% of the cost of installation of only those improvements or items which remain to be completed or installed under the terms of the temporary certificate of occupancy and which are required to be installed or completed as a condition precedent to the issuance of the permanent certificate of occupancy for the development, unit, lot, building or phase of development and which are not covered by an existing performance guarantee.
- (2) Upon posting of a “temporary certificate of occupancy guarantee,” all sums remaining under a performance guarantee which relate to the development, unit, lot, building, or phase of development for which the temporary certificate of occupancy is sought, shall be released.
- (3) The scope and amount of the “temporary certificate of occupancy guarantee” shall be determined by the Municipal Engineer
- (4) The “temporary certificate of occupancy guarantee” shall be released by the Municipal Engineer upon the issuance of a permanent certificate of occupancy with regard to the development, unit, lot, building, or phase as to which the temporary certificate of occupancy relates.

SECTION 4.

F. Maintenance Guarantee

- 1. A maintenance guarantee shall be furnished by the developer prior to the release of the performance guarantee in an amount equal to 15% of the cost of the installation of the improvements covered under the performance guarantee along with the following private site improvements: stormwater management basins, in-flow and water quality structures within the basins, and the out-flow pipes and structures of the stormwater management system, if any.
- 2. The developer may elect to furnish such maintenance guarantee either by maintaining on deposit with the Town the ten-percent cash or certified check portion of the performance guarantee provided in accordance with this chapter or by a bond issued by a bonding company or surety company, or other type of surety acceptable to and approved by the Town Attorney and Mayor and Board of Alderman.
- 3. The term of the maintenance guarantee shall begin with the release of the performance guarantee and shall run for a period of two years. The guarantee shall automatically expire at the end of the established term.
- 4. The maintenance guarantee shall be to the effect that the applicant, developer, owner or user guarantees the complete maintenance of all improvements for a period of two years from the release of his performance guaranty. Should the applicant, developer, owner or user fail in its obligation to properly maintain all improvements, the Town may, on 10 days’ written notice, or immediately in the case of hazard to life, health or property, proceed with necessary repair or replacement of any unacceptable improvements and charge the cost thereof against the guaranty. At the end of the maintenance guaranty, the cash or certified check on deposit will be returned to the developer less any sums, properly documented by the Town, which have been expended to repair or replace any unsatisfactory improvements.

SECTION 5. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

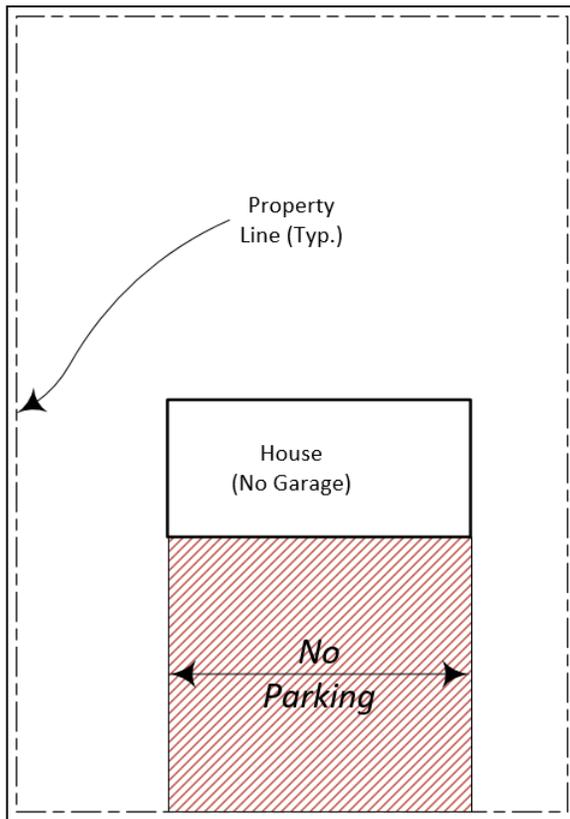


Fig. P-1
House with No Attached Garage

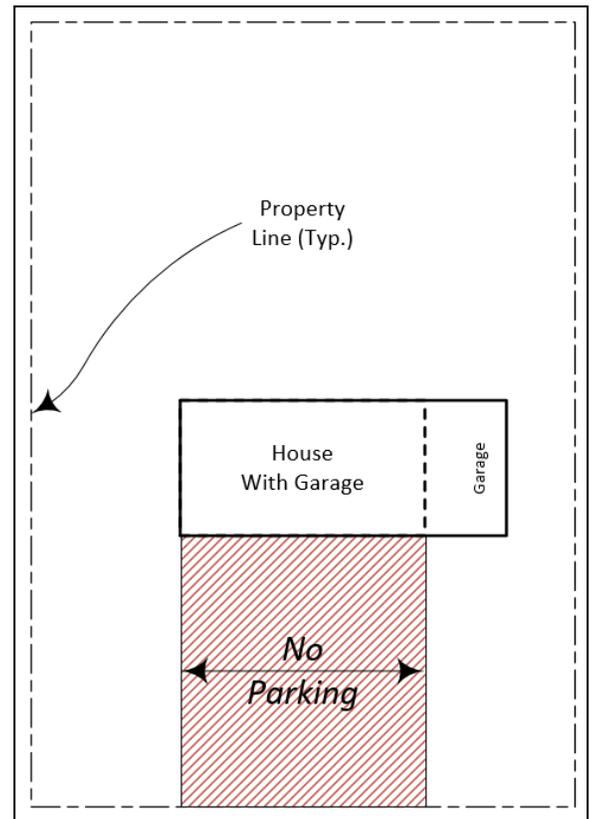


Fig. P-2
House with Attached Garage

- (3) In residential zoning districts, parking areas in any side yard shall require a minimum of 10 feet of clear width from the side property line to any structure or other inhibiting site feature.
- (4) In residential zoning districts, access drives to a rear yard parking area shall require a minimum of eight feet of clear width from the side property line to any structure or other inhibiting site feature.

Section 4

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

Section 5

If any article, section, subsection, paragraph, phrase or sentence is, for any reason, held to be unconstitutional or invalid, said article, section, subsection, paragraph, phrase or sentence shall be deemed severable.

Section 6

This ordinance shall take effect immediately upon final publication as provided by law.

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

Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, Toth, O'Connor, Camacho & Mayor Dodd
Nays: None Absent: Alderman MacDonald Abstained: None

RESOLUTIONS:

BILLS 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.

CURRENT APPROPRIATIONS RESERVE ACCT claims in the amount of:	\$3,218.70
CURRENT APPROPRIATIONS ACCT claims in the amount of:	\$249,638.24
GENERAL CAPITAL ACCT claims in the amount of:	\$175,875.50
WATER UTILITY RESERVE ACCT claims in the amount of:	\$1,145.96
WATER UTILITY ACCT claims in the amount of:	\$53,282.86
WATER CAPITAL ACCT claims in the amount of:	\$75,705.36
PARKING UTILITY RESERVE ACCT claims in the amount of:	\$0.00
PARKING UTILITY ACCT claims in the amount of:	\$2,498.16
PARKING CAPITAL ACCT claims in the amount of:	\$0.00
ANIMAL CONTROL TRUST ACCT claims in the amount of:	\$0.00
EVIDENCE TRUST ACCT claims in the amount of:	\$0.00
RECYCLING TRUST ACCT claims in the amount of:	\$327.00
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:	\$1,854.13
COAH TRUST ACCT claims in the amount of:	\$0.00
TOTAL CLAIMS TO BE PAID	\$563,545.91

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

TRUST/OTHER ACCT claims in the amount of:	\$0.00
CURRENT APPROPRIATIONS ACCT claims in the amount of:	\$721.18
GENERAL CAPITAL ACCT claims in the amount of:	\$0.00
WATER UTILITY OPERATING claims in the amount of:	\$544.04
TOTAL CLAIMS PAID	\$1,265.22
TOTAL BILL LIST RESOLUTION	\$564,811.13

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

Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman & O'Connor
Nays: None **Absent: Alderman MacDonald**
Abstained: Aldermen Toth, Camacho & Mayor Dodd

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

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

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

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

September 25, 2018 – Caucus & Regular

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

Ayes: Aldermen Picciallo, Romaine, Blackman, Toth, O'Connor, Camacho & Mayor Dodd
Nays: None **Absent: Alderman MacDonald** **Abstained: Alderman Visioli**

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPROVING INTERLOCAL HEALTH SERVICES AGREEMENT

WHEREAS, the Town of Dover is in need of an appointed Health Officer pursuant to N.J.S.A. 26:3A, 2-14; and

WHEREAS, the Township of Mt. Olive is willing to enter into a Shared Services Agreement pursuant to N.J.S.A. 40A:65-1 et. seq. ; and

WHEREAS, Mt. Olive will provide and deliver the services of a properly licensed, full-time health officer and registered environmental health specialist together with such other properly trained and experienced personnel as may be required to discharge the duties of public health activity within the territorial jurisdiction of the Town of Dover; and

WHEREAS, the minimum standards of performance required under the terms of this agreement shall be in accordance with N.J.S.A. 26:3A, 2-1 et. seq. and N.J.A.C. 8:52-1.1, et. seq. ; and

WHEREAS, the cost to the Town of Dover for the year 2019 shall be \$102,556.00 for the administrative health officer, the registered environmental health specialist, nursing and health education services. For year 2019 the total cost shall be \$104,604.00; and

WHEREAS, payments will be made quarterly in 2019 in the amount of \$25,639.00 and quarterly for the year 2020 in the amount of \$26,151.00; and

WHEREAS, Mt. Olive will provide a certificate of insurance in the general liability amount of \$1,000,000/\$3,000,000 and agrees to indemnify and hold harmless Dover from all claims; and

WHEREAS, this agreement will be for a period of two years commencing in January of 2019 and extending through December 2020; and

WHEREAS, either party may terminate the agreement upon six months' written notice;

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. There is hereby approved the entry of a Shared Services Agreement with the Township of Mt. Olive for a health

officer, registered environmental health specialist and health education services upon the terms and conditions set forth above;

2. The administrator and municipal attorney are authorized to review and approve a contract based upon the terms set forth herein;
3. The mayor and clerk are hereby authorized to execute such contract as approved by the administrator and municipal attorney.

Alderman Picciallo has moved the foregoing resolution be adopted and duly seconded by Alderman O'Connor by the following roll call vote.

Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, Toth, O'Connor, Camacho & Mayor Dodd
Nays: None Absent: Alderman MacDonald Abstained: None

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPROVING THE SUBMISSION OF A NJDOT LOCAL AID GRANT APPLICATION

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

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as **MA-2019-William Street Roadway Improvements-00522 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 Romaine has moved the foregoing resolution be adopted and duly seconded by Alderman Picciallo by the following roll call vote.

Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, Toth, O'Connor, Camacho & Mayor Dodd
Nays: None Absent: Alderman MacDonald Abstained: None

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPROVING A CURB OPENING PERMIT FOR 155 MADISON STREET

WHEREAS, on October 4, 2018 the Town of Dover received a request for a second curb cut from the owner of 155 Madison Street; and

WHEREAS, this request has been evaluated by Town Engineer and has been deemed compliant with Chapter 337-20, et seq. of the Code of the Town of Dover; and

WHEREAS, as a condition of approval the application must be approved by the Mayor and Board of Aldermen; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, that a second curb cut is hereby approved for 155 Madison Street pursuant to the recommendation of the Municipal Engineer and in accordance with Chapter 337-20, et seq. of the Code of the Town of Dover.

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

Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, Toth, O'Connor, Camacho & Mayor Dodd
Nays: None Absent: Alderman MacDonald Abstained: None

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPROVING A PERSON-TO-PERSON LIQUOR LICENSE TRANSFER

WHEREAS, an application has been filed for a Person-to-Person Transfer of Plenary Retail Consumption License Number 1409-33-030-005, heretofore issued to At The Hop, Inc. which is an inactive license with the mailing address of 37 North Street, Dover, NJ 07801; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, as well as pertinent local ordinances and conditions consistent with Title 33; and; and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business; and

WHEREAS, proper advertisement has been made and no objections have been filed with the Town Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, does hereby approve, October 10, 2018, the transfer of the aforesaid Plenary Retail Consumption License to DLT Corp. as an active license with the mailing address of 14 North Morris Street, Dover, New Jersey 07801.

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

Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, Toth, O'Connor, Camacho & Mayor Dodd
Nays: None Absent: Alderman MacDonald Abstained: None

Mayor Dodd opened the meeting to the public.

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

Alderman Picciallo—requested that the Town revisit and update its Administrative Town Code (Chapter 2 of the Code of the Town of Dover). The Mayor asked Town Attorney, Jarrid Kantor who advised that in order to amend Chapter 2 of the Code of the Town of Dover in any way, Section 2-11 must be complied with. Section 2-11, which requires the Mayor to appoint a special committee to update and consider any changes to Chapter 2. The Mayor asked the Town Administrator and Town Attorney to work with Aldermen Visioli, Romaine and MacDonald.

Mayor Dodd made the motion to adjourn at 7:31 PM and Alderwoman Romaine the motion and duly seconded and passed it by the following voice vote.

Respectfully submitted,

Tara Pettoni, Municipal Clerk