



TOWN OF DOVER
MAYOR AND BOARD OF ALDERMEN
CAUCUS MEETING MINUTES
May 10, 2011 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 and prayer was given asking for guidance and strength to do what is right for our town and our citizens.

ROLL CALL:

Present: Aldermen Delaney, Visioli, Picciallo, Timpani, Romaine, Blackman, Downs and Mayor Dodd

Absent: Alderman Poolas

Also present were Attorney Pennella, Administrator Close and Clerk Verga

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

MUNICIPAL CORRESPONDENCE:

1. Letter from NJ Dept. of Environmental Protection Re: No Further Action Letter for D&M Mobil, 18 Route 46
2. NJ State League of Municipalities Professional Development Program Re: E-Mail Retention and Security
3. Invitation to participate in the Ground Water Protection Committee-Alternative for Snow & Ice Management
4. March 2011 – Police Department Reports
5. April 2011 – Fire Department Reports
6. Newsletter from Shoprite Re: Shoprite Earth 2010
7. Brochure Re: The New Jersey Home Keeper Program
8. May 2011 Calendar of Events from the Division on Aging, Disabilities & Veterans
9. April 2011 - News from The Land Conservancy of NJ - "Outdoor Issues Newsletter"

CONSENT AGENDA

1. Resolution Approving Limousines & Taxis – Schedule A
2. Resolution Approving Raffle – Schedule A
3. Resolution Approving Pet Shop License – Dover Pet Shop
4. Resolution Approving the Settlement of a Tax Court Appeal MJS One, L.L.C., Block 1316, Lot 2

AGENDA ITEMS:

RESOLUTIONS

1. Approving Bills List
2. Approving Special Permit for Social Event for Club Colombia to be held at Crescent Field on 7/16/2011
3. Approving Special Permit for Social Event for Casa Puerto Rico, Inc. to be held on 5/28 & 5/29/11
4. Approving Renewal of Annual Dance Licenses – Sabor Latino & Mambo's Bar & Café
5. Authorizing Postponement of Mortgage to Anibal Correa, Jr.
6. Opposing Senate Bill No. 1351 - Amending the Open Public Meeting Act
7. Approving Mayor & Board of Aldermen Meeting Minutes – March 8, 2011
8. Approving Mayor & Board of Aldermen Meeting Minutes – March 22, 2011
9. Authorizing a contract for Expert Appraisal Services for the State of NJ Tax Board Cases
10. Authorizing a contract for Expert Appraisal Services for the County of Morris Tax Board Cases

REGULAR MEETING MINUTES
May 10, 2011

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 7:12 pm

ROLL CALL

Present: Aldermen Delaney, Visioli, Picciallo, Timpani, Romaine, Blackman, Downs and Mayor Dodd
Absent: Alderman Poolas

Also present were Attorney Pennella, Administrator Close and Clerk Verga

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

Mayor Dodd opened this portion of the meeting to the public for agenda items only.

Seeing no hands, hearing no voices Mayor Closed the meeting to the public

MAYOR'S REPORT – Mayor Dodd reserved his report until the next meeting.

ATTORNEY'S REPORT – Attorney Pennella noted that the resolution for “Approving the Settlement of a Tax Court Appeal MJS One, L.L.C., Block 1316, Lot 2” has a typographical error in the fourth paragraph, the amount should be \$1,500,000.00.

Alderman Timpani reminded the board & the public that on May 15, 2011 the Dover Volunteer Fire Department will host a memorial service at the Christ Methodist Church (Dover).

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

Axel's Express Limo & Taxi

	YEAR/MAKE/MODEL	Vehicle Identification #	Plate #
1.	'03 Dodge Caravan (LIMO)	1D4GP25313B219585	OL6092H
2.	'05 Chrysler Wagon (TAXI #32)	2C8GP54L95R212614	OXZ4928
3.	'03 Chrysler Wagon (TAXI# 27)	1C4GJ25B33B129294	OXY5298

City Limo & Taxi, Inc.

	YEAR/MAKE/MODEL	Vehicle Identification #	Plate #
1.	'02 Dodge Caravan (Taxi # 54)	1B4GP44322B650295	OXZ5074

Elite Limo & Taxi Service LLC

	YEAR/MAKE/MODEL	Vehicle Identification #	Plate #
1.	'03 Dodge Wagon (Taxi #13)	1D4GP24333B161500	OXZ5090
2.	'03 Dodge Wagon (Taxi#14)	1D4GP24393B241822	OXZ3172
3.	'03 Lincoln Towncar (Limo)	1LNHM82WX3Y627202	OL6108H

First Class of Dover, Inc.

	YEAR/MAKE/MODEL	Vehicle Identification #	Plate #
1.	'04 Lincoln Towncar (Limo)	1LNHM84W14Y637213	OL6106H
2.	'03 Lincoln Towncar (Limo)	1LNHM84WX3Y669947	OL8358G

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

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

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

WHEREAS, the below listed organizations have 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

Millpond Towers Resident Assoc.

to be held on Friday, June 3, 2011 from 10:00 am to 3:00 pm
(50/50)

Community Children's Museum

to be held on Sunday, June 12, 2011 from 12:00 pm to 5:00 pm
(50/50)

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

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

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
APPROVING PET SHOP LICENSE FOR DOVER PET SHOP**

WHEREAS, Section 113-8 of the Code of the Town of Dover requires any person who keeps or operates a pet shop to apply to the Clerk of the Town of Dover for a license to operate; and

WHEREAS, Gary Stites, t/a Dover Pet Shop, located at 112 E. Blackwell Street, Dover, New Jersey, has applied for renewal of a pet shop license; and,

WHEREAS, the Town of Dover Health Department inspected the premises and found the results of the inspection to be "satisfactory"; and

WHEREAS, the applicant has submitted the appropriate fee and completed the application as needed;

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 application of Gary Stites t/a Dover Pet Shop for a license to operate a pet shop at 112 East Blackwell Street, Dover, New Jersey is hereby approved.

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

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

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
APPROVING THE SETTLEMENT OF A TAX COURT APPEAL MJS ONE, L.L.C., BLOCK 1316 LOT 2
2009, 2010 AND 2011 AGREEMENT**

WHEREAS, MJS One, L.L.C. is the owner of 77 Union Street, Dover, New Jersey, also known as Block 1316, Lot 2; and

WHEREAS, MJS ONE, L.L.C. filed an appeal with the Tax Court of New Jersey for the year 2009 bearing Docket # 011292-2009; year 2010 bearing Docket #011061-2010 and year 2011 Docket number not yet assigned; and

WHEREAS, the Tax Assessor has reviewed the information on the lot and consulted with the expert appraiser for the Town, Robert J. Edgar of Certified Valuations, who has thoroughly reviewed the appeal; and,

WHEREAS, a settlement value of \$1,500,000.00 total assessment for year 2009; \$1,300,000.00 total assessment for year 2010 and \$1,200,000.00 total assessment for year 2011 was recommended by the expert appraiser for the Town; and

WHEREAS, the taxpayer has accepted the market value offer of judgment; and

WHEREAS, the original assessments and requested tax court judgment are as follows:

2009

	Original <u>Assessment</u>	County Board <u>Judgment</u>	Tax Court <u>Judgment</u>
Land:	\$1,057,000.00	None	\$ 695,400.00
Improvements:	<u>\$ 804,600.00</u>	Direct	<u>\$ 804,600.00</u>
Total:	\$1,861,600.00	Appeal	\$1,500,000.00

2010

	Original <u>Assessment</u>	County Board <u>Judgment</u>	Tax Court <u>Judgment</u>
Land:	\$1,057,000.00	None	\$ 495,400.00
Improvements:	<u>\$ 804,600.00</u>	Direct	<u>\$ 804,600.00</u>
Total:	\$1,861,600.00	Appeal	\$1,300,000.00

2011

	Original <u>Assessment</u>	County Board <u>Judgment</u>	Tax Court <u>Judgment</u>
Land:	\$1,057,000.00	None	\$ 520,000.00
Improvements:	<u>\$ 804,600.00</u>	Direct	<u>\$ 680,000.00</u>
Total:	\$1,861,600.00	Appeal	\$1,200,000.00

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 tax court appeals bearing the above referenced docket numbers are hereby authorized to be settled for the fair market value amounts for years 2009 - \$1,500,000.00, for 2010 - \$1,300,000.00 and for 2011 - \$1,200,000.00.
2. The settlement shall be paid by tax credit to future tax bills and not by refund.
3. The taxpayer must waive interest on the overpaid amounts.
4. The Municipal Attorney is hereby authorized to execute a Stipulation of Settlement upon the terms set forth above.

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

Ayes: Aldermen Delaney, Visioli, Picciallo, Timpani, Romaine, Blackman, Downs and Mayor Dodd

Nays: None

Absent: Alderman Poolas

Abstained: None

AGENDA ITEMS

BILLS LIST

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:	\$5,252.02
CURRENT ACCT claims in the amount of:	\$361,602.17
CAPITAL ACCT claims in the amount of:	\$3,145.00
WATER UTILITY ACCT claims in the amount of:	
WATER UTILITY RESERVE ACCT claims in the amount of:	
WATER CAPITAL ACCT claims in the amount of:	
PARKING UTILITY ACCT claims in the amount of:	\$5,456.00
PARKING UTILITY RESERVE ACCT claims in the amount of:	\$6,645.00
PARKING CAPITAL ACCT claims in the amount of:	
ANIMAL CONTROL TRUST ACCT claims in the amount of:	\$54.00
EVIDENCE TRUST ACCT claims in the amount of:	
RECYCLING TRUST ACCT claims in the amount of:	\$166.50
COUNTY FORFEITED ASSETS TRUST ACCT claims in the amount of:	
FEDERAL FORFEITED ASSETS ACCT claims in the amount of:	
TRUST/OTHER ACCT claims in the amount of:	\$7,878.12
COAH TRUST Acct claims in the amount of:	
DOVER MARKETPLACE INC TRUST ACCT claims in the amount of:	
TOTAL CLAIMS TO BE PAID	\$390,198.81

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:	\$311,390.13
WATER UTILITY ACCT claims in the amount of:	\$20,012.92
PARKING UTILITY ACCT claims in the amount of:	\$2,495.93
PAYROLL AGENCY ACCT claims in the amount of:	\$150,803.76
UNEMPLOYMENT TRUST ACCT claims in the amount of:	\$148.94
TOTAL CLAIMS PAID	\$484,851.68

TOTAL BILL LIST RESOLUTION **\$875,050.49**

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

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

RESOLUTION

WHEREAS, Club Colombia, filed an application for their **first** Special Permit for Social Affair to be held at the Crescent Field, which is their **first** event; and

WHEREAS, Club Colombia, a non-profit organization is permitted to have twelve events per year and Crescent Field, is permitted to have twenty-five; and

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey that the following applications for Alcoholic Beverage Social Affair Permit(s) be approved:

1. Club Colombia is approved for a festival (#1) to be held on Saturday, July 16, 2011 at Crescent Field, Second Street, Dover, NJ (#1) from 12:00 pm through 7:00 pm.
2. This approval is conditioned upon security satisfactory to the Town of Dover Chief of Police being in place for this event.

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

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

RESOLUTION

WHEREAS, Casa Puerto Rico, Inc., filed an application for their **fourth & fifth** Special Permit for Social Affair to be held at the 50 W. Blackwell Street; and

WHEREAS, Casa Puerto Rico, Inc., a non-profit organization is permitted to have twenty-five events per year; and

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey that the following applications for Alcoholic Beverage Social Affair Permit(s) be approved:

1. Casa Puerto Rico is approved for a fund raising event (#4) to be held on Saturday, May 28, 2011 & May 29, 2011 (#5) from 12:00 pm through 8:00 pm.
2. This approval is conditioned upon security satisfactory to the Town of Dover Chief of Police being in place for this event.

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

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

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPROVING RENEWAL OF ANNUAL DANCE LICENSE(S)

WHEREAS, Sabor Latino located at 19 Bassett Hwy, Dover, NJ & Mambo's Bar & Cafe located at 90 Belmont Ave, Dover, NJ have applied for renewal of their Annual Dance License(s) for the period July 1, 2011 - June 30, 2012; and

WHEREAS, all the applicant(s) have submitted appropriate licensing fee; and,

WHEREAS, the appropriate municipal departments have reviewed the renewal request and have no objections thereto; 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:

1. An annual dance license is hereby granted for the period July 1, 2011 – June 30, 2012 to the following establishments:
 - A. Sabor Latino, 19 Bassett Hwy, Dover
 - B. Mambo's Bar & Café, 90 Belmont Ave, Dover

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

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

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER AUTHORIZING POSTPONEMENT OF MORTGAGE TO ANIBAL CORREA, JR.

WHEREAS, Anibal Correa, Jr. is the owner of property located at 44 North Bergen Street, Dover, New Jersey; and

WHEREAS, the Town of Dover Housing Rehabilitation Program issued a mortgage to him in the amount of \$20,846.00 on May 9, 2002; and,

WHEREAS, he wishes to refinance the property and had asked the Town of Dover to subordinate this mortgage to a new mortgage to be issued by American Bank in the amount of \$103,000.00; and

WHEREAS, the request for subordination was approved by the governing body; and

WHEREAS, Correa now requests a change in the amount of the first mortgage loan from \$101,000.00 to \$103,000.00; and

WHEREAS, the Mayor and Board of Aldermen have reviewed the revised loan amount, appraisal amount and purpose for the refinance and find that the postponement can be approved without jeopardizing the integrity of its second mortgage loan;

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 Town of Dover Housing Rehabilitation Program mortgage loan in the amount of \$20,846.00 dated May 9, 2001 shall be subordinated to the new first mortgage to be issued by American Bank in the amount of \$103,000.00.

2. The Administrator of the Town of Dover is hereby authorized to execute all documents necessary to effectuate the above.

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

Ayes: Aldermen Delaney, Visioli, Picciallo, Timpani, Romaine, Blackman, Downs and Mayor Dodd

Nays: None Absent: Alderman Poolas Abstained: None

RESOLUTION IN OPPOSITION TO SENATE BILL NO. 1351

WHEREAS, Senate Bill No. 1351 (hereinafter referred to as S-1351) would amend the Open Public Meetings Act, N.J.S.A. 10:4-6, et seq., to include many new requirements that are unnecessary to protect the public's interest in open and transparent government, and which would unduly burden municipalities; and

WHEREAS, S-1351 would impose new procedural requirements on municipalities which will be time consuming and costly, at a time when municipalities are facing unprecedented financial constraints; and

WHEREAS, S-1351 would impose new procedural requirements on municipalities that are impractical and wasteful, and which would result in longer meetings and less efficient governance; and

WHEREAS, among the time consuming, costly, impractical and wasteful new requirements of S-1351 are the following:

- A. new requirements pertaining to subcommittees, including notice of subcommittee meetings and the preparation of minutes, which would, among other things, necessitate additional administrative support for all meetings of subcommittees so that minutes can be prepared; and
- B. new requirement that agendas provide a description of all agenda items, including the names of the parties to and approximate dollar amounts of any contracts to be acted upon, which would increase preparation time for agendas; and
- C. new requirement that agendas include estimated starting times for the public portion of the meeting and the portion of the meeting from which the public is to be excluded, though this information would be purely speculative and unreliable; and
- D. new requirement that no public body be permitted to act upon or discuss a matter that is not listed on the agenda except in emergencies, which requirement would be impractical and unnecessarily inhibit the operations of municipal government, as it is often necessary for the effective and efficient administration of municipal governmental purposes to discuss or act on matters for which three business days' notice may not be possible; and this would effectively prevent discussion of items brought forward by the public; and
- E. new requirement that a public body provide for public comment on emergency items that are added to a meeting agenda, adding unnecessary and time-consuming process to meetings; and
- F. new requirement that a public body provide for public comment before taking final action on any matter at any meeting of at least three minutes per person, which requirement, as written, would result in an unworkable series of public comment periods on every action of the governing body, from appointments to resolutions to approval of minutes, thereby adding substantial time to every meeting of the public body; and
- G. new requirement eliminating attorney-client privilege as a basis for excluding the public from a portion of the meeting, which will inhibit the public body's ability to obtain needed legal advice, which is contrary to the public interest; and

- H. new requirement that public bodies be permitted to exclude the public from discussion of personnel matters only with the written consent of the potentially affected employee, thereby inhibiting the public body's ability to take necessary actions on personnel matters; and
- I. new requirements for more extensive minutes of public body meetings, such as the inclusion of each member's stated reasons for his or her actions or vote, the identity of each member of the public who spoke and a summary of what was said, which shall cause the preparation of minutes to be more time consuming and costly; and
- J. confusing new requirements pertaining to disclosure of recordings of meetings, including making recordings promptly available after meetings, and somehow incorporating such recordings with meeting minutes; and
- K. new requirements that minutes would include electronic communications concerning public business among an effective majority of the members that occurred prior to a meeting, which would be an unworkable and ineffective imposition on municipalities, and would purport to make pre-meeting communications somehow become part of the meeting itself, an unprecedented expansion of the meeting concept; and
- L. new requirements for maintaining on the municipal website schedules of meetings, agendas, notices of emergency meetings, minutes, resolutions and ordinance to the extent not already set forth in the minutes, and closed meetings resolutions, for a period of at least five years, which would result in additional costs for posting and maintaining website information;

WHEREAS, there is no justifiable basis for the imposition of the burdensome and cost generative provisions of S-1351; and

WHEREAS, portions of S-1351 place financial, time, manpower and other burdens on municipalities at a time when municipalities are constrained to layoff municipal employees, impose furloughs, and reduce departmental budgets so that municipalities can meet strict CAP requirements even when revenues are decreased and operating costs continue to climb; and

WHEREAS, the cost generative provisions of S-1351 are unfunded mandates that violate the "State Mandate, State Pay" amendment to the New Jersey Constitution;

NOW THEREFORE, BE IT RESOLVED that the Mayor and Board of Aldermen of the Town of Dover, County of Morris, and State of New Jersey, for the reasons stated above, do hereby oppose Senate Bill No. 1351 in its current form, and urge the New Jersey State Senate and Assembly to oppose this Bill; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to State Senator Loretta Weinberg, State Senator Stephen Sweeney, the members of the Senate and Budget Appropriations Committee, the legislators of the 25th State Legislative District, the New Jersey State League of Municipalities, and the Municipal Clerks' Association of New Jersey.

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

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

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

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

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

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

March 8, 2011 – Caucus and Regular

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

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

**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:

March 22, 2011 – Caucus and Regular

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 Delaney, Visioli, Picciallo, Timpani, Romaine, Blackman, Downs and Mayor Dodd
Nays: None Absent: Alderman Poolas Abstained: None**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER AUTHORIZING THE
AWARDOF A NON-FAIR AND OPEN CONTRACT FOR EXPERT APPRAISAL SERVICES FOR THE
STATE OF NEW JERSEY TAX BOARD CASES**

WHEREAS, approximately 55 tax appeals have been filed with the State of New Jersey Tax Court for 2011; and

WHEREAS, there exists a need for expert appraisal services and expert testimony to defend such cases as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20-5; and

WHEREAS, the Chief Financial Officer (CFO) has determined and certified in writing that the value of the services will exceed \$17,500.00; and

WHEREAS, Certified Valuations, Inc. (CVI) has performed the re-evaluation for the Town of Dover and has existing knowledge of many of the properties that have appeals filed; and

WHEREAS, the services to be acquired are exempt as Professional Services under the Local Public Contract Law at N.J.S.A. 40A:11-5; and

WHEREAS, CVI has offered to perform such services including but not being limited to appraisal research, appraisal, expert testimony and consultation with assessor and municipal attorney for the rate of \$135.00 an hour for senior appraisers only; and \$65.00 for junior appraisers or inspectors; and

WHEREAS, the total amount shall not exceed \$20,500.00; and

WHEREAS, the anticipated term of this contract is for one year; and

WHEREAS, the CFO has certified funds are available for their award pursuant to N.J.S.A. 5:30-54; and

WHEREAS, CVI has submitted a Business Entity Disclosure Certification which states they have not made any reportable contributions to a political candidate or political committee in the Town of Dover as to the Mayor and Board of Aldermen, in the previous one year, and that the award of this contract will prohibit CVI from making any reportable contributions through the term of the contract;

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

1. The services of Certified Valuations, Inc. at the rate of \$135.00 per hour for senior appraisers; \$65.00 per hour for junior appraisers and inspectors not to exceed \$20,500.00 is hereby approved;
2. The administrator and municipal clerk are hereby authorized to negotiate a contract which contain the terms set for herein in a form satisfactory to them;
3. The mayor and clerk are hereby authorized to execute such contractual agreement.

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

Ayes: Aldermen Delaney, Visioli, Picciallo, Timpani, Romaine, Blackman, Downs and Mayor Dodd

Nays: None Absent: Alderman Poolas Abstained: None

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR EXPERT APPRAISAL SERVICES FOR MORRIS COUNTY TAX BOARD CASE

WHEREAS, 70 Appeals have been filed with the Morris County Board of Taxation to be heard on May 18, 2011; and

WHEREAS, there exists a need for expert appraisal services and expert testimony to defend such cases as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20-5; and

WHEREAS, the Chief Financial Officer (CFO) has determined and certified in writing that the value of the services will exceed \$17,500.00; and

WHEREAS, Certified Valuations, Inc. (CVI) has performed the re-evaluation for the Town of Dover and has existing knowledge of many of the properties that have appeals filed; and

WHEREAS, the services to be acquired are exempt as Professional Services under the Local Public Contract Law at N.J.S.A. 40A:11-5; and

WHEREAS, CVI has offered to perform such services including but not being limited to appraisal research, appraisal, expert testimony and consultation with assessor and municipal attorney for the rate of \$65.00 an hour for all employees and principals; and

WHEREAS, the total amount shall not exceed \$10,000.00;

WHEREAS, the anticipated term of this contract is for one year; and

WHEREAS, the CFO has certified funds are available for their award pursuant to N.J.S.A. 5:30-54; and

WHEREAS, CVI has submitted a Business Entity Disclosure Certification which states they have not made any reportable contributions to a political candidate or political committee in the Town of Dover as to the Mayor and Board of Aldermen, in the previous one year, and that the award of this contract will prohibit CVI from making any reportable contributions through the term of the contract;

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

1. The services of Certified Valuations, Inc. at the rate of \$65.00 per hour not to exceed \$10,000.00 is hereby approved;
2. The administrator and municipal clerk are hereby authorized to negotiate a contract which contain the terms set for herein in a form satisfactory to them;
3. The mayor and clerk are hereby authorized to execute such contractual agreement.

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

Ayes: Aldermen Delaney, Visioli, Picciallo, Timpani, Romaine, Blackman, Downs and Mayor Dodd

Nays: None Absent: Alderman Poolas Abstained: None

PUBLIC COMMENTS – Three Minutes per Person

Maria Tambini – 10 E. Blackwell St – Ms. Tambini expressed her concern with the dogs at the flea market and the dogs using her property as a bathroom. She wanted to know how many police officers were in the town. Mayor Dodd answered there are 33 police officers. Mayor Dodd explained that the flea market has a contract with the Town of Dover; the security plan is provided by the flea market to the town and approved by the Chief of Police. Currently, there are two officers at the Flea Market and noted that the Flea Market pays the officers. Mayor Dodd explained that if the flea market feels that two officers is adequate and its approved by the chief, then it will be two police officers.

Mr. Close noted that there are 2 ordinances that deal directly with dogs at public events. Mr. Close has asked Attorney Pennella to provide his recommendation. Mayor Dodd expressed that the ordinance is a work in progress.

Mayor Dodd closed the meeting to the public

Mayor Dodd reminded the public that the Mayor's 6th Annual Fishing Derby will take place May 14th at Hurd Park.

**Motion to adjourn made by Alderwoman Romaine at 7:26 p.m.,
and duly seconded by Alderwoman Blackman passed by the following voice vote.**

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

Respectfully submitted,

Margaret J. Verga, Municipal Clerk