



TOWN OF DOVER
MAYOR AND BOARD OF ALDERMEN
CAUCUS MEETING MINUTES
July 24, 2012 7:00 PM

The Caucus Meeting of the Mayor and Board of Aldermen was held in council chambers, 37 N. Sussex Street, Dover, New Jersey.

Mayor Dodd called the meeting to order at 7:00 pm

All joined in the Pledge of Allegiance to the Flag and prayer was given asking for guidance and strength to do what is right for our town and our citizens.

ROLL CALL:

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

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

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

MUNICIPAL CORRESPONDENCE:

1. Ordinance from Rockaway Township to amend the OR1-EH District to allow for flexibility in the type of senior living uses permitted in the zone
2. Resolution from the Borough of Butler opposing the proposed "Commuter Tax" on NJ residents who work in New York City
3. Notice of hearing on application from Ramon Valle seeking variance approval "C" (Township of Randolph's Board of Adjustment)
4. Notice of hearing on application from Christian Vega seeking variance approval "C" on premises known as 155 Munson St., Randolph (Township of Randolph's Board of Adjustment)
5. Notice of hearing on application for 48 W. Hanover Ave for the installation of a six (6) foot high fence, where only a four (4) foot high fence is permitted (Township of Randolph's Board of Adjustment)
6. Letter from Mr. Gene Feyl, Executive Director of the Highlands Water Protection & Planning Council re: introduction of staff
7. Letter from Mr. John MacEvoy re: Dover Liquor License LLC / Murphy's
8. Summer 2012 Newsletter from the ARC Morris

Alderman Visioli commented on correspondence #3 & #4 noting that he has concerns with the applications which violates Randolph's steep slope ordinance and has brought it to the administrator's attention.

CONSENT AGENDA

1. Resolution Approving Limos & Taxis – Schedule A
2. Resolution Approving Raffle License – Schedule A

ORDINANCE FOR FIRST READING

1. Ordinance #13-2012 – Providing for Handicapped Parking Space at 65 Richards Ave.

ORDINANCE FOR SECOND READING

1. Ordinance #09-2012 – Various General Improvements
2. Ordinance #10-2012 – Various Water Improvements
3. Ordinance #11-2012 – Amending Chapter 57 – Police Department

Alderman Timpani asked several questions regarding ordinance #11-2012 which refers to the hiring of the

Public Safety Director (PSD). He wanted to know the salary for the PSD. Mayor Dodd noted that the salary range is up to \$114,000. Alderman Timpani reminded the board that in 1993 & 1999 there was a lawsuit in the police department for lack of supervision and wanted to know if the Mayor had no problem taking the upper brass down. Mayor Dodd does not want to refer it as taking the upper brass down, as stated by Alderman Timpani, he noted that this is an opportunity to streamline costs and create effectiveness in the community. Mayor Dodd expressed that there's no intention to eliminate the chief of police in the Town of Dover.

Alderman Picciallo read a statement which included statistical information on the need of police officers and the number of calls to the police department. He believes money would be better spent on new police officers. He will be voting "no" on ordinance #11-2012. Mayor Dodd addressed Alderman Picciallo's comments, noting the changes to the police department's table of organization and expressing that he also wants to see more police officers. Mayor Dodd explained that there is money in the budget to hire police officers but he can not give a number until negotiations with the Police Benevolent Association (PBA) are finalized.

Discussion continued on the amount of paid staff for the fire department.

AGENDA ITEMS:

RESOLUTIONS

1. Resolution Approving Bills List
2. Resolution Approving Liquor Licenses from July 1, 2012 through June 30, 2013 as per Schedule A
3. Resolution Approving Mayor & Board of Aldermen Meeting Minutes for June 12, 2012
4. Resolution Awarding a Contract for Turf Material & Installation at Crescent Field
5. Resolution Approving Corrective Action Plan

REGULAR MEETING MINUTES
July 24, 2012

The Regular Meeting of the Mayor and Board of Aldermen was held in council chambers, 37 N. Sussex Street, Dover, New Jersey.

The meeting was called to order by Mayor Dodd at 7:25 pm

ROLL CALL

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

Absent: Alderwoman Noriega

Also present were Attorney Mason, Administrator Close and Clerk Verga

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

Mayor Dodd opened the meeting to public.

OSWALDO ORAMA – 2 Seneca Trail, Randolph – He disagrees with the Mayor’s approach in the way he addressed the public during the caucus agenda.

ANTONIO ACOSTA – 130 Madison Street – He expressed that the reason the funds are not available is because the town has failed to collect the revenue. He noted that the board has failed to maintain the parks, trees along side Blackwell Street and has failed to hold NJ Transit accountable for the litter and debris. The board had failed to attract families and businesses to the community. He’s glad to see the community is present, tonight, because maybe the public will begin to oversee the board in a more clear defined way.

ALICE PLASTORIS – 230 Penn Ave – She understands that there are emotional issues with the PSD ordinance but noted that it all comes down to the budget. She knows the board is concerned with the budget but then she hears that the public talking about parks, etc. and stated that doesn’t bring in revenue, it’s a service and services cost money and the public doesn’t like it when their taxes increase. She would like to hear the public come up with solutions.

BILL COOK – 91 Princeton Ave – He noted that there has always been a problem with the air conditioner in the courtroom. Mayor Dodd noted that the air conditioning system is antiquated and it needs to be replaced; the town is looking to replace it.

MIKE CICHETTI – 130 South Salem Street – He wanted to know if, once, an ordinance is adopted does it become law.

Attorney Mason noted the way the municipality enacts a law is by ordinance.

CAROLINA – Barry’s Luncheonette - 3 N. Warren St. – She wanted to know when the parking on Warren Street would be restored. Mr. Close noted that the parking will be restored but he doesn’t have an exact time.

CHRISTINE JAEGER – 430 Quaker Church Rd., Randolph – She wanted to know the time table for the Crescent Field Improvements. Mayor Dodd noted that the board can not award the project and the time table should be pushed back two to three weeks (being to mid-October).

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

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/Model/Make | Vehicle Identification Number | Plate # |
|------------------------|--------------------------------------|----------------|
| 2001 Chrysler Voyager | 1C4GJ25351B276481 | OL1036J |
| 2008 Lincoln Towncar | 2LNHM84VX8X635702 | OL2979H |

City Limo & Taxi, Inc

| Year/Model/Make | Vehicle Identification Number | Plate # |
|------------------------|--------------------------------------|----------------|
| 2004 Lincoln Towncar | 1LNHM81W44Y661641 | OL1037J |
| 2001 Dodge Caravan | 1B4GP25391B213914 | OL2579G |

First Class of Dover, Inc.

| Year/Model/Make | Vehicle Identification Number | Plate # |
|------------------------|--------------------------------------|----------------|
| 2004 Lincoln Towncar | 1LNHM83W34Y611908 | OL1043J |
| 2001 Toyota Sienna | 4T3ZF13C01U321003 | OL1030J |

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

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

William H. Baker Post #27

to be held on Monday thru Sunday
from Aug. 16, 2012 to Aug. 15 , 2012
(Pull Tab)

Morris County Organization of Hispanic Affairs

To be held on August 25, 2012
(50/50)

Dover Auxiliary - Saint Clare's Health System

To be held on December 4, 2012
(50/50)

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

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

Nays: None Absent: Alderman Noriega Abstained: None

ORDINANCE FOR FIRST READING

ORDINANCE NO. 13-2012

ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER PROVIDING FOR HANDICAPPED PARKING SPACE AT 65 RICHARDS AVE

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

SECTION 1. Description for handicap parking space to be located at 65 Richards Ave.

Said handicap parking space shall be located along the easterly curb line of Union Street beginning at a point 72 feet north of the northeasterly curb line intersection of Richards Avenue and Union Street, thence continuing in a northerly direction for a distance of 20 feet.

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. The Ordinance shall take effect in accordance with law.

Alderman Rutan has moved the ordinance be adopted and duly seconded by Alderman Romaine and passed for first reading by the following roll call vote.

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

Nays: None Absent: Alderman Noriega Abstained: None

ORDINANCE FOR SECOND READING

BOND ORD. NO. 09-2012

BOND ORDINANCE PROVIDING FOR VARIOUS GENERAL IMPROVEMENTS, APPROPRIATING THE SUM OF \$1,440,000 THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$1,368,000 OF BONDS OR NOTES FOR THE PURPOSES SET FORTH HEREIN AUTHORIZED TO BE UNDERTAKEN IN AND BY THE TOWN OF DOVER, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY

BE IT ORDAINED BY THE TOWN COUNCIL 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. The improvement and purpose described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by the Town of Dover, County of Morris, New Jersey (hereinafter referred to as the "Town"). For said improvement or purpose stated in Section 3 of this bond ordinance, there is hereby appropriated \$1,440,000, said sum being inclusive of all appropriations heretofore made therefore including the sum of \$72,000 as the aggregate down payment from the Capital Improvement Fund or other funds of the Town which sum is now available by virtue of a provision in the currently adopted budget or a previously adopted budget of the Town and currently available for down payment or capital improvement purpose as required by the Local Bond Law of New Jersey, N.J.S.A. 40A:2-1, et seq. (the "Local Bond Law").

Section 2. For the financing of said improvement or purpose and to meet the part of said \$1,440,000 appropriation not otherwise provided for hereunder, negotiable bonds of the Town are hereby authorized to be issued in a principal amount not to exceed \$1,368,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds, negotiable notes of the Town in a principal amount not exceeding \$1,368,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed \$1,368,000, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding, at maturity. Each bond anticipation note issued pursuant to this ordinance shall be dated or about the date of its issuance and shall be payable not more than one (1) year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within the limitations prescribed by the Local Bond Law. Each of said notes shall be signed and shall be under the seal of said Town and attested as permitted by law. The appropriate Town officers are hereby authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law. The power to determine all matters in connection with this ordinance and also the power to sell said notes is hereby delegated to the Chief Financial Officer of the Town (the "Financial Officer"), who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law, and the Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. The Financial Officer is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of notes pursuant to this ordinance is made, such report to include the principal amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 3. The improvements hereby authorized and the purposes for the financing for which said obligations are to be issued are:

| Improvement/Acquisition | Maximum Estimated Cost | Down Payment (Capital Improvement Fund) | Bonds or Notes Authorized | Useful Life |
|--|------------------------|---|---------------------------|-------------|
| 1. Recreation Field Improvements, including all costs, improvements and appurtenances related thereto or necessary therefore. | \$500,000 | \$25,000 | \$475,000 | 15 |
| 2. Various Road Improvement Projects including all costs, improvements and appurtenances related thereto or necessary therefore. | \$550,000 | \$27,500 | \$522,500 | 10 |
| 3. Acquisition of vehicles including but not limited to a Truck with utility body, and 4x4 pick up truck, including all costs, improvements and appurtenances related thereto or necessary | \$85,000 | \$4,259 | \$80,750 | 5 |
| 4. Acquisition of equipment for the Department of Public Works, including but not limited to a 4x4 backhoe, including all costs, improvements and appurtenances related thereto or necessary | \$60,000 | \$3,000 | \$33,250 | 15 |
| 5. Department of Public Works fuel system upgrades, including all costs, improvements and appurtenances related thereto or necessary | \$25,000 | \$1,250 | \$23,750 | 15 |
| 6. Acquisition of Park Playground equipment, including all costs, improvements and appurtenances related thereto or necessary | \$52,000 | \$2,600 | \$49,400 | 15 |
| 7. Acquisition of sewer jet machine, including all costs, improvements and appurtenances related thereto or necessary therefore. | \$65,000 | \$3,250 | \$61,750 | 15 |
| 8. Acquisition of portable light towers (6), including all costs, improvements and appurtenances related thereto or necessary | \$48,000 | \$2,400 | \$45,600 | 5 |
| 9. Hurd Park Pavilion repair and renovation, including all costs, improvements and appurtenances related thereto or necessary | \$35,000 | \$1,750 | \$33,250 | 15 |
| 10. Security System acquisition and installation at various Town locations, including all costs, improvements and appurtenances related thereto or necessary therefore. | \$20,000 | \$1,000 | \$19,000 | 7 |
| TOTALS: | \$1,440,000 | \$72,000 | \$1,368,000 | |

stated:

Section 4. The following additional matters are hereby determined, declared, recited and

(a) The purpose described in Section 3 of this Bond Ordinance is not a current expense and is property or an improvement which the Town may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of such purpose is within the limitations of the Local Bond Law taking into consideration the amount of the said obligations authorized for such purpose, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, the period of usefulness is 11.52 years.

(c) The Supplemental Debt Statement required by the Law has been duly made and filed in the office of the Clerk of the Town and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the Town determined as provided in the Law is increased by this bond ordinance by \$1,368,000 and obligations authorized hereunder will be within all debt limitations prescribed by the Law.

(d) Amounts not exceeding \$200,000 in the aggregate for interest on obligations, costs of issuing obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Local Bond Law may be included as part of the costs of improvements and are included in the foregoing estimates thereof.

Section 5. Any grant or other moneys received by the Town, in addition to the sums expressly appropriated in Section 3 hereof, for the purpose described in Section 3 hereof, shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this ordinance and the amount of the obligations authorized herein for such purposes shall be reduced accordingly.

Section 6. The Capital Budget of the Town is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board of the New Jersey Department of Community Affairs showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the Town Clerk and is available there for public inspection.

Section 7. The Governing body of the Town hereby covenants on behalf of the Town, to the extent any debt obligations are issued as tax-exempt debt obligations, to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of such debt obligations authorized hereunder and issued as tax-exempt obligations as is required under the Internal Revenue Code of 1986, as amended, including compliance with said Code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 8. The full faith and credit of the Town are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Town, and unless paid from other revenues of the Town, the Town shall be obligated to levy ad valorem taxes upon all the taxable property within the Town for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 9. The Town reasonably expects to reimburse any expenditures towards the costs of the improvement or purpose described in Section 3 of this ordinance and paid prior to the issuance of any bonds or notes authorized by this ordinance with the proceeds of such bonds or notes. No funds from sources other than the bonds or notes authorized herein has been or is reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside by the Town, or any member of the same "control group" as the Town, within the meaning of Treasury Regulations Section 1.150-1, pursuant to their budget or financial policies with respect to any expenditures to be reimbursed. This Section is intended to be and hereby is a declaration of the Town's official intent to reimburse any expenditures towards the costs of the improvement or purpose described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations Section 1.150-2, and no

action (or inaction) will be an artifice or device in accordance with Treasury Regulation Section 1.148-10 to avoid, in whole or in part, arbitrage yield restrictions or arbitrage rebate requirements.

Section 10. To the extent that any previous ordinance or resolution is inconsistent with or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 11. The provisions of this bond ordinance are severable. To the extent any clause, phase, sentence, paragraph, or provision of this ordinance shall be declared invalid, illegal, or unconstitutional, the remaining provisions shall continue in full force and effect.

Section 12. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

Alderman Romaine has moved the ordinance be adopted and duly seconded by Alderman Timpani and passed for second reading by the following roll call vote.

Mayor Dodd opened the meeting to the public for a hearing on Ordinance #09-2012
Seeing no hands and hearing no voices, Mayor Dodd closed the hearing to the public.

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

BOND ORD. NO. 10-2012
BOND ORDINANCE PROVIDING FOR VARIOUS WATER UTILITY IMPROVEMENTS,
APPROPRIATING THE SUM OF \$285,000 THEREFOR, AND AUTHORIZING THE
ISSUANCE OF \$270,750 OF BONDS OR NOTES FOR THE PURPOSES SET FORTH
HEREIN AUTHORIZED TO BE UNDERTAKEN IN AND BY THE TOWN OF DOVER, IN
THE COUNTY OF MORRIS, STATE OF NEW JERSEY

BE IT ORDAINED BY THE TOWN COUNCIL 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. The improvement and purpose described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by the Town of Dover, County of Morris, New Jersey (hereinafter referred to as the "Town"). For said improvement or purpose stated in Section 3 of this bond ordinance, there is hereby appropriated \$285,000, said sum being inclusive of all appropriations heretofore made therefore. No down payment is required pursuant to N.J.S.A. 40A:2-11 (c) as this Bond Ordinance authorized obligations for a purpose which is self-liquidating and deductible from the gross debt of the Town as set forth in N.J.S.A. 40A:2-7(h) of the Local Bond Law of New Jersey, N.J.S.A. 40A:2-1, et seq. (the "Local Bond Law"), notwithstanding the forgoing, the sum of \$14,250 as the aggregate down payment from the Water Utility Capital Improvement Fund or other funds of the Town which sum is now available by virtue of a provision in the currently adopted budget or a previously adopted budget of the Town and is currently available for down payment or capital improvement purpose, is herein appropriated as the down payment for said improvements.

Section 2. For the financing of said improvement or purpose and to meet the part of said \$285,000 appropriation not otherwise provided for hereunder, negotiable bonds of the Town are hereby authorized to be issued in a principal amount not to exceed \$270,750 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds, negotiable notes of the Town in a principal amount not exceeding \$270,750 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law. In the event that bonds

are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed \$270,750, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding, at maturity. Each bond anticipation note issued pursuant to this ordinance shall be dated or about the date of its issuance and shall be payable not more than one (1) year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by Jaw and may be renewed from time to time pursuant to and within the limitations prescribed by the Local Bond Law. Each of said notes shall be signed and shall be under the seal of said Town and attested as permitted by law. The appropriate Town officers are hereby authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law. The power to determine all matters in connection with this ordinance and also the power to sell said notes is hereby delegated to the Chief Financial Officer of the Town (the "Financial Officer"), who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by Jaw, and the Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. The Financial Officer is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of notes pursuant to this ordinance is made, such report to include the principal amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 3. The improvements hereby authorized and the purposes for the financing for which said obligations are to be issued are:

| Improvement/Acquisition | Maximum Estimated Cost | Down Payment (Water Utility Capital Improvement Fund) | Bonds or Notes Authorized | Useful Life (years) |
|--|------------------------|---|---------------------------|---------------------|
| 1. Well pumps and Meter upgrades, including all costs, improvements and appurtenances related thereto or necessary therefore. | \$25,000 | \$1,250 | \$23,750 | 15 |
| 2. Installation of and acquisition of Crane Hill Emergency Power Project including all costs, improvements and appurtenances related thereto or necessary therefore. | \$75,000 | \$3,750 | \$71,250 | 15 |
| 3. PLC and SCADA upgrades, including all costs, improvements and appurtenances related thereto or necessary therefore | \$30,000 | \$1 ,500 | \$28,500 | 40 |
| 4. Crane Hill Chlorinator, including all costs, improvements and appurtenances related thereto or necessary therefore. | \$25,000 | \$1,250 | \$23,750 | 40 |
| 5. Well House #3 renovation, including all costs, improvements and appurtenances related thereto or necessary therefore. | \$30,000 | \$1,500 | \$28,500 | 40 |
| 6. Building improvements, roof and HVAC at Water Works, including all costs, improvements and appurtenances related thereto or necessary therefore. | \$65,000 | \$3,250 | \$61,750 | 15 |
| 7. Security gate and controller at Water Works, including all costs, improvements and appurtenances related thereto or necessary therefore. | \$12,500 | \$625 | \$11,875 | 15 |
| 8. Security System at various locations, including all costs, improvements and appurtenances related thereto or necessary therefore. | \$22,500 | \$1,125 | \$21,375 | 15 |
| TOTALS: | \$285,000 | \$14,250 | \$270,750 | |

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The purpose described in Section 3 of this Bond Ordinance is not a current expense and is property or an improvement which the Town may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of such purpose is within the limitations of the Local Bond Law taking into consideration the amount of the said obligations authorized for such purpose, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, the period of usefulness is 22.5 years.

(c) The Supplemental Debt Statement required by the Law has been duly made and filed in the office of the Clerk of the Town and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the Town determined as provided in the Law is increased by this bond ordinance by \$270,750 and obligations authorized hereunder will be within all debt limitations prescribed by the Law.

(d) This bond ordinance authorizes obligations of the Town solely for a purpose described in paragraph (h) of Section 40A:2-7 of the Local Bond Law, and the obligations authorized by this bond ordinance are to be issued for a purpose which is self-liquidating within the meaning and limitation of Section 40A:2-45 of said Law and are deductible pursuant to paragraph (c) of Section 40A:2-44 et seq. of said Law from the gross debt of the Town.

(e) Amounts not exceeding \$57,000 in the aggregate for interest on obligations, costs of issuing obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Local Bond Law may be included as part of the costs of improvements and are included in the foregoing estimates thereof.

Section 5. Any grant or other moneys received by the Town, in addition to the sums expressly appropriated in Section 3 hereof, for the purpose described in Section 3 hereof, shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this ordinance and the amount of the obligations authorized herein for such purposes shall be reduced accordingly.

Section 6. The Capital Budget of the Town is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board of the New Jersey Department of Community Affairs showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the Town Clerk and is available there for public inspection.

Section 7. The Governing body of the Town hereby covenants on behalf of the Town, to the extent any debt obligations are issued as tax-exempt debt obligations, to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of such debt obligations authorized hereunder and issued as tax-exempt obligations as is required under the Internal Revenue Code of 1986, as amended, including compliance with said Code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 8. The full faith and credit of the Town are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Town, and unless paid from other revenues of the Town, the Town shall be obligated to levy ad valorem taxes upon all the taxable property within the Town for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 9. The Town reasonably expects to reimburse any expenditures towards the costs of the improvement or purpose described in Section 3 of this ordinance and paid prior to the issuance of any bonds or notes authorized by this ordinance with the proceeds of such bonds or notes. No funds from sources other than the bonds or notes authorized herein has been or is reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside by the Town, or any member of the same "control group" as the Town, within the meaning of Treasury Regulations Section 1.150-1, pursuant to their budget or financial policies with respect to any expenditures to be reimbursed. This Section is intended to be and hereby is a declaration of the Town's

official intent to reimburse any expenditures towards the costs of the improvement or purpose described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations Section 1.150-2, and no action (or inaction) will be an artifice or device in accordance with Treasury Regulation Section 1.148-10 to avoid, in whole or in part, arbitrage yield restrictions or arbitrage rebate requirements.

Section 10. To the extent that any previous ordinance or resolution is inconsistent with or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 11. The provisions of this bond ordinance are severable. To the extent any clause, phase, sentence, paragraph, or provision of this ordinance shall be declared invalid, illegal, or unconstitutional, the remaining provisions shall continue in full force and effect.

Section 12. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law

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

Mayor Dodd opened the meeting to the public for a hearing on Ordinance #10-2012
Seeing no hands and hearing no voices, Mayor Dodd closed the hearing to the public.

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

ORDINANCE NO. 11-2012
AN ORDINANCE AMENDING CHAPTER 57 OF THE CODE OF THE TOWN OF DOVER,
ENTITLED “POLICE DEPARTMENT”
(Police Table of Organization attached)

WHEREAS, the governing body of a municipality may make, amend, repeal, and enforce ordinances to adopt policies and procedures for the protection of public health, safety and welfare; and

WHEREAS, the Town of Dover (the “Town”) desires to amend Chapter 57 of the Town Code to include the position of Public Safety Director and to reallocate responsibilities accordingly.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and the Board of Aldermen of the Town of Dover, County of Morris, State of New Jersey, that Chapter 57 of the Town Code entitled, “Police Department” is hereby amended as follows (any subsection not enumerated herein remains unchanged):

CHAPTER 57 . POLICE DEPARTMENT

SECTION 1.

Article I. Organization and Membership

§ 57-1. Department established.

There is hereby created in and for the Town of Dover a Police Department which shall consist of such employees and officers as shall be deemed necessary by the Mayor and Board of Aldermen and may include a Public Safety Director and/or a Police Chief in accordance with N.J.S.A. 40A:14-118. The Mayor and Board of Aldermen shall, from time to time, determine the number of employees and officers of the Police Department , together with their compensation.

§ 57-2. Designation of appropriate authority.

The Public Safety Director of the Town of Dover, or, in his or her absence, the Administrator of the Town of Dover, shall be designated as the "appropriate authority" as provided in the New Jersey Statutes. He/she shall be responsible for the overall performance of the Police Department. He/she shall adopt and promulgate rules and regulations for the government of the Police Department and for the discipline of its members.

§ 57-4. Responsibilities of Police Department, Public Safety Director, and Chief of Police.

A. **The Police Department:** The Police Department shall preserve the public peace; protect life and property; detect, arrest and prosecute offenders of the laws of New Jersey and the ordinances of the Town of Dover; direct and control traffic; provide attendance and protection during emergencies; provide appearances in Court; cooperate with all other law enforcement agencies; and provide training for the efficiency of its members and officers.

B. **Public Safety Director:**

(The duties of the Chief of Police, previously set forth in this subsection, are hereby repealed and revised provisions are set forth in subsection C below.)

1. The Public Safety Director shall report to the Administrator and the Mayor and Board of Aldermen. He shall serve as the administrative and executive head of the Police Department and shall establish policies for the daily operation of the Department and the discipline of its members. The Public Safety Director's duties include, but are not limited to:

a. Establishing by policy, rule and regulation, the procedures to be followed by the Chief of Police and other subordinate officers for the purchase of equipment and supplies. Such procedures may include the requirement that the Public Safety Director approve all expenditures with regard to the equipment and supplies.

b. Keeping a record of all business transacted by the Police Department and Fire Department and approving all bills for the expense of the Police Department and Fire Department.

c. Keeping and maintaining accurate records and submitting an annual report to the Mayor and Board of Aldermen, on or before January 1, which shall assess the operations of the Police Department, and its personnel, equipment and property.

d. Keeping and maintaining all records, reports, documents and other data required to be kept and maintained by the Federal and/or State government and/or any of their respective subdivisions.

e. Keeping and maintaining a record of all appointments, dismissals, removals, resignations and deaths of officers and other Department employees as they take place, with such other information as may be necessary.

f. Developing the annual budget for the Police Department and overseeing any and all expenditures of the Police Department.

g. Analyzing crime trends and statistics to ensure that the Police Department makes the best use of available funds, personnel, equipment and supplies.

h. Evaluating the effectiveness of work program and procedures of all units and bureaus within the Police Department and developing effective work methods for subordinates.

i. Undertaking special studies pertaining to public safety functions and promoting close coordination of planning efforts.

j. Establishing and maintaining helpful and cooperative relations with civic and business organizations, schools, and court offices, and with other groups and public authorities and other jurisdictions, and with others interested in the maintenance of law and order.

k. All such other duties not specifically reserved to the Chief of Police pursuant to N.J.S.A. 40A:14-118.

2. The Chief of Police shall report directly to the Public Safety Director, and the Public Safety Director shall receive daily or other periodic reports, as designated by the Public Safety Director, from the Chief of Police.
3. The Public Safety Director shall be the head of the Town of Dover Fire-related employees, and shall coordinate efforts between the Town of Dover and the Volunteer Fire Department and its Fire Chief (Article 20).
4. The Public Safety Director shall also be responsible for ensuring that all Police and Fire officers and employees are compensated in accordance with State and Federal Wage and Hour Requirements.
5. The Public Safety Director shall be appointed by the Mayor and shall serve during the term of office of the Mayor appointing him/her, and until the appointment and qualification of the successor. The Public Safety Director shall serve at the pleasure of the Mayor and may be removed by the Mayor at his/her discretion.

C. **Chief of Police:**

If a Police Chief is appointed, he/she shall exercise any and all of the rights, authorities, powers and responsibilities reserved solely to the Chief of Police pursuant to N.J.S.A. 40A:14-118. Any other rights, authorities, powers and responsibilities not reserved solely to the Chief of Police by N.J.S.A. 40A:14-118 shall be assumed or delegated by the Public Safety Director.

If a Police Chief is not appointed, any and all of the rights, authorities, powers and responsibilities reserved solely to the Chief of Police pursuant to - N.J.S.A. 40A:118, which cannot be performed by the Public Safety Director, shall be delegated to a Chief Law Enforcement Officer as designated by the Public Safety Director.

Article IV. Table of Organization

§ 57-19. Organization of Dover Police Department.

Chapter 57 (Police Department), Article IV (Table of Organization) is hereby amended by deleting the organization chart attached and adopted on June 25, 2001 by Ordinance No. 15-2001. It shall be replaced with the attached organization chart which includes the Public Safety Director.

SECTION 2.

If any chapter, article, section, subsection, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by any court of competent jurisdiction such decisions shall not affect the remaining portions of this Ordinance.

SECTION 3:

All ordinances, 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 passage and publication according to law.

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

Mayor Dodd opened the meeting to the public for the hearing.

RAMON HAYDUCKA – (Chief of Police of South Brunswick Township) President of the NJ State Association of Chiefs of Police – On behalf of the association, he urged the board to reconsider the adoption of ordinance #11-2012. He expressed that the town needs more police officers. He provided suggestions on how the current Chief of Police can fulfill the duties of the PSD position.

MARK SPITZER – (Chief of Police of Mount Olive Township) President of the Morris County Chiefs Association – He explained that the PSD position has not worked in surrounding municipalities like Mt. Olive, Parsippany, Netcong, Chester and Dover and the decisions have been overturned. Mr. Spitzer talked about the relationship between Dover's Police Department and surrounding police departments. He urged the board to reconsider the addition of a public safety director.

CHRISTOPHER WAGNER – (Chief of Denville Police Department) 4th Vice-President of NJ State Association of the Chiefs of Police – He commented that the placement of a civilian police director over a chief of police, in a 29 man police department, is not either an efficient or effective form of government, one of Mayor's Dodd core beliefs of government. He noted that a placement of a police director in a small municipal police department, almost always fails, and reverts back to the placement of the police chief. He recommended that the board table the ordinance and make sure they fully understand the limitations placed on a civilian director, that will make up to or over \$100,000, in a town where you're sorely in desperate need of police officers on the street as a result in increase in crime. He continued with several questions on the position.

MIKE CICCHETTI – 130 South Salem Street – His suggestion to the board is to hire seven (7) police officers, which is stated by local ordinance; the town should have a total of 37 police officers. He also suggested putting the ordinance to the voters in November.

CAROL RUIZ – 98 Prospect Street – She begs the board to focus on the safety of her neighbors and the children and wants the board to understand that efficiency needs to be secondary to the safety of the community. She doesn't understand the motive behind the PSD position but what she understands that the state police recommend forty-two (42) officers for Dover. She wants well trained officers and officers that her son can trust.

JAMES SIMONETTI – (Chief of Police of Roxbury Township) Treasurer of the NJ State of Chiefs Association – He wanted to know what is specifically wrong with the emergency services in Dover. Mayor Dodd noted that he never said there was anything wrong with the emergency services but that there's an opportunity to have the PSD work with the Chief of Police, Fire Department and Office of Emergency Management to enhance public safety. Mr. Simonetti asked if there's nothing wrong with the police department then why create a position. He asked that the ordinance be put up for the referendum.

DOUGLAS SCHEER – Chief of Police of Rockaway Borough – He shares the same radio system with the Dover Police Department and Chief Valentine and spoke on the calls that the Chief handles. He asked the board to reconsider the ordinance and noted that Dover has excellent police officers. He understands that it's a budgetary aspect but one thing that will never make sense is shorting the cops on the street to help and protect the people that the board serves.

Alderwoman Romaine explained that the money that can be saved by not replacing the two (2) captains and a lieutenant can be pushed down into the ranks of patrol officers so that the town can have more patrol on the streets. She's never seen a report that Dover should have 42 officers on the force. She explained that once the

items are settled with negotiations, they will bring more police officers.

Alderman Visioli commented that it's not the intent of the board to get rid of the Chief of Police, Chief Valentine. He noted that the board's initiative is to put more officers on the street.

JOHN FINKLE – (Chief of Police of Kinnelon Borough) Vice President at large Morris County Chiefs Association – The chiefs' concern is that the money that is being used PSD position can be used for one more officer that can be on the streets, than a person behind the desk doing paperwork that the chief is already doing. He believes that the ordinance gives that Mayor too much power over three departments since the PSD serves at the pleasure of the Mayor. The Mayor noted that there are several appointments on New Years Day and noted that it's not uncommon. Mayor Dodd noted that the personal committee will conduct the interviews and make a recommendation to him.

STEPHEN GALLAGHER – (Chief of Police of Hanover Township) Past President of the Morris County Chiefs Association – He hears the board saying that they need more patrol officers on the streets but the first thing the board does is hire more brass.

Mayor Dodd explained that he doesn't consider it brass since the PSD doesn't have the ability to give day to day directives. The PSD will help develop programs, establish policies to enhance the safety of the community. It's not to add another layer of brass, as stated by Mr. Gallagher, it's to add a component to make the three (3) entities (PD, FD, OEM) more effective and more productive.

Mr. Gallagher expressed that the public would like to see more patrol officers hired instead of hiring a PSD, first.

DANIEL MARTINEZ – 57 Spring St – He asked the Mayor to define the word "streamline" which he noted the Mayor has used several times. Mayor Dodd provided examples of streamlining the departments. Mr. Martinez noted that the examples provided by the Mayor are duties of the administrator and wonder why it's necessary to spend \$200,000 to streamline the departments. Mr. Martinez expressed that Dover needs more police officers.

HAROLD VALENTINE – Chief of Police, Town of Dover – Chief Valentine assured the public that the police department has been and will remain committed to its core value of protecting the citizens that they serve. Chief Valentine believes the PSD position is not needed and he noted several facts for his belief. He noted that the town of Dover has a police department that subscribes to the Mayor's core value, which was confirmed by the Mayor's comment to the newspaper. Chief Valentine asked to be included in discussions because he feels that he has been excluded.

EDWARD CORREA – 88A E. Blackwell St – He urged the board to vote "no" on the adoption of the ordinance. He wanted to know the real motive for the administrative position. He did not agree with the procedure of the introduction of the ordinance. He wanted to know where the separation of powers was in the Town of Dover.

EMILIANO LEMOS – 48 Second St – He read the duties and responsibilities of the Administrator. He also read the qualifications of the administrator and the residency requirement that he must obtain within two years. Mayor Dodd noted that he's unaware of the residency requirement but he will change it, if it's needed.

BILL COOK – 91 Princeton Ave – Mr. Cook asked everyone to give the position a chance and if it doesn't work than just get rid of it.

NATALIE MARTINEZ – 57 Spring St – Mrs. Martinez expressed that the ordinance should not be passed. She didn't agree with the question and answer procedure that was required at the last meeting (introduction). Mrs. Martinez shared some of the questions that she provided to the administrator, as well as, the answers that were provided by the administrator.

ED BROADBACK – Knickerbocker Ave – Mr. Broadback explained that the town never replaced the ten (10) officers that retired in the ‘90’s. He noted that the town only replaced a couple of officers and the recommended number by the NJ State Police or the Morris County Prosecutors were never met. Mayor Dodd explained that it’s not easy to just replace an officer when they retire because the town is still required to pay for their time that was not used and they remain on the books long after they leave.

MICHELLE VEGA – 62 E. Dickerson St – Ms. Vega asked if the board would consider the chief’s resume for the PSD position. She suggested that the Alderwoman Romaine research the study that was done on the recommended number of police officers for the town. She asked the board to table the ordinance and let the voters make the decision in November.

OSWALDO ORAMA - 2 Seneca Trail, Randolph – He expressed that maybe the problem is with the administrator since some of the duties of the administrator are the same of the PSD position. He’s positive that the board made their decision prior to hearing the public and asked the board to individually speak on the reasons why they are supporting the ordinance.

MATTHEW BARRICK – 107 Bassett Hwy. – He was not able to hear the arguments about the PSD ordinance because he was unable to enter the room due to the large crowd.

DEBRA MANTINI – 305 E. Mc Farlan St – She wanted to know why the state police’s study was not provided to the Mayor and Board of Aldermen. Mr. Close noted that it was only provided to the police committee.

JOE SZABO – 305 E. Mc Farlan St – He hopes that, after hearing everyone’s comments, that the Mayor would table the ordinance.

RON CAMACHO – 76 Perry St – He feels that the board already has the right people in charge to handle the departments. He feels that there is no need for a public safety director.

CAROL J. YOSH – 32 Audrey Pl – She asked the board to allow the police chief and fire chief to handle a few more duties instead of hiring a PSD. She expressed that Dover needs more police officers.

ALICE FILEA – 51 Berry St – She commented that the police officers have always been there for her but lately she’s been concerned that they won’t be around due to the lack of police presence.

JIM MULLIN – 150 Ann St – He asked Aldermen Rutan, Downs and Blackman to express their opinion on why the ordinance is a good idea.

Alderman Rutan responded to the request and expressed his opinion.

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

Alderman Downs commented on the public’s reaction towards the ordinance.

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

Alderman Timpani commented on the hiring and firing powers’ of the Mayor and Board of Aldermen. Attorney Giacobbe responded by noting the different powers of the board and Mr. Close. Mr. Giacobbe continued with providing the public with different scenarios.

Discussion continued on the PSD position and the three (3) departments.

RESOLUTIONS

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: | \$0.00 |
| CURRENT ACCT claims in the amount of: | \$384,062.81 |
| GENERAL CAPITAL ACCT claims in the amount of: | \$0.00 |
| WATER UTILITY ACCT claims in the amount of: | \$69,075.89 |
| WATER UTILITY RESERVE ACCT claims in the amount of: | \$0.00 |
| WATER CAPITAL ACCT claims in the amount of: | \$0.00 |
| PARKING UTILITY ACCT claims in the amount of: | \$5,212.69 |
| PARKING UTILITY RESERVE ACCT claims in the amount of: | \$0.00 |
| PARKING CAPITAL ACCT claims in the amount of: | \$0.00 |
| ANIMAL CONTROL TRUST ACCT claims in the amount of: | \$0.00 |
| EVIDENCE TRUST ACCT claims in the amount of: | \$55.00 |
| RECYCLING TRUST ACCT claims in the amount of: | \$0.00 |
| COUNTY FORFEITED ASSETS TRUST ACCT claims in the amount of: | \$0.00 |
| FEDERAL FORFEITED ASSETS ACCT claims in the amount of: | \$1,000.00 |
| TRUST/OTHER ACCT claims in the amount of: | \$17,439.31 |
| COAH TRUST Acct claims in the amount of: | \$0.00 |
| TOTAL CLAIMS TO BE PAID | \$476,845.70 |

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: | \$352,572.92 |
| WATER UTILITY ACCT claims in the amount of: | \$22,161.16 |
| PARKING UTILITY ACCT claims in the amount of: | \$2,543.16 |
| PAYROLL AGENCY ACCT claims in the amount of: | \$160,026.20 |
| UNEMPLOYMENT TRUST ACCT claims in the amount of: | \$144.06 |
| TOTAL CLAIMS PAID | \$537,447.50 |

TOTAL BILL LIST RESOLUTION **\$1,014,293.20**

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

RESOLUTION

WHEREAS, the herein named duly filed applications for renewal of their Alcoholic Beverage Licenses for their respective premises as shown on Schedule A for July 1, 2012 to June 30, 2013; and

WHEREAS, no objections have been received from the public; and

WHEREAS, the required fees have been paid and all premises have been inspected and approved by the Police Department, Board of Health and the Bureau of Fire Prevention.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover that said applications be approved and that the respective licenses be granted; and

BE IT FURTHER RESOLVED that the Town Clerk or Director in the case of a conflict license be and hereby is authorized to issue license certificates accordingly as listed below.

SCHEDULE A
2012/2013 LIQUOR LICENSES

| | | |
|---------------------|-----------------------|-----------------|
| Jhon F. Corporation | Mambo's Bar Cafe | 1409-33-014-003 |
| | Rt. 46 & Belmont Ave. | |

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

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

June 12, 2012 – Caucus & Regular

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

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

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE
TOWN OF DOVER AWARDING A CONTRACT FOR
TURF MATERIAL AND INSTALLATION AT CRESCENT FIELD**

WHEREAS, the Town of Dover is a member of the Keystone Purchasing Network (KPN) purchasing program, a national purchasing cooperative, and

WHEREAS, KPN Received Bids on February 28, 2012 and awarded a Contract to FieldTurf, USA for Outdoor Athletic Surfaces, which Contract runs for the period March 22, 2012 through February 28, 2013, and

WHEREAS, P.L. 2011, c139 (the “Law” or “Chapter 139”) allows local contracting units to utilize national cooperative contracts as a method of procurement, and

WHEREAS, the New Jersey Department of Community Affairs, Division of Local Government Services (DLGS) has published LFN 2012-10, a Local Finance Notice detailing guidance to contracting units desiring to purchase under the Law, and

WHEREAS, the Town Attorney, Town Administrator, Purchasing Agent and Town Engineer are satisfied that the bids received by KPN and contract awarded to FieldTurf, USA in conjunction with the associated documentation submitted by both KPN and FieldTurf, USA, are in compliance with the Law and the guidance document of DLGS, and

WHEREAS, the Town of Dover published a “Notice of Intent to Award Contract under a National Cooperative Purchasing Agreement,” in the Official Newspaper and the Town’s Website, and

WHEREAS, the total purchase price for the turf, installation and associated accessories is \$353,931.00, and

WHEREAS, a Cost-Savings determination in accordance with the DLGS guidance document has been performed indicating a cost savings amounting to approximately \$67,723.00 would be realized by the Town of Dover by purchasing the turf directly through KPN as opposed to putting it out to bid.

NOW THEREFORE, it is hereby **RESOLVED** by the Mayor and the Board of Aldermen of the Town of Dover, Morris County, New Jersey as follows:

1. The proposal submitted by FieldTurf, USA dated July 5, 2012 in accordance with Contract #201203-01 with KPN in the amount of \$353,931.00 is hereby accepted; and
2. The Mayor and Clerk are hereby authorized to execute a contract with FieldTurf, USA in the amount of \$353,931.00.

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

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

RESOLUTION

WHEREAS, the 2011 Annual Audit of the Town of Dover, conducted by Nisivoccia LLP, contained certain recommendations requiring action; and

WHEREAS, these recommendations have been reviewed by the Town’s Chief Financial Officer; and

WHEREAS, the Chief Financial Officer has prepared a Corrective Action Plan for the findings and conditions of the 2011 Audit;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover that the Correction Action Plan for the 2011 Annual Municipal Audit, hereto attached, is hereby approved and accepted; and

BE IT FURTHER RESOLVED that the Municipal Clerk is hereby directed to transmit a certified copy of this resolution and its attachments to the New Jersey Division of Local Government Services.

MUNICIPAL COURT

Finding/Condition:

There were tickets found while testing the municipal court which were assigned but have not been issued in over six months.

Recommendation:

It is recommended that all tickets assigned be recalled and reissued to officers if they have not been issued in a six month period.

Explanation and Corrective Action:

The Court Administrator has contacted Lt. Coppinger, Dover Police regarding the summonses not issued; he has advised her that Sgt. Anthony Smith has been assigned as the Court Liaison. Sgt. Smith has been sent the Tickets Not Issued Report, so that he can collect the tickets from the officers for reassignment by the Court. The Liaison will improve the response time from the officers in the future.

Implementation Date: 7/23/12

LIBRARY

Finding/Condition:

Overall, there appears to be inadequate control over incoming receipts. Pre-numbered receipts are only issued for collections over \$1.

The petty cash fund is not maintained at the authorized fund amount or closed out at year end.

A reconciliation of the bank account for the library was not performed on a monthly basis during the year.

Recommendation:

1. Pre-numbered receipts be issued for all collections; or a cash register be obtained and utilized for all receipts.
2. The excess in the petty cash fund be turned over to the fines and fees account. The petty cash fund be closed out at year end.
3. Bank reconciliations be performed on a monthly basis.

Explanation and Corrective Action:

1. A cash register has been obtained and is in use to facilitate control over incoming receipts.

2. The petty cash fund will be maintained at the prescribed level of \$250.00 with any excess monies being put into the PFPL checking account. The petty cash will be closed at the end of each year.

3. A reconciliation of the DFPL check and money market accounts will be done on a monthly basis by Victoria Forgione, Library Assistant-typist.

Implementation Date: 7/20/12

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

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

PUBLIC COMMENTS

MATTHEW BARRICK – 107 Bassett Hwy. – Mr. Barrick wanted to know if the town was in compliance with the pension payments for part time employees. Mr. Close noted that Dover is in compliance.

BILL COOK – 91 Princeton Ave. – He reminded the board that the construction signs from the bridge are still up. Mr. Close noted that the state is aware of the signs.

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

**Motion to adjourn made by Alderwoman Romaine at 9:43 pm,
and duly seconded by Mayor Dodd passed by the following voice vote.**

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

Nays: None Absent: Alderwoman Noriega Abstained: None

Respectfully submitted,

Margaret J. Verga, Municipal Clerk