



TOWN OF DOVER
MAYOR AND BOARD OF ALDERMEN
CAUCUS MEETING MINUTES
August 10, 2010 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 by Reverend Johnson asking for guidance and strength to do what is right for our town and our citizens.

ROLL CALL:

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

Also present were Administrator Close, Attorney Pennella and Clerk Verga

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

MUNICIPAL CORRESPONDENCE:

1. Ordinance from the Township of Mine Hill Re: Amending Various Subsections within Section 25-10 of the comprehensive Land Development Code Entitled "Zoning" to reflect a new zoning district known as the economic development District
2. Letter from Morris County Board of Chosen Freeholders Re: the 9th Anniversary of September 11th
3. Notice of Hearing on Board of Adjustment Application for Secaucus Realty, 59 E. McFarlan Street
4. Letter to the NJ Department of Transportation Re: Stop Sign on Brook Drive at Elena Place
5. Letter from NJ Transit Re: Proposed New Bus Stops Along Municipal & County Roads
6. July 2010 Health Department – Garbage-Recycling Report
7. July 2010 Fire Department – EMS Run & Fire Runs
8. Thank You note from the Best Family
9. July 2010 Legislative Bulletin
10. August-September 2010 Calendar of Events from Department of Human Services
11. Brochure from the ARC Morris Re: Step up for the ARC Walk 2010
12. Letter from Assemblyman Anthony Bucco Re: OPRA Requests
13. Letter from County of Morris, Department of Planning & Development Re: 2011 Community Development Program
14. Response to the County of Morris, Department of Planning & Development Re: 2011 Community Development Program
15. Letter from NJ Natural Gas Re: Daily List of Disconnected residential customers

CONSENT AGENDA

1. Resolution Approving Limo-Schedule A
2. Resolution Approving a Noise Permit – Mero's Lounge
3. Resolution Approving Raffle License – Dover Child Care Center, Inc.
4. Resolution Approving Raffle License – United First American Pentecostal Church, Inc.
5. Resolution Approving Raffle License – College Club of Dover
6. Resolution Approving Raffle License – Millpond Towers Residents Association

Mayor Dodd wanted to know if Mero's Lounge (noise permit) met the criteria that was discussed previously. Mr. Close responded "yes."

ORDINANCE(S) FOR SECOND READING

1. Ordinance #10-2010 – Establishing a one-way street on Davis Avenue
2. Ordinance #15-2010 – Regulating Videotaping of Open Public Meetings by Members of the General Public

AGENDA ITEMS:

RESOLUTIONS

1. Approving Bills List
2. Approving Mayor & Board of Aldermen Meeting Minutes for July 13, 2010
3. Approving Mayor & Board of Aldermen Meeting Minutes for July 27, 2010

4. Approving Amusement Device License – Bassett Pub
5. Approving Liquor License – Jhon F. Corporation
6. Approving submission of a grant application and execution of a grant agreement with NJ Dept. of Transportation for the Orchard Street Roadway Improvement Project

Alderman Visioli wanted to know who Jhon F. Corporation is specifically. Mayor Dodd noted that it was Mambo's on Route 46.

REGULAR MEETING MINUTES
August 10, 2010

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 7:07 pm

ROLL CALL

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

Also present were Administrator Close, Attorney Pennella and Clerk Verga

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

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

TUCKER KELLY – Rockaway Township – Mr. Kelly expressed that everything that he has seen and read about Mayor Dodd and Board of Aldermen is impeccable. He commented that dealing with Ms. Verga, Municipal Clerk and Ms. Newkirk have been phenomenal. He expressed that if other municipalities were as half as diligent as this board and administration it would be wonderful. He expressed that the board should be honored to have one of the few, if not only, honest Municipal Attorney (Pennella) including his partner Roy Clapps.

He explained that he as an individual that tested the waters with regards to videotaping in his municipality for the Board of Education. He noted that unfortunately for the board at that particular time, in his opinion, based on the video that they were caught with some false truths on the record; not keeping any kind of audio record or anything else other than a written record by the secretary. He expressed, therefore, you're reliant on accurate minutes by one's thought that are being transcribed into the minutes. **He explained that this ordinance to somewhat restrict videotaping of meetings, even though, there's a Supreme Court ruling in 2007 (Pine Hill Case) and now it's part of Article 1, Paragraph 6, Section 3 of the Constitution, it's the people's common right to videotape, we do have sanctions in place.** He believes that there are some concerns that should be raised to the board of possibilities that may be of passing of the ordinance, again he's not criticizing. He referred to line 6 where it says "...the citizen making the videotape shall immediately make available for copying the videotape disc or other device used for recording which copying shall be at the expense of the municipality. The Municipal Clerk shall receive the original and shall return it no later than three business days after receipt." Mr. Kelly expressed that if that record was to get damaged, altered, misplaced, etc. then there's a possibility for litigation. He noted that everyone should be under the realization that they are always on video, even if they're not. He doesn't believe the board is doing anything wrong with having concerns about being videotaped. He explained that as an individual of the public, it's his only accurate way of keeping an accurate transcription of what actually took place at a meeting; and if a member of the governing body makes a mistake maybe it was inadvertently, if it was intentionally then shame on them. He does recognize that the reason for the ordinance is to minimize any kind of alterations, false duplication for the wrong intent of that but explained that under Title C there are statues that comply with someone that does something like that. Mr. Kelly made another point that if the ordinance is passed and the town receives the documentation/video, now, you're making it a public record because now it's required by law to keep on file. Mr. Kelly provided another suggestion, to have the board videotape their meetings to avoid any of the situations they are concerned with.

IRENE WIRTH – 2 Davis Avenue, Dover – She thanked that board for taking into consideration with putting "no parking" on the northern end of her property located at 2 Davis Avenue. She asked if the board knew where the parking signs would be installed. Mayor Dodd commented that the placement of the signs would have to follow NJ Department of Transportation standards and it would come through the Engineering Department. She commented that for the last twenty (20) years, she has been maintaining the center median but the last three (3) years has become overwhelming and thanked the town for taking care of the median.

EDWARD CORREA – 88A E. Blackwell Street, Dover – Mr. Correa knows that the policy/legislation was drafted in response to him video recording the town hall meetings. He believes that the time and research that it took to draft ordinance 15-2010 should have been utilized to research and develop an innovative open government policy. He urges the board to vote "no" on the legislation because it has many clauses and regulations which can put the town in a liability risk. He noted that at the previous meeting, Attorney Pennella clarified that members of the media are due to hand out media recordings at the end of the meeting to the town clerk. He expressed that it's a technicality that is positioning the town to liabilities with people of the media. He urged the board to vote "no" unless they work together to develop a comprehensive and innovated policy of open government that puts Dover above many municipalities in the State of New Jersey when it comes to open government and transparency. He suggested a policy that is cost effective,

environmentally friendly, efficient and effective reaching out to the grass roots of people that live in the town of Dover. He continued to express that the ordinance should be cultural sensitive while increasing civic participation and collaboration with the people in the community, and offered his assistance to the board to work in collaboration with the community to develop a comprehensive policy to inform, empower and to maintain the community updated while taking Dover to the level when it comes to open government.

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

MAYOR’S REPORT – Mayor Dodd met with Superintendent of Schools Mr. Becker and Mrs. Sue Shauer, President of the Board of Education to discuss field use activities in the community and better ways to utilize field time spent on the fields. He also met with an attorney representing a developer who is interested in purchasing water for development outside of town. Mayor Dodd noted that there are some concerns and they are not far along enough to inform the board. He also met with Morris County Economic Development Executive Director, Town Planner Mr. Hantson and Administrator Close for possible redevelopment opportunities in Dover and will keep the board and public posted as it progresses. He announced that the hose testing for the Fire Department will be conducted in the Prospect Street Parking Lot on Monday and Tuesday. He noted that there were some complaints from residents regarding the NJ Natural Gas project. He explained that there have been some difficulties with underground lines that were not marked but the project is progressing. He noted that there were complaints about dust and they requested Natural Gas to purchase or rent another street sweeper to maintain the area. Mayor Dodd announced that the Flea Market will continue in the downtown area as traffic hasn’t been to be a problem.

ADMINISTRATOR CLOSE – No report

ATTORNEY’S REPORT – Mr. Pennella commented that the status of litigation is pretty much the same except in the Jersey City case. He explained that discovery is being done, and case management is being set for September 28th.

CONSENT AGENDA

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
APPROVING TAXIS/LIMOS TO BE LICENSED IN THE TOWN OF DOVER**

WHEREAS, the following companies, have applied for a license to operate the vehicle(s) listed below on Schedule A hereto and made a part hereof as taxicab(s)/limo(s) in the Town of Dover; and

WHEREAS, the appropriate municipal departments have reviewed the application(s) as required and have no objections to same being licensed as taxicabs/limos;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey that the taxicab(s)/limo(s) listed below are hereby approved for taxi/limo license(s) in the Town of Dover.

Schedule A

ELITE LIMO & TAXI SERVICE, LLC

- | | | | | | |
|----|-----------------------------|---------------|---------------|------------|----------------|
| 1. | 1998 Lincoln Towncar (LIMO) | Passengers: 5 | Color: Black | VIN 731906 | Plate# OL3258H |
| 2. | 2001 Chrysler Wagon (LIMO) | Passengers: 6 | Color: Silver | VIN 406441 | Plate# OL3257H |
| 3. | 2002 Chrysler Wagon (LIMO) | Passengers: 7 | Color: White | VIN 501803 | Plate# OL3254H |
| 4. | 2003 Dodge Wagon (LIMO) | Passengers: 6 | Color: Blue | VIN 169688 | Plate# OL3256H |

FIRST CLASS OF DOVER, LLC

- | | | | | | |
|----|---------------------------------|---------------|--------------|------------|----------------|
| 1. | 2004 Ford Crown Victoria (LIMO) | Passengers: 5 | Color: Black | VIN 162270 | Plate# OL8367G |
|----|---------------------------------|---------------|--------------|------------|----------------|

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

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

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
APPROVING A PERMIT FOR USE OF LOUD SPEAKERS OR AMPLIFIERS**

WHEREAS, Mero’s Lounge has requested a permit for the use of loud speakers or amplifiers for an outdoor event located at 337 E. Blackwell Street on Sunday, August 29th from 12:00 p.m. to 8:00 p.m.; and

WHEREAS, the purpose is to have soft background music and announcements for an outdoor mini festival celebrating the Independence of Ecuador.

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

1. There is hereby approved a permit for the use of loudspeakers or amplifiers by Mero's Lounge at 337 E. Blackwell Street on Saturday, August 29, 2010 from 12:00 p.m. to 8:00 p.m.; and

2. This authorization is conditioned upon the use of the loudspeakers or amplifiers being in conformance with all regulations of the Code of the Town of Dover.

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

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

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN
OF THE TOWN OF DOVER APPROVING OF RAFFLE LICENSE

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

WHEREAS, such license has 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:

1. The below listed raffle for the date set forth following their name is hereby approved:

Dover Child Care Center, Inc.
to be held on September 22, 2010 at 5:30 to 7:30 pm
(50/50 raffle)

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

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

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN
OF THE TOWN OF DOVER APPROVING OF RAFFLE LICENSE

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

WHEREAS, such license has 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:

1. The below listed raffle for the date set forth following their name is hereby approved:

United Latin American Pentecostal Church, Inc.
to be held on October 8, 2010 at 7:30 pm
(off-premise raffle)

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

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

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

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

WHEREAS, such license has 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:

1. The below listed raffle for the date set forth following their name is hereby approved:

College Club of Dover
to be held on December 7, 2010 at 9:00 P.M.
(50/50 raffle)

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

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

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

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

WHEREAS, such license has 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:

1. The below listed raffle for the date set forth following their name is hereby approved:

Millpond Towers Residents Association
to be held on September 3, 2010 at 10:00 a.m. to 3:00 pm
(50/50 raffle)

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

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

ORDINANCES FOR SECOND READING

ORDINANCE NO. 10-2010
OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
ESTABLISHING A ONE-WAY STREET ON DAVIS AVENUE
AMENDING AND SUPPLEMENTING THE REVISED ORDINANCES OF THE
TOWN OF DOVER, 1969, SAVED FROM REPEAL

Be it **ORDAINED** by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey that the Revised Ordinances of the Town of Dover, 1969, Chapter 38, G, entitled "One Way Street," Saved From Repeal under the Code of Dover is amended and supplemented as follows:

1. Pursuant to N.J.S.A. 39:4-197, there is hereby established a one way street at David Avenue northerly between the northerly side of the driveway at 2 Davis Avenue to Lemar Street.

2. No Parking on Davis Avenue between the northerly side of the driveway at 2 Davis Avenue to Lemar.

3. This ordinance shall be submitted to the Municipal Engineer and he shall, under his seal as a licensed professional engineer, certify to the governing body of Dover that the sign and its placement have been approved by the

engineer after investigation of the circumstances, and that it appears to the engineer to be in the interest of safety and expedition of traffic on the public highways and conforms to the current standards prescribed by the manual of the uniform traffic control devices for streets and highways as adopted by the Commissioner of Transportation, all as required by N.J.S.A. 39:4-8.

4. A certified copy of the adopted ordinance shall be transmitted by the Clerk of the Town of Dover to the Commissioner of Transportation within 30 days of adoption together with the certification of the Municipal Engineer, requesting the Commissioner's approval of the Ordinance.

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

6. 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.

7. The Ordinance shall not take effect until it is approved by the Commissioner of Transportation of the State of New Jersey.

Mayor Dodd opened the meeting to the public for a hearing on Ordinance 10-2010. Seeing no hands and hearing no voices Mayor Dodd closed the hearing to the public.

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

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

Mayor Dodd commented that members of the public raised some very legitimate concerns and had some valid points. However, he noted that we must keep a tape on file at all times of the audio recordings as Mr. Kelly stated. He feels that it's equally important to keep a copy of tape on file, in a video format. He explained that whatever is taped in the meetings should be on record in the clerk's office; exactly for the point that Mr. Kelly said it does subject it to Open Public Records Act which he believes is a good thing. Mayor Dodd has asked Mr. Hantson, who is in charge of the computers in town to research equipment to tape our own meetings to post on the website. Mayor Dodd thinks that supplying a tape to the town does serve a purpose; it allows the town to have a record on file. He also feels that it's important to have an ordinance in place to prevent further problems in the future and by creating policy, standards are set. He noted that standards are set for the public to live by but also for the governing body to live by.

Alderman Visioli commented that was the intent of the ordinance.

ORDINANCE NO. 15-2010
OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER,
COUNTY OF MORRIS, STATE OF NEW JERSEY
REGULATING VIDEOTAPING OF OPEN PUBLIC MEETINGS
BY MEMBERS OF THE GENERAL PUBLIC

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

Section 1. Purpose

Members of the general public have the right to videotape portions or all of an open public meeting of the governing body – excluding closed or executive discussions. These guidelines are intended to ensure that the right of the public to videotape official public meetings of the governing body does not interfere with the business of the governing body or other citizens' right of access to the proceedings.

Section 2. Regulations

To minimize the possibility of disrupting the public meeting of the governing body, any member of the public (a "citizen") who wishes to videotape portions or all of the public meeting must do so in accordance with the following guidelines:

1. The citizen must provide the Clerk of the municipality no less than five minutes verbal notice prior to the public meeting of his/her intention to exercise his/her right to videotape.

2. The citizen must have completed setup of his/her videotape recorder and any related equipment prior to the official start time of the public meeting. As to the location of the videotape recorder and equipment, the same may only be set up by the citizen in the rear of the meeting room, as such location will be specifically identified to the citizen by the Clerk.

3. The video recorder and any associated equipment utilized by the citizen must be compact, quiet, and generally unobtrusive. No more than one videotape recorder, and no added lights may be used by any citizen. The videotape recorder and all associated equipment may not take up more than three square feet of space. No citizen is permitted to use any videotape recorder or associated equipment that makes any beeping sounds or other noises. Should beeping sounds or any other noise emanate from the videotape recorder or associated equipment at any time during the public meeting, the citizen shall be required to cease videotaping immediately.

4. The citizen may not disrupt the public meeting with his/her recording equipment. The citizen may not set up or use the videotape recorder or equipment in such a way as to block or obstruct the view of other members of the public of the governing body proceedings. The videotaping by the citizen may only be done in a manner that does not violate the disorderly conduct ordinance, and must be generally orderly and unobtrusive. The citizen may not continually exist and re-enter the meeting room, or continuously move around within the meeting room, during the public meeting. The citizen may not "narrate" the proceedings, or speak into any videotape recorder or microphone. The citizen may not engage in any verbal conversation, discourse or comment whatsoever, unless the citizen is making a formal comment in his/her turn during any public comment portion of the public meeting.

5. If the citizen chooses to cease videotaping at any time during the public meeting, he/she may do so; provided that the citizen may not commence removal – except for a hand-held videotape recorder, or begin to disassemble any videotape recorder or associated equipment until there is a break of at least five minutes of the public meeting or until the public meeting has concluded.

6. Upon request of the governing body of the Town of Dover, the citizen making the videotape shall immediately make available for copying the videotape disc or other device used for recording which copying shall be at the expense of the municipality. The Municipal Clerk shall receive the original and shall return it no later than three business days after receipt.

7. The above regulations do not apply to ceremonial proceedings such as the distribution of sporting awards to children or young adults, presentation of proclamations, or other awards or honors.

Section 3. All ordinances or parts of ordinances inconsistent with this within ordinance are hereby repealed to the extent of such inconsistencies.

Section 4. 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 5. The Ordinance shall take effect in accordance with law.

Mayor Dodd opened the meeting to the public for a hearing on Ordinance No. 15-2010.

EDWARD CORREA – 88A E. Blackwell Street, Dover – Mr. Correa suggested taking advantage of Cablevision's contract with the municipality, as noted in Ordinance 9-2003, to provide video recording training and production management to the Town of Dover for video production. He noted that in the meantime, the Town of Dover can provide internships to the media class from Dover High School to practice at the town meetings. He asked the board to look into the contract.

TUCKER KELLY – Rockaway Township – Mr. Kelly can not agree with the Mayor more. However, Mr. Kelly doesn't believe it's the responsibility of the public to provide a service to the town such as the recording. He explained that the public is not subjected to the Open Public Meetings Act. He noted that in an effort that they did police it, it would be a criminal matter and therefore it would be asked how the ordinance is read not interpreted so there's avenues used for recording. He's not against the recording, he's pro for it. He feels that if the ordinance passes then its going to pave the way for other municipalities.

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

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

Ayes: Aldermen Visioli, Romaine, Blackman and Mayor Dodd
Nays: Aldermen Delaney, Poolas, Donofrio, Picciallo, Timpani Absent: None 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:	\$16,880.00
CURRENT ACCT claims in the amount of:	\$1,653,727.12
CAPITAL ACCT claims in the amount of:	\$7,091.25
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:	\$2,936.52
PARKING UTILITY RESERVE ACCT claims in the amount of:	\$5,150.00
PARKING CAPITAL ACCT claims in the amount of:	
ANIMAL CONTROL TRUST ACCT claims in the amount of:	\$35.40
EVIDENCE TRUST ACCT claims in the amount of:	
RECYCLING TRUST ACCT claims in the amount of:	\$228.00
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:	\$3,380.64
COAH TRUST Acct claims in the amount of:	
DOVER MARKETPLACE INC TRUST ACCT claims in the amount of:	
TOTAL CLAIMS TO BE PAID	\$1,689,428.93

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:	\$406,097.56
WATER UTILITY ACCT claims in the amount of:	\$35,162.43
PARKING UTILITY ACCT claims in the amount of:	\$6,970.73
PAYROLL AGENCY ACCT claims in the amount of:	\$198,745.90
UNEMPLOYMENT TRUST ACCT claims in the amount of:	\$134.21
TOTAL CLAIMS PAID	\$647,110.83

TOTAL BILL LIST RESOLUTION **\$2,336,539.76**

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, Romaine Blackman and Mayor Dodd
Nays: Poolas, Donofrio, Picciallo, Timpani Absent: None Abstained: None

Alderman Poolas explained that the reason why he voted “no” is because Ms. Constance Sibona-Foster is making \$20.00 an hour while some town employees are making \$14, \$16, \$17 and the town is talking furloughs and or layoffs to save money. He believes it should start there.

**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:

1. July 13, 2010 – Caucus & Regular

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, Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: None 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:

1. July 27, 2010 – Caucus & Regular

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

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

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE
TOWN OF DOVER APPROVING AMUSEMENT DEVICE LICENSE(S)**

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

WHEREAS, the appropriate fees have been paid and the license shall be prominently displayed by attaching the same on each device, and

WHEREAS, the placement of each and every amusement game within an establishment must have the approval of the chief of police of the Town of Dover.

WHEREAS, no amusement device shall be installed within two (200) hundred feet of any school or church.

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 coin operated amusement device licenses for those people listed on Schedule A attached hereto and made a part hereof are hereby approved.

SCHEDULE A

1. Bassett Pub – 8 Bassett Hwy. (1)

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

RESOLUTION

WHEREAS, the herein named duly filed applications for renewal of their Alcoholic Beverage Licenses for their respective premises as shown below for July 1, 2010 to June 30, 2011; 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.

2010/2011 LIQUOR LICENSES

JHON F. CORPORATION	MAMBO'S BAR CAFE	1409-33-014-003
	RT. 46 & BELMONT AVE.	
	DOVER, NJ 07801	

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

**APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT
WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE
ORCHARD ST. ROADWAY IMPROVEMENTS PROJECT.**

WHEREAS, Orchard St. is in need of roadway improvements and qualifies for an application for State Aid to Counties and Municipalities for Roadway Preservation; and

WHEREAS, THE Town Engineer recommends that the Orchard St. Roadway Improvements Project be submitted for consideration by the New Jersey Department of Transportation for State Aid;

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

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2011-Dover Town-00148 to the New Jersey Department of Transportation on behalf of the Town of Dover.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Town of Dover and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

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

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

PUBLIC COMMENTS – Three Minutes per Person

EDWARD CORREA - 88A East Blackwell Street, Dover – Mr. Correa explained that he ran in the 2010 Democratic Party Primary and had heard that political campaigns in the Town of Dover utilized tactics to intimidate voters, vandalize signs and decrease voter turnout. He believed they were allegations until June 7th when his campaign signs were stolen. Mr. Correa explained an event that took place on June 8th (Election Day) which involved an altercation with an individual that allegedly had removed his signs the prior night. He questioned Mayor Dodd regarding the phone call he made to the police department (Mr. Correa referred to Mayor Dodd’s comments at the last town meeting). Mayor Dodd noted that he received a phone call from Alderwoman Blackman where she commented “that someone was there with a knife.” Mr. Correa proceeded to ask Alderwoman Blackman, her accounts of the event. Attorney Pennella advised Alderwoman Blackman that it’s inappropriate for Mr. Correa to address her directly as if she was in a courtroom and advised her that she shouldn’t answer any questions. Attorney Pennella explained that it’s appropriate for Mr. Correa to speak on his issues but expressed that it’s a matter that should be handled through the Board of Elections and/or Police Department if there was criminal activity. Mayor Dodd asked Mr. Correa to take a break in case other members of the public would like to be heard. (Three minutes per person)

TUCKER KELLY – Green Pond Rd., Rockaway Township – Mr. Kelly explained that the above discussion is a prime example as to why the board should videotape their own meeting. He noted that being questioned and accusatory allegations, etc. being made; a videotape can only protect the board from that kind of action. He explained that an individual of the public, saying the wrong things can easily delete their comments with their own recording devices. He explained that sometimes actions of other members of the public taint members, like me, that want to do the right thing and not abuse the situation or make some kind of website or whatever. He expressed that he doesn’t know the individual and he’s not going to mention his name on the record but this is what he’s trying to instill in the minds of the board, to protect all of the public as well as themselves by recording your own meetings. Mr. Kelly expressed that he is appalled by the comments that were made before and their actions and he hopes it doesn’t taint what he is trying to do.

EDWARD CORREA - 88A East Blackwell Street, Dover – Mr. Correa continued on part #2 regarding the incident that took place on June 8th Election Day. Mr. Correa expressed that he asked for the audio recording of that day from the police department and it took almost 3 weeks to produce only to find out that it was inaccurately produced. He was wondering why it took the Police Department so long to respond to his OPRA request.

Alderman Donofrio commented there is no signage warning drivers about the left turn lanes on Route 46 between North Morris & Warren Streets. He wanted to know if signage was anticipated. Alderman Picciallo commented that the signs are not back far enough. Mr. Close explained that the signage plan is on the website and was discussed at the public hearing and he would bring the concerns to the Department of Transportation since it’s their plan. Alderman Timpani asked if the strips could be removed for the left turn lanes since he feels they serve no purpose. Mr. Close explained that this is a plan that NJ Department of Transportation has established. Alderman Donofrio asked if drivers could make a left turn on No. Warren Street. Mayor Dodd explained that left turns can be made off of Route 46.

Motion to adjourn made by Mayor Dodd at 7:55 p.m., and duly seconded by Alderman Donofrio and passed by the following voice vote.

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

Respectfully submitted,

Margaret J. Verga, Municipal Clerk