



TOWN OF DOVER
MAYOR AND BOARD OF ALDERMEN
CAUCUS MEETING MINUTES
August 22, 2016 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.

ROLL CALL:

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

Also present were Municipal Clerk Margaret Verga, Administrator Donald Travisano and Attorney Timothy Downs

Municipal Clerk Margaret Verga stated adequate notice was given to the official newspaper

SUNSHINE LAW STATEMENT

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

CONSENT AGENDA

1. Resolution Identifying the CDBG Fair Housing Officer for Public Facilities Reconstruction Project
2. Resolution Approving the CDBG Fair Housing Officer for Housing Rehabilitation Projects
3. Resolution Approving the Citizen Participation Plan for Public Facilities Reconstruction Project
4. Resolution Approving the Citizen Participation Plan for Housing Rehabilitation Projects
5. Resolution Approving Grant Management Plan for Public Facilities Reconstruction Project
6. Resolution Approving Grant Management Plan for Housing Rehabilitation Projects
7. Resolution Approving the Housing Rehabilitation Policy and Procedure Manual
8. Resolution Authorizing the Mayor and Clerk to apply for and obtain grant from NJ Department of Community Affairs to provide for infrastructure reconstruction for First, Second, Third Streets and Penn Avenue
9. Resolution Authorizing the Mayor and Clerk to apply for and obtain grant from NJ Department of Community Affairs to carry out a project to rehabilitate dwelling units in selected target area of the community
10. Resolution Approving a Limo as per Schedule A
11. Resolution Approving Taxicab Driver Licenses as per Schedule A

ORDINANCE FOR FIRST READING

1. Ordinance 20-2016 – Amending Article 28A – No Parking on Ev-Ken Terrace

ORDINANCE FOR SECOND READING / PUBLIC HEARING

1. Ord. No. 19-2016 – Amending Chapter 254-2 Entitled Noise; Enumeration of Prohibited Acts and Noises

AGENDA ITEMS:

RESOLUTIONS

1. Resolution Approving Bills List
2. Resolution Supporting the Morris County Fire Mutual Aid Plan in the Town of Dover
3. Resolution Approving Mayor & Board of Aldermen Meeting Minutes for June 28, 2016
4. Resolution Approving Mayor & Board of Aldermen Meeting Minutes for July 12, 2016
5. Resolution Approving Personnel Action
6. Resolution Awarding a Contract for Bond Project No. 2 – Paving Watson and Kyle Dr. to Mark Paving, Inc.
7. Resolution Awarding a Professional Service Contract to SJH Engineering for the Engineering and Design of the Rutgers's Street Bridge
8. Resolution Authorization to Enter Into a Settlement Agreement with Fair Share Housing Center

REGULAR MEETING MINUTES

August 22, 2016

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 Visioli, Picciallo, Romaine, Blackman, MacDonald, Toth, O'Connor, Camacho and Mayor Dodd

Also present were Municipal Clerk Margaret Verga, Administrator Donald Travisano and Attorney Timothy Downs

Municipal Clerk Margaret Verga stated adequate notice was given to the official newspaper

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

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

MAYOR'S REPORT: Reserved

ATTORNEY REPORT: Reserved

CONSENT AGENDA:

RESOLUTION IDENTIFYING CDBG FAIR HOUSING OFFICER

WHEREAS, the Town of Dover has applied for a Small Cities Community Development Block Grant from the New Jersey Department of Community Affairs (hereinafter DCA) for a public facilities reconstruction project within the Town of Dover; and

WHEREAS, the public facilities project will be constructed in the First Street, Second Street, Third Street, and Penn Avenue area; and

WHEREAS, the Town of Dover must make efforts to affirmatively further fair housing; and

WHEREAS, the Town of Dover has made assurances in the grant agreement that:

1. It will comply with the Housing and Community Development Act of 1974, as amended, and regulations issued thereto; and
2. It will comply with the Civil Rights Act of 1964, and the regulations issued thereto; and
3. It will comply with the Fair Housing Act of 1968 and will affirmatively further fair housing; and
4. It will comply with the Age Discrimination Act of 1975 and with the Rehabilitation Act of 1973.

NOW, THEREFORE, BE IT RESOLVED that Donald Travisano, Administrator shall be designated as the Fair Housing Officer for the Town of Dover.

BE IT FURTHER RESOLVED that the Fair Housing Officer shall contact the US HUD Regional Office of Housing and Equal Opportunity and the NJ Division of Civil Rights, inform those agencies of his appointment as Fair Housing Officer and request Fair Housing Information; and

BE IT FURTHER RESOLVED that the Fair Housing Officer shall provide fair Housing advisory services and assistance and referral advice to persons requesting such assistance from the Town of Dover; and

BE IT FURTHER RESOLVED that the Town of Dover will publish in the local newspaper of record and post at the Town Hall a public notice announcing the appointment of the Fair Housing Officer and the availability of local fair housing advisory services.

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

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

RESOLUTION IDENTIFYING CDBG FAIR HOUSING OFFICER

WHEREAS, the Town of Dover has applied for a Small Cities Community Development Block Grant from the New Jersey Department of Community Affairs (hereinafter DCA) for housing rehabilitation projects within the Town of Dover; and

WHEREAS, these housing rehabilitation projects will be constructed throughout the Town and directly benefit qualified low to moderate income residents; and

WHEREAS, the Town of Dover must make efforts to affirmatively further fair housing; and

WHEREAS, the Town of Dover has made assurances in the grant agreement that:

1. It will comply with the Housing and Community Development Act of 1974, as amended, and regulations issued thereto; and
2. It will comply with the Civil Rights Act of 1964, and the regulations issued thereto it; and
3. It will comply with the Fair Housing Act of 1968 and will affirmatively further fair housing; and
4. It will comply with the Age Discrimination Act of 1975 and with the Rehabilitation Act of 1973.

NOW, THEREFORE, BE IT RESOLVED that Donald Travisano, Administrator shall be designated as the Fair Housing Officer for the Town of Dover.

BE IT FURTHER RESOLVED that the Fair Housing Officer shall contact the US HUD Regional Office of Housing and Equal Opportunity and the NJ Division of Civil Rights, inform those agencies of his appointment as Fair Housing Officer and request Fair Housing Information; and

BE IT FURTHER RESOLVED that the Fair Housing Officer shall provide fair Housing advisory services and assistance and referral advice to persons requesting such assistance from the Town of Dover; and

BE IT FURTHER RESOLVED that the Town of Dover will publish in the local newspaper of record and post at the Town Hall a public notice announcing the appointment of the Fair Housing Officer and the availability of local fair housing advisory services.

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

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

RESOLUTION - CITIZEN PARTICIPATION PLAN
TOWN OF DOVER, MORRIS COUNTY, STATE OF NEW JERSEY

WHEREAS, the Town of Dover has applied for a Small Cities Community Development Block Grant from the New Jersey Department of Community Affairs for Town of Dover public facilities projects; and

WHEREAS, the Grant Agreements require the Town of Dover to comply with all federal regulations with respect to citizen participation; and

WHEREAS, the Town of Dover has reviewed the Citizen Participation Plan prepared for Small Cities Community Development Block Grant grantees; and

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

The Citizen Participation Plan developed by the New Jersey Department of Community Affairs, Small Cities CDBG Program, is adopted by the Town of Dover; and

The Town of Dover will follow all regulations set forth in that document throughout the term of the Grant Agreement cited above.

This is to certify that the foregoing Resolution was duly adopted at a regular meeting of the Board of Aldermen held on August 22nd, 2016.

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

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

RESOLUTION - CITIZEN PARTICIPATION PLAN
TOWN OF DOVER, MORRIS COUNTY, STATE OF NEW JERSEY

WHEREAS, the Town of Dover has applied for a Small Cities Community Development Block Grant from the New Jersey Department of Community Affairs for Town of Dover housing rehabilitation projects; and

WHEREAS, the Grant Agreements require the Town of Dover to comply with all federal regulations with respect to citizen participation; and

WHEREAS, the Town of Dover has reviewed the Citizen Participation Plan prepared for Small Cities Community Development Block Grant grantees; and

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

The Citizen Participation Plan developed by the New Jersey Department of Community Affairs, Small Cities CDBG Program, is adopted by the Town of Dover; and

The Town of Dover will follow all regulations set forth in that document throughout the term of the Grant Agreement cited above.

This is to certify that the foregoing Resolution was duly adopted at a regular meeting of the Board of Aldermen held on August 22nd, 2016.

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

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

RESOLUTION - GRANT MANAGEMENT PLAN
TOWN OF DOVER, MORRIS COUNTY, STATE OF NEW JERSEY

WHEREAS, the Town of Dover has applied for a Small Cities Community Development Block Grant from the New Jersey Department of Community Affairs for a public facilities reconstruction project; and

WHEREAS, the Grant Agreement requires the Town of Dover to comply with all federal regulations with respect to grant management; and

WHEREAS, the Town of Dover has reviewed the Grant Management Plan prepared for Small Cities Community Development Block Grant submission; and

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

The Grant Management Plan developed by the New Jersey Department of Community Affairs, Small Cities CDBG Program, is adopted by the Town of Dover; and

The Town of Dover will follow all regulations set forth in that document throughout the term of the Grant Agreement.

This is to certify that the foregoing Resolution was duly adopted at a regular meeting of the Board of Aldermen held on August 22nd, 2016.

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

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

RESOLUTION - GRANT MANAGEMENT PLAN
TOWN OF DOVER, MORRIS COUNTY, STATE OF NEW JERSEY

WHEREAS, the Town of Dover has applied for a Small Cities Community Development Block Grant from the New Jersey Department of Community Affairs for housing rehabilitation projects; and

WHEREAS, the Grant Agreement requires the Town of Dover to comply with all federal regulations with respect to grant management; and

WHEREAS, the Town of Dover has reviewed the Grant Management Plan prepared for Small Cities Community Development Block Grant submission; and

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

The Grant Management Plan developed by the New Jersey Department of Community Affairs, Small Cities CDBG Program, is adopted by the Town of Dover; and

The Town of Dover will follow all regulations set forth in that document throughout the term of the Grant Agreement.

This is to certify that the foregoing Resolution was duly adopted at a regular meeting of the Board of Aldermen held on August 22nd, 2016

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

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

RESOLUTION - HOUSING REHABILITATION POLICY AND PROCEDURES MANUAL
TOWN OF DOVER, MORRIS COUNTY, STATE OF NEW JERSEY

WHEREAS, the Town of Dover has applied for a Small Cities Community Development Block Grant from the New Jersey Department of Community Affairs for housing rehabilitation projects; and

WHEREAS, the Grant Agreement requires the Town of Dover to comply with all federal regulations with respect to grant management, and the adoption of a Housing Rehabilitation Policy and Procedures Manual; and

WHEREAS, the Town of Dover has reviewed the Housing Rehabilitation Policy and Procedures Manual which has been prepared for Small Cities Community Development Block Grant submission; and

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

The Housing Rehabilitation Policy and Procedures Manual developed by the Town of Dover for the New Jersey Department of Community Affairs, Small Cities CDBG Program, is adopted by the Town of Dover; and

The Town of Dover will follow all regulations set forth in that document throughout the term of the Grant Agreement.

This is to certify that the foregoing Resolution was duly adopted at a regular meeting of the Board of Aldermen held on August 22nd, 2016

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

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

RESOLUTION AUTHORIZING THE MAYOR AND CLERK TO APPLY FOR AND OBTAIN GRANT FROM
NJ DEPARTMENT OF COMMUNITY AFFAIRS TO PROVIDE FOR INFRASTRUCTURE
RECONSTRUCTION FOR FIRST, SECOND, THIRD STREETS AND PENN AVENUE
(ATTACHED)

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

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

RESOLUTION AUTHORIZING THE MAYOR AND CLERK TO APPLY FOR AND OBTAIN GRANT FROM NJ DEPARTMENT OF COMMUNITY AFFAIRS TO CARRY OUT A PROJECT TO REHABILITATE DWELLING UNITS IN SELECTED TARGET AREA OF THE COMMUNITY (ATTACHED)

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

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

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

2006 Dodge	R816521	OL8896J	LIMO
------------	---------	---------	------

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

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

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

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

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

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

Schedule A

AXEL'S EXPRESS TAXI & LIMO

Carmen Bustamante

ELITE LIMO & TAXI

Maximiliano Morales-Jeron

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

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

ORDINANCE FOR INTRODUCTION/FIRST READING

ORDINANCE 20-2016
OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
AMENDING AND SUPPLEMENTING ARTICLE 28A "PARKING" OF 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, Morris County, New Jersey as follows:

1. Article 28A, entitled "Parking," is hereby amended and supplemented to establish no parking on the west side of Ev-Ken Terrace for a distance of 125 feet from the southerly curb line of Beaufort Avenue. No parking on the entire east side of Ev-Ken Terrace between Beaufort Avenue and Edgewood Terrace.

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

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.

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

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

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

ORDINANCE FOR SECOND READING / PUBLIC HEARING

ORDINANCE NO. 19-2016
OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, COUNTY OF MORRIS,
STATE OF NEW JERSEY AMENDING CHAPTER 254-2 OF THE CODE OF THE TOWN OF DOVER
ENTITLED "NOISE; ENUMERATION OF PROHIBITED ACTS AND NOISES."

BE IT ORDAINED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey, that Chapter 254-2 of the Code of the town of Dover is hereby amended to read as follows:

SECTION 1. Chapter 254 Noise
254-2 Enumeration of prohibited acts and noises.

F. Construction, repair or alteration of buildings. The erection (including excavation), demolition, alteration or repair of any building other than between the hours of 7:00 a.m. and 6:00 p.m. on weekdays and 8:00 am and 6:00 pm on weekends (Saturday and Sunday).

In cases of emergency and/or urgent necessity or in the interest of the public health, safety and welfare, as determined by the Town Administrator or Construction Official, as applicable, work may be conducted outside of the above-stated hours provided that all other applicable laws are adhered to.

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

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

AGENDA ITEMS:

BILL LIST RESOLUTION

WHEREAS, the Mayor and Board of Aldermen of the Town of Dover have examined all bills presented for payment; and

WHEREAS, the Chief Financial Officer has certified that there are sufficient funds in the account(s) to which respective bills have been charged.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Board of Aldermen of the Town of Dover do hereby approve the bills as listed; and

BE IT FURTHER RESOLVED that the proper officials are hereby authorized to sign the checks for payment of same.

CURRENT APPROPRIATIONS RESERVE ACCT claims in the amount of:	\$24,250.00
CURRENT APPROPRIATIONS ACCT claims in the amount of:	\$1,615,434.58
GENERAL CAPITAL ACCT claims in the amount of:	\$308,415.87
WATER UTILITY RESERVE ACCT claims in the amount of:	\$4,077.14
WATER UTILITY ACCT claims in the amount of:	\$265,230.96
WATER CAPITAL ACCT claims in the amount of:	\$26,731.80
PARKING UTILITY RESERVE ACCT claims in the amount of:	\$8,750.00
PARKING UTILITY ACCT claims in the amount of:	\$57,343.04
PARKING CAPITAL ACCT claims in the amount of:	\$1,228.00
ANIMAL CONTROL TRUST ACCT claims in the amount of:	\$0.00
EVIDENCE TRUST ACCT claims in the amount of:	\$0.00
RECYCLING TRUST ACCT claims in the amount of:	\$0.00
COUNTY FORFEITED ASSETS TRUST ACCT claims in the amount of:	\$0.00
FEDERAL FORFEITED ASSETS ACCT claims in the amount of:	\$0.00
TRUST/OTHER ACCT claims in the amount of:	\$8,098.62
COAH TRUST ACCT claims in the amount of:	\$0.00
TOTAL CLAIMS TO BE PAID	\$2,319,560.01

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:	\$6,576.20
TRUST/OTHER ACCT claims in the amount of:	\$2,734.00
PARKING CAPITAL ACCT claims in the amount of:	\$2,950.00
GENERAL CAPITAL ACCT claims in the amount of:	\$3,079.84
TOTAL CLAIMS PAID	\$15,340.04
TOTAL BILL LIST RESOLUTION	\$2,334,900.05

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, Romaine, Blackman, MacDonald, Toth, and O'Connor
Nays: None Absent: None Abstained: Aldermen Picciallo, Camacho and Mayor Dodd

RESOLUTION SUPPORTING THE MORRIS COUNTY FIRE MUTUAL AID PLAN IN THE TOWN OF DOVER, COUNTY OF MORRIS, STATE OF NEW JERSEY

WHEREAS, the Town of Dover provides fire protection resources for ordinary emergency response requirements within its jurisdiction; and

WHEREAS, the Fire Departments in Morris County have a day-to-day responsibility to provide for the safety and security of lives and property; and

WHEREAS, local resources can become exhausted during the small percentage of large magnitude fire or disaster occurrences; and

WHEREAS, mutual aid is the most cost-effective method of providing sufficient resources to a local jurisdiction for those extraordinary occurrences; and

WHEREAS, it is of mutual benefit for fire agencies located within the County of Morris to provide supplemental resources to each other in the event of a local emergency or disaster; and

WHEREAS, this plan will provide a uniform procedure for the coordination of the requesting, dispatching, and utilization of fire department personnel and equipment whenever a local fire agency requires mutual aid assistance from any other jurisdiction, both contiguous and non-contiguous, in the event of a fire or emergency; and

WHEREAS, a county area mutual aid plan is encouraged by, and is compatible with the local entity; and

WHEREAS, participation in a county area mutual aid plan will not impose liability on the local entity; and

WHEREAS, it is the desire of the governing body of the Town of Dover to participate in fire mutual aid plan in accordance with the plan as submitted by the Morris County Alliance of Active Fire Chiefs;

NOW THEREFORE, BE IT RESOLVED THE TOWN OF DOVER does hereby agree: (1) to authorize their fire protection agency to provide mutual aid assistance to each participating municipality, district, state or federal organization, as identified in the Morris County Fire Mutual Aid Plan approved by the Morris County Alliance of Active Fire Chiefs on the 26th day of July 2016 and as may be amended from time to time by the Morris County Alliance of Active Fire Chiefs and ratified by this body; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the County Board of Chosen Freeholders, the County Fire Coordinator, the County OEM Coordinator and all Morris County Municipalities.

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

Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, MacDonald, Toth, O'Connor, Camacho 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:

June 28, 2016 – Caucus & Regular

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

Ayes: Aldermen Picciallo, Romaine, Blackman, MacDonald, Toth, O'Connor, Camacho and Mayor Dodd

Nays: None Absent: None Abstained: Alderman Visioli

**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:

July 12, 2016 – Caucus & Regular

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

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

SALARY RESOLUTION

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

1. That the annual, hourly salaries and wages as set forth hereunder be and hereby are established for the officials and listed employees of the Town of Dover at the respective sums shown following their names and or position designation following their name listed below.
2. This resolution directs the Treasurer of the Town of Dover to withhold such monies from individual salaries and wages so there is no advance payment of salaries and wages and annual sums may be adjusted through December 31, 2016.

<u>Non Union</u>		
Daniel De Groot, Public Safety Director	\$ 105,000.00	08/29/16

Alderman Toth 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, Romaine, Blackman, MacDonald, Toth, O'Connor and Mayor Dodd
Nays: None Absent: None Abstained: Alderman Camacho**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
AWARDING BID FOR BOND PROJECT NO. 2 WATSON DRIVE AND KYLE DRIVE
ROADWAY IMPROVEMENTS**

WHEREAS, the Town of Dover solicited bids for 2016 Bond Project No. 2 for Roadway Improvements for Watson Drive and Kyle Drive; and

WHEREAS, bids were received on July 17, 2016; and

WHEREAS, the three lowest bidders submitted bids as follows:

A. Mark Paving, Inc.	\$ 375,808.00
B. JTG Construction, Inc.	\$ 398,400.00
C. Reivax Contracting Corp.	\$ 404,742.00; and

WHEREAS, the Municipal Engineer recommends awarding the contract to Mark Paving, Inc., located at 77 Cutters Dock Road, Woodbridge, NJ 07095 in the amount of \$ 375,808.00; and

WHEREAS, the project will be funded with Bond Ordinance No. C-04-55-930-002.

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 bid of in the amount of \$ 375,808.00 for Mark Paving, Inc. is hereby accepted; and
2. The Mayor and Clerk are hereby authorized to execute a contract with Mark Paving, Inc. in the amount of \$ 375,808.00

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

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

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT TO
SJH ENGINEERING UNDER A FAIR AND OPEN PROCESS FOR BRIDGE ENGINEERING
SERVICES, SPECIFICALLY FOR THE DESIGN, ENGINEERING AND ENVIRONMENTAL
PERMITTING FOR THE REPLACEMENT OF THE RUTGERS STREET BRIDGE

WHEREAS, the Town of Dover has a need to contract for Bridge Engineering services pursuant to the provisions of N.J.S.A. 19:44A-20.5, et seq. for the design, engineering and environmental permitting associated with the replacement of the Rutgers Street Bridge in the Town of Dover; and

WHEREAS, the Town Administrator and Town Engineer recommend that SJH Engineering is qualified to perform this work on behalf of the Town of Dover. SJH's proposal includes, but is not limited to the technical labor cost including, developing contract plans, design calculations, construction cost estimate and developing specifications. Also included is the cultural resources service, topographic survey and application & procuring NJDEP Permits. SJH Engineering was pre-qualified by the Town of Dover under a fair and open process as set forth in N.J.S.A. 19:44A-20.5, et seq.; and

WHEREAS, the Town Administrator and Town Engineer recommend the award of a contract to **SJH Engineering, PC, 3700 Route 27, Suite 201, Princeton, New Jersey 08540**, under a fair and open process, for a one year period at a cost not to exceed \$200,000, unless further authorized by the governing body; and .

WHEREAS, pursuant to N.J.S.A. 5:30-5.4, the CFO has certified in writing that existing funds are available and encumbered for this project; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Board of Aldermen of the Town of Dover authorizes the Mayor and Municipal Clerk to enter into a contract with SJH Engineering, PC, for the work described above, for a one year period, at a cost not to exceed \$200,000, unless further authorized by the governing body; and

BE IT FURTHER RESOLVED, that the appointment for Engineering Services for the Town of Dover is made as a professional service under the provisions of the Local Public Contracts Law because Engineers are a recognized profession, licensed and regulated by law.

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

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

AUTHORIZATION TO ENTER INTO A SETTLEMENT AGREEMENT
WITH FAIR SHARE HOUSING CENTER
DECIDED ON AUGUST 22, 2016
MEMORIALIZED ON AUGUST 22, 2016

WHEREAS, the New Jersey Supreme Court issued a Decision and Order on March 10, 2015, In Re Adoption of N.J.A.C. 5:96 & 5:97 by the Council on Affordable Housing, 221 N.J. 1 (2015) (Mount Laurel IV), wherein the Court held that because COAH failed to adopt amended Third Round Rules, constitutional compliance cannot be evaluated under COAH's jurisdiction which thereby rendered the FHA's exhaustion of administration remedies futile; and

WHEREAS, the New Jersey Supreme Court in Mount Laurel IV ordered that the Courts may resume their role as the forum of first instance for evaluating compliance with Mount Laurel obligations; and

WHEREAS, in accordance with Mount Laurel IV, the Town of Dover filed a Declaratory Judgment action with the Court on July 8, 2015 under Docket No. MRS-L-1696-15; and

WHEREAS, the Town of Dover retained Maser Consulting, P.A. to prepare a HEFSP; and

WHEREAS, the Trial Court conducted a Fairness/Compliance hearing on June 16, 2016 at which time Marcia Shiffman, AICP, PP, LLA testified on behalf of the Town of Dover in regard to the Town of Dover's present need/rehabilitation obligation, prior round obligation and third round prospective need obligation under the Mount Laurel Doctrine; and

WHEREAS, Fair Share Housing Center participated in the hearing before the Court and confirmed that the Town of Dover and Fair Share Housing Center agreed upon a settlement of the Declaratory Judgment action subject to entering into a Settlement Agreement; and

WHEREAS, at the conclusion of the Fairness/Compliance hearing, the Court entered an Order granting Substantive Certification and the Judgment of Compliance and Repose to the Town of Dover in accordance with a Court Order entered on June 16, 2016 and amended on June 24, 2016 which, among other relief, grants the Town of Dover immunity against builder's remedy litigation and exclusionary zoning challenges for a period of ten (10) years from the date of the Court Order and grants to the Town of Dover the judicial equivalent of Substantive Certification for a period of ten (10) years from the date of the Order (June 24, 2016) as long as the Town of Dover implements its approved HEFSP.

WHEREAS, the Mayor and Board of Aldermen have reviewed the Settlement Agreement dated August 16, 2016 between the Town of Dover and Fair Share Housing Center and find same to be in substantial conformance with the Housing Element and Fair Share Plan approved by the Court as part of the Fairness Hearing and the June 16, 2016 Order of the Court wherein the Town of Dover was granted Substantive Certification and a Judgment of Compliance and Repose.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Board of Aldermen of the Town of Dover ("Governing Body") hereby approve the Settlement Agreement between the Town of Dover and Fair Share Housing Center and authorize the Mayor, Municipal Clerk and such other individuals as may be necessary to execute the Settlement Agreement.

This Resolution shall take effect immediately.

The undersigned secretary certifies the within resolution was adopted by the Mayor and Board of Aldermen of the Town of Dover ("Governing Body") on August 22, 2016 and memorialized herein.

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in the official Town Newspaper.

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

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

PUBLIC COMMENTS

No public comments

**Motion to adjourn made by Alderwoman Romaine at 7:34 pm,
and duly seconded by Alderman Toth passed by the following voice vote.**

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

Respectfully submitted,

Margaret J. Verga, Municipal Clerk