



TOWN OF DOVER
MAYOR AND BOARD OF ALDERMEN
CAUCUS MEETING MINUTES
July 8, 2014 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, Rutan, Noriega, MacDonald and Mayor Dodd

Absent: Alderwoman Yzarnotegui

Also present were Interim Administrator/Municipal Clerk Margaret Verga and Attorney Downs

Clerk 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.

MUNICIPAL CORRESPONDENCE:

1. Resolution from the Township of Parsippany-Troy Hills re: Opposing the Pilgrim Pipeline
2. Notice of Hearing – Agra Environmental & Laboratory Services, Inc. – Bloc 512, Lot 13 as known as 90 ½ West Blackwell Street – Seeking variance for sign – Dover’s Zoning Board of Adjustment
3. Letter from NJ State League of Municipalities re: 17th Annual Elected Officials Hall of Fame
4. Letter from Wakefern Food Corp Re: ShopRite Celebrated Earth Day 2014

CONSENT AGENDA

1. Resolution Approving Tax Redemption for 79 Baker Avenue, Block 310 Lot 2
2. Resolution Approving the Settlement of a Tax Court Appeal – Dover NJ Spanish American Credit Union
3. Resolution Approving the Settlement of a Tax Court Appeal – SW/Dover I, LP/FedEx, Block 901, Lot 1.03
4. Resolution Appointing Crossing Guards

ORDINANCE FOR INTRODUCTION

1. Ord. No. 15-2014 – Bond Ordinance Canceling Appropriations/Ald. Romaine
2. Ord. No. 16-2014 – Bond Ordinance Providing for Various Water Utility Improvements/Ald. Romaine
3. Ord. No. 17-2014 – Bond Ordinance Providing for Parking Improvements for the Town Parking Utility/Ald. Romaine

AGENDA ITEMS:

RESOLUTIONS

1. Resolution Adopting 2014 Municipal Budget
2. Resolution Approving Bills List
3. Resolution Approving Limos – Schedule A
4. Resolution Approving Taxicab Driver’s License – Schedule A
5. Resolution Authorizing Settlement of Litigation – OPRA complaint
6. Resolution Authorizing CFO/Treasurer to Sign Documents
7. Resolution Approving Personnel Action
8. Resolution Approving the Postponement of Mortgage – 15 S. Highland Avenue
9. Resolution Appointing Mark Brancato, Esq. as Special Counsel
10. Resolution Amending Capital Budget
11. Resolution Approving Renewal of Liquor License – Quite Man

REGULAR MEETING MINUTES
July 8, 2014

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 7:03 pm

ROLL CALL

Present: Aldermen Visioli, Picciallo, Romaine, Blackman, Rutan, Noriega, MacDonald and Mayor Dodd

Absent: Alderwoman Yzarnotegui

Also present were Attorney Downs and Interim Administrator/Municipal Clerk Verga

Municipal Clerk 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:

Mayor Dodd commented that the 2014 budget will show an increase of \$8.42 or \$101 on the average home assessed at \$281,551. The difference is approximately an increase of 4% which is half of what other towns in Morris County are currently paying in property taxes. He expressed that it was a difficult year and noted that Dover had a 6.8 million dollar loss in tax ratables. He noted that the town overcame some financial hurdles in 2013 with an extremely difficult winter. He also noted successful projects like the renovations at the Hurd Park and the opening of King Field Complex, which was facilitated by a \$200,000 grant from the Major League Baseball. He expressed that two additional police officers were added to the force. Mayor Dodd proudly announced that we've been able to maintain taxes without impacting services which he believes is critical. Mayor Dodd thanked everyone involved with the 2014 Municipal Budget.

Mr. Mooney noted the Dover is below the expenditure CAP by approximately \$400,000 and right at the tax levy CAP. Also, mentioned was that Dover is at least \$2,000 below the state average in total tax and a \$4,000 below county average in total tax.

ATTORNEY REPORT: Attorney Downs reserved his report.

CONSENT AGENDA

RESOLUTION

WHEREAS, at the Municipal Tax Sale held on December 5, 2013, a lien was sold on Block 310 Lot 2, also known as 79 Baker Avenue, Dover, New Jersey for delinquent 2012 water fees; and,

WHEREAS, this lien, known as Tax Sale Certificate 12-00001 was sold to Sunshine State Certificates IV, LLLP; and,

WHEREAS, redemption fees for Certificate No.12-00001 were received in full.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen, Town of Dover, County of Morris, State of New Jersey that the Treasurer is authorized to issue a check in the amount of \$362.20 for redemption payment and Premium paid at sale, payable to Sunshine State Certificates IV, LLLP, 7900 Miami Lakes Drive West, Miami Lakes, Florida 33016.

BE IT FURTHER RESOLVED that two certified copies of this resolution be returned to the Tax Collector.

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, Rutan, Noriega, MacDonald and Mayor Dodd

Nays: None

Absent: Alderwoman Yzarnotegui

Abstained: None

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
APPROVING THE SETTLEMENT OF A TAX COURT APPEAL DOVER NEW JERSEY SPANISH
AMERICAN CREDIT UNION BLOCK 512, LOTS 15 and 16 - 2010, 2011 and 2012 AGREEMENT**

WHEREAS, Dover New Jersey Spanish American Credit Union is the owner of 19 Prospect Street and 23 Prospect Street, Dover New Jersey, also known as Block 512, Lots 15 and 16; and

WHEREAS, Dover New Jersey Spanish American Credit Union filed appeals with the Tax Court of New Jersey for the years 2010, 2011 and 2012 bearing Docket # 007617-2010, #002431-2011 and #000334-2012; and

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

WHEREAS, for Lot 15 the 2010 appeal will be withdrawn and a settlement value of \$840,000.00 total assessment for years 2011 and 2012 was recommended by the expert appraiser for the Town; and

WHEREAS, for Lot 16, the value for 2010 through 2012 will remain at \$245,700.00; and

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

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

Lot 15

2010 - Withdrawal

<u>2011</u>	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Tax Court Judgment</u>
Land:	\$ 477,000	None	\$ 477,000
Improvements:	\$ 619,000	Direct	\$ 363,000
Total:	\$1,096,000	Appeal	\$ 840,000

<u>2012</u>	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Tax Court Judgment</u>
Land:	\$ 477,000	None	\$ 477,000
Improvements:	\$ 619,000	Direct	\$ 363,000
Total:	\$1,096,000	Appeal	\$ 840,000

Lot 16 – Remain at \$245,700.00 for all years

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

1. The tax court appeals bearing the above referenced docket numbers are hereby authorized to be settled for the fair market values set forth above.
2. The settlement shall be paid by tax credit to future tax bills and not by refund.
3. The taxpayer must waive interest on the overpaid amounts.
4. David C. Pennella, Esq. is hereby authorized to execute a Stipulation of Settlement upon the terms set forth above.

Alderman 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, Rutan, Noriega, MacDonald and Mayor Dodd
Nays: None Absent: Alderman Yzarnotegui Abstained: None**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPROVING
THE SETTLEMENT OF A TAX COURT APPEAL SW/Dover I, LP/ FedEx, BLOCK 901, LOT 1.03
2009 through 2015 AGREEMENT**

WHEREAS, SW/Dover I, LP/Fed Ex is the owner of 1 Commerce Center Drive, Dover New Jersey, also known as Block 901, Lot 1.03and

WHEREAS, SW/Dover I, LP/Fed Ex filed appeals with the Tax Court of New Jersey for the years 2009 through 2014 bearing Docket # 11275-2009, #001369-2010, #007894-2011, #00398-2012, #000897-2013 and #00205-2014; and

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

WHEREAS, appraisals have been completed by both parties and exchanged; and

WHEREAS, a settlement value of \$24,000,000 total assessment for year 2009, \$24,000,000 total assessment for year 2010, \$18,000,000 total assessment for year 2011, \$17,000,000 total assessment for year 2012, \$16,000,000 total assessment for year 2013, and \$15,000,000 total assessment for year 2014 was recommended by the expert appraiser for the Town; and

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

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

<u>2009</u>	<u>Original</u> <u>Assessment</u>	<u>County Board</u> <u>Judgment</u>	<u>Tax Court</u> <u>Judgment</u>
Land:	\$ 9,510,000	None	\$ 9,510,000
Improvements:	<u>\$14,490,000</u>	Direct	<u>\$14,490,000</u>
Total:	\$24,000,000	Appeal	\$24,000,000

<u>2010</u>	<u>Original</u> <u>Assessment</u>	<u>County Board</u> <u>Judgment</u>	<u>Tax Court</u> <u>Judgment</u>
Land:	\$ 9,510,000	None	\$ 9,510,000
Improvements:	<u>\$14,490,000</u>	Direct	<u>\$14,490,000</u>
Total:	\$24,000,000	Appeal	\$24,000,000

<u>2011</u>	<u>Original</u> <u>Assessment</u>	<u>County Board</u> <u>Judgment</u>	<u>Tax Court</u> <u>Judgment</u>
Land:	\$ 8,110,000	None	\$ 8,110,000
Improvements:	<u>\$14,490,000</u>	Direct	<u>\$ 9,890,000</u>
Total:	\$22,600,000	Appeal	\$18,000,000

<u>2012</u>	<u>Original</u> <u>Assessment</u>	<u>County Board</u> <u>Judgment</u>	<u>Tax Court</u> <u>Judgment</u>
Land:	\$ 8,110,000	None	\$ 8,110,000
Improvements:	<u>\$14,490,000</u>	Direct	<u>\$ 8,890,000</u>
Total:	\$22,600,000	Appeal	\$17,000,000

<u>2013</u>	<u>Original</u> <u>Assessment</u>	<u>County Board</u> <u>Judgment</u>	<u>Tax Court</u> <u>Judgment</u>
Land:	\$ 6,000,000	None	\$ 6,000,000
Improvements:	<u>\$14,000,000</u>	Direct	<u>\$10,000,000</u>
Total:	\$20,000,000	Appeal	\$16,000,000

<u>2014</u>	<u>Original</u> <u>Assessment</u>	<u>County Board</u> <u>Judgment</u>	<u>Tax Court</u> <u>Judgment</u>
Land:	\$ 6,000,000	None	\$ 6,000,000
Improvements:	<u>\$14,000,000</u>	Direct	<u>\$ 9,000,000</u>
Total:	\$20,000,000	Appeal	\$15,000,000

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

1. The tax court appeals bearing the above referenced docket numbers are hereby authorized to be settled for the fair market values set forth above.
2. The settlement shall be paid by tax credit to future tax bills and not by refund.
3. The taxpayer must waive interest on the overpaid amounts.
4. David C. Pennella, Esq. is hereby authorized to execute a Stipulation of Settlement upon the terms set forth above.
5. As part of the settlement in this matter and to fully resolve all tax years, the Town has agreed to assess the addition to be built by the taxpayer to be assessed at \$100.00 per square foot.

Alderman 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, Rutan, Noriega, MacDonald and Mayor Dodd
Nays: None Absent: Alderman Yzarotegui Abstained: None**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
APPOINTING CROSSING GUARDS FOR THE TOWN OF DOVER**

BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover that the following be and hereby are appointed **CROSSING GUARD(s)** for the Town of Dover commencing July 9, 2014.

Maria T. Pico
Arleen Belmontes
Clara H. Echeverry
Javier G. Ojedis-Pena
Damaris Hidalgo

Alderman 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, Rutan, Noriega, MacDonald and Mayor Dodd
Nays: None Absent: Alderman Yzarotegui Abstained: None**

ORDINANCE FOR FIRST READING

**ORDINANCE 15-2014
BOND ORDINANCE CANCELING APPROPRIATIONS IN THE AMOUNT OF \$57,812.11 FROM
PREVIOUSLY ADOPTED BOND ORDINANCES AND DETERMINING THAT SAID APPROPRIATIONS,
INCLUDING BOND PROCEEDS, ARE NO LONGER NEEDED FOR THE PURPOSES SET FORTH IN SAID
ORDINANCES AND TRANSFERRING SAID AMOUNT TO THE CAPITAL SURPLUS FUND AND
APPROPRIATING THE SUM OF \$2,057,812.11 THEREFOR, AND AUTHORIZING THE ISSUANCE OF
\$1,900,000 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. Pursuant to the Local Bond Law (N.J.S.A. 40A:2-1 *et seq.*) and the Local Budget Law (N.J.S.A. 40A:4-1 *et seq.*) of the State of New Jersey, including N.J.S.A. 40A:2-39, the Town of Dover, County of Morris, State of New Jersey (hereinafter the "Town") hereby determines that \$57,812.11 of capital appropriations, including bond proceeds as hereinafter set forth, are not necessary for the purposes set forth in the Bond Ordinance authorizing said appropriations and that it is in the best interests of the Town to cancel said appropriations and to transfer said amount to the Capital Surplus Fund of the Town, and to reappropriate said amount to other bondable projects of Town, as set forth herein. Further, the description and

the authorization for the acquisition, construction and/or installation of the projects and improvements previously authorized are hereby amended as set forth hereinafter in Section 2 of this ordinance.

Section 2. The authorization and appropriation in the amount of \$57,812.11 including bond proceeds, is hereby canceled and the sum of \$57,812.11 is transferred to the Capital Surplus Fund (provided said funds are used for another project or projects for which bonds may be issued, and as set forth in Section 5 hereof), and the authorizations and appropriations set forth in the Bond Ordinance authorizing same is hereby amended as follows:

<u>Description of Improvement</u>	<u>Bond Ordinance Number</u>	<u>Appropriation to Be Canceled</u>
Orchard Street Improvements	No. 18-2011	\$10,666.29
Acquisition of 6 portable light towers	No. 9-2012	\$3,645.66
Sprinkler System - Town Hall	No 13-2013	\$43,500.16
TOTAL		\$57,812.11

Section 3. The improvements and purposes described in Section 5 of this bond ordinance are hereby authorized as general improvements to be made or acquired by the Town of Dover, County of Morris, New Jersey (hereinafter referred to as the "Town"). For said improvements or purposes stated in Section 5 of this bond ordinance, there is hereby appropriated \$2,057,812.11, said sum being inclusive of all appropriations heretofore made therefore including the sum of \$100,000 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"), and the amount of \$57,812.11 which is hereby appropriated from the Capital Surplus Fund as an appropriation for the improvements hereby authorized.

Section 4. For the financing of said improvements or purposes and to meet the part of said \$2,057,812.11 appropriation not otherwise provided for hereunder, negotiable bonds of the Town are hereby authorized to be issued in a principal amount not to exceed \$1,900,000 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 \$1,900,000 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 \$1,900,000, 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 5. The improvements hereby authorized and the purposes for the financing for which said obligations are to be issued are:

Improvement/Acquisition	Maximum Estimated Cost	Capital Surplus Fund	Down Payment (Capital Improvement Fund)	Bonds or Notes Authorized	Useful Life (years)
1. Acquisition of a SUV, including all costs, improvements and appurtenances related thereto or necessary therefore.	\$20,000	\$-0-	\$1,000	\$19,000	5
2. 2014 Roadway Improvements, including all costs, improvements and appurtenances related thereto or necessary therefore.	\$931,843.11	\$57,812.11	\$43,701.55	\$830,329.45	10
3. VMS Boards for JFK Park and Town Hall, including all costs, improvements and appurtenances related thereto or necessary therefore.	\$36,219	\$-0-	\$1,810.95	\$34,408.05	7
4. Generator for Town Hall, including all costs, improvements and appurtenances related thereto or necessary therefore.	\$43,000	\$-0-	\$2,150	\$40,850	15
5. King Field Lighting and Second Street Turf Soccer Field improvements, including all costs, improvements and appurtenances related thereto or necessary therefore.	\$517,600	\$-0-	\$25,880	\$491,720	15
6. Town Hall improvements, including all costs, improvements and appurtenances related thereto or necessary therefore.	\$27,000	\$-0-	\$1,350	\$25,650	5
7. Acquisition of two (2) 5-7 yard dump 4x4 trucks, including all costs, improvements and appurtenances related thereto or necessary therefore.	\$380,000	\$-0-	\$19,000	\$361,000	5
8. Acquisition of Plow and Plow frame, including all costs, improvements and appurtenances related thereto or necessary therefore.	\$17,000	\$-0-	\$850	\$16,150	15
9. Acquisition of (6) SCBA units, various water rescue equipment, turnout gear (10) sets, and thermal Imagers for the Fire Department, including all costs, improvements and appurtenances related thereto or necessary therefore.	\$85,150	\$-0-	\$4,257.50	\$80,892.50	10
TOTALS:	\$2,057,812.11	\$57,812.11	\$100,000	\$1,900,000	

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The purposes described in Section 5 of this Bond Ordinance are not current expenses and is property or improvements which the Town may lawfully acquire or make as general improvements, 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 all such purposes is within the limitations of the Local Bond Law taking into consideration the amount of the said obligations authorized for each such purpose, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, the average period of usefulness is

10.26 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 \$1,900,000 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 7. Any grant or other moneys received by the Town, in addition to the sums expressly appropriated in Section 5 hereof, for the purpose described in Section 5 hereof, shall be applied either to direct payment of the cost of the improvements 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 8. 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 9. 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 10. 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 11. The Town reasonably expects to reimburse any expenditures towards the costs of the improvements or purposes described in Section 5 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 improvements or purposes described in Section 5 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 12. 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 13. The provisions of this bond ordinance are severable. To the extent any clause, phrase, 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 14. 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 Visioli and passed for first reading by the following roll call vote.

Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, Rutan, Noriega, MacDonald and Mayor Dodd

ORDINANCE 16-2014
BOND ORDINANCE PROVIDING FOR VARIOUS WATER UTILITY IMPROVEMENTS,
APPROPRIATING THE SUM OF \$92,000 THEREFOR, AND AUTHORIZING THE ISSUANCE OF
\$92,000 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 \$92,000, 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. 40A2-7(h) of 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 \$92,000 appropriation not otherwise provided for hereunder, negotiable bonds of the Town are hereby authorized to be issued in a principal amount not to exceed \$92,000 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 \$92,000 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 \$92,000, 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	Bonds or Notes Authorized	Useful Life (years)
1. Acquisition of 4x4 pickup truck with liftgate, including all costs, improvements and appurtenances related thereto or necessary therefore.	\$37,000	\$37,000	5
2. Acquisition of 2-3 yard dump truck , improvements and appurtenances related thereto or necessary therefore.	\$55,000	\$55,000	5
TOTALS:	\$92,000	\$92,000	

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 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 \$92,000 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 \$25,000 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, phrase, 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 Visioli and passed for first reading by the following roll call vote.

**Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, Rutan, Noriega, MacDonald and Mayor Dodd
Nays: None Absent: Alderwoman Yzarnotegui Abstained: None**

ORDINANCE 17-2014

BOND ORDINANCE PROVIDING FOR PARKING IMPROVEMENTS FOR THE TOWN PARKING UTILITY, APPROPRIATING THE SUM OF \$392,300 THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$372,685 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 improvements and purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements to be made or acquired by the Town of Dover, County of Morris, New Jersey (hereinafter referred to as the "Town"). For said improvements or purposes stated in Section 3 of this bond ordinance, there is hereby appropriated \$392,300, 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. 40A2-7(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 \$19,615 as the aggregate down payment from the Parking 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 improvements or purposes and to meet the part of said \$392,300 appropriation not otherwise provided for hereunder, negotiable bonds of the Town are hereby authorized to be issued in a principal amount not to exceed \$372,685 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 \$372,685 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 \$372,685, 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 (Parking Utility Capital Improvement Fund)	Bonds or Notes Authorized	Useful Life (Years)
1. Kiosk upgrades including all costs, improvements and appurtenances related thereto or necessary therefore.	\$42,300	\$2,115	\$40,185	15
2. Precinct 2 improvements-expansion including all costs, improvements and appurtenances related thereto or necessary therefore.	\$350,000	\$17,500	\$332,500	15
TOTALS	\$392,300	\$19,615	\$372,685	

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

(a) The purposes described in Section 3 of this Bond Ordinance are not current expenses and are property or improvements which the Town may lawfully acquire or make as general improvements, 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 purposes is within the limitations of the Local Bond Law taking into consideration the amount of the said obligations authorized for such purposes, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, as set forth in Section 3 hereof, the average period of usefulness is 15 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 \$372,685 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 \$75,000 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 improvements or purposes 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 improvements or purposes 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 Picciallo and passed for first reading by the following roll call vote.

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

RESOLUTIONS

ADOPTING 2014 MUNICIPAL BUDGET **(See 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, Rutan, Noriega, MacDonald and Mayor Dodd
Nays: None Absent: Alderman Yzarnotegui Abstained: None**

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.

RESERVE ACCT claims in the amount of:	\$6,940.28
CURRENT ACCT claims in the amount of:	\$486,645.95
GENERAL CAPITAL ACCT claims in the amount of:	\$218,388.54
WATER UTILITY ACCT claims in the amount of:	\$145,672.81

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:	\$295.50
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:	\$31.20
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:	\$38,513.17
COAH TRUST Acct claims in the amount of:	\$0.00
TOTAL CLAIMS TO BE PAID	\$896,487.45

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:	\$324,657.67
WATER UTILITY ACCT claims in the amount of:	\$26,428.54
PARKING UTILITY ACCT claims in the amount of:	\$3,184.86
PAYROLL AGENCY ACCT claims in the amount of:	\$230,392.00
UNEMPLOYMENT TRUST ACCT claims in the amount of:	\$0.00
TOTAL CLAIMS PAID	\$584,663.07

TOTAL BILL LIST RESOLUTION **\$1,481,150.52**

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

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

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

AXELS EXPRESS LIMO & TAXI

'02 Chrysler	2C4GP44382R792669	OL4648J	Transfer
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ELITE LIMO AND TAXI SERVICE, LLC

'05 Toyota	5TDZA22C85S238321	OL4638J	Replacement
'04 Lincoln	1LNHM81W04Y631133	OL5486J	New

FIRST CLASS OF DOVER, INC.

'01 Toyota	4T3ZF13C01U321003	OL1030J	Renewal
'04 Lincoln	1LNHM83W74Y658360	OL9956H	Renewal
'04 Lincoln	1LNHM84WX4Y659078	OL5485J	New

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, Rutan, Noriega, MacDonald and Mayor Dodd
Nays: Alderman Visioli Absent: Alderwoman Yzarnotegui 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

FIRST CLASS OF DOVER, LLC
Eduar Reyes

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

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

AUTHORIZING SETTLEMENT OF LITIGATION

WHEREAS, Walter M. Luers, Esq., as attorney for Edward F. Correa filed suit against the Town of Dover on or about April 15, 2013, in the Superior Court of New Jersey, Law Division, Morris County, captioned Edward F. Correa v. Town of Dover and Marge Verga, Docket No. L-1026-13 (hereinafter the "Lawsuit")

WHEREAS, in the Lawsuit it was alleged that the Town of Dover had failed to provide copies of public records pursuant to a request made under the Open Public Records Act ("OPRA").

WHEREAS, Town and Ms. Verga were represented in the Lawsuit by Brian W. Mason, Esq. of the firm of Nuzzi & Mason, LLC;

WHEREAS, the ambiguities resulting in the Lawsuit were resolved and documents were produced to the satisfaction of Mr. Correa and Mr. Luers; with the only outstanding issue remaining being entitlement to attorney fees under OPRA;

WHEREAS, the fees claimed have been compromised, Former Administrator William Close, Mr. Mason and the Town Attorney have all recommended payment of same in lieu of incurring the cost of continued litigation; and

WHEREAS, the Mayor and Board of Alderman find it in the best interests to follow the aforesaid recommendations;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, that the Clerk, Marge Verga is hereby authorized to execute a Settlement Agreement approved by Mr. Mason on behalf of the Town and herself as Clerk; and be it

FURTHER RESOLVED, that pursuant to the settlement of the matter, Walter M. Luers, Esq. shall be paid the sum of \$3,500.00 in exchange for a Stipulation of Dismissal with Prejudice in the Lawsuit.

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

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

RESOLUTION AUTHORIZING CFO/TREASURER TO SIGN DOCUMENTS

WHEREAS, certain documents are required to be signed on behalf of the Town of Dover concerning the various 457 Savings Plans.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, State of New Jersey that the following individual within the Town of Dover be and they are hereby authorized to sign documentation on behalf of the Town of Dover in order to process, transfer or qualified transfer requests.

Chief Financial Officer/Treasurer

Alderman Rutan 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, Rutan, Noriega, MacDonald and Mayor Dodd
Nays: None Absent: Alderwoman Yzarotegui Abstained: None**

RESOLUTION APPROVING PERSONNEL ACTIONS

BE IT RESOLVED that the Mayor and Board of Aldermen of the Town of Dover, approved the following personnel action subject to applicable N.J. Department of Personnel regulations medical and background checks:

NEW HIRE(S):

Donald J. Travisano	Administrator	\$ 142,500	08/04/14
Dakota Keyworth	Police Officer	\$ 42,448	07/14/14
Ulises D. Corona	Police Officer	\$ 42,448	07/14/14
Christopher Kannaley	Fire Fighter	\$ 36,414	07/14/14

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

**Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, Rutan, Noriega, MacDonald and Mayor Dodd
Nays: None Absent: Alderwoman Yzarotegui Abstained: None**

**CONSENT TO POSTPONEMENT OF MORTGAGE- 15 S. HIGHLAND AVE.
JOHNNY PARRALES**

WHEREAS, the Town of Dover Rehabilitation Program (the "Program") provides financial assistance for the rehabilitation of owner-occupied one-family houses to assist residents in the removal of unsafe conditions in their dwellings, interior improvements and premise repairs; and

WHEREAS, Johnny Parrales, residing at 15 S. Highland Ave., Dover, New Jersey obtained funding from the Program on August 15, 2008; and

WHEREAS, Johnny Parrales, is seeking to refinance her home with a private lender, requiring a Postponement of Mortgage allowing the Program loans to be subject, subordinate, and inferior to the new mortgage; and

WHEREAS, Johnny Parrales has requested that the Mayor and Board of Aldermen consent to such Postponement of Mortgages; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, the following:

The Mayor and Board of Aldermen acknowledge and consent to the Postponement of Mortgages, and hereby authorize Margaret J. Verga, Interim Administrator of the Program, to execute the documents necessary to effectuate the requested Postponement of Mortgage.

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, Rutan, Noriega, MacDonald and Mayor Dodd
Nays: None Absent: Alderwoman Yzarotegui Abstained: None**

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
APPOINTING MARK BRANCATO, ESQ. AS SPECIAL COUNSEL

WHEREAS, the Town of Dover has the need to acquire legal services to be provided as a non-Fair and Open Contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, this need arises due to a conflict of the municipal attorney as to one municipal court matter involving a Town employee wherein the municipal attorney was required to recuse himself from representation of the municipality; and,

WHEREAS, Mark Brancato has agreed to the same hourly rate as paid to the municipal attorney, \$165.00 per hour; and

WHEREAS, Mark Brancato has completed and submitted a Business Entity Disclosure Certificate and has not made any reportable contributions to a political or candidate committee in the Town of Dover in the previous one year, and that the contract will prohibit Mark Brancato from making any reportable contributions through the term of his representation of the Town in these tax matters; and

WHEREAS, the Chief Financial Officer of the Town of Dover certified the availability of funds.

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. Mark Brancato is hereby appointed as special counsel to represent the Town of Dover in a municipal court matter.
2. In the event an appeal is taken of the above matter to any level, Mark Brancato is also appointed to represent the Town of Dover at the same hourly rate.

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

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

CAPITAL BUDGET AMENDMENT
(See attached)

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, Rutan, Noriega, MacDonald and Mayor Dodd
Nays: None Absent: Alderwoman Yzarotegui Abstained: None

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, 2014 to June 30, 2015; 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
2014/2015 LIQUOR LICENSES

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, Rutan, Noriega, MacDonald and Mayor Dodd

Nays: None

Absent: Alderwoman Yzarotegui

Abstained: None

PUBLIC COMMENTS

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

**Motion to adjourn made by Alderwoman Romaine at 7:45 pm,
and duly seconded by Alderman Rutan passed by the following voice vote.**

Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, Rutan, Noriega, MacDonald and Mayor Dodd

Nays: None

Absent: Alderwoman Yzarotegui

Abstained: None

Respectfully submitted,

Margaret J. Verga, Municipal Clerk