

**MAYOR AND BOARD OF ALDERMAEN, TOWN OF DOVER, COUNTY OF MORRIS, NJ  
MINUTES OF THE REORGANIZATION MEETING FOR JANUARY 1, 2012**

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

Clerk Verga called the meeting to order at 12:00pm.

**Judge Maenza administered the Oath of Office to:**

Mayor Dodd while his wife Jo Ann and children Kyla and James held the bible.

Alderwoman Noriega while her husband Agustin held the bible.

Alderwoman Romaine while her sister Karin held the bible.

Alderman Visioli while his wife Rae Ann held the bible.

Alderman Rutan while his wife Kathryn held the bible.

Mayor Dodd recognized dignitaries in the audience including Wharton Mayor and County Freeholder William Chegwiddden, Douglas Cabana, Freeholder and Arthur Ondish, Mayor of Mt. Arlington.

All joined in the Pledge of Allegiance and a moment of silence.

**Invocation was given by Father Nelson of Sacred Heart Church.**

***ROLL CALL:***

PRESENT: Aldermen, Visioli, Picciallo, Romaine, Blackman, Downs, Rutan, Noriega and Mayor Dodd

ABSENT: Alderman Timpani

ALSO PRESENT: Administrator Close, Attorney Downs and Clerk Verga

Clerk Verga stated this meeting is in compliance with the open public meetings act.

Rachel Allyn sang God Bless America and America the Beautiful

***RESOLUTION APPROVING THE APPOINTMENT OF  
GERALD F. SMITH AS ACTING MUNICIPAL COURT JUDGE***

**WHEREAS**, in accordance with N.J.S.A. 2B:12-6, and until and subject to the nomination process by the Governor of the State of New Jersey under N.J.S.A. 2B:12-4(b) Thomas L. Weisenbeck, Assignment Judge of the Superior Court, issued an order on December 15, 2011 appointing Gerald F. Smith as Acting Municipal Court Judge of the Joint Municipal Court of Dover, effective January 1, 2012; and

**WHEREAS**, the Town of Dover has determined the compensation for the Acting Municipal Court Judge is \$27,000.00 (Twenty-Seven Thousand, Dollars) annual salary.

**NOW THEREFORE BE IT RESOLVED**, that the Mayor and Board of Aldermen of the Town of Dover do hereby select Gerald F. Smith as Acting Municipal Court Judge for the Joint Municipal Court of Dover, which serves the Town of Dover, Township of Mine Hill and Boroughs of Rockaway, Mt. Arlington and Wharton.

**BE IT FURTHER RESOLVED** that a copy of this Resolution shall be forwarded to the Township of Mine Hill, Borough of Mt. Arlington, Borough of Rockaway, and Borough of Wharton which are hereby being requested to consider adoption of a similar Resolution.

*Alderman Visioli 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, Rutan, Noriega and Mayor Dodd*

*Noes: None*

*Abstain: Alderman Downs*

*Absent: Alderman Timpani*

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**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER  
AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT  
FOR MUNICIPAL ATTORNEY**

**WHEREAS**, the Town of Dover has a need to acquire Legal Services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

**WHEREAS**, the CFO has determined and certified in writing that the value of the acquisition will exceed \$17,500; and

**WHEREAS**, the anticipated term of this contract is one (1) year; and

**WHEREAS**, Timothy Downs, Esq. of the Law Office of Timothy Downs has submitted a proposal indicating he will provide legal services as Municipal Attorney for \$43,200 retainer plus \$165 per hour; and

**WHEREAS**, Timothy Downs, Esq. of the Law Office of Timothy Downs has completed and submitted a Business Entity Disclosure Certification which certifies that the Law Office of Timothy Downs has not made any reportable contributions to a political candidate or committee in the Town of Dover with the Mayor and Board of Aldermen, in the previous one year, and that the contract will prohibit the Law Office of Timothy Downs from making any reportable contributions through the term of the contract; and

**WHEREAS**, the CFO has certified that funds are available for this award – N.J.A.C. 5:30-5.4.

**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 Timothy Downs, Esq. of the Law Office of Timothy Downs as described herein; and

**BE IT FURTHER RESOLVED**, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

**BE IT FURTHER RESOLVED**, the appointment as Municipal Attorney for the Town of Dover is made without competitive bidding as it is a “professional service” under the provisions of the Local Public Contracts Law, because attorneys are a recognized profession, licensed and regulated by law.

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

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

**Judge Maenza administered the oath of office to Timothy Downs while his wife Sandra and children held the bible.**

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**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPOINTING CHIEF PROSECUTOR AND PROSECUTOR FOR THE JOINT MUNICIPAL COURT OF DOVER**

**WHEREAS**, the Town of Dover of the County of Morris, State of New Jersey, has established a Joint Municipal Court serving the Town of Dover, Township of Mine Hill, Borough of Mt. Arlington, Borough of Rockaway and Borough of Wharton under a Shared Services Agreement with the Town of Dover as lead agency; and

**WHEREAS**, the Town of Dover has a need to acquire Legal Services for the Joint Municipal Court as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5

**WHEREAS**, the CFO has determined and certified in writing that the value of the acquisitions will exceed \$17,500 and that the funds are available for this award pursuant to the provisions of N.J.A.C. 5:30-5.4; and

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

**WHEREAS**, Lisa Thompson, Esq. and Douglas Cabana, Esq. have completed and submitted Business Entity Disclosure Certifications which certifies that they have not made any reportable contributions to a political candidate or committee of the Town of Dover with Mayor and Board of Aldermen in the previous one year and that the contract will prohibit Lisa Thompson, Esq. and Douglas Cabana, Esq. from making any reportable contributions through for the term of the contract; 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 authorizes the Mayor and Municipal Clerk to enter into a contract as described herein; and

- A. Lisa Thompson, Esq. to be appointed as Chief Prosecutor of the Joint Court of Dover, serving the Town of Dover, Township of Mine Hill, Borough of Mt. Arlington, Borough of Rockaway and Borough of Wharton at a salary of \$39,500 retainer, for year 2012 plus \$500 per extra session; and
- B. Douglas Cabana, Esq. to be appointed Prosecutor of the Joint Court of Dover, serving the Town of Dover, Township of Mine Hill, Borough of Mt. Arlington, Borough of Rockaway and Borough of Wharton at a salary of \$39,500 retainer for year 2012 plus \$500 per extra session; and

**BE IT FURTHER RESOLVED**, the appointment of Chief Municipal Prosecutor and Prosecutor for the Joint Municipal Court is made without competitive bidding as it is a “professional service” under the provisions of the Local Public Contracts Law, because attorneys are a recognized profession, licensed and regulated by law.

**BE IT FURTHER RESOLVED** that a copy of this Resolution shall be forwarded to the Township of Mine Hill, Borough of Mt. Arlington, Borough of Rockaway, and Borough of Wharton which are hereby being requested to consider adoption of a similar Resolution.

**BE IT FURTHER RESOLVED** that upon adoption of said resolution by the Town of Dover, Township of Mine Hill, Borough of Mt. Arlington, Borough of Rockaway and Borough of Wharton, a copy of said Resolutions shall be forwarded to the Honorable Thomas L. Weisenbeck, Assignment Judge Superior Court and the Honorable Michael Luther, Judge of the Joint Court of Dover.

*Alderman Visioli 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, Downs, Rutan, Noriega and Mayor Dodd*

*Noes: None*

*Abstain: None*

*Absent: Alderman Timpani*

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**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPOINTING CHIEF PUBLIC DEFENDER AND PUBLIC DEFENDER FOR THE JOINT MUNICIPAL COURT OF DOVER**

**WHEREAS**, the Town of Dover of the County of Morris, State of New Jersey, has established a Joint Municipal Court serving the Town of Dover, Township of Mine Hill, Borough of Mt. Arlington, Borough of Rockaway and Borough of Wharton under a Shared Services Agreement with the Town of Dover as lead agency; and

**WHEREAS**, the Town of Dover has a need to acquire Legal Services for the Joint Municipal Court as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5

**WHEREAS**, the CFO has determined and certified in writing that the value of the acquisitions will exceed \$17,500 and that the funds are available for this award pursuant to the provisions of N.J.A.C. 5:30-5.4; and

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

**WHEREAS**, David C. Pennella, Esq. and Gerald Kelly, Esq. have completed and submitted Business Entity Disclosure Certifications which certifies that they have not made any reportable contributions to a political candidate or committee in the Town of Dover with the Mayor and Board of Aldermen, and that the contract will prohibit, David C. Pennella, Esq. and Gerald Kelly, Esq. from making any reportable contributions through for the term of the contract; 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 authorizes the Mayor and Municipal Clerk to enter into a contract as described herein; and

- A. David C. Pennella, Esq. to be appointed as Chief Public Defender of the Joint Court of Dover, serving the Town of Dover, Township of Mine Hill, Borough of Mt. Arlington, Borough of

Rockaway and Borough of Wharton at a salary of \$18,816 retainer for year 2012, plus \$500 per extra session; and

- B. Gerald Kelly, Esq. to be appointed Public Defender of the Joint Court of Dover, serving the Town of Dover, Township of Mine Hill, Borough of Mt. Arlington, Borough of Rockaway and Borough of Wharton at a salary of \$18,816 retainer for year 2012, plus \$500 per extra session; and

**BE IT FURTHER RESOLVED**, the appointment of Chief Municipal Public Defender and Public Defender for the Joint Municipal Court is made without competitive bidding as it is a “professional service” under the provisions of the Local Public Contracts Law, because attorneys are a recognized profession, licensed and regulated by law.

**BE IT FURTHER RESOLVED** that a copy of this Resolution shall be forwarded to the Township of Mine Hill, Borough of Mt. Arlington, Borough of Rockaway, and Borough of Wharton which are hereby being requested to consider adoption of a similar Resolution.

**BE IT FURTHER RESOLVED** that upon adoption of said resolution by the Town of Dover, Township of Mine Hill, Borough of Mt. Arlington, Borough of Rockaway and Borough of Wharton, a copy of said Resolutions shall be forwarded to the Honorable Thomas L. Weisenbeck, Assignment Judge Superior Court and the Honorable Michael Luther, Judge of the Joint Court of Dover.

*Alderman Visioli 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, Downs, Rutan, Noriega and Mayor Dodd*

*Noes: None*

*Abstain: None*

*Absent: Alderman Timpani*

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**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER  
APPOINTING RICHARD MATTISON FIRE CHIEF FOR THE TOWN OF DOVER**

**BE IT RESOLVED** by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, NJ that **Richard Mattison** be and hereby is appointed **FIRE CHIEF** for the Town of Dover for a term of one (1) year commencing January 1, 2012.

*Alderman Rutan 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, Downs, Rutan, Noriega and Mayor Dodd*

*Noes: None*

*Abstain: None*

*Absent: Alderman Timpani*

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**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER  
APPOINTING OFFICERS TO THE DOVER FIRE DEPARTMENT**

**BE IT RESOLVED** by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, NJ that the persons listed below be and hereby are confirmed as officers of the Fire Department of Town of Dover, and of its various companies as listed commencing January 1, 2012:

**BOARD OF FIRE WARDENS**

CHIEF: Richard Mattison  
CAPTAIN: Raymond Daly  
LIEUTENANT: Arthur Ohlsen

**VIGILANT ENGINE CO. NO. 2**

3<sup>rd</sup> ASST. CHIEF: Scott Warner  
CAPTAIN: Douglas Svoboda

**PROTECTION HOOK & LADDER CO.**

1<sup>st</sup> ASST CHIEF: Jon Filosa  
LIEUTENANT: Anthony Rosario

**DOVER ENGINE CO. NO. 1**

2<sup>nd</sup> ASST. CHIEF: Eric Berg  
CAPTAIN: Robert Sperry  
LIEUTENANT: Stephen Sperry

**EMERGENCY SQUAD**

LIEUTENANT: Anthony Rosario

*Alderman Rutan 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, Downs, Rutan, Noriega and Mayor Dodd*

*Noes: None*

*Abstain: None*

*Absent: Alderman Timpani*

**Mayor Dodd presented former Fire Chief Edward Ridner with the Past Chief’s Badge and commended him on his job as chief.**

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***RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER  
AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN  
CONTRACT FOR SPECIAL MUNICIPAL COUNSEL***

**WHEREAS**, the Town of Dover, hereinafter “Dover,” has need to acquire special legal services as a Non-Fair and Open Contract; and

**WHEREAS**, this award is an exception to the Local Public Contracts Law, N.J.S.A. 40A:11-5 which may be awarded without bid as a “professional service”; and

**WHEREAS**, the purpose of the special legal counsel is limited to providing legal services for any labor related matters, such as contract negotiations, personnel issues; and

**WHEREAS**, special counsel is to receive the same hourly rate as the town attorney, which is \$165.00 per hour; and

**WHEREAS**, the CFO has certified that funds are available for this award; and

**WHEREAS**, Matthew J. Giacobbe, Esq. has submitted a Business Disclosure Entity Certification;

**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. Matthew J. Giacobbe, Esq. is hereby appointed as special counsel for the limited purposes of providing legal services regarding personnel matters as well as contract negotiations for the various unions;
2. The special counsel shall enter into a written contract incorporating the within terms and the Mayor and Clerk are hereby authorized to execute such contract.

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

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

*Noes: None*

*Abstain: None*

*Absent: Alderman Timpani*

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Mayor Dodd commented on how dedicated Maria Santana is to the Town of Dover and recommended this appointment to the rest of board.

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER,  
COUNTY OF MORRIS, STATE OF NEW JERSEY  
APPOINTING MARIA SANTANA AS DEPUTY MUNICIPAL CLERK**

**WHEREAS**, there exists a need for a Deputy Municipal Clerk for the Town of Dover; and

**WHEREAS**, N.J.S.A. 40A:9-135 provides for the appointment of a Deputy Municipal Clerk; and

**WHEREAS**, she has received her Registered Municipal Clerk's certification;

**BE IT RESOLVED** by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, State of New Jersey that Maria Santana be and is hereby appointed Deputy Municipal Clerk for a term of one (1) year commencing January 1, 2012.

**BE IT FURTHER RESOLVED**, that the Annual Salary be provided for in the necessary Salary Ordinance of the Town of Dover.

*Alderman Rutan 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, Downs, Rutan, Noriega and Mayor Dodd*

*Noes: None*

*Abstain: None*

*Absent: Alderman Timpani*

Mayor Dodd recognized other dignitaries such as Claudia Solaman and Helen O'Connor from Board of Elections, OEM Coordinator Richard Riley and his wife JoAnn, Town Engineer Michael Hantson and his wife Kathy and Victor Rodriguez, Recreation Chairman.

**SPECIAL PRESENTATIONS  
VOLUNTEER OF THE YEAR AWARD**

Mayor Dodd explained that the volunteer of the year award usually goes to a single person, but this year it will go to a family. The Barrios family has volunteered at numerous events for the Town of Dover, such as the senior citizens picnic, breast cancer walk, and various recreation events to name a few.

**BUSINESS MAN OF THE YEAR**

This is an award to be given to a person or business who demonstrates community spirit and pride. The award was presented to Raymond Dannon of Dannon’s Autoparts.

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**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER  
APPOINTING RICHARD MATTISON FIRE CHIEF FOR THE TOWN OF DOVER**

**BE IT RESOLVED** by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, NJ that **Richard Mattison** be and hereby is appointed **FIRE CHIEF** for the Town of Dover for a term of one (1) year commencing January 1, 2012.

*Alderman Rutan 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, Downs, Rutan, Noriega and Mayor Dodd*

*Noes: None*

*Abstain: None*

*Absent: Alderman Timpani*

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**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER  
APPOINTING OFFICERS TO THE DOVER FIRE DEPARTMENT**

**BE IT RESOLVED** by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, NJ that the persons listed below be and hereby are confirmed as officers of the Fire Department of Town of Dover, and of its various companies as listed commencing January 1, 2012:

**BOARD OF FIRE WARDENS**

CHIEF: Richard Mattison  
CAPTAIN: Raymond Daly  
LIEUTENANT: Arthur Ohlsen

**VIGILANT ENGINE CO. NO. 2**

3<sup>rd</sup> ASST. CHIEF: Scott Warner  
CAPTAIN: Douglas Svoboda

**PROTECTION HOOK & LADDER CO.**

1<sup>st</sup> ASST CHIEF: Jon Filosa  
LIEUTENANT: Anthony Rosario

**DOVER ENGINE CO. NO. 1**

2<sup>nd</sup> ASST. CHIEF: Eric Berg  
CAPTAIN: Robert Sperry  
LIEUTENANT: Stephen Sperry

**EMERGENCY SQUAD**

LIEUTENANT: Anthony Rosario

*Alderman Rutan 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, Downs, Rutan, Noriega and Mayor Dodd*

*Noes: None*

*Abstain: None*

*Absent: Alderman Timpani*

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**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER  
APPOINTING INSURANCE CARRIERS FOR THE TOWN OF DOVER**

**WHEREAS**, there exists a need for various insurance coverage's for the Town of Dover; and

**WHEREAS**, funds are available for this purpose;

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

1. **THE TOWN OF DOVER** shall participate in the Morris County Joint Insurance Fund for the following items:
  - (a) comprehensive property and liability;
  - (b) automobile liability and property damage;
  - (c) workmen's compensation;
  - (d) boiler and machinery; and
  - (e) excess liability (umbrella)
  - (f) police professional liability
  - (g) public official liability
  - (h) environmental liability
  - (i) employment practices liability

This coverage shall be for the Town of Dover and Dover Water Commission.

2. **HENRY O. BAKER INSURANCE, INC.** is hereby appointed as insurance agent to obtain additional coverage as necessary for the Town of Dover during the year 2012.
3. The appointment to act as insurance agents for the Town of Dover are made without competitive bidding as it is an exception under the provisions of the Local Public Contracts Law.
4. A copy of this Resolution shall be published in the newspaper designated as the Town of Dover official newspaper for the publishing of notices and shall be available at Town Hall.
5. This appointment shall be for a period of one (1) year commencing January 1, 2012.

*Alderman Rutan 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, Downs, Rutan, Noriega and Mayor Dodd*

*Noes: None*

*Abstain: None*

*Absent: Alderman Timpani*

**RESOLUTION OF THE TOWN OF DOVER WAIVING THE APPOINTMENT OF A RISK MANAGEMENT CONSULTANT/INSURANCE PRODUCER AND INDEMNIFYING AND HOLDING HARMLESS THE MUNICIPAL EXCESS LIABILITY JOINT INSURANCE FUND AS A RESULT OF ANY CLAIMS ARISING FROM SAID ACTION**

**WHEREAS**, the Town of Dover is a member of the Municipal Excess Liability Joint Insurance Fund, (hereinafter known as the MEL), a public entity established under Public Law 1983, c.372 of Title 40A enabling local contracting units to join together for the purpose of self-insuring for excess coverage's as defined by statute; and

**WHEREAS**, the Bylaws of the MEL provide for appointment of a Risk Management Consultant by the municipality or authority to advise the municipality or authority on matters relating to the MEL's operation and coverage's provided; and

**WHEREAS**, the Risk Management Consultant's specific duties include, but are not limited to:

- 1.) Evaluation of the town's or authority exposure
- 2.) Explanation of the various coverage's available from the MEL and assisting the municipality or authority in the selection of proper coverage.
- 3.) Preparation of applications, statement of values, etc., required by the MEL
- 4.) Review of the town's or authority's assessment and assisting in the preparation of the town's or authority's insurance budget.
- 5.) Review of losses and engineering reports and providing assistance to the town's or authority's safety committee
- 6.) Assistance in the claims settlement process.
- 7.) Attendance at the majority of meetings of the MEL's Commissioners/Board of Fund Commissioners and the performance of such other services as required by the municipality or authority of the MEL.

**WHEREAS**, the Bylaws of the MEL further provides for said Risk Management Consultant to be paid a fee of six percent (6%) of the municipality's or authority's assessment for the current fund year; and

**WHEREAS**, the Bylaws of the MEL allows a member municipality or authority to waive such services and elect to perform all or any portion of the duties normally assigned to the Risk Management Consultant provided it notify the MEL in writing and further agrees to indemnify and hold harmless the MEL and certain of its agents.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town of Dover does elect to waive the services of a Risk Management Consultant, and to perform all or any portion of the duties normally assigned to said Risk Management Consultant; and

**BE IT FURTHER RESOLVED**, that the Town of Dover elects to have its six percent (6%) fee for Risk Management Services returned by the MEL, if applicable; and

**BE IT FURTHER RESOLVED**, the Town of Dover agrees to indemnify and hold harmless the MEL, its commissioners, appointed officials and other MEL servants, agents, and employees from any and all claims arising from its decision to assume part or all of the duties normally assigned to a professional Risk Management Consultant.

***Alderman Noriega 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, Downs, Rutan, Noriega and Mayor Dodd*

*Noes: None*

*Abstain: None*

*Absent: Alderman Timpani*

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**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER  
APPOINTING THE LOCAL EMERGENCY PLANNING COUNCIL**

**WHEREAS**, the State Office of Emergency Management requires each municipality to appoint a Local Emergency Planning Council (LEPC) every two years; and

**WHEREAS**, representatives from each of the five categories are required; and

Category 1 – Mayor James P. Dodd

Administrator William E. Close

Municipal Attorney

Category 2 – Police Chief Harold Valentine

Fire Chief

Emergency Squad Captain

Street & Roads Supervisor Luis Acevedo

Health Officer

OEM Coordinator

Category 3 – Local Newspaper – Daily Record

Category 4 – Superintendent of Schools Robert Becker

Disaster Coordinator American Red Cross

Disaster Coordinator Salvation Army Capt.

Hospital Representative

Clergy Association

Category 5 – Supervisor Municipal Water Facility – Luis Acevedo

*Alderman Noriega 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, Downs, Rutan, Noriega and Mayor Dodd*

*Noes: None*

*Abstain: None*

*Absent: Alderman Timpani*

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**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER  
AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR TOWN  
AUDITORS**

**WHEREAS**, the Town of Dover has a need to acquire Auditors as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5

**WHEREAS**, the CFO has determined and certified in writing that the value of the acquisition will exceed \$17,500; and

**WHEREAS**, the anticipated term of this contract is one (1) year, commencing January 1, 2012; and

**WHEREAS**, Raymond Nisivoccia and David Evans of the firm of Nisivoccia & Company LLP has submitted a proposal indicating they will provide the Auditor services as per proposal; and

**WHEREAS**, Raymond Nisivoccia and David Evans of the firm of Nisivoccia & Company LLP has completed and submitted a Business Entity Disclosure Certification which certifies that Nisivoccia & Company LLP has not made any reportable contributions to a political or candidate committee in the Town of Dover with the Mayor and Board of Aldermen, in the previous one year, and that the contract will prohibit Nisivoccia & Company LLP from making any reportable contributions through the term of the contract; and

**WHEREAS**, the CFO has certified that funds are available for this award – N.J.S.A. 5:30-5.4.

**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 Nisivoccia & Company LLP as described herein; and

**BE IT FURTHER RESOLVED**, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

**BE IT FURTHER RESOLVED**, the appointment as Auditors for the Town of Dover without competitive bidding as a “professional service” under the provisions of the Local Public Contracts Law because Auditors are a recognized profession, licensed and regulated by law.

***Alderman Noriega 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, Downs, Rutan, Noriega and Mayor Dodd***

***Noes: None***

***Abstain: None***

***Absent: Alderman Timpani***

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**TOWN OF DOVER  
TEMPORARY BUDGET 2012**

WHEREAS, N.J.S.A. 40A:4-19 provides for the making of temporary appropriations to finance the operations of municipal government between the first day of January of the budget year and the date of the adoption of the budget for such year;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover that there be and is hereby appropriated as follows:

CURRENT FUND	<b>4,483,546.00</b>
WATER UTILITY	<b>620,312.00</b>
PARKING UTILITY	<b>80,001.00</b>

as temporary appropriations for the year 2012

<u>FCOA</u>	<u>GENERAL GOVERNMENT</u>		
20-100	Administrative & Executive	Salaries & Wages	38,500.00
		Other Expenses	25,000.00
20-110	Mayor & Board of Aldermen	Salaries & Wages	12,748.00
		Other Expenses	7,000.00
20-125	Town Clerk	Salaries & Wages	35,000.00
		Other Expenses	5,000.00
20-130	Financial Administration	Salaries & Wages	31,200.00
		Other Expenses	8,000.00
20-135	Annual Audit	Other Expenses	20,000.00
20-145	Collection of Taxes	Salaries & Wages	12,950.00
		Other Expenses	3,000.00
20-150	Assessment of Taxes	Salaries & Wages	19,000.00
		Other Expenses	7,000.00
20-155	Legal Services & Costs	Other Expenses	40,000.00
20-165	Engineering Services	Salaries & Wages	33,600.00
		Other Expenses	8,000.00
20-167	Planning Consultant	Other Expenses	-
20-175	Historic Preservation	Salaries & Wages	1,302.00
		Other Expenses	2,000.00
21-180	Planning Board	Salaries & Wages	1,370.00
		Other Expenses	3,000.00
21-185	Board of Adjustment	Salaries & Wages	1,370.00
		Other Expenses	3,000.00
22-195	Construction	Salaries & Wages	28,500.00
		Other Expenses	4,000.00
22-200	Code Enforcement	Salaries & Wages	72,000.00
		Other Expenses	2,500.00
	Other		
23-210	Insurance		93,369.00
23-215	Workers Compensation Group		111,476.00
23-220	Insurance		785,487.00
25-240	Police	Salaries & Wages	900,000.00
		Other Expenses	50,000.00
25-250	Police Dispatch/911	Other Expenses	-
25-252	Office of Emergency Mgmt.	Salaries & Wages	-
		Other Expenses	1,000.00
25-265	Fire	Salaries & Wages	80,000.00
		Other Expenses	20,000.00
25-266	Uniform Fire Safety Act	Salaries & Wages	22,700.00
		Other Expenses	1,700.00
25-275	Municipal Prosecutor	Salaries & Wages	21,000.00
26-290	Streets & Roads	Salaries & Wages	160,000.00
		Other Expenses	20,000.00
26-292	Snow & Ice Removal	Salaries & Wages	20,000.00
		Other Expenses	50,000.00
26-295	Solid Waste & Recycling	Salaries & Wages	13,170.00
		Other Expenses	300,000.00
26-300	Sewer	Salaries & Wages	46,500.00

		Other Expenses	3,000.00
26-310	Public Buildings & Grounds	Salaries & Wages	16,000.00
		Other Expenses	15,000.00
27-330	Health	Salaries & Wages	26,300.00
		Other Expenses	30,000.00
27-347	Sr. Citizen Services	Salaries & Wages	8,500.00
		Other Expenses	5,000.00
28-370	Parks & Playgrounds	Salaries & Wages	10,500.00
		Other Expenses	7,000.00
28-375	Shade Tree	Other Expenses	10,000.00
29-390	Maintenance of Free Public Library	Salaries & Wages	21,500.00
		Other Expenses	100,000.00
	Lease		
30-419	Agreement	Other Expenses	28,724.00
31-430	Utilities & Bulk Purchases	Other Expenses	400,000.00
37-480	Judgements		
42-490	ILSA - Municipal Court		
42-330	ILSA - Mt Olive Twsp Health Services		8,583.00
43-490	Municipal Court	Salaries & Wages	111,000.00
		Other Expenses	15,000.00
	Public		
43-495	Defender	Other Expenses	12,000.00
	<u>STATUTORY EXPENDITURES</u>		
36-471	Public Employees Retirement System		341,904.00
36-474	Consolidated Police & Firemen's Pension Fund		11,780.00
36-475	Police & Firemen's Retirement System		
36-472	Social Security/medicare		80,000.00
36-477	DCRP		
	<u>OTHER OPERATIONS</u>		
	Municipal Alliance Grant/Local		1,000.00
	Municipal Alliance Grant/County		3,000.00
		<b>SUB TOTAL</b>	<b>4,398,233.00</b>
45-920	Debt Service - Payment of Bonds	Principal	-
45-930		Interest	52,578.00
45-935	Debt Service - Interest on Notes	Interest	32,735.00
		<b>TOTAL GENERAL APPROPRIATIONS</b>	<b>4,483,546.00</b>
	<u>WATER UTILITY</u>		
55-500		Salaries & Wages	125,000.00
55-500		Other Expenses	368,255.00
55-508		Social Security	9,500.00
55-511		Capital Imp Fund	-
55-540		PERS	45,982.00
		<b>SUB TOTAL</b>	<b>548,737.00</b>
55-520	Debt Service - Payment of Bonds	Principal	

55-522		Interest	59,783.00
55-524	NJEIT		11,792.00
	<b>TOTAL WATER APPROPRIATIONS</b>		<b>620,312.00</b>
	<u>PARKING UTILITY</u>		
55-500		Salaries & Wages	23,000.00
55-500		Other Expenses	19,896.00
55-503		Social Security	1,150.00
55-540		PERS	8,360.00
55-544		Liability Insurance	699.00
55-546		Workers Comp	1,631.00
55-521	Debt Service - Payment of Notes		15,000.00
55-523	Debt Service - Interest on Notes	Interest	10,264.00
	<b>TOTAL PARKING APPROPRIATIONS</b>		<b>80,001.00</b>

*Alderman Noriega 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, Downs, Rutan, Noriega and Mayor Dodd*

*Noes: None*

*Abstain: None*

*Absent: Alderman Timpani*

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**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMANS OF THE TOWN OF DOVER  
DESIGNATING DEPOSITORIES FOR THE TOWN OF DOVER**

**WHEREAS**, Revised Statute 40A:5-14 of the State of New Jersey provides that the Governing Body of every municipality shall designate the depository or depositories wherein all public monies and other funds of the municipality shall be kept.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Board of Aldermen of the Town of Dover that the following financial institution is designated as the depository wherein all such public monies and fund shall be deposited to the credit of the Town of Dover and the custodian shall be the Town Treasurer for the year commencing January 1, 2012:

**Provident Bank  
T.D. Bank, N.A.**

*Alderman Picciallo 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, Downs, Rutan, Noriega and Mayor Dodd*

*Noes: None*

*Abstain: None*

*Absent: Alderman Timpani*

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER  
DESIGNATING MEETING DATES FOR THE YEAR 2012**

**BE IT RESOLVED** that the regular public caucus meetings of the Mayor and Board of Alderman shall be held at 7:00 p.m.

**BE IT FURTHER RESOLVED** that the regular public meetings of the Mayor and Board of Alderman shall be held immediately following the conclusion of the caucus meetings at the Dover Town Hall on the second and fourth **TUESDAY** of each month (\*except as otherwise noted) namely:

JANUARY	10 & 24
FEBRUARY	14 & 28
MARCH	13 & 27
APRIL	10 & 24
MAY	8 & 22
JUNE	12 & 26
JULY	10 & 24
AUGUST	14 & 28
SEPTEMBER	11 & 25
OCTOBER	9 & 23
NOVEMBER	20*
DECEMBER	11*

**REORGANIZATION** JANUARY 1, 2013 12 NOON

*Alderman Picciallo 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, Downs, Rutan, Noriega and Mayor Dodd*

*Noes: None*

*Abstain: None*

*Absent: Alderman Timpani*

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**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN ACTING AS THE  
REDEVELOPMENT ENTITY OF THE TOWN OF DOVER DESIGNATING  
MEETING DATES FOR THE REDEVELOPMENT ENTITY FOR THE YEAR 2012**

**BE IT RESOLVED** by the Mayor and Board of Aldermen acting as the Redevelopment Entity of the Town of Dover that the Redevelopment Entity meetings for the Town of Dover for the year 2012 shall be held immediately following the conclusion of the caucus meetings at the Dover Town Hall on the second and fourth **TUESDAY** of each month (\*except as otherwise noted) namely:

JANUARY	10 & 24
FEBRUARY	14 & 28
MARCH	13 & 27
APRIL	10 & 24
MAY	8 & 22
JUNE	12 & 26
JULY	10 & 24
AUGUST	14 & 28
SEPTEMBER	11 & 25
OCTOBER	9 & 23

NOVEMBER 20\*  
DECEMBER 11\*

*Alderman Picciallo 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, Downs, Rutan, Noriega and Mayor Dodd*

*Noes: None*

*Abstain: None*

*Absent: Alderman Timpani*

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**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPOINTING SPECIAL POLICE OFFICERS 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 **SPECIAL POLICE OFFICERS** for the Town of Dover for a term of one (1) year commencing January 1, 2012.

<b>CLASS I:</b> Joan Smith	Avelino Fernandez	<b>CLASS II:</b> James Rice
Anthony Kelly	James Prichard	

*Alderman Picciallo 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, Downs, Rutan, Noriega and Mayor Dodd*

*Noes: None*

*Abstain: None*

*Absent: Alderman Timpani*

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**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 GUARDS** for the Town of Dover for a term of one (1) year commencing January 1, 2012.

Fred Chamberlain	Maria Cloughley	Kathy Cole
Betty Damelio	Edward Diaz	Edmund Drag
Jean Henderson	Gail Hynio	Anthony Kelly
Vanessa Landino	Georgette Michalski	Bonnie Ohlsen
Philip Paulson	Michael Steinberg	Keven Zuckerman

*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, Downs, Rutan, Noriega and Mayor Dodd*

*Noes: None*

*Abstain: None*

*Absent: Alderman Timpani*

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER  
APPOINTING MEMBERS TO THE BOARD OF HEALTH FOR THE TOWN OF DOVER**

**BE IT RESOLVED** by the Mayor and Board of Aldermen, Town of Dover, County of Morris, NJ that the following hereby are appointed to the **BOARD OF HEALTH** commencing January 1, 2012.

Marie Hoffman - 3 year term expires 12/31/2014

**Alderman Visioli 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, Downs, Rutan, Noriega and Mayor Dodd**

**Noes: None**

**Abstain: None**

**Absent: Alderman Timpani**

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**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF  
THE TOWN OF DOVER APPOINTING JAMES VISIOLI TO THE  
DOVER PLANNING BOARD FOR THE TOWN OF DOVER**

**BE IT RESOLVED** by the Mayor and Board of Aldermen, Town of Dover, County of Morris, NJ, that **James Visioli** hereby is appointed a **CLASS III MEMBER** of the **DOVER PLANNING BOARD** for a term of one (1) year commencing January 1, 2012.

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

**Ayes: Aldermen Picciallo, Romaine, Blackman, Downs, Rutan, Noriega and Mayor Dodd**

**Noes: None**

**Abstain: Alderman Visioli**

**Absent: Alderman Timpani**

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**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER  
APPOINTING MEMBERS TO THE BOARD OF ADJUSTMENT 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 to the **BOARD OF ADJUSTMENT** commencing January 1, 2012.

Thomas Toohey – 4 year unexpired term ending 12/31/15

John Frister – 4 year term ending 12/31/15

Richard Young – Alt. II – unexpired term 12/31/13

**Alderman Visioli 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, Downs, Rutan, Noriega and Mayor Dodd**

**Noes: None**

**Abstain: None**

**Absent: Alderman Timpani**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPOINTING BOARD COMMITTEES**

**WHEREAS**, Ordinance 01-2005 provides for the process of appointments to the Standing Committee’s of the Mayor and Board of Aldermen; and

**WHEREAS**, the Board of Aldermen have submitted interest forms that indicate which committees they wish to serve as chairperson.

**NOW, THEREFORE, BE IT RESOLVED**, that the following are appointed by the Mayor and Board of Aldermen to serve as Chairperson (first name) & members if the Standing Committees of the Board of Aldermen:

FINANCE.....	<b>Ald. Romaine</b> , Visioli, Rutan
POLICE .....	<b>Ald. Visioli</b> , Romaine, Rutan
FIRE .....	<b>Ald. Romaine</b> , Blackman,
Rutan	
PUBLIC WORKS .....	<b>Ald. Rutan</b> , Romaine, Downs
RECREATION/EDUCATION .....	<b>Ald. Blackman</b> , Romaine,
Noriega	
(Ald Blackman, Chairperson Recreation – Ald. Noriega, Chairperson Education)	
LIBRARY .....	<b>Ald. Blackman</b> , Picciallo,
Timpani	
HEALTH .....	<b>Ald., Blackman</b> , Picciallo,
Noriega	
ECONOMIC DEVELOPMENT .....	<b>Mayor Dodd</b> , Romaine, Visioli
PERSONNEL.....	<b>Ald. Visioli</b> , Romaine, Rutan
CONSTRUCTION, ZONING, ENGINEERING, .....	<b>Ald. Downs</b> , Rutan, Romaine
CODE ENFORCEMENT	

**BE IT FURTHER RESOLVED** that the Mayor will serve as ex-officio member to all committees.

*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, Downs, Rutan, Noriega and Mayor Dodd*

*Noes: None*

*Abstain: None*

*Absent: Alderman Timpani*

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**RESOLUTION NO. 23-2012  
RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER  
APPOINTING ANDREW DUJACK TO THE ROCKAWAY RIVER WATERSHED CABINET FOR  
THE TOWN OF DOVER**

**BE IT RESOLVED** by the Mayor and Board of Aldermen, Town of Dover, County of Morris, NJ that **Andrew DuJack** hereby is appointed as a representative to the **Rockaway River Watershed Cabinet** for a period of one (1) year commencing January 1, 2012.

*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, Downs, Rutan, Noriega and Mayor Dodd*

*Noes: None*

*Abstain: None*

*Absent: Alderman Timpani*

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**RESOLUTION NO. 24-2012**  
**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER**  
**FORMALIZING A TEN DAY GRACE PERIOD FOR PAYMENT OF TAXES**  
**FOR THE TOWN OF DOVER**

*WHEREAS*, property tax payments are required to be made on the first of the month in February, May, August and November of each year; and

*WHEREAS*, the Town has enacted a provision for interest payments and late payments; and

*WHEREAS*, the law allows for a ten (10) day grace period from the first of the month within which time payment will not be deemed late and no interest charged; and

*WHEREAS*, if payment is made after the ten (10) day grace period interest runs from the first of the month, not the tenth (10<sup>th</sup>) of the month.

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

1. The Town of Dover adopted the ten (10) day grace period for the payment of taxes as described above; and
2. The Tax Collector is authorized to accept the payment of taxes without any interest within such ten (10) day period.

*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, Downs, Rutan, Noriega and Mayor Dodd*

*Noes: None*

*Abstain: None*

*Absent: Alderman Timpani*

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**RESOLUTION NO. 25-2012**  
**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER**  
**ESTABLISHING INTEREST RATE FOR DELINQUENT TAXES AND**  
**SEWER TRANSMISSION FEES FOR THE TOWN OF DOVER**

*BE IT RESOLVED* by the Mayor and Board of Aldermen, Town of Dover, County of Morris, NJ that the interest rate to be charge on delinquent taxes and delinquent sewer transmission fees in the Town of Dover in 2012 shall be eight percent (8%) per year on sums up to \$1500 and eighteen percent (18%) on

the portion of tax and sewer transmission delinquencies in excess of \$1500 to be calculated from the date of the tax and sewer transmission fees were payable until the date of actual payment.

*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, Downs, Rutan, Noriega and Mayor Dodd*

*Noes: None*

*Abstain: None*

*Absent: Alderman Timpani*

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**RESOLUTION NO. 26-2012  
RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER ESTABLISHING A PENALTY ON DELINQUENT TAXES FOR THE TOWN OF DOVER**

**WHEREAS**, Chapter 75 “Laws of 1991” authorizes the Governing Body to fix a 6% penalty to be charged to a taxpayer with a delinquency in excess of \$10,000, and who fails to pay said delinquency prior to year end closing; and

**WHEREAS**, said penalty is to be calculated with interest included in the total delinquency.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Board of Aldermen, Town of Dover, County of Morris, State of New Jersey that this Resolution be adopted on this 1<sup>st</sup> day of January 2012.

**BE IT FURTHER RESOLVED**, that a certified copy of this Resolution be returned to the Tax Collector.

*Alderman Blackman 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, Downs, Rutan, Noriega and Mayor Dodd*

*Noes: None*

*Abstain: None*

*Absent: Alderman Timpani*

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**RESOLUTION NO. 27-2012  
RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR BOND COUNSEL**

**WHEREAS**, the Town of Dover has a need to acquire Bond Counsel as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5

**WHEREAS**, the CFO has determined and certified in writing that the value of the acquisition will exceed \$17,500; and

**WHEREAS**, the anticipated term of this contract is one (1) year; and

**WHEREAS**, John G. Hudak from the Law Office of John G. Hudak, Esq., LLC has completed and submitted a Business Entity Disclosure Certification which certifies that the Law Office of John G.

Hudak, Esq., LLC has not made any reportable contributions to a political or candidate committee in the Town of Dover with the Mayor and Board of Aldermen, in the previous one year, and that the contract will prohibit John G. Hudak from the Law Office of John G. Hudak, Esq., LLC from making any reportable contributions through the term of the contract; and

**WHEREAS**, the CFO has certified that funds are available for this award – N.J.S.A. 5:30-5.4.

**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 John G. Hudak from the Law Office of John G. Hudak, Esq., LLC as described herein; and

**BE IT FURTHER RESOLVED**, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

**BE IT FURTHER RESOLVED**, that the appointment as Bond Counsel for the Town of Dover is made without competitive bidding as a “professional services” under the provisions of the Local Public Contracts Law because Attorneys are a recognized profession, licensed and regulated by law.

*Alderman Blackman 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, Downs, Rutan, Noriega and Mayor Dodd*

*Noes: None*

*Abstain: None*

*Absent: Alderman Timpani*

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**RESOLUTION NO. 28-2012  
RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER  
APPOINTING MARGARET J. VERGA AS ASSESSMENT SEARCHER  
FOR THE TOWN OF DOVER**

**BE IT RESOLVED** by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, NJ that *Margaret J. Verga* be and hereby is appointed **ASSESSMENT SEARCHER** for the Town of Dover for a term of one (1) year commencing January 1, 2012.

*Alderman Blackman 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, Downs, Rutan, Noriega and Mayor Dodd*

*Noes: None*

*Abstain: None*

*Absent: Alderman Timpani*

**RESOLUTION NO. 29-2012**  
**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPOINTING KELLY N. TOOHEY AS TAX SEARCHER FOR THE TOWN OF DOVER**

*BE IT RESOLVED* by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, NJ that *Kelly N. Toohey* be and hereby is appointed as *TAX SEARCHER* for the Town of Dover for a term of one (1) year commencing January 1, 2012.

*Alderman Blackman 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, Downs, Rutan, Noriega and Mayor Dodd*

*Noes: None*

*Abstain: None*

*Absent: Alderman Timpani*

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**RESOLUTION NO. 30-2012**  
**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER DESIGNATING WILLIAM CLOSE AS PUBLIC AGENCY COMPLIANCE OFFICER FOR THE TOWN OF DOVER**

*WHEREAS*, N.J.A.C. 17:27-3.5 requires that each public agency designate annually an individual to serve as its Public Agency Compliance Officer (P.A.C.O.).

*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 William Close, Town Administrator is hereby designated *PUBLIC AGENCY COMPLIANCE OFFICER* for the year 2012.

*Alderman Downs 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, Downs, Rutan, Noriega and Mayor Dodd*

*Noes: None*

*Abstain: None*

*Absent: Alderman Timpani*

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**RESOLUTION NO. 31-2012**  
**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER DESIGNATING NEWSPAPERS TO RECEIVE NOTICE OF MEETINGS FOR THE TOWN OF DOVER**

*WHEREAS*, the Open Public Meetings Act, Chapter 231, P.L. 1975 requires that adequate notice be given of all meetings of the governing body; and

*WHEREAS*, one of the requirements of adequate notice specifically states that said notice be mailed, telephoned, telegrammed or hand delivered to at least two newspapers; and

**WHEREAS**, the three newspapers designated, the **STAR LEDGER, DAILY RECORD** and the **CITIZEN OF MORRIS COUNTY** shall have the greatest likelihood of informing the public of the Town of Dover of the meetings of the Town of Dover; and

**WHEREAS**, one of the newspapers to receive such notices shall be the official newspaper of the Town of Dover.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Board of Aldermen of the Town of Dover that the three newspapers that are to receive notices of the public meetings on behalf of the Town of Dover are the **STAR LEDGER, DAILY RECORD** and the **CITIZEN OF MORRIS COUNTY**.

*Alderman Downs 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, Downs, Rutan, Noriega and Mayor Dodd*

*Noes: None*

*Abstain: None*

*Absent: Alderman Timpani*

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**RESOLUTION NO. 32-2012**  
**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER**  
**ESTABLISHING FEES TO RECEIVE NOTICE OF MEETINGS FOR THE TOWN OF DOVER**

**WHEREAS**, the Open Public Meetings Act, Chapter 231, P.L. 1975 authorized any person to request that a public body mail to him copies of any regular meeting schedules or any notice of any special meeting of the Mayor and Board of Aldermen; and

**WHEREAS**, said Act authorizes a public body to establish, by resolution, a reasonable fee to cover the cost of providing and transmitting such notice of said meetings;

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

1. That the fee to be charged to any person requesting notice of any regular or special meeting of the Mayor and Board of Aldermen of the Town of Dover shall be \$25.00 per year.

*Alderman Downs 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, Downs, Rutan, Noriega and Mayor Dodd*

*Noes: None*

*Abstain: None*

*Absent: Alderman Timpani*

**RESOLUTION NO. 33-2012**  
**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF**  
**THE TOWN OF DOVER DESIGNATING OFFICIAL NEWSPAPERS**  
**FOR LEGAL NOTICES FOR THE TOWN OF DOVER**

**BE IT RESOLVED** by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, State of New Jersey that the **STAR LEDGER, DAILY RECORD** and the **CITIZEN OF MORRIS COUNTY** are designated the **OFFICIAL NEWSPAPERS** for the publication of legal notices for the Town of Dover for the year 2012.

*Alderman Downs 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, Downs, Rutan, Noriega and Mayor Dodd*

*Noes: None*

*Abstain: None*

*Absent: Alderman Timpani*

**MAYOR'S APPOINTMENTS**

**RECREATION COMMISSION:**

Erasmus Junior Carmona – 5 year term exp. 12/31/16

**LIBRARY BOARD:**

Alan Bocchino – 5 year term exp. 12/31/16

Sherry Lenox – 5 year term exp. 12/31/16

**PLANNING BOARD:**

Brian Kurz – Class IV Member 4 year term exp. 12/31/15

William Isselin – Class II Member – 1 year term exp. 12/31/12

David Lenox – Alternate I Member –2 year term exp. 12/31/13

**HISTORICAL PRESERVATION COMMISSION**

Paul McDougall – Class B Member – 4 year term exp. 12/31/15

Rafael Rivera – Alternate I Member – 2 year term exp. 12/31/13

**HOUSING AUTHORITY**

Betty Inglis – 5 year term exp. 12/31/16

Patrick Donahy – 5 year term exp. 12/31/16

**SHADE TREE COMMISSION:**

Andrew DuJack– 5 year term exp. 12/31/16

Fernando Barrios – 5 year term exp. 12/31/16

**WATER COMMISSION**

Aldo Cicchetti – 3 year term exp. 12/31/14

**OFFICE OF EMERGENCY MANAGEMENT COORDINATOR**

Richard Riley – 3 year term exp. 12/31/14

**SENIOR CITIZENS ADVISORY COMMITTEE**

Alderman Blackman, Chairman

Alderman Downs

Alderman Romaine

**PUBLIC RELATIONS COMMITTEE:**

Alderman Blackman, Chairman  
Alderman Visioli  
Alderman Romaine  
Ulysses Isa  
Roxana Barrios

**PARKING STUDY COMMITTEE**

Alderman Visioli, Chairman  
Alderman Rutan  
Alderman Downs

**MAYOR DODD'S TOWN ADDRESS**

A fresh start defines every New Year; but this year that age-old theme takes on new meaning as I begin another term as your Mayor, and I reaffirm my longstanding commitment to inspire your trust and maintain your confidence.

With that in mind, I ask that you join me in welcoming new faces to the Board of Aldermen and to my administration. And now that change is in place, there is a strong balance between experience and stability with young at heart exuberance. Cooperation, unity, and support will insure a smooth transition and are essential for the best interests of our community.

To that end, I extend my welcome to Alderman Robert Rutan of the 4th Ward and Alderwoman Christina Noriega of the 1st Ward. I likewise acknowledge and congratulate Alderman James Visioli of the 3rd Ward who at the conclusion of this term will be the longest serving Alderman in the history of the Town of Dover. He truly represents the highest standard of service to our community. I am proud to call him my colleague and my friend.

I also welcome to my Administration Tim Downs, who is a veteran attorney with extensive experience litigating civil and criminal matters. Mr. Downs founded and is the sole principal member of his Firm, The Law Offices of Timothy P. Downs, LLC. Mr. Downs's Firm is a full service, bi-lingual English-Spanish general litigation practice with corporate headquarters located in Dover. The Firm has an additional office in North Bergen in Hudson County and has a presence in Monmouth County as well. His Firm employs four attorneys, two paralegals, one office manager, and one legal assistant. I look forward to working with Mr. Downs and his experienced staff in the guidance of legal matters and to provide expert advice to this board.

My inauguration also provides an opportunity to publicly remind everyone of my core beliefs for governance that will continue to be my guideposts. By doing so, I intend to refresh the recollection of the experienced officials, members of my administration, town employees, and residents and to likewise insure that all of the new members of each of those respective groups are on notice about the standards they must meet.

My core beliefs include, but are not limited to: Honesty, transparency, inclusion, fiscal responsibility, equity, hard work, commitment, service, pride, efficiency, and accountability.

As I begin this term as Mayor, my goal for 2012 is to continue to govern and deliver municipal services consistent with my core beliefs and the overarching philosophical objectives of my comprehensive plans for Economic Revitalization, Quality of Life, and Fiscal Responsibility; however, we must govern and provide services with a reinvigorated commitment to the residents of our town.

To accomplish these lofty goals, we shall review our ordinances, policies, practices, procedures, departments, and programs. In this process, we must commit to keeping in place those existing initiatives that are successful; however, if our success is to be ongoing, we must likewise commit to bold action to

meet the changing needs of our community. Consistent with my core beliefs, engagement, inclusion, and transparency are necessary to this process, but alone they are insufficient; bold action, even best practices, require a compelling rationale. Complacency is unacceptable when the future of our town is at stake. For example: our greatness as a community will ultimately be measured by how well we do by our children and our seniors. While I believe that we offer wonderful recreational opportunities, we need to take a fresh look at our programs to determine if we can improve them. Across the board in all other areas of municipal services, we will continue to look for innovative ways to increase efficiency and productivity.

Together, as we stood on the precipice of economic depression in our Nation, State, and Town, as leaders warned us about worldwide financial calamity, and as we faced an earthquake, hurricane flooding, and a freak October snowstorm, the residents of Dover became united by our common bonds and have demonstrated resiliency, compassion, and hope beyond all measure.

I will never forget how neighbors assisted one another after the storms and how local organizations mobilized assistance. For example, the Turkestanian-American Association donated over 600 hundred free meals to residents on Thanksgiving. Remembering the ties that bind all of us, regardless of creed, color, political party, religious beliefs, racial or ethnic background and any other classification, will be crucial as we enter the long road to economic recovery and as individuals and a Town we continue to stretch the value of every dollar we spend.

As I reflect upon 2012, I leave you with my vision: the winds of change, guided by the wisdom of experience combined with the enthusiasm of our newcomers, shall define our community's shared destiny in my new term as Mayor.

I appreciate your trust and belief in me, and I am humbled and honored to serve as your Mayor. Thank you for the opportunity to play a small role in helping make Dover even greater than it is today. Thank you for calling Dover your home. God bless America.

Mayor Dodd opened the meeting to the public.

*Denise Ridner – 33 Knickerbocker Ave.* – Thanked the board for their service and welcomed the new members. She reminded the board that united we stand and divided we fall.

Seeing no hands and hearing no voices he closed the meeting to the public and asked for a motion to adjourn.

**Motion to adjourn made by Alderwoman Romaine at 1:35 p.m., and duly seconded by Alderwoman Blackman and passed by the following voice vote.**

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

***Noes: None***

***Abstain: None***

***Absent: Alderman Timpani***

**Respectfully submitted,**

**Margaret J. Verga, Municipal Clerk**