



TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

RESOLUTION NO. 55-2020 BILL LIST RESOLUTION

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

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

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


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

CURRENT APPROPRIATIONS RESERVE ACCT claims in the amount of:	\$1,839,711.96
CURRENT APPROPRIATIONS ACCT claims in the amount of:	\$536,056.21
GENERAL CAPITAL ACCT claims in the amount of:	\$153,671.13
WATER UTILITY RESERVE ACCT claims in the amount of:	\$109,193.14
WATER UTILITY ACCT claims in the amount of:	\$84,310.34
WATER CAPITAL ACCT claims in the amount of:	\$23,468.00
PARKING UTILITY RESERVE ACCT claims in the amount of:	\$10,843.73
PARKING UTILITY ACCT claims in the amount of:	\$124.17
PARKING CAPITAL ACCT claims in the amount of:	\$0.00
ANIMAL CONTROL TRUST ACCT claims in the amount of:	\$529.44
EVIDENCE TRUST ACCT claims in the amount of:	\$1,093.00
RECYCLING TRUST ACCT claims in the amount of:	\$287.50
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:	\$5,235.04
COAH TRUST ACCT claims in the amount of:	\$0.00
TOTAL CLAIMS TO BE PAID	\$2,764,523.66

BE IT FURTHER RESOLVED that the following claims have been paid prior to the Bill List Resolution in the following amounts:

TRUST/OTHER ACCT claims in the amount of:	\$3,143.00
CURRENT APPROPRIATIONS ACCT claims in the amount of:	\$1,413.00
GENERAL CAPITAL ACCT claims in the amount of:	\$0.00
WATER UTILITY OPERATING claims in the amount of:	\$503.24
TOTAL CLAIMS PAID	\$5,059.24
TOTAL BILL LIST RESOLUTION	\$2,769,582.90

ATTEST:


John P. Schmidt, Acting Municipal Clerk


Carolyn Blackman, Mayor

ADOPTED: 1-28-20



TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

RESOLUTION NO. 56-2020

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, COUNTY OF MORRIS, STATE OF NEW JERSEY AUTHORIZING THE DISCHARGE OF MORTGAGE UNDER THE REHABILITATION PROGRAM WITH PHYLLIS RIEGER

WHEREAS, Phyllis Rieger, executed a mortgage dated April 8, 2008 to the Town of Dover Rehabilitation Program in the amount of \$26,180.00; and

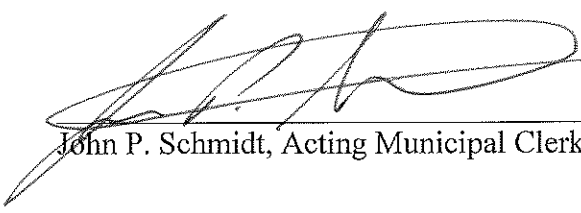
WHEREAS, such funds have been paid in full;

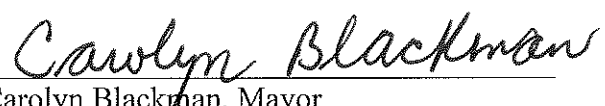
NOW, THEREFORE BE IT RESOLVED, by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, State of New Jersey as follows:

1. The mortgage for direct subsidy with perpetual lien dated July 8, 2008 recorded in Mortgage Book 21117 beginning at page 0190 may be discharged; 2. The Mayor and Clerk are hereby authorized to execute such discharge.

ATTEST:

TOWN OF DOVER, COUNTY OF MORRIS


John P. Schmidt, Acting Municipal Clerk


Carolyn Blackman, Mayor

ADOPTED: 1-28-20



TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

RESOLUTION NO. 57-2020

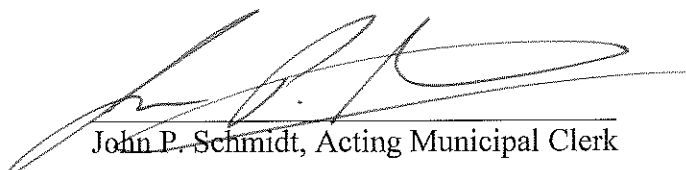
RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, COUNTY OF MORRIS, STATE OF NEW JERSEY APPOINTING UNIFORM CONSTRUCTION CODE OFFICER

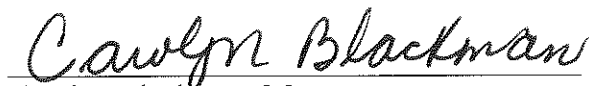
BE IT RESOLVED, by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, State of New Jersey that the following individual is appointed as the Uniform Construction Code Officer of the Town of Dover for the year 2020.

Greg Chontow – appointment expiring 12/31/2020

ATTEST:

TOWN OF DOVER, COUNTY OF MORRIS


John P. Schmidt, Acting Municipal Clerk


Carolyn Blackman, Mayor

ADOPTED: 1-28-20



TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

RESOLUTION NO. 58-2020

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN
AUTHORIZING A CONTRACT WITH O'CONNER & DAVIES, LLP TO
PROVIDE INTERIM CFO SERVICES**

WHEREAS, the current Chief Financial Officer (CFO) of the Town of Dover is retiring,
and

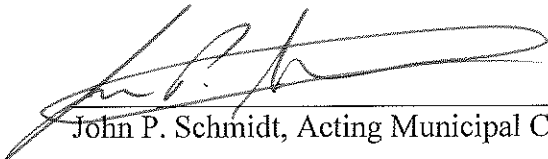
WHEREAS, the Town of Dover is in need to have the work of the CFO performed
immediately upon the position being vacated; and

WHEREAS, the Town of Dover has determined a need exists to appoint O'Conner &
Davies, LLP to provide Interim CFO Services to the Town of Dover; and

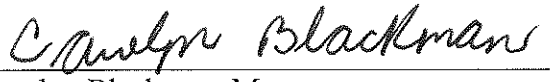
NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the
Town of Dover that O'Conner & Davies, LLP is hereby appointed to provide Interim CFO
Services with a contract not to exceed \$17,500.00 and that the Mayor and Deputy Town
Administrator are authorized to effectuate this resolution.

ATTEST:

TOWN OF DOVER, COUNTY OF MORRIS



John P. Schmidt, Acting Municipal Clerk



Carolyn Blackman, Mayor

ADOPTED: 1-28-20



TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

RESOLUTION NO. 59-2020

TRANSFER RESOLUTION

WHEREAS, there appears to be insufficient funds in the following accounts (excepting the Appropriation of Contingent Expenses or Deferred Charges) to meet the demands thereon for the balance of the year, viz: 2019

Clerk OE Uniform Construction Code S&W Code Enforcement S&W
Police S&W Health Benefit Waivers

WHEREAS, there appears to be a surplus in the following accounts (excepting the Appropriation for Contingent Expenses, Down Payments and Capital Improvement Fund) over and above the demand necessary for the balance of the year, viz: 2019

Finance OE Zoning Board of Adjustment OE Solid Waste & Recycling OE
Recreation OE Legal OE Mayor & Board OE
Administration OE

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover (not less than two thirds of all members thereof affirmatively concurring) that in accordance with the provision of R.S. 40A:4-58, part of the surplus in the accounts heretofore mentioned be and the same are hereby transferred to the account (excepting the Appropriation for Contingent Expenses or Deferred Charges) mentioned as being sufficient to meet the current demands; and


BE IT FURTHER RESOLVED that the Treasurer be and she is hereby authorized to make the following transfers:

FROM		TO	
Clerk OE	1,000.00	Finance OE	800.00
Uniform Construction Code S&W	3,000.00	Zoning Board of Adjustment	300.00
Code Enforcement S&W	4,000.00	Solid Waste & Recycling OE	6,000.00
Health Benefit Waivers	1,300.00	Recreation OE	2,000.00
Police S&W	8,000.00	Legal OE	7,500.00
		Mayor & Board OE	65.00
		Administration OE	635.00
Total	17,300.00	Total	17,300.00

ADOPTED:


John P Schmidt, Acting Municipal Clerk

TOWN OF DOVER, MORRIS NJ


Carolyn Blackman, Mayor

ADOTPED: 1-28-20



TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

RESOLUTION NO. 60-2020

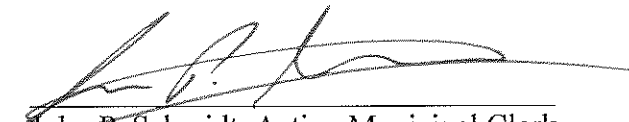
**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF
DOVER, COUNTY OF MORRIS, STATE OF NEW JERSEY APPOINTING FIRE
OFFICERS FOR THE YEAR 2020**

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 individuals are appointed as Officers of the Fire Department for the year 2020:

Chief: Jon Filosa
Deputy Chief: Robert Sperry
Engine Captain: Jon Sperry Sr.
Rescue Captain: William Gilbert
EMS Captain: Thomas Bartku

ATTEST:

TOWN OF DOVER, COUNTY OF MORRIS


John P. Schmidt, Acting Municipal Clerk


Carolyn Blackman, Mayor

ADOPTED: 1-28-20



TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

RESOLUTION NO. 61-2020

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF
DOVER, COUNTY OF MORRIS, STATE OF NEW JERSEY APPROVING
VOLUNTEER FIRE DEPARTMENT MEMBER**

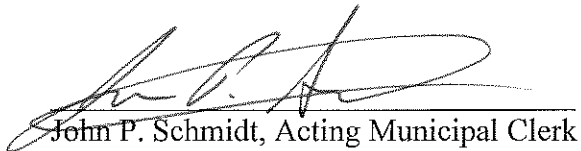
WHEREAS, the Town of Dover Fire Department has received an application for membership in the Dover Volunteer Fire Department from Xavier Diaz and Kevin Rivera; and

WHEREAS, the applicants have met all the requirements as stated in Chapter 20-4, Volunteer Fire Department and have been recommended by Fire Chief Sperry;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, State of New Jersey to approve the membership of Xavier Diaz and Kevin Rivera to the Volunteer Fire Department.

ATTEST:

TOWN OF DOVER, COUNTY OF MORRIS


John P. Schmidt, Acting Municipal Clerk


Carolyn Blackman, Mayor

ADOPTED: 1-28-20



TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

RESOLUTION NO. 62-2020

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF
DOVER, COUNTY OF MORRIS, STATE OF NEW JERSEY SETTING THE BID
THRESHOLD AT \$17,500.00**

WHEREAS, the Local Public Contracts Law currently gives local contracting units the ability to increase their bid threshold up to \$40,000; and

WHEREAS, N.J.A.C. 5:34-5, et seq., establishes criteria for Qualified Purchasing Agent(s); and

WHEREAS, the Town of Dover currently employs Donald J. Travisano as Qualified Purchasing Agent for the Town of Dover; and

WHEREAS, the Town of Dover desires that it is the best interest for the administration of government to no longer utilize the services provided by Donald J. Travisano as Qualified Purchasing Agent; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, State of New Jersey decreases its bid threshold to \$17,500


BE IT FURTHER RESOLVED, by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, State of New Jersey decreases its bid threshold to \$17,500

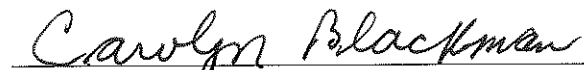
NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Board of Aldermen of the Town of Dover, that Deputy Administrator Carlos Sanchez is authorized to end any and all employment relationships with Donald J. Travisano as Qualified Purchasing Agent of the Town of Dover; and

BE IT FURTHER RESOLVED, that the Acting Municipal Clerk is hereby authorized and directed to forward a certified copy of this resolution to the Division of Local Government Services.

ATTEST:

TOWN OF DOVER, COUNTY OF MORRIS


John P. Schmidt, Acting Municipal Clerk


Carolyn Blackman, Mayor

ADOPTED: 1-28-20

ORDINANCE No. 01-2020

ORDINANCE OF THE MAYOR AND THE BOARD OF ALDERMEN OF THE TOWN OF DOVER OF DOVER CREATING THE WAGE THEFT PREVENTION ACT

SYNOPSIS

“Wage Theft Prevention Act”, provides the guidelines to protect workers whose wages are stolen in the Town of Dover of Dover, County of Morris, State of New Jersey.

WHEREAS, certain employees working in business establishments throughout the Town of Dover have experienced various degrees of misuse and abuse by their employers in the workplace, and on many occasions, are either substantially underpaid, improperly paid or go unpaid by their employers; and

WHEREAS, many employees have limited or no resources for proper recourse to obtain unpaid wages from their employers; and

WHEREAS, as a consequence, the financial losses incurred by employees working throughout the Town of Dover due to underpaid or unpaid wages have a negative economic impact on the Town of Dover and its local economy; and

WHEREAS, the Mayor and Board of Aldermen is desirous of enacting this law and adding a Chapter in the Code of the Town of Dover to increase greater accountability among business establishments by imposing stiffer penalties for those establishments that engage in such unfair practices.

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:

SECTION 1. That the “Code of the Town of Dover” is hereby amended and supplemented by the addition of a new Chapter, entitled “Wage Theft Prevention Act,” pursuant to N.J.S.A. 40:49-4 (Codification of Ordinances) as follows:

§1-1 Definitions

In this Chapter, the following words and phrases shall have the meanings stated in this Section unless the context otherwise requires:

A. License

It shall mean any business license or permit issued by the municipality as authorized by N.J.S.A. 40:52-1.

B. Wage Theft

It shall mean having been found guilty, liable or responsible in any judicial or administrative proceeding for unpaid wages in violation of the New Jersey State Wage and Hour Law (N.J.S.A. 34:11-56a *et seq.*), the New Jersey State Wage Payment Law (N.J.S.A. 34:11-4.1 *et seq.*), N.J.S.A. 2C:40A-2, the Fair Labor Standards Act, 29 U.S.C. § 201 *et seq.*, or any other federal or state law related to the payment of wages or the collection of debt owed due to unpaid wages.

§1-2 Grounds for denial of license renewal

Notwithstanding any provision to the contrary, wage theft is understood to have such an effect on the public morals and welfare that no license shall be issued or renewed to an applicant, licensee, or business entity that has been found liable of a wage theft violation which has not been cured by compliance with the order or decision of the judicial, governmental, or administrative entity determining the same, within ninety (90) days of any final judgment, inclusive of any appeal.

§1-3 Grounds for denial of license transfer

No license shall be transferred to or from an applicant, licensee, or business entity that has been found liable of violation which has not been cured by compliance with the order or decision of the judicial, governmental, or administrative entity determining the same.

§1-4 Application for license and renewal; investigation of applicants and licensees

- A. At the time of its initial application and application for renewal of its license, each applicant shall certify under penalty of perjury whether applicant has been found guilty or liable of wage theft during the prior twenty-four (24) months; the dates, location, and nature of such wage theft; efforts by the applicant to cure such wage theft violation; and the ultimate disposition of any wage theft violations. The Town of Dover shall maintain copies of the applications and certifications for the purpose of complying with this ordinance.
- B. If the Town of Dover is made aware of adjudications of wage theft against applicants or existing licensees, whether at the time of an initial application for a license, an application for renewal of its license, or after the issuance of the license, the Town Department responsible for issuing the subject license shall (1) obtain a copy of any order or decision of the judicial, governmental, or administrative entity finding that a wage theft violation has occurred; (2) determine whether ninety (90) days of any final judgment, inclusive of any appeal, have elapsed; and (3) request that the licensee or applicant provide documentation of its having cured the wage theft violation or appealed from any final judgment. If the Town Department determines that the licensee or applicant has not cured the wage theft violation within thirty (30) days of the Department's request for documentation, then its license shall be suspended, or application denied until the licensee or applicant cures the wage theft violation and provides documentation of its having cured same.

C. Any information or reports of wage theft violation occurring in the Town of Dover shall be routed by the Office of Administration to the appropriate Town Department responsible for issuing the subject license.

§1-5 False Statements

If an applicant makes false statements, fails to report information, or falsely certifies whether it has been found guilty or liable of wage theft in accordance with Section 1-4 herein, the Town of Dover may seek revocation of any previously issued license or deny the application for a license or renewal.

§1-6 Annual Review

Each year as a matter of due diligence, the Office of Administration shall submit an Open Public Records Request (OPRA) to the New Jersey Department of Labor and Workforce Development - Wage and Hour Division requesting for each licensee any wage claim forms filed against the licensee during the prior twenty-four (24) months, as well as any accompanying case files, judgments, or determinations.

The Office of Administration shall (1) obtain a copy of any Order or decision of the judicial, governmental, or administrative entity finding that a wage theft violation has occurred; (2) determine whether ninety (90) days of any final judgment, inclusive of any appeal, have elapsed. If so, the name of each such licensee shall be forwarded to the Town Department responsible for issuing its license for disposition in accordance with Section 4 herein.

§1-7 Repealer

All ordinances and provisions thereof inconsistent or conflicting with the provisions of this ordinance shall be repealed to the extent of such conflict or inconsistency.

§1-8 Severability

If any paragraph or provision of this ordinance shall be adjudicated invalid or unenforceable, such determination shall not, to the extent severable, affect any other paragraph or provision of this ordinance, which shall otherwise remain in full force and effect.

§1-9 Effective Date

This chapter shall take effect on April 1st, 2019.

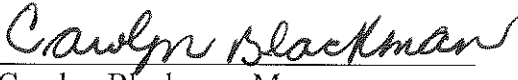
SECTION 2. All ordinances or part of ordinances inconsistent with this within ordinance are hereby repealed to the extent of such inconsistencies.

SECTION 3. If any article, section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

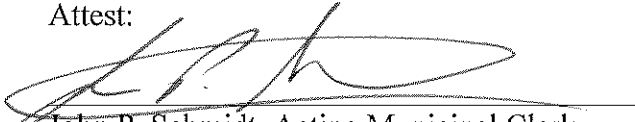
SECTION 4. The Town Clerk shall have this ordinance codified and incorporated in the official copies of the Town of Dover Code.

SECTION 5. The Town Clerk and the Town Attorney may change any chapter numbers, article numbers and section numbers if codification of this ordinance reveals a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

SECTION 6. This ordinance shall take effect upon final publication as provided by law.


Carolyn Blackman, Mayor

Attest:


John P. Schmidt, Acting Municipal Clerk

INTRODUCED: 1-1-2020

ADOPTED: 1-28-2020

LEGAL NOTICE OF PENDING ORDINANCE

Notice is hereby given that the Ordinance published herewith was introduced and passed upon first reading at a meeting of the Mayor and Board of Aldermen of the Town of Dover, in the County of Morris, New Jersey, held on the 1st day of January 2020. It will be further considered for final passage after public hearing thereon, at a meeting of said Mayor and Board of Aldermen to be held in the Municipal Building, 37 North Sussex Street Dover, New Jersey 07801, in said Town, on 28th of Jan, 2020 at 7:00 p.m., and during the week prior and up to and including the date of such meeting, copies of said Ordinance will be made available at the Clerk's office in said Municipal Building to members of the general public who shall request the same.



John P. Schmidt, Acting Municipal Clerk

ORDINANCE No. 02-2020

ORDINANCE OF THE MAYOR AND THE BOARD OF ALDERMEN OF THE TOWN OF DOVER OF CREATING THE COMMUNITY PROJECT LABOR AGREEMENTS ACT

SYNOPSIS

“The Community Project Labor Agreements Act”, provides the guidelines for redevelopment and public works projects to advance the interests of the Town of Dover including cost, efficiency, quality, time lines, protection of workers, and need for a skilled labor force and safety.

BE IT ENACTED *by the Mayor and Board of Alderman of the Town of Dover, County of Morris, State of New Jersey:*

This act shall be known and may be cited as the
“The Community Project Labor Agreements Act”

WHEREAS, the Town of Dover has a compelling interest in assuring that redevelopment and public works projects meet the highest standards of safety, workmanship and quality; and

WHEREAS, the Town of Dover, as an owner, is concerned with the efficient use of its resources and the protection of investment in public works projects and the public funding of redevelopment projects; and

WHEREAS, the Town of Dover believes that redevelopment projects financed wholly or partially with public funds, and public works projects represent significant investments of public funds; and

WHEREAS, the Town of Dover believes that redevelopment and public works projects require skilled work, competency, tradesman and craftsman; and

WHEREAS, the Town of Dover believes that the public interest is fostered and benefited by Contractors that employ highly skilled workers; and

WHEREAS, as recognized by the Legislature of the State of New Jersey, public works projects completed by highly skilled workers results in lower repair costs and maintenance over the course of completed public works project’s lifetime; and

WHEREAS, trade and craft apprenticeship and training programs registered with the United States Department of Labor’s Bureau of Apprenticeship and Training or New Jersey State Apprenticeship Agency or equivalent training programs, provide a means of supplying and ensuring highly skilled workers in a cost-effective manner; and

WHEREAS, registered trade and craft apprenticeship programs provide a public benefit in

training, developing and maintaining a highly skilled workforce and are complementary to redevelopment and public works projects; and

WHEREAS, the Town of Dover believes that requiring Contractors awarded contracts for redevelopment and public works projects to participate in active apprenticeship and training programs, or agreeing to employ workers of journeyman status to be paid at the journeyman rate, are an effective and suitable methods to ensure the use of highly skilled workers and achieve the highest standards of safety, workmanship and quality of public works projects in a cost effective manner, which will lower repair and maintenance costs over the life of completed public works projects; and

WHEREAS, the Town of Dover seeks to encourage Contractors awarded contracts for redevelopment and public works projects for the Town of Dover to hire residents of the Town of Dover where such Contractors have a need for new employees; and

WHEREAS, respective of the Occupational Safety and Health Act of 1970, as amended (OSHA), the Town of Dover believes safety to be of paramount consideration when public funds are invested in such public works; 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, as follows:

SECTION 1. That the “Code of the Town of Dover” is hereby amended and supplemented by the addition of a new Chapter, entitled “The Community Project Labor Agreements Act,” pursuant to N.J.S.A. 40:49-4 (Codification of Ordinances) as follows:

§1-1 Definitions

In this Chapter, the following words and phrases shall have the meanings stated in this Section unless the context otherwise requires:

1. Apprentice

It means a worker who participates in a federal or state apprenticeship program or, as an apprentice equivalent, participates in a DOL approved training program, takes a construction apprenticeship test, and receives benefits and pay not less than those received by an apprentice.

2. Affordable Housing Grant

It means a form of Redevelopment Area Financing involving a disbursement of monies from the City’s/Town’s Affordable Housing Trust Fund to a Developer, given in order to ensure the inclusion of on-site affordable housing at the Developer’s Project, for the duration of the tax exemption.

3. Apprenticeship Program

It means an apprenticeship program registered by the Bureau of Apprenticeship and Training of the U.S. Department of Labor or an apprenticeship equivalent program as that term is used by the State of New Jersey in the Abbot Project Labor Agreement either approved and funded by the New Jersey Department of Labor as of January 1, 2003.

4. Town of Dover

It means the Mayor, the Board of Alderman, the Town Attorney, and/or the Business Administrator of the Town of Dover, or any of their designees.

5. Community Development Block Grant (CDBG)

It means a form of Redevelopment Area Financing which provides monies that can be used to revitalize neighborhoods, expand affordable housing and economic opportunities, and/or improve community facilities.

6. Developer/Redeveloper

It means an entity that is developing a project that has a Total Construction Cost that is equal to, or in excess of, five million dollars (\$5,000,000.00), exclusive of any land acquisition costs, and has received (1) a tax exemption pursuant to N.J.S.A. 40A:20-1 et. seq. (the Long-Term Tax Exemption Statute) or a tax exemption pursuant to N.J.S.A. 40A:21-1, et seq., (the Five-Year Tax Exemption Statute) and (2) is a recipient of some form of Redevelopment Area Financing (RAF) such as, but not limited to, a Redevelopment Area Bond ("RAB") pursuant to N.J.S.A. 40A:12A-64, et seq. or any other form of municipal financing/funding such as an Affordable Housing Trust Fund Grant, a Community Development Block Grant (CDBG), a direct payment to the Developer by the Town of Dover in the form of rent, or (3) if the entity is the recipient of a construction contract awarded by the Town of Dover for a Public Construction Project or is engaged in construction subject to the New Jersey Prevailing Wage Act, N.J.S.A. 34:11-56.25 et seq.

7. Final Certificate of Occupancy

It means the certificate that is issued by the Construction Official of the Town of Dover from upon completion of the project indicating that the structure is ready for occupancy.

8. Journeyman

It means a skilled worker who is a member of a Labor Organization and who has successfully completed an official apprenticeship qualification in a building trade or craft.

9. Labor Organization

It means an organization which represents, for purposes of collective bargaining, employees involved in the performance of public construction projects or RAF projects, that has the present ability to refer, provide or represent sufficient numbers of qualified employees to perform the contracted work and has an apprenticeship program.

10. Labor Person Hours

It means the number of hours worked multiplied by the number of employees performing such work.

11. Project Completion

It means the determination by the Town of Dover, in whole or in part, is ready for the use intended, which ordinarily shall mean the date on which the project receives its Final Certificate of Occupancy.

12. Project Labor Agreement (PLA)

It means a contract between a Labor Organization and a Developer for construction jobs that contains at a minimum the requirements set forth in this Chapter.

13. Public Works Project

It means any construction contract entered into by the Town of Dover public funds or a project subject to the New Jersey Prevailing Wage Act, N.J.S.A. 34:11-56.25 et seq., the total cost of which is equal to or exceeds five million dollars (\$5,000,000.00), exclusive of any land acquisition costs.

14. Redevelopment Area Bond

It means a form of Redevelopment Area Financing whereby the Town of Dover sells bonds pursuant to N.J.S.A. 40A:12A-64, et seq. (the “RAB Law”) in order to fund infrastructure improvements and other Project costs.

15. Redevelopment Area Financing (“RAF”) Project

It means a project that has a Total Construction Cost that is equal to or exceeds five million dollars (\$5,000,000.00), exclusive of any land acquisition costs, which and receives (1) a tax exemption pursuant to N.J.S.A. 40A:20-1 et. seq. or N.J.S.A. 40A:21-1, et seq., and (2) receives some form of Redevelopment Area Financing such as an Affordable Housing Trust Fund Grant, a Community Block Development Grant, or a Redevelopment Area Bond.

16. Resident

It means any person who currently lives in the Town of Dover and who has lived in the Town of Dover for the previous twelve (12) months.

17. Substantial Completion

It means any construction project that is not completed but is near completion by virtue of the project receiving a Temporary Certificate of Occupancy from the Construction Official of the Town of Dover.

18. Temporary Certificate of Occupancy

It means a certificate that is issued by the Construction Official of the Town of Dover when a

project has been substantially completed provided that such portion or portions may be occupied safely prior to full completion of the building or structure without endangering health or safety.

19. Total Construction Cost

It means all costs, including infrastructure, excluding only land acquisition costs, incurred to construct a project through the date of completion, that is, the date the Final Certificate of Occupancy is issued. Total Construction Cost shall generally be determined in accordance with the industry standard of Marshall and Swift Valuation and including the cost of piling and soil compaction. Total Construction Cost must include any construction cost constituting as an element of Total Project Cost under N.J.S.A. 40A:20-3(h)(4).

§1-2 Project Labor Agreements required; General Terms.

All Redevelopment Area Financing (RAF) Projects as defined herein and all requests for proposals, specifications and final contracts for Public Works as define herein, which exceed five million dollars (\$5,000,000.00) , exclusive of any land acquisition costs, shall require the execution of a Project Labor Agreement that complies with the requirements of this Article. The Business Administrator may, having taken into consideration the nature, size and complexity of the project, determine that a Project Labor Agreement (PLA) is not required. In all cases where a Project Labor Agreement is utilized, it must advance the interests of the Town of Dover, including cost, efficiency, quality, time lines, and need for a skilled labor force and safety.

All Project Labor Agreements shall contain the following terms:

1. A guarantee that there will be no strikes, lock-outs, or other similar actions;
2. Procedures to insure the effective, immediate, and mutually binding resolutions of jurisdictional and labor disputes arising before the completion of the work;
3. A provision to bind all contractors and subcontractors on the project in all relevant documents;
4. Evidence that each contractor and subcontractor working on the project has a local Federally-registered apprenticeship program;
5. Conformity with all statutes, regulations and Town of Dover ordinances regarding the implementation of the Town of Dover's goals for women and Minority-owned businesses;
6. A requirement that contractors make a good faith effort that twenty-five percent (25%) of the labor hours required shall be performed by residents of the Town of Dover, who are apprentices and graduates of Federally-registered apprenticeship programs. However, if it can be demonstrated that fulfilling this requirement is not possible because there are not enough apprentices or graduates of Federally-registered apprenticeship programs available, the required percentage of apprentices will be decreased accordingly.
7. An appendix providing a wage and benefit schedule for residential construction projects of four stories or under.

8. A requirement that Developers and Labor Organizations complete the following "Pre-Construction Actions":

A. Pre-Construction Meeting

Not less than 90 days prior to the commencement of construction, the developer will meet with the Business Administrator and the labor organization to present workforce needs, which will include the job description of the positions to be filled and the duration of the project. In addition, the developer will provide the construction schedule. The labor organization will present the developer and the Town of Dover with the names, addresses and trades of eligible apprentices who are available to work on the project.

B. Advertisement

Not less than seventy-five (75) days prior to the commencement of construction, the Labor Organization will advertise in both English and Spanish languages in four newspapers, including two Spanish-based newspapers, regularly published and distributed in the Town of Dover, and outreach via other media, such as cable television, the web, and/or radio. The bilingual advertisement will solicit apprenticeship applications for the labor organization's apprenticeship program, describe the basic requirements for admission, describe the job training and set forth the range of salaries.

C. Job Fairs

Developer and the labor organization will jointly participate in at least two (2) job fairs to be held at a location to be provided by the Town of Dover in order to explain in both English and Spanish the apprenticeship programs and solicit applications from attendees. Each participating developer shall pay a pro rata share of the costs of each job fair. The first job fair shall be held at least fifty (50) days prior to commencement of construction.

§1-3 Exemptions

Any residential project which shall maintain more than fifty (50%) percent of the entire project's gross square footage as Affordable Housing shall be exempt from the requirement of a Project Labor Agreement.

§1-4 Reports and records.

The Developer/Redeveloper shall submit the following reports to the Office of the Town Administrator on the fifteenth (15th) day of each month for the previous month in a format provided by the Office of the Town Administrator, for each year of construction until Project Completion:

1. Manning Report

This report which is provided by the Developer's General Contractor must accurately reflect 1) the total work hours in each construction trade or craft and 2) the number of hours worked by Residents and Apprentices in each trade or craft, and 3) will list separately the work hours performed by such employees of the General Contractor whom are actually performing work

on the site and each of its subcontractors during the previous quarter.

2. Other Reports

The Developer/Redeveloper shall furnish to the Town of Dover and/or the Office of the Town Administrator any and all reports or other documents to the Town of Dover as the Town of Dover may reasonably request from time to time in order to carry out the purposes of this Ordinance.

3. Records

Records to support the work hours stated in the above reports must be maintained for a period of three (3) years after project completion. All records shall be made available to the Town of Dover upon ten (10) days prior written notice.

4. Site Access

Representatives of the Town of Dover shall be permitted to have appropriate access to all work sites in order to monitor compliance.

§1-5 Remedies

In the event that either the Developer and/or the Labor Organization should violate this Ordinance, the Town of Dover may seek any and all remedies available to it at law or equity. Such remedies include, but are not limited to, compelling the Developer and/or the Labor Organization to complete a remedial employment action plan, pay liquidated damages or the Town of Dover may elect to terminate the RAF and/or the tax exemption.

If an applicant makes false statements, fails to report information, or falsely certifies whether it has been found guilty or liable of wage theft in accordance with Section 1-4 herein, the Town of Dover may seek revocation of any previously issued license or deny the application for a license or renewal.

§1-6 Severability

If any provision of this Chapter or application thereof to any person or circumstance is judged unconstitutional or otherwise invalid, the invalidity shall not affect other provisions or applications of this Chapter that can be given effect without the invalid provision or application, and to this end the provisions of this Chapter are declared severable.

§1-7 Repealer

All ordinances and provisions thereof inconsistent or conflicting with the provisions of this ordinance shall be repealed to the extent of such conflict or inconsistency.

§1-8 Effective Date

This Ordinance shall take effect ten (10) days after enactment.

SECTION 2. The Town Clerk shall have this ordinance codified and incorporated in the official copies of the Town of Dover Code.

SECTION 3. The Town Clerk and the Town Attorney may change any chapter numbers, article numbers and section numbers if codification of this ordinance reveals a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

SECTION 4. This ordinance shall take effect upon final publication as provided by law.

Carolyn Blackman
Carolyn Blackman, Mayor

Attest:

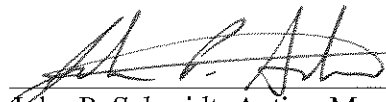

John P. Schmidt, Acting Municipal Clerk

INTRODUCED: 1-1-2020

ADOPTED: 1-28-2020

LEGAL NOTICE OF PENDING ORDINANCE

Notice is hereby given that the Ordinance published herewith was introduced and passed upon first reading at a meeting of the Mayor and Board of Aldermen of the Town of Dover, in the County of Morris, New Jersey, held on the 1st day of January 2020. It will be further considered for final passage after public hearing thereon, at a meeting of said Mayor and Board of Aldermen to be held in the Municipal Building, 37 North Sussex Street Dover, New Jersey 07801, in said Town, on 28th of Jun., 2020 at 7:00 p.m., and during the week prior and up to and including the date of such meeting, copies of said Ordinance will be made available at the Clerk's office in said Municipal Building to members of the general public who shall request the same.



John P. Schmidt, Acting Municipal Clerk

ORDINANCE NO. 03-2020

**AN ORDINANCE AMENDING THE CODE OF THE TOWN OF DOVER TO
CREATE THE POSITION OF OMBUDSMAN**

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

WHEREAS, the Town of Dover desires to amend the Code of the Town of Dover to include a new provision to create and define the position of Ombudsman; and

NOW, THEREFORE, BE IT ORDAINED by the Mayor and the Board of Aldermen of the Town of Dover, County of Morris, State of New Jersey, that a new Chapter of the Town Code entitled, "Ombudsman" is hereby added to read in its entirety as follows:

SECTION 1.

Chapter _____ (OMBUDSMAN)

§ _____ .1 Establishment.

There is hereby created in and for the Town of Dover the position of Ombudsman. The Town of Dover hereby establishes, in addition to other remedies or rights of appeal, an independent, impartial municipal office, responsible to the Mayor and Board of Alderman, empowered to investigate the acts of municipal officers, employees, offices and agencies, to recommend appropriate actions and changes toward the goals of safeguarding the rights of persons and of promoting higher standards of competency, efficiency and equity in the provision of municipal services.

§ _____ .2 Definitions.

The following words, terms and phrases, when used in this Chapter, shall have the meanings ascribed to them in this Section, except where the context clearly indicates a different meaning:

"Administrative Act" shall mean an action, omission, decision, recommendation, practice, policy or procedure.

"Agent of the Municipality" shall include a department, office, institution, corporation, authority, board, commission, or committee or subdivision of the Town of Dover, including boards and commissions, a contractor providing service to the public on behalf of the municipality, and any official, officer, officeholder, appointee, employee or member of such entities acting or purporting to act in the exercise of their official duties.

“Municipality and Municipal” shall mean the Town of Dover.

§_____.**3 Appointment of Ombudsman.** A person may be nominated for appointment as the ombudsman by the Mayor and appointed with the advice and consent of the Board of Alderman.

§_____.**4 Qualifications of Ombudsman; Political Activities by Ombudsman.**

A. Qualifications of ombudsman. No person may serve as ombudsman:

1. If the person has any prior conviction or sustained ethics complaint;
2. Within one year of the last day on which he served as an elected official;
3. While the person is a candidate for or holds any national, state or municipal elective office;
4. If the person does not have at least 15 years of experience in government service; and
5. If the person lacks a stellar reputation for honesty and integrity.

B. Political Activities. The Ombudsman may not actively participate in any municipal, state or federal election campaign. The Ombudsman's office shall not be prohibited from expressing private opinions.

§_____.**5 Term of Office of Ombudsman.** The term of office of the Ombudsman shall be one year, ending on December 31 of the calendar year.

§_____.**6 Removal of Ombudsman.** The Ombudsman may be removed from office during the term by a majority vote of the Board of Alderman.

§_____.**7 Compensation of Ombudsman.**

- A. The Ombudsman’s rate of compensation shall be set annually by the Board of Aldermen. Payment shall be made upon receipt of invoice submitted for services rendered with no reduction to the rate of compensation during the term.
- B. The Ombudsman may engage the services of an investigator, when it deems it necessary and appropriate to investigate a complaint, and the cost of such investigative services shall be submitted by separate invoice, approved by the Ombudsman, and paid directly to the investigator by the municipality.
- C. The Ombudsman shall be an independent contractor and shall not be an employee of the Town of Dover.

§_____.**8 Jurisdiction.**

A. The Ombudsman may investigate the administrative acts of agents of the municipality and/or complaints received, including complaints submitted by members of the public.

B. The Ombudsman may investigate the administrative act of an agent of the municipality on its own motion if it reasonably believes that it is an appropriate subject for review.

C. An appropriate subject for investigation by the Ombudsman is an administrative act which the Ombudsman has reason to believe might be:

1. Contrary to law;
2. Unreasonable, unfair, oppressive, arbitrary, capricious, an abuse of discretion, or unnecessarily discriminatory even though in accordance with law;
3. Based on a mistake of fact;
4. Based on improper or irrelevant grounds;
5. Unsupported by an adequate statement or reasons;
6. Performed in an inefficient or discourteous manner;
7. Constitute a crime or disorderly persons offense;
8. Constitute legal malpractice or negligence; or
9. Otherwise erroneous.

§_____.9 Investigation of Complaints.

A. The Ombudsman may cease his investigation of a complaint when the complainant has brought the same matter to the attention of a court of competent jurisdiction for resolution.

B. The Ombudsman may cease his investigation of a complaint when it is reasonably believed that:

1. There is presently available an adequate remedy for the grievance stated in the complaint.
2. The complaint relates to a matter that is outside the jurisdiction of the ombudsman.
3. The complaint relates to an administrative act of which the complainant has had knowledge for an unreasonable length of time before the complaint was submitted.
4. The complainant does not have a sufficient personal interest in the subject matter of the complaint.
5. The complaint is trivial or made in bad faith.
6. The resources of the ombudsman's office are insufficient for adequate investigation.
7. The complaint should be referred to an appropriate law enforcement agency.

C. The Ombudsman shall protect the confidentiality of complainants or witnesses coming before the ombudsman except insofar as disclosures may be necessary to enable the Ombudsman to carry out its duties.

D. No fees shall be charged for the submission, investigation or pursuit of complaints against a complainant.

E. The Ombudsman may request that complaints charging serious personal improprieties, particularly when the complaint may result in disciplinary action against an employee, be filed in writing.

F. The Ombudsman may establish procedures for receiving and processing complaints, conducting investigations and reporting findings.

§_____.10 Investigative powers.

A. In an investigation the Ombudsman may:

1. Enter without notice to inspect the premises of a municipal department during normal business hours and when departmental personnel are present.

2. Review any municipal document or take testimony which he deems relevant to an investigation. Under no circumstances, however, shall the Ombudsman make public comment upon or otherwise publicly disseminate any material or information received by him during the course of an investigation which is accorded confidential or privileged status by federal, state or local law, or which would otherwise result in an unwarranted invasion of personal privacy, if released.

B. Subject to the privileges which witnesses have in courts of this state, the Ombudsman may:

1. Compel by subpoena, at a specified time and place, the appearance and sworn testimony of a person whom the ombudsman reasonably believes may be able to give information relating to a matter under investigation; and

2. Compel a person, by subpoena, to produce documents, papers or objects which the ombudsman reasonably believes may relate to the matter under investigation.

C. If a person refuses to comply with a subpoena issued under subsection B of this section, the Superior Court may, on application of the Ombudsman, compel obedience by proceedings for contempt in the same manner as in the case of disobedience to the requirements of a subpoena issued by the court or refusal to testify in the court.

§_____.11 Recommendations.

A. The Ombudsman may make recommendations for the resolution of complaints and inquiries in accordance with this chapter.

B. In seeking a resolution to a complaint or inquiry concerning the municipality, the Ombudsman may bring the matter to the attention of a department head, the municipal administrator, the Mayor and/or Board of Alderman.

C. Before offering a report or recommendation which is critical of a department or person, the Ombudsman may consult with that department or person.

D. The Ombudsman may require a department to notify him within a reasonable specified time of any action taken on his recommendation.

§_____.12 **Notice**

A. Notice to complainants. The Ombudsman shall notify the complainant of the actions taken by the Ombudsman within a reasonable time after the conclusion of the matter.

B. Notice to citizens. The Ombudsman may post notices and use other appropriate means to inform citizens of their rights and protections. These notices shall be posted in public areas of all buildings owned or leased by the municipality. Nothing in this section is to be construed as repealing any other provisions of contract, ordinance or law.

C. The Ombudsman shall submit to the Mayor and Board of Alderman a report of its activities at least once a year.

D. Misconduct by Municipal Personnel. If the Ombudsman believes there is a breach of duty or misconduct by an officer or employee of the municipality, the Ombudsman shall refer the matter to the appropriate department head, to the Mayor or, when appropriate, to the county prosecutor, attorney general, or any other agency of competent jurisdiction.

§_____.13 **Interference with Ombudsman.**

No person shall willfully hinder the lawful actions of the ombudsman or staff, or shall willfully refuse to comply with their lawful demands. Any person who willfully hinders the lawful actions of the ombudsman or staff, or who willfully refuses to comply with their lawful demands, shall be deemed a disorderly person, and may be charged with interference with the ombudsman and upon conviction by a court of competent jurisdiction be punishable as set forth in Section _____ of the Code of the Town of Dover.

This section shall not be construed so requiring administrative officials to implement the recommendations of the Ombudsman.

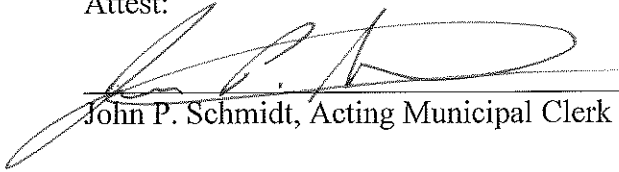
SECTION 2. If any Chapter, Article, Section or Subsection, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by any court of competent jurisdiction such decisions shall not affect the remaining portions of this Ordinance.

SECTION 3: All ordinances or rules or regulations of the Town of Dover, which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4: This ordinance shall take effect upon passage and publication according to law.

Carolyn Blackman
Carolyn Blackman, Mayor

Attest:


John P. Schmidt, Acting Municipal Clerk

INTRODUCED: 1-1-2020

ADOPTED: 1-28-2020

LEGAL NOTICE OF PENDING ORDINANCE

Notice is hereby given that the Ordinance published herewith was introduced and passed upon first reading at a meeting of the Mayor and Board of Aldermen of the Town of Dover, in the County of Morris, New Jersey, held on the 1st day of January 2020. It will be further considered for final passage after public hearing thereon, at a meeting of said Mayor and Board of Aldermen to be held in the Municipal Building, 37 North Sussex Street Dover, New Jersey 07801, in said Town, on 28th of Jan., 2020 at 7:00 p.m., and during the week prior and up to and including the date of such meeting, copies of said Ordinance will be made available at the Clerk's office in said Municipal Building to members of the general public who shall request the same.



John P. Schmidt, Acting Municipal Clerk



TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

ORDINANCE NO. 04-2020

**AN ORDINANCE OF THE TOWN OF DOVER, COUNTY OF MORRIS, STATE OF
NEW JERSEY, ACCEPTING THE DEDICATION OF A PORTION OF PROPERTY
KNOWN AS BLOCK 1201, LOT 6.03 IN THE TOWN OF DOVER**

WHEREAS, the Mayor and Board of Aldermen of the Town of Dover (the “Town”), pursuant to N.J.S.A. 40:67-1(b) is authorized to accept the dedication of streets and rights of way.

WHEREAS, the Town has determined to accept that certain portion of the Property known as Block 1201, Lot 6.03 (the “Property”) dedicated to the Town by the Church of Jesus Christ of Latter-Day Saints (the “Church” or “Owner”); and

WHEREAS, the Owner made an application to the Town’s Planning Board for Preliminary and Final Site Plan Approval and ancillary variance relief which was decided on October 25, 2017 and memorialized on December 6, 2017; and

WHEREAS, the Owner was granted Site Plan Approval with variances; and

WHEREAS, as condition for such approval, the Owner agreed to dedicate to the Town that certain portion of the Property as indicated in the Deed of Dedication attached hereto as Exhibit “A” and in the Resolution of the Town of Dover Planning Board attached hereto as Exhibit “B”; and

WHEREAS, the Owner never formally finalized the dedication of the land to the Town by way of execution of a deed; and

WHEREAS, there is no time bar for the Town to accept the dedication of the land and the Town has determined in the interest of justice to accept the dedication of this parcel.

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

1. The Mayor and the Board of Aldermen of the Town of Dover hereby accept the dedication of that certain portion of the Property as set forth in Exhibit “A”;
2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.
3. That all ordinances or parts of ordinances inconsistent herewith repealed to the extent of such inconsistencies and should any section, clause, sentence or provision of any item in this Ordinance be declared unconstitutional or invalid by a Court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.
4. This Ordinance shall take effect upon its final passage and publication as provided by law.

Carolyn Blackman
Carolyn Blackman, Mayor

Attest:


John P. Schmidt, Acting Municipal Clerk

INTRODUCED: 1-14-2020

ADOPTED: 1-28-2020

LEGAL NOTICE OF PENDING ORDINANCE

Notice is hereby given that the Ordinance published herewith was introduced and passed upon first reading at a meeting of the Mayor and Board of Aldermen of the Town of Dover, in the County of Morris, New Jersey, held on the 14th day of January 2020. It will be further considered for final passage after public hearing thereon, at a meeting of said Mayor and Board of Aldermen to be held in the Municipal Building, 37 North Sussex Street Dover, New Jersey 07801, in said Town, on 28th of Jan., 2020 at 7:00 p.m., and during the week prior and up to and including the date of such meeting, copies of said Ordinance will be made available at the Clerk's office in said Municipal Building to members of the general public who shall request the same.



John P. Schmidt, Acting Municipal Clerk



TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

ORDINANCE NO. 05-2020

AN ORDINANCE OF THE TOWN OF DOVER, MORRIS COUNTY AMENDING CHAPTER 57 (POLICE DEPARTMENT) OF THE CODE OF THE TOWN OF DOVER TO ADD ARTICLE I (ORGANIZATION AND MEMBERSHIP) AND ARTICLE V (TABLE OF ORGANIZATION)

WHEREAS, municipalities are empowered to make, amend, repeal, and enforce its ordinances pursuant to Statute (N.J.S.A. 40:48-1, et seq.); and

WHEREAS, pursuant to N.J.S.A. 40A:14-118, the governing body of a municipality is empowered to create and establish a police department as an executive and enforcement function of municipal government; and

WHEREAS, ordinances regulating police departments are subject to modification and revision due to changing needs of a municipality and to enhance the efficiency and effectiveness of the operations of the police department.

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

The Code of the Town of Dover, Chapter 57 entitled “POLICE DEPARTMENT” is hereby amended to add Article I (Organization and Membership) and Article V (Table of Organization), as follows:

SECTION 1.

ARTICLE I Organization and Membership (§57-1, §57-2, §57-3, §57-4 and §57-5) of Chapter 57 shall be amended to read in their entirety as follows:

§ 57-1 Department established.

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

§ 57-2 Designation of appropriate authority.

The Town Administrator, or in the Town Administrator’s absence, the Deputy Town Administrator, shall be designated as the “appropriate authority” as provided in the New Jersey

Statutes. He/she shall be responsible for the overall performance of the Police Department. He/she shall adopt and promulgate rules and regulations for the government of the Police Department and for the discipline of its members.

§ 57-3 Qualifications for appointment.

No person shall be appointed to the Police Department who is not qualified as provided in the New Jersey Statutes. The Mayor and Board of Aldermen may also require that an applicant for appointment to the Police Department shall successfully complete a physical, mental and psychological examination. All applicants for appointment shall be residents of the Town of Dover and must maintain continuous residency within the Town of Dover from the announced closing date of the Department of Personnel examination up to and including the date of appointment.

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

- A. Police Department. The Police Department shall preserve the public peace; protect life and property; detect, arrest and prosecute offenders of the laws of New Jersey and the ordinances of the Town of Dover; direct and control traffic; provide attendance and protection during emergencies; provide appearances in court; cooperate with all other law enforcement agencies; and provide training for efficiency of its members and officers.
- B. Public Safety Director.
 - (1) If a Public Safety Director is appointed, he/she shall be the head of the Police Department and shall be directly responsible to Mayor, Board of Alderman and the appropriate authority for its efficiency and day-to-day operations. Pursuant to policies to be established by the appropriate authority, the Director of Police shall
 - a. Establish by policy, rule and regulation, the procedures to be followed by the Chief of Police and other subordinate officers for the purchase of equipment and supplies. Such procedures may include the requirement that the Public Safety Director approve all expenditures with regard to the equipment and supplies.
 - b. Keep a record of all business transacted by the Police Department and Fire Department and approving all bills for expenses of the Police Department and Fire Department.
 - c. Keep and maintain accurate records and submitting an annual report to the Mayor and Board of Aldermen, on or before January 1, which shall assess the operations of the Police Department, and its personnel, equipment and property.
 - d. Keep and maintain all records, reports, documents and other data required to be kept and maintained by the federal and/or state government and/or any of their respective subdivisions.
 - e. Keep and maintaining a record of all appointments, dismissals, removals, resignations and deaths of officers and other Department employees as they take place, with such other information as may be necessary.
 - f. Develop the annual budget for the Police Department and overseeing any and all expenditures of the Police Department.

- g. Analyze crime trends and statistics to ensure that the Police Department makes the best use of available funds, personnel, equipment and supplies.
- h. Evaluate the effectiveness of work programs and procedures of all units and bureaus within the Police Department and developing effective work methods for subordinates.
- i. Undertake special studies pertaining to public safety functions and promoting close coordination of planning efforts.
- j. Establish and maintaining helpful and cooperative relations with civic and business organizations, schools, and court offices, and with other groups and public authorities and other jurisdictions, and with others interested in the maintenance of law and order.
- k. Perform all such other duties not specifically reserved to the Chief of Police pursuant to N.J.S.A. 40A:14-118.

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

C. Chief of Police.

- (1) If a Police Chief is appointed, he/she shall exercise any and all of the rights, authorities, powers and responsibilities reserved solely to the Chief of Police pursuant to N.J.S.A. 40A:14-118. Any other rights, authorities, powers and responsibilities not reserved solely to the Chief of Police by N.J.S.A. 40A:14-118 shall be assumed or delegated to the Public Safety Director and/or Deputy Chief.
- (2) If a Police Chief is not appointed, any and all of the rights, authorities, powers and responsibilities reserved solely to the Chief of Police pursuant to N.J.S.A. 40A:14-118, which cannot be performed by the Public Safety Director, shall be delegated to a Chief Law Enforcement Officer as designated by Mayor and Board of Alderman.

§ 57-5 Discipline of members of the Police Department.

No member or officer of the Police Department shall be suspended, removed, fined or reduced in rank for any cause other than for incapacity, misconduct or disobedience as provided in the New

Jersey Statutes and the Police Department's rules and regulations, as may be amended from time to time.

SECTION 2:


ARTICLE II. Table of Organization. (§57-24) of Chapter 57 shall be amended to read in its entirety as follows:

The Table of Organization of the Dover Police Department is set forth on the attached chart.

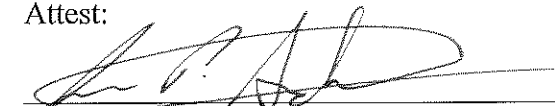
SECTION 3: If any Chapter, Article, Section or Sub-Section, Clause or Phrase of this Ordinance is for any reason held to be unconstitutional or invalid by any court of competent jurisdiction such decisions shall not affect the remaining portions of this Ordinance.

SECTION 4: All ordinances or rules or regulations of the Town of Dover which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 5: This ordinance shall take effect upon adoption of the Board of Aldermen of the Town of Dover.


Carolyn Blackman, Mayor

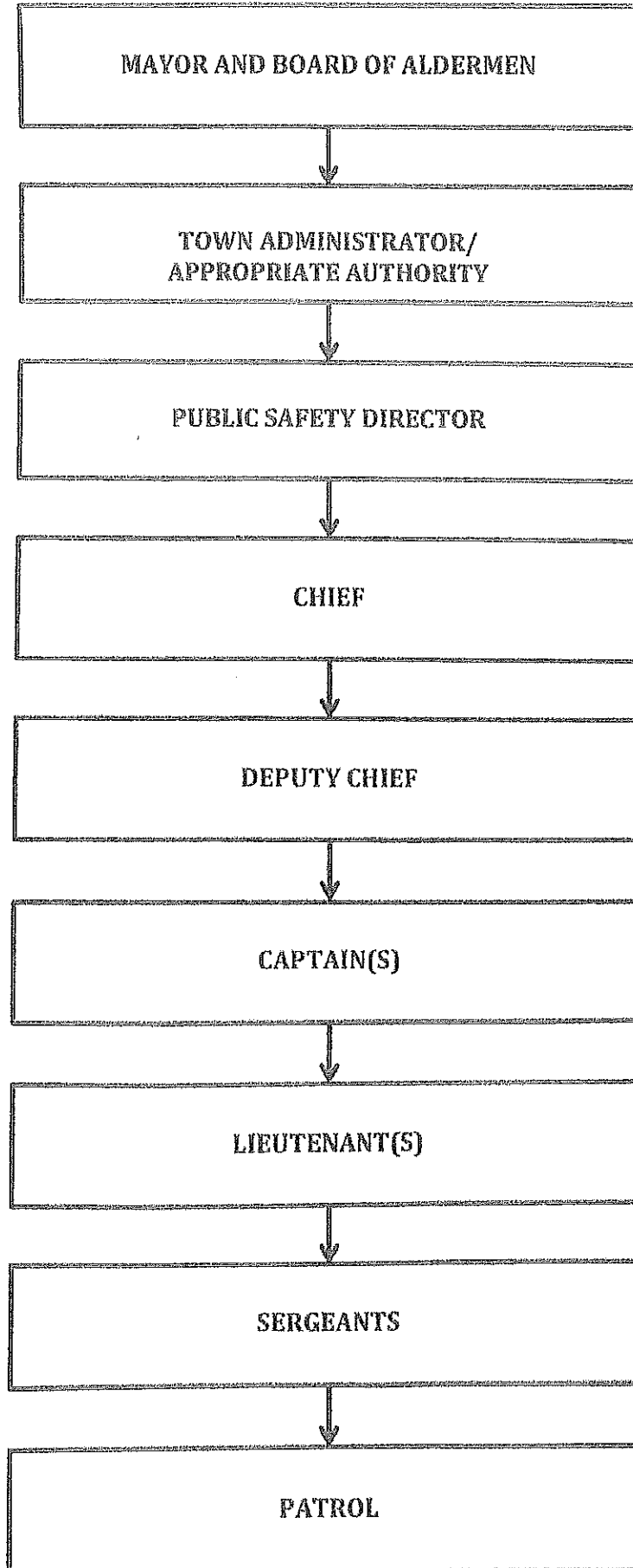
Attest:


John P. Schmidt, Acting Municipal Clerk

INTRODUCED: 1-14-2020

ADOPTED: 1-28-2020

Police Department Table of Organization 57-24



LEGAL NOTICE OF PENDING ORDINANCE

Notice is hereby given that the Ordinance published herewith was introduced and passed upon first reading at a meeting of the Mayor and Board of Aldermen of the Town of Dover, in the County of Morris, New Jersey, held on the 14th day of January 2020. It will be further considered for final passage after public hearing thereon, at a meeting of said Mayor and Board of Aldermen to be held in the Municipal Building, 37 North Sussex Street Dover, New Jersey 07801, in said Town, on 28th of Jan., 2020 at 7:00 p.m., and during the week prior and up to and including the date of such meeting, copies of said Ordinance will be made available at the Clerk's office in said Municipal Building to members of the general public who shall request the same.



John P. Schmidt, Acting Municipal Clerk