



**TOWN OF DOVER**  
**MAYOR AND BOARD OF ALDERMEN**  
**CAUCUS MEETING MINUTES**  
**February 26, 2013 7:00 PM**

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

Mayor Dodd called the meeting to order at 7:00 pm

All joined in the Pledge of Allegiance to the Flag.

**ROLL CALL:**

Present: Aldermen Visioli, Romaine, Blackman, Downs, Rutan, Yzarnotegui and Mayor Dodd

Absent: Alderman Picciallo & Alderwoman Noriega

Also present were Attorney Downs, Administrator Close and Municipal Clerk Verga

Clerk Verga stated adequate notice was given to the official newspaper.

**MUNICIPAL CORRESPONDENCE:**

1. Ordinance from Mine Hill Township re: Amending Chapter 25 of the Revised General Ordinances of the Township of Mine Hill Creating the Agricultural Overlay zone and Providing for “Right to Farm” Regulations
2. Public Notice Hearing (Town of Dover) to seek amended final site plan approval. The application proposes to reconfigure approved retail spaces and construct first floor façade improvements – Block 1207, Lot 2
3. Public Notice Hearing (Township of Randolph) for minor site plan application and variance relief - Block 137, Lot 30
4. Public Notice Hearing (Township of Randolph) for amended final site plan approval for construction and use of the property as a shopping center and for variances from the provisions of the ordinance – Block 111, Lots 10, 11, 12.01, 13, 14, & 16
5. February 2013 – News from The Land Conservancy of New Jersey – “Outdoor Issues”

**CONSENT AGENDA**

1. Resolution Approving Pet Shop License for Dover Pet Shop
2. Resolution Approving Renewal of Social and Athletic Club Licenses – Schedule A
3. Resolution Approving Raffle Application – Schedule A
4. Resolution Approving Limos – Schedule A

**ORDINANCE FOR FIRST READING**

1. Ordinance #05-2013 – Repealing Handicapped Parking Space at 121 Baker St.
2. Ordinance #06-2013 – Amending & Supplementing Parking – Pequannock St.

**AGENDA ITEMS:**

**RESOLUTIONS**

1. Resolution Approving Bills List
2. Resolution Approving Transfer Resolution
3. Resolution Approving Mayor & Board of Aldermen Meeting Minutes for February 11, 2013
4. Resolution Approving Special Permit Social Affair for Casa Puerto Rico, Inc. to be held on 5/11/13
5. Resolution Approving Special Permit Social Affair for Casa Puerto Rico, Inc. to be held on 5/25/13 & 5/26/13
6. Resolution Authorizing the Mayor & Board of Aldermen to Enter into Executive Session

**REGULAR MEETING MINUTES**  
**February 26, 2013**

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

The meeting was called to order by Mayor Dodd at 7:16 pm

**ROLL CALL**

Present: Aldermen Visioli, Romaine, Blackman, Downs, Rutan, Yzarnotegui and Mayor Dodd

Absent: Alderman Picciallo & Alderwoman Noriega

Also present were Attorney Downs, Administrator Close and Clerk Verga

Clerk Verga stated adequate notice was given to the official newspaper.

Mayor Dodd opened the meeting to the public for any comments.

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

**MAYOR'S REPORT** – Mayor Dodd reserved his report till the next meeting

**ATTORNEY'S REPORT** – Mr. Downs reserved his report till the next meeting.

**CONSENT AGENDA**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER**  
**APPROVING PET SHOP LICENSE FOR DOVER PET SHOP**

**WHEREAS**, Section 113-8 of the Code of the Town of Dover requires any person who keeps or operated a pet shop to apply to the Clerk of the Town of Dover for a license to operate; and

**WHEREAS**, Dover Pet Shop, located at 112 E. Blackwell Street, Dover, New Jersey, has applied for renewal of a pet shop license; and,

**WHEREAS**, the Town of Dover Health Department inspected the premises and found the results of the inspection to be “satisfactory;” and

**WHEREAS**, the applicant has submitted the appropriate fee and completed the application as needed;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey that the application for Dover Pet Shop for a license to operate a pet shop at 112 East Blackwell Street, Dover, New Jersey is hereby approved.

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

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

**Nays: None    Absent:            Alderman Picciallo & Noriega    Abstained: None**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER**  
**FOR THE RENEWAL OF SOCIAL AND ATHLETIC CLUB LICENSES**

**WHEREAS**, any person or group of persons, association or corporation, which meets for the purpose of promoting athletic sports, contests, exhibitions, classes or gymnasium; and

**WHEREAS**, any person or group of persons, association or corporation which owns, leases, operates or controls premises for the purpose of social intercourse and entertainment; excluding organizations of state or national scope and religious organizations; and

**WHEREAS**, the appropriate fees have been received with the renewal applications;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey that the following Social and Athletic licenses are hereby approved:

**SCHEDULE A**

**CLUB COLOMBIA**  
11 E. Blackwell Street

**DOVER BOXING CLUB**  
79B Bassett Hwy.

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

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

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

**WHEREAS**, the below listed organizations have applied for a Raffle/Bingo License; and

**WHEREAS**, such licenses have been reviewed by the appropriate departments and found to meet with all of the requirements and conditions of the municipality;

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

The below listed raffles for the date set forth following their names are hereby approved:

**Schedule A**

**SGT. RYAN E. DOLTZ MEMORIAL FOUNDATION , INC.**  
to be held on Saturday, May 4, 2013  
(Tricky Tray)

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

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

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

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

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

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

**Schedule A**

**Elite Limo & Taxi Service, LLC**

<b>Year/Model/Make</b>	<b>Vehicle Identification Number</b>	<b>Plate #</b>
2006 Dodge Wagon	1D4GP25R86B670411	OL1619J (new)
2004 Lincoln Towncar	1LNHM81W74Y601319	OL1592J (new)

**First Class of Dover, Inc.**

<b>Year/Model/Make</b>	<b>Vehicle Identification Number</b>	<b>Plate #</b>
2005 Lincoln Towncar	1LNHM81W35Y639342	OL6118 (replacement)
2004 Lincoln Towncar	1LNHM81W04Y631133	OL2383J (new)

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

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

**ORDINANCES FOR INTRODUCTION**

**ORDINANCE NO. 05-2013**

**AN ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER AMENDING AND SUPPLEMENTING ARTICLE XXVII OF THE REVISED GENERAL CODE OF THE TOWN OF DOVER ENTITLED "PARKING" HANDICAPPED PARKING "SPACES" BY REPEALING HANDICAPPED PARKING SPACE AT 121 BAKER STREET**

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

SECTION 1. The following location which was designated as a Handicapped parking space by Ordinance No. 07-2000 is hereby repealed:

HANDICAPPED PARKING SPACE FOR 121 BAKER STREET

SECTION 2. This ordinance shall take effect in accordance with law.

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

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

**ORDINANCE NO. 06-2013**  
**OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER,**  
**COUNTY OF MORRIS, STATE OF NEW JERSEY AMENDING AND**  
**SUPPLEMENTING REVISED ORDINANCES 1969**  
**ENTITLED “PARKING, TITLE 28, SAVED FROM REPEAL”,**  
**PEQUANNOCK STREET**

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

Title 28 of the Revised Ordinances 1969 of the Town of Dover Saved from Repeal under the Code of the Town of Dover is hereby supplemented and amended as follows:

(1) Creation of Two (2) Hour Parking Zone. Certain parts of Pequannock Street described in this subsection are designated as “Two (2) hour parking limit” zones where parking is prohibited for more than two (2) hours, specifically described as:

Along Pequannock Street (northbound and southbound) – Beginning at the northerly curb line extension West and East Clinton Streets and extending northerly one block to the southerly curb line extension of West McFarlan Street (Route 46).

(2) Signage. The Public Works Department is hereby authorized to post signs of the Two (2) Hour Parking zones consistent with the Manual on Uniform Traffic Control Devices for Streets and Highways for the State of New Jersey.

(3) Penalties. The penalty for violation of this Ordinance shall take effect upon the publication and after second reading and approval by the Municipal Engineer and Commissioner of Transportation as required by law.

(4) Repealer. All ordinances or parts of ordinances inconsistent with this within ordinance are hereby repealed to the extent of such inconsistencies.

(5) Validity. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not effect the validity of the remaining portions thereof.

(6) Effective Date. The Ordinance shall take effect in accordance with the law.

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

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

**RESOLUTIONS**

**BILL LIST RESOLUTION**

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

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

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

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

RESERVE ACCT claims in the amount of:	\$31,524.88
CURRENT ACCT claims in the amount of:	\$1,242,512.54
GENERAL CAPITAL ACCT claims in the amount of:	\$0.00
WATER UTILITY ACCT claims in the amount of:	\$21,721.94
WATER UTILITY RESERVE ACCT claims in the amount of:	\$15,073.87
WATER CAPITAL ACCT claims in the amount of:	\$62,396.60
PARKING UTILITY ACCT claims in the amount of:	\$1,263.59
PARKING UTILITY RESERVE ACCT claims in the amount of:	\$1,175.11
PARKING CAPITAL ACCT claims in the amount of:	\$0.00
ANIMAL CONTROL TRUST ACCT claims in the amount of:	\$928.20
EVIDENCE TRUST ACCT claims in the amount of:	\$0.00
RECYCLING TRUST ACCT claims in the amount of:	\$8,700.00
COUNTY FORFEITED ASSETS TRUST ACCT claims in the amount of:	\$0.00
FEDERAL FORFEITED ASSETS ACCT claims in the amount of:	\$3,780.00
TRUST/OTHER ACCT claims in the amount of:	\$7,618.70
COAH TRUST Acct claims in the amount of:	\$0.00
<b>TOTAL CLAIMS TO BE PAID</b>	<b>\$1,396,695.43</b>

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

CURRENT ACCT claims in the amount of:	\$429,712.01
WATER UTILITY ACCT claims in the amount of:	\$24,363.31
PARKING UTILITY ACCT claims in the amount of:	\$2,410.92
PAYROLL AGENCY ACCT claims in the amount of:	\$143,061.98
UNEMPLOYMENT TRUST ACCT claims in the amount of:	\$425.74
<b>TOTAL CLAIMS PAID</b>	<b>\$599,973.96</b>
<b>TOTAL BILL LIST RESOLUTION</b>	<b>\$1,996,669.39</b>

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

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

**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: 2012

Police S & W

**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: 2012

Utilities & Bulk Purchases OE  
 Fire S & W  
 Health S & W

**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
Utilities & Bulk Purchases OE	20,000	Police S & W	33,100
Fire S & W	10,000		
Health S & W	3,100		
Total	33,100	Total	33,100

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

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

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN  
 OF THE TOWN OF DOVER FOR APPROVAL OF MINUTES**

**WHEREAS**, In accordance with the provisions set forth in the Open Public Meeting Law, annual notice has been provided for all Mayor and Board of Aldermen meetings; and

**WHEREAS**, The Mayor and Board of Aldermen of the Town of Dover held their Public Meetings, and minutes of those meetings were transcribed.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey for approval the minutes for the following meetings:

**February 11, 2013 – Caucus & Regular**

**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, Romaine, Blackman, Downs, Yzarnotegui and Mayor Dodd  
 Nays: None      Absent: Alderman Picciallo & Noriega      Abstained: Alderman Rutan**

**RESOLUTION**

**WHEREAS**, Casa Puerto Rico, Inc., filed an application for their **first** Special Permit for a Social Affair to be held at the 50 W. Blackwell Street; and

**WHEREAS**, Casa Puerto Rico, Inc., a non-profit organization is permitted to have twenty-five events per year; and

**WHEREAS**, the Police Chief will determine what special conditions if any are needed.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey that the following applications for Alcoholic Beverage Social Affair Permit(s) be approved:

1. Casa Puerto Rico is approved for an event to be held on Saturday, May 11, 2013 (#1) from 8:00 pm through 2:00 am.
2. This approval is conditioned upon security satisfactory to the Town of Dover Chief of Police being in place for this event.

**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, Romaine, Blackman, Downs, Rutan, Yzarnotegui and Mayor Dodd  
 Nays: None      Absent: Alderman Picciallo & Noriega      Abstained: None**

**RESOLUTION**

**WHEREAS**, Casa Puerto Rico, Inc., filed an application for their **second & third** Special Permit for a Social Affair to be held at the 50 W. Blackwell Street; and

**WHEREAS**, Casa Puerto Rico, Inc., a non-profit organization is permitted to have twenty-five events per year; and

**WHEREAS**, the Police Chief will determine what special conditions if any are needed.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey that the following applications for Alcoholic Beverage Social Affair Permit(s) be approved:

1. Casa Puerto Rico is approved for an event to be held on Saturday, May 25, 2013 (#2) and Sunday, May 26, 2013 (#3) from 12:00 pm through 2:00 am.
2. This approval is conditioned upon security satisfactory to the Town of Dover Chief of Police being in place for this event.

**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, Romaine, Blackman, Downs, Rutan, Yzarnotegui and Mayor Dodd  
 Nays: None      Absent: Alderman Picciallo & Noriega      Abstained: None**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN  
 OF THE TOWN OF DOVER FOR EXECUTIVE SESSION**

**WHEREAS**, the Open Public Meeting Act, P.L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

**WHEREAS**, this public body is of the opinion that such circumstances presently exist; and

**WHEREAS**, The Mayor and Board of Aldermen of the Town of Dover wish to discuss:

1. Any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matter falling within the attorney client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.

Minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public.

**NOW, THEREFORE, BE IT RESOLVED** that the public be excluded from this meeting.

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

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

**Motion to return to the regular meeting made by Alderwoman Romaine at 7:20 pm,  
and duly seconded by Alderman Rutan passed by the following voice vote.**

**Motion to adjourn made by Alderwoman Romaine at 7:21 pm,  
and duly seconded by Alderman Rutan passed by the following voice vote.**

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

**Respectfully submitted,**

**Margaret J. Verga, Municipal Clerk**