



**TOWN OF DOVER**  
**MAYOR AND BOARD OF ALDERMEN**  
**CAUCUS MEETING MINUTES**  
**June 10, 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, Picciallo, Blackman, Rutan, Noriega, Yzarnotegui and Mayor Dodd

Absent: Aldermen Romaine & Downs

Also present were Attorney Downs and Municipal Clerk Verga

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

**PROCLAMATION: THE HOME DEPOT STORE MANANGER – JOE COSCIA**  
**PROCLAMATION: MR. TYLER WARGO, SECURITY EMPLOYEE OF THE HOME DEPOT STORE**

Mr. Tyler Wargo, Security Manager assisted Dover Police with the apprehension of a suspect during a violent struggle that occurred at The Home Depot Store. The Dover police were conducting an investigation that was started by The Home Depot and with their information a total of three (3) people were arrested. Mayor Dodd publicly recognized Tyler Wargo for his assistance with the arrest.

Mayor Dodd recognized Joe Coscia, General Manager of The Hope Depot Store for all of the assistance to the Town of Dover during the hurricanes and most recently with the Mayor's Fishing Derby. Mayor Dodd publicly thanked Joe.

**MUNICIPAL CORRESPONDENCE:**

1. Ordinance from the Township of Randolph re: Amending section 15-2.2, definitions, and Section 15-35.19, Congregate Care Retirement Communities, of the Land Development Ordinance
2. Letter from the Dept. of Planning & Development, County of Morris re: Participation in the Morris County Community Development Block Grant program (CDBG)
3. Notice of Public Hearing – Morris Area Paratransit System (MAPS) – to discuss the 2014 application for the Senior Citizens & Disabled Residents Transportation Assistance Program
4. Notice of Public Hearing – Township of Randolph's Board of Adjustment – 3 Emery Ave.
5. Email from NJDEP re: Christie Administration Announces Annual Free Fishing Days to be held on June 15-16
6. Letter from Rockaway Valley Regional Sewerage Authority re: Proposed Amendments to By-Laws of the Valley Regional Sewerage Authority

**CONSENT AGENDA**

1. Resolution Approving an Annual Dance License – Schedule A
2. Resolution Approving Billiard Hall Licenses – Pancho Villa
3. Resolution Approving Tax Redemption for 45 Highland Ave, Block 1501, Lot 3

**ORDINANCE FOR SECOND READING**

1. Ord. No. 08-2013 – To Exceed the Municipal Budget Appropriation Limits and To Establish a CAP Bank

**AGENDA ITEMS:**

**RESOLUTIONS**

1. Resolution Approving Bills List
2. Resolution Approving Taxicab Driver Licenses – Schedule A
3. Resolution Approving Taxis/Limos – Schedule A
4. Resolution Awarding a Contract for Expert Appraisal Services for Tax Appeals to Associated Appraisal Group

Alderman Picciallo abstained from line item #13-01122 on the bills list.

**REGULAR MEETING MINUTES  
JUNE 10, 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 7:09 pm

**ROLL CALL**

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

Absent: Aldermen Romaine and Downs

Also present were Attorney Downs and Municipal Clerk Verga

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

Mayor Dodd opened the meeting to the public.

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

**MAYOR'S REPORT:** No report

**ATTORNEY'S REPORT** – No report

**CONSENT AGENDA**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE  
TOWN OF DOVER APPROVING ANNUAL DANCE LICENSE(S)**

**WHEREAS**, Xclusiv Lounge & Restaurant located at 337 E. Blackwell Street, Pancho Villa Rodeo located at 142 E. Blackwell Street and Su Casa Colombia located 112 E. Blackwell Street have applied for an Annual Dance License(s) for the period July 1, 2013 - June 30, 2014; and

**WHEREAS**, all the applicant(s) have submitted appropriate licensing fee; and,

**WHEREAS**, the appropriate municipal departments have reviewed the request and have no objections thereto; 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:

1. An annual dance license is hereby granted for the period July 1, 2013 – June 30, 2014 to the following establishments:

**SCHEDULE A**

1. Xclusiv Lounge & Restaurant - 337 E. Blackwell Street
2. Pancho Villa Rodeo - 142 E. Blackwell Street
3. Casa Colombia located 112 E. Blackwell Street

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

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER**  
**APPROVING A BILLIARD HALL LICENSE**

**WHEREAS**, an application for a billiard hall license has been made by Pancho Villa located at 142 E. Blackwell St; and

**WHEREAS**, the applicant is requesting a license for two (2) pool tables; and

**WHEREAS**, the appropriate fees have been paid and the license shall be prominently displayed; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey that the billiard hall license for two (2) pool tables is hereby approved.

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

**RESOLUTION**

**WHEREAS**, at the Municipal Tax Sale held on December 3, 2012, a lien was sold on Block 1501 Lot 3 also known as 45 Highland Ave., Dover, New Jersey for delinquent 2011 taxes and water fees; and,

**WHEREAS**, this lien, known as Tax Sale Certificate 11-00029 was sold to Pro Capital I; and,

**WHEREAS**, redemption fees for Certificate No.11-00029 were received in full.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Board of Aldermen, Town of Dover, County of Morris, State of New Jersey that the Treasurer be authorized to issue a check in the amount of \$15,241.89 for redemption payment and premium made at time of sale, payable to US Bank CUST for Pro Capital I, 50 South 16<sup>th</sup> Street, Suite 1950, Philadelphia, PA. 19102.

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

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

**ORDINANCE FOR SECOND READING**

**ORDINANCE NO. 08-2013**  
**CALENDAR YEAR 2013 ORDINANCE TO EXCEED THE MUNICIPAL**  
**BUDGET APPROPRIATION LIMITS AND TO ESTABLISH**  
**A CAP BANK (N.J.S.A. 40a:4-45.14)**

**WHEREAS**, the Local Government Cap Law, N.J.S.40A"4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

**WHEREAS**, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

**WHEREAS**, the Mayor and Board of Aldermen of the Town of Dover in the County of Morris finds it advisable and necessary to increase its CY 2013 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

**WHEREAS**, the Mayor and Board of Aldermen hereby determines that a 1.5% increase in the budget for said year, amounting to \$227,800 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

**WHEREAS**, the Mayor and Board of Aldermen hereby determine that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW, THEREFORE, BE IT ORDAINED**, by the Mayor and Board of Aldermen of the Town of Dover, in the County of Morris, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2013 budget year, the final appropriations of the Town of Dover shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$531,534 and that the CY 2013 municipal budget for the Town of Dover be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

**BE IT FURTHER ORDAINED** that a certified copy of this ordinance upon adoption, with the recorded vote included thereon; be filed with said Director within 5 days after such adoption.

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

Mayor Dodd opened the meeting to the public for a hearing.

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

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

**Nays: None    Absent:    Aldermen Romaine & Downs    Abstained: None**

## **RESOLUTIONS**

### **BILLS 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:	\$0.00
CURRENT ACCT claims in the amount of:	\$772,101.36
GENERAL CAPITAL ACCT claims in the amount of:	\$4,826.93
WATER UTILITY ACCT claims in the amount of:	\$57,454.96
WATER UTILITY RESERVE ACCT claims in the amount of:	\$0.00
WATER CAPITAL ACCT claims in the amount of:	\$0.00
PARKING UTILITY ACCT claims in the amount of:	\$9,374.38
PARKING UTILITY RESERVE ACCT claims in the amount of:	\$0.00
PARKING CAPITAL ACCT claims in the amount of:	\$0.00
ANIMAL CONTROL TRUST ACCT claims in the amount of:	\$240.60
EVIDENCE TRUST ACCT claims in the amount of:	\$0.00
RECYCLING TRUST ACCT claims in the amount of:	\$339.50
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:	\$4,031.50
COAH TRUST Acct claims in the amount of:	\$0.00
<b>TOTAL CLAIMS TO BE PAID</b>	<b>\$848,369.23</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:	\$317,995.09
WATER UTILITY ACCT claims in the amount of:	\$23,303.80
PARKING UTILITY ACCT claims in the amount of:	\$2,785.64
PAYROLL AGENCY ACCT claims in the amount of:	\$188,831.07
UNEMPLOYMENT TRUST ACCT claims in the amount of:	\$123.36
<b>TOTAL CLAIMS PAID</b>	<b>\$533,038.96</b>
<b>TOTAL BILL LIST RESOLUTION</b>	<b>\$1,381,408.19</b>

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

Alderman Picciallo abstained from line item #13-01122 on the bills list.

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

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

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

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

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

**Schedule A**  
**AXEL'S EXPRESS TAXI & LIMO**  
Arthur Denne Vera

**Alderwoman 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, Blackman, Rutan, Noriega, Yzarnotegui and Mayor Dodd  
Nays: None                      Absent: Aldermen Romaine & Downs                      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**

**AXEL'S EXPRESS TAXI & LIMO**

'06 Dodge Caravan	2D4GP 44L36 R8076 84	OL6126H
'03 Lincoln TC	1LNHM 81W53 Y6588 13	OL7593G
'08 Lincoln TC	2LNHM 84VX8 X6357 02	OL2979H
'01 Dodge	1B8GP 45371 B1528 50	OL9957H

**ELITE LIMO & TAXI SERVICE LLC**

'07 Chrysler	1A4GJ 45R77 B2080 07	OL9946H
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**FIRST CLASS OF DOVER, INC**

'05 Lincoln	1LNHM 81W35 Y6393 42	OL6118H
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**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, Blackman, Rutan, Noriega, Yzarnotegui and Mayor Dodd  
Nays: None                      Absent: Aldermen Romaine & Downs                      Abstained: None**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER  
AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT TO  
EXPERT APPRAISAL SERVICES FOR TAX APPEALS**

**WHEREAS**, many tax appeals have been filed with the Morris County Board of Taxation; and

**WHEREAS**, there exists a need for expert appraisal services and expert testimony to defend such cases as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20-5; and

**WHEREAS**, the Chief Financial Officer (CFO) has determined and certified in writing that the value of the services may exceed \$17,500.00; and

**WHEREAS**, Associated Appraisal Group has submitted a proposal; and

**WHEREAS**, the services to be acquired are exempt as Professional Services under the Local Public Contract Law at N.J.S.A. 40A:11-5; and

**WHEREAS**, Associated Appraisal Group has offered to perform such services including but not being limited to appraisal research, appraisal, expert testimony and consultation with the municipal tax assessor and municipal attorney for the rate of \$100.00 per tax appeal case for all employees and principals; and

**WHEREAS**, the total amount of contract shall not exceed \$15,000.00 unless prior authorization from the administrator is granted; and

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

**WHEREAS**, the CFO has certified funds are available for their award pursuant to N.J.S.A. 5:30-54; and

**WHEREAS**, Associated Appraisal Group has submitted a Business Entity Disclosure Certification which states they have not made any reportable contributions to a political candidate or political committee in the Town of Dover as to the Mayor and Board of Aldermen, in the previous one year, and that the award of this contract will prohibit Associated Appraisal Group from making any reportable contributions through the term of the contract;

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

1. The services of Associated Appraisal Group at the rate of \$100.00 per tax appeal case not to exceed \$15,000.00 unless prior authorization is hereby approved;
2. The mayor and clerk are hereby authorized to execute such contractual agreement.

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

**PUBLIC COMMENTS**

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

**Motion to adjourn made by Alderman Picciallo at 7:12 pm,  
and duly seconded by Alderman Blackman passed by the following voice vote.**

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

**Respectfully submitted,**

**Margaret J. Verga, Municipal Clerk**