



TOWN OF DOVER
MAYOR AND BOARD OF ALDERMEN
CAUCUS MEETING MINUTES
June 25, 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, Romaine, Blackman, Rutan, Noriega, Yzarnotegui and Mayor Dodd
Absent: Alderman Downs

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

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

MUNICIPAL CORRESPONDENCE:

1. Notice of Public Hearing – Township of Rockaway’s Planning Board – 367 Mt. Hope Avenue, Rockaway
2. Notice of Public Hearing – Township of Randolph’s Board of Adjustment – 35 Dover Chester Rd, Randolph
3. Notice of Public Hearing – Township of Randolph’s Board of Adjustment – 18 Arthur Lane, Randolph
4. Notice of Public Hearing – Township of Randolph’s Board of Adjustment – 1450 Sussex Turnpike, Randolph
5. Thank you card from Mrs. Eve Suder and Family
6. Thank you card from the First Pentecostal Church of Dover

CONSENT AGENDA

1. Resolution Authorizing the Mayor & Clerk to sign the grant agreement with NJDOT for Targeted Impaired Driving Enforcement
2. Resolution Waiving Sidewalk Requirement for Block 2013 Lot 11
3. Approving One-Day Special Permit for Casa Puerto Rico to be held on 8/31/13 & 9/1/13
4. Resolution Approving Tax Redemption for Block 2105 Lot 17
5. Resolution Certification of the Annual Audit

ORDINANCE FOR INTRODUCTION

1. Ord. No. 09-2013 – Establishing a Stop Sign on Leonard Street
2. Ord. No. 10-2013 – Amending and Supplementing Article 28A “Parking”

AGENDA ITEMS:

RESOLUTIONS

1. Resolution Approving Bills List
2. Resolution Amending 2013 Municipal Budget
3. Resolution Adopting 2013 Municipal Budget
4. Resolution Approving Taxicab Driver Licenses – Schedule A
5. Resolution Approving Taxis/Limos – Schedule A
6. Resolution Approving Liquor License Renewals
7. Resolution Denying the renewal of Liquor License
8. Resolution Approving Mayor & Board of Aldermen Meeting Minutes for May 28th
9. Resolution Approving Mayor & Board of Aldermen Meeting Minutes for June 10th
10. Resolution Approving Personnel Actions
11. Resolution Approving Mobile Vendor License – Big D’s Hot Dogs
12. Resolution Approving Postponement of Mortgage – 61 W. Munson Ave
13. Resolution Appointing Special Counsel Mark Brancato, Esq.

Mayor Dodd explained that the amendment to the 2013 Municipal Budget is the transfer of \$50,000 from general appropriations to general capital.

Mr. John Mooney explained that there was a typo in the resolution. He noted that the contract came in at a lower amount than it was anticipated so you were able to move the money from “solid waste and recycling other expenses” to “capital

improvements fund 2013”.

Alderman Visioli thanked Margaret Verga for the meetings that were held regarding the liquor license establishments. Margaret Verga noted that meetings were held with five establishments that had quite of few calls. Each establishment had to address security issues by submitting an action plan. The plans were reviewed by the public safety director, police chief and town clerk. She noted that calls will be pulled quarterly and addressed accordingly.

Alderman Picciallo abstained from line item #12-01370 on the bills list.

**REGULAR MEETING MINUTES
JUNE 25, 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 7:08 pm

ROLL CALL

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

Absent: Alderman Downs

Also present were Attorney Downs, Administrator Close 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: The Youth Empowerment Impact program held an "Open Mic Talent Show" event this past Friday, June 14th at the JFK Park. He noted that about 100 people were in attendance. The event was sponsored by Pancho Villa Restaurant. The Youth Basketball Tournament was held on Saturday, June 15th and June 22nd and about 40 kids participated. Mayor Dodd thanked Alderman Picciallo for his assistance at the grill. Alderwoman Yzarnotegui noted that a Back to School Artist Event and a Flag Football Tournament are anticipated programs for the future. Mayor Dodd reminded the public that the Outdoor Movie Night will be held on June 28th, July 26th and August 23rd. He reminded the public to attend the Annual Fireworks Display. He expressed that Dover Business College merged with Berkeley College and they will stay in our community.

ATTORNEY'S REPORT – No report

CONSENT AGENDA

**APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT
WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR
TARGETED IMPAIRED DRIVING ENFORCEMENT.**

NOW, THEREFORE, BE IT RESOLVED that Council of the Town of Dover formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MOB-SLDC-2013-Dover Town-00026 to the New Jersey Department of Transportation on behalf of the Town of Dover.

BE IT FURTHER RESOLVED that Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Town of Dover and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

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

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

RESOLUTION WAIVING SIDEWALK REQUIREMENT

WHEREAS, Angelica Rodriguez will be building a house on Guy Street, Block Number 2013 and Lot Number 11; and

WHEREAS, Angelica Rodriguez has requested a waiver of the requirement to install sidewalks as there are no existing sidewalks on either side of Guy Street; and

WHEREAS, Ordinance 39-81, permits the Mayor and Board of Aldermen to waive the sidewalk requirement where there are no existing sidewalks abutting the property.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Board of Aldermen of the Town of Dover that the request for waiver of sidewalks be approved as there are no sidewalks abutting this property.

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

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

RESOLUTION

WHEREAS, Casa Puerto Rico, Inc., filed an application for their **fourth & fifth** 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, August 31, 2013 (#4) and Sunday, September 1, 2013 (#5) 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 Picciallo has moved the foregoing resolution be adopted and duly seconded by Alderwoman Romaine and passed by the following roll call vote.

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

RESOLUTION

WHEREAS, at the Municipal Tax Sale held on December 3, 2012, a lien was sold on Block 2105 Lot 17 also known as 163 Oram Drive, Dover, New Jersey for delinquent 2011 taxes; and,

WHEREAS, this lien, known as Tax Sale Certificate 11-00041 was sold to Phoenix Funding Inc; and,

WHEREAS, redemption fees for Certificate No.11-00041 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 \$21,550.02 for redemption payment and premium made at time of sale, payable to US Bank CUST for Phoenix, 2 Liberty Place - TLGS, 50 South 16th 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 Romaine and passed by the following roll call vote.

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

ORDINANCE FOR INTRODUCTION

ORDINANCE NO. 09-2013

**AN ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
ESTABLISHING A STOP SIGN ON LEONARD 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:

1. Pursuant to N.J.S.A. 39:4-8b(1)c, there is hereby established a stop intersection on Leonard Street at its intersection with Hillside Ave. The proposed stop sign shall be located on the eastbound side of Leonard Street at its intersection with Hillside Ave.
2. This ordinance shall be submitted to the Municipal Engineer and he shall, under his seal as a licensed professional engineer, certify to the governing body of Dover that the sign and its placement have been approved by the engineer after investigation of the circumstances, and that it appears to the engineer to be in the interest of safety and expedition of traffic on the public highways and conforms to the current standards prescribed by the manual of the uniform traffic control devices for streets and highways as adopted by the Commissioner of Transportation, all as required by N.J.S.A. 39:4-8.
3. A certified copy of the adopted ordinance shall be transmitted by the Clerk of the Town of Dover to the Commissioner of Transportation within 30 days of adoption together with the certification of the Municipal Engineer, requesting the Commissioner's approval of the Ordinance.
4. All ordinances or parts of ordinances inconsistent with this within ordinance are hereby repealed to the extent of such inconsistencies.
5. 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 affect the validity of the remaining portions hereof.
6. The Ordinance shall not take effect until it is approved by the Commissioner of Transportation of the State of New Jersey.

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

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

ORDINANCE 10-2013

**OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
AMENDING AND SUPPLEMENTING ARTICLE 28A "PARKING" OF THE REVISED ORDINANCES OF
THE TOWN OF DOVER 1969, SAVED FROM REPEAL**

Be it ORDAINED by the Mayor and Board of Aldermen of the Town of Dover, Morris County, New Jersey as follows:

1. Article 28A, entitled "Parking," is hereby amended and supplemented to establish no parking anytime on along both sides of the center island on Leonard Street between the intersections of Highland Ave. to the East and Hillside Ave. (North) and Baker Ave. (South) to the West.
2. All ordinances or parts of ordinances inconsistent with this within ordinance are hereby repealed to the extent of such inconsistencies.
3. 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 affect the validity of the remaining portions hereof.
4. The Ordinance shall take effect in accordance with law.

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

**Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, Rutan, Noriega, Yzarnotegui and Mayor Dodd
Nays: None Absent: Alderman Downs 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:	\$0.00
CURRENT ACCT claims in the amount of:	\$1,280,845.72
GENERAL CAPITAL ACCT claims in the amount of:	\$11,483.45
WATER UTILITY ACCT claims in the amount of:	\$56,217.10
WATER UTILITY RESERVE ACCT claims in the amount of:	\$0.00
WATER CAPITAL ACCT claims in the amount of:	\$73,520.90
PARKING UTILITY ACCT claims in the amount of:	\$296.36
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:	\$0.00
EVIDENCE TRUST ACCT claims in the amount of:	\$0.00
RECYCLING TRUST ACCT claims in the amount of:	\$3,525.00
COUNTY FORFEITED ASSETS TRUST ACCT claims in the amount of:	\$0.00
FEDERAL FORFEITED ASSETS ACCT claims in the amount of:	\$450.00
TRUST/OTHER ACCT claims in the amount of:	\$36,858.66
COAH TRUST Acct claims in the amount of:	\$0.00
TOTAL CLAIMS TO BE PAID	\$1,463,197.19

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:	\$389,592.57
WATER UTILITY ACCT claims in the amount of:	\$27,131.97
PARKING UTILITY ACCT claims in the amount of:	\$4,876.64
PAYROLL AGENCY ACCT claims in the amount of:	\$111,351.59
UNEMPLOYMENT TRUST ACCT claims in the amount of:	\$139.58
TOTAL CLAIMS PAID	\$533,092.35

TOTAL BILL LIST RESOLUTION **\$1,996,289.54**

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

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

Mayor Dodd thanked everyone involved in the budget process. He noted that next to Victory Gardens, Dover has the lowest property taxes in Morris County. He noted that Dover has been able to maintain the services and protection and also has been able to add some additional services and personnel.

Mayor Dodd opened the meeting to the public for a hearing on the budget resolutions. Seeing no hands and hear no voices, Mayor Dodd closed the meeting to the public.

RESOLUTION AMENDING 2013 MUNICIPAL BUDGET

(See Attached)

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

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

RESOLUTION ADOPTING 2013 MUNICIPAL BUDGET

(See Attached)

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

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

Oswaldo Navaro
Pedro Enrique Loor

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

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

CITY LIMO & TAXI INC

'03 Dodge	1D4GP24323B127645	OL7860G
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FIRST CLASS OF DOVER, INC

'06 Lincoln	1LNHM81W76Y611805	OL4105H
'04 Lincoln	1LNHM83W74Y658360	OL9956H

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

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

RESOLUTION

WHEREAS, the herein named duly filed applications for renewal of their Alcoholic Beverage Licenses for their respective premises as shown on Schedule A for July 1, 2013 to June 30, 2014; and

WHEREAS, no objections have been received from the public; and

WHEREAS, the required fees have been paid and all premises have been inspected and approved by the Police Department, Board of Health and the Bureau of Fire Prevention.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover that said applications be approved and that the respective licenses be granted; and

BE IT FURTHER RESOLVED that the Town Clerk or Director in the case of a conflict license be and hereby is authorized to issue license certificates accordingly as listed below.

SCHEDULE A
2013/2014 LIQUOR LICENSES

MY PLACE LOUNGE, INC	JAI ALAI RESTAURANT 73-75 W. BLACKWELL ST.	1409-33-001-006
DOVER ENTERTAINMENT, LLC	XCLUSIV LOUNGE AND RESTAURANT 337 E. BLACKWELL ST.	1409-33-002-008
THE BASKET OF CHEER LTD.	AMANDEEP INC. 380 U.S. HIGHWAY 46, P.O. Box 542	1409-44-003-003
JUST A BAR CORP	LOS ARRIEROS BAR 9 W. CLINTON ST.	1409-33-004-006
AC DOIT CORP.	UNIQUE BAR & GRILL 97 E. BLACKWELL ST.	1409-33-005-006
IE & ANGIE LLC	CELEBRITY BAR & LIQUORS 260 ROUTE 46 EAST	1409-33-006-006
BLACKWELL STREET CAFE, INC.	MURRAY'S 111 E. BLACKWELL ST.	1409-33-008-004
DOVER LIQUOR LICENSE, L.L.C. POCKET	MURPHY'S	1409-32-010-007
SU CASA COLOMBIA REST INC	SU CASA COLOMBIA RESTAURANT 112 E. BLACKWELL ST.	1409-33-012-004
SHANTIVAN LIQUORS, INC.	NEIGHBORHOOD DELI 263 E. BLACKWELL ST	1409-44-015-006
QUIET MAN INC., THE	QUIET MAN, THE 62-64 E. Mc FARLAN ST.	1409-33-016-003
ATTILIO'S TAVERN LLC POCKET	ATTILIO'S TAVERN 80 E. Mc FARLAN ST.	1409-33-017-005
DIXIT JR, CORP	DOVER LIQUORS 10 W. BLACKWELL ST.	1409-44-018-006

PANCHO VILLA RODEO INC	PANCHO VILLA RODEO 142 E. BLACKWELL ST.	1409-33-020-004
LAKE HOPATCONG CLASSICS, LLC	BASSETT PUB 8 BASSETT HWY.	1409-33-021-006
19 BASSETT CORP.	SABOR LATINO RESTAURANT 19 BASSETT HWY	1409-33-023-005
SHIV LIQUOR LLC	SAM'S LIQUOR WINE & DELI 325 W. CLINTON ST.	1409-44-026-005
NATASHA JR CORP.	THOMAS LIQUORS 26 S. MORRIS ST.	1409-44-027-007
AT THE HOP INC.	AT THE HOP 14 N. MORRIS ST.	1409-33-030-005
MARK MONT INC.	CHARLOTTE'S WEB 39 W. CLINTON ST.	1409-33-031-003
WILLIAM HEDGES BAKER POST #27 AMER. LEGION	AMERICAN LEGION POST #27 2 LEGION PLACE	1409-31-032-001
CASA PUERTO RICO INC	CASA PUERTO RICO 50 W. BLACKWELL ST.- P.O. BOX 486	1409-31-033-002
DOVER HILLTOP ATHLETIC CLUB INC.	DOVER HILLTOP A.C. 17 GRANT ST.	1409-31-034-001
ROCKAWAY TWP. DOVER LODGE LODGE 541 LOYAL ORDER OF MOOSE	DOVER MOOSE LODGE 541 21 SAMMIS AVE.	1409-31-039-001
MCRS DOVER TENANT LLC	HILTON HOMEWOOD SUITES 2 COMMERCE CENTER DR.	1409-36-042-003

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

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

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
DENYING THE RENEWAL OF ALCOHOLIC BEVERAGE LICENSES**

WHEREAS, the herein named duly filed applications for renewal of their Alcoholic Beverage Licenses for their respective premises shown below for July 1, 2013 to June 30, 2014; and

WHEREAS, a pre-condition to approval is the submission of a tax clearance certificate from the State of New Jersey, (hereinafter "Certificate"); and

WHEREAS, the applicants have not been granted such Certificate from the NJ Division of Taxation; and

WHEREAS, the Town of Dover is prohibited from approving the renewal; and

WHEREAS, the applicants may apply to the director of Alcoholic Beverage Control for an *ad interim* permit; 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. The Town of Dover hereby denies the renewal applications as listed below for failure to obtain a Tax Clearance Certificate:

TOVAR ENTERPRISES INC.	TEQUILA'S 55 BISTRO GRILL 55 E. BLACKWELL ST	1409-33-019-007
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Alderman Romaine has moved the foregoing resolution be adopted and duly seconded by Alderman Rutan and passed by the following roll call vote.

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

May 28, 2013 – Caucus & Regular

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

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

**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:

June 10, 2013 – Caucus & Regular

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

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

RESOLUTION APPROVING PERSONNEL ACTIONS

BE IT RESOLVED that the Mayor and Board of Aldermen of the Town of Dover, upon the recommendation of the Business Administrator, approve the following personnel actions subject to applicable N.J. Department of Personnel regulations:

New Hire(s)/ Seasonal Employees:

Brandon Smith,	Laborer	(Hourly Rate \$12.00)
Joseph Maenza,	Laborer	(Hourly Rate \$12.00)

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

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

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPROVING A MOBILE RETAIL FOOD ESTABLISHMENT(S)

WHEREAS, a Class 2 license allows the licensee to set up on the paved portions of the following public parks and or playgrounds of the town: Crescent Field, Second Street Playground, Hooey Park, King Field, Hurd Park, Steffany Park at Waterworks and Overlook Park.

WHEREAS, the vendors have provided proof of insurance, sales tax certificate, physician certificate(s), photograph(s) of employees, proof of citizenship and proof of payment of sales tax; and

WHEREAS, the appropriate fees have been paid.

WHEREAS, this approval is conditioned upon approval of the Health Officer's satisfactory inspection of the vehicle for said license.

WHEREAS, the Police Department has approved the location of the vendors.

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. That the application of Dominick Angelone of Big D's Hot Dogs for a Mobile Retail Food Establishment, Class 2 License be approved.

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

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

CONSENT TO POSTPONEMENT OF MORTGAGES FOR GEOFFREY OPRESNICK FOR PROPERTY AT 61 W. MUNSON AVE.

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

WHEREAS, Geoffrey Opresnick, residing at 61 W. Munson Ave., Dover, New Jersey obtained funding from the Program in June 2012; and

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

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, the following: The Mayor and Board of Aldermen acknowledge and consent to the Postponement of Mortgages, and hereby authorize William Close, Administrator of the Program to execute the documents necessary to effectuate the requested Postponement of Mortgages.

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

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

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

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

WHEREAS, this need arises due to a conflict of the municipal attorney as to one Morris County Board of Construction Board of Appeals petition wherein the municipal attorney was required to recuse himself from representation of the municipality; and,

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

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

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

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

1. Mark Brancato is hereby appointed as special counsel to represent the Town of Dover in the matter of a boundary question involving 83 Guy Street, Dover, New Jersey.

2. In the event an appeal is taken of the above matter to any level, Mark Brancato is also appointed to represent the Town of Dover at the same hourly rate.

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

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

PUBLIC COMMENTS

Fred Kantor – 81 Hanover Rd, Mt. Lakes, NJ – At the last meeting he attended, Mr. Kantor spoke on the ordinance relating to “abandoned and junked vehicles” and felt that his questions were not answered by the Mayor or Town Attorney. He expressed that the town is not authorized to enact the abandoned and junked vehicles ordinance. He provided several scenarios regarding the ordinance and noted that the ordinance is unconstitutional which has been found under the Morris/Sussex Vicinage.

Mayor Dodd expressed that he has an obligation as an elected official to provide for the safety and welfare of the residents and the quality of life for the community. Mayor Dodd noted that the ordinance is not to hurt low income residents, as Mr. Kantor stated, but it’s to raise the quality of life and provide for the safety and welfare of the residents. Mr. Kantor requested that the board of aldermen review the ordinance, get a decision from the judge and change the ordinance.

Antonio Acosta - 130 Madison St. – Mr. Acosta expressed that he’s not sure if the town is doing enough to move that needle to where it needs to move to make the town where it should be. He’s disappointed that the home values are not where they should be and expressed that he applauds the “junk vehicle” ordinance which is needed in the town. He understands that the town is trying however he expressed that the town needs to be focus and be more forceful.

Mayor Dodd publicly thanked business owner Francisco Rizo from Pancho Villa Restaurant for the sponsorship of the Youth Empowerment Impact Program and the annual fireworks.

Mayor Dodd appointed Patty Genovese to the Library Board.

**Motion to adjourn made by Alderwoman Romaine at 7:36 pm,
and duly seconded by Alderman Picciallo passed by the following voice vote.**

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

Respectfully submitted,

Margaret J. Verga, Municipal Clerk