



TOWN OF DOVER
MAYOR AND BOARD OF ALDERMEN
CAUCUS MEETING MINUTES
April 28, 2009 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 and prayer was given asking for guidance and strength to do what is right for our town and our citizens.

ROLL CALL:

Present: Aldermen Delaney, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd

Absent: Alderman Poolas

Also present were Administrator Close, Attorney Pennella and Clerk Verga

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

Mayor Dodd commented that Mr. Marin of Club Colombia is present and Club Columbia has donated \$1,000 for the purchase of four trees that will be planted at Crescent Field. Mayor Dodd provided him with a proclamation. Mr. Marin thanked the Mayor and Board of Aldermen for their support.

MUNICIPAL CORRESPONDENCE:

1. Ordinance from Township of Randolph re: Amending the Land Development Ordinance-Lot Grading Permits and Fee Schedule
2. Ordinance from the Township of Randolph re: Providing for Shongum Road Sewer Line Extension
3. Ordinance from Rockaway Township re: Land Use Development, Section 54-30, Zoning Regulations, Subsection 54-30.11 signs
4. Ordinance from the Borough of Rockaway re: Land Use Design & Performance Standards
5. Letter from the State of NJ, Council on Affordable Housing (COAH) re: Waiver from 20% Affordable Housing Obligation for Highlands Municipalities
6. Letter of Commendation from Chief Valentine re: Police Officers Aldo Cicchetti, Walter Michalski & Jonathan Delaney
7. Notification from NJ Department Environmental Protection (DEP) re: Suspected Hazardous Substance Discharge Case Re: 81 Richards Ave.
8. "Environmental Happenings at Picatinny Arsenal" publication
9. Invitation from the Morris County Prosecutor's Office to attend the Recognition & Remembrance Ceremony in Observance of National Crime Victims' Right Week
10. 2009 Educational Workshop Schedule from the County of Morris
11. Letter from Jersey Central Power & Light re: Proposed Economic Stimulus Demand Response and Energy Efficiency Programs
12. Invitation from the NJ Alliance for Action, Inc. re: Morris County Alliance for Action Chapter Meeting
13. April 2009 Legislative Bulletin
14. Monthly newsletter from the Division on Aging, Disabilities & Veterans (Calendar of Events)
15. Letter from State of NJ COAH re: Exemption to COAH Scarce Resource Restraint on Highlands Municipalities

AGENDA ITEMS:

ORDINANCE FOR INTRODUCTION

1. Ordinance # 09-2009 Imposing a Tax on Hotel/Motel Occupancy

RESOLUTIONS

1. Approving Bills List
2. Approving Special Permit for Global Reach to be held at the Baker Theater on May 9, 2009
3. Approving Special Permit for Fiesta De Reyes, Inc. to be held at Casa Puerto Rico on May 29, 2009
4. Approving Special Permit for Casa Puerto Rico to be held at Casa Puerto Rico on June 5, 2009
5. Approving Special Permit for Dover Volunteer Fire Dept. to be held at Crescent Field on June 6, 2009
6. Approving Limo-First Class of Dover, Inc.
7. Approving Taxis-First Class of Dover, Inc. & City Limo & Taxi, Inc.
8. Approving Application for 2008 Tonnage Grant

9. Approving Mobile Vendor License – Julio’s Ice Cream
10. Approving Tax Redemption-176 Thompson Avenue

Alderman Delaney commented on Global Reach’s special permit to host an event on May 9, 2009. He explained that this permit is being requested by Global Reach however a sign has been posted at Mero’s Lounge advertising their sponsorship of the Mother’s Day event. Mayor Dodd explained that the person that signs the application is held accountable. Attorney Pennella suggested that the application be approved conditionally with the provision that there is no false sponsorship or the switch of the sponsorship. Mayor Dodd made a motion to table the resolution. Alderwoman Romaine asked if it could be possible that Mero’s Lounge is financially sponsoring the event.

REGULAR MEETING MINUTES
April 28, 2009

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 7:13 pm

ROLL CALL

Present: Aldermen Delaney, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd

Absent: Aldermen Poolas

Also present were Administrator Close, Attorney Pennella and Clerk Verga

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

Mayor Dodd opened this portion of the meeting to the public for agenda items only.

JIM MULLIN – 150 Ann Street – Mr. Mullin wanted to know if an update would be provided on the letter from the State of NJ, Council on Affordable Housing (COAH) regarding the waiver from the 20% Affordable Housing Obligation for Highlands Municipalities (correspondence section). Mr. Close stated the application has been removed from the agenda and there's no action pending. Mr. Mullin wanted to know if there's a budget to be placed on the agenda. Mayor Dodd commented we do not have the final numbers for the budget.

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

ADMINISTRATOR CLOSE – Administrator Close stated the finance committee met last night. He explained that the Mayor and several departments had a meeting concerning Club Columbia's request for the use of Crescent Field for the Columbian festival. He noted that the police department is working on grant applications.

MAYOR DODD'S REPORT – Attended various events and or meetings: Little League, Fishing Derby. Also attending the grand opening of the Hilton Hotel and was very pleased that it is decorated with a Dover theme.

ALDERMEN/COMMITTEE REPORTS

ALDERMAN TIMPANI – Alderman Timpani reminded the public that the Mayor's Fishing Derby is scheduled for May 30th. He commented that he has received assistance for the fishing derby from a few of the board members (Aldermen Poolas, Delaney and Picciallo).

ALDERMAN DELANEY – Alderman Delaney received a copy of the fire report and noted calls have increased. Portions of Alderman Delaney's comments are inaudible due to static from the microphone. Alderman Delaney attended the PBA Beefsteak event.

ALDERWOMAN BLACKMAN – Alderwoman Blackman reminded the public about Regency Grande's screening event. She has walked her neighborhood regarding several concerns and thanked Mr. Close for his assistance. She attended the ribbon cutting ceremony and breakfast for the Rotary club.

ALDERMAN VISIOLI – Alderman Visioli is researching taxi-limo ordinances from other municipalities and has been in contact with several towns to obtain feedback from many of their professionals.

ALDERWOMAN ROMAINE – Alderwoman Romaine thanked Administrator Close for the quick response on her concerns regarding housing and street/road issues. She noted that the committee has been working on the budget and several personnel meetings have been scheduled for the future.

ALDERMAN DONOFRIO – Alderman Donofrio attended the Little League Parade. He thanked Administrator Close for addressing his concerns. Alderman Donofrio recommended the representative from the county that provided the board of health with a flu presentation be brought to the town meeting for a public presentation. Alderwoman Blackman commented that the information has been placed on the website and brochures have been placed in the health office.

ALDERMAN PICCIALLO – Alderman Picciallo thanked and recognized the police officers for their quick action in the incident that occurred in the Fox Hill area. He also thanked the Police and Fire Department for their quick response to the fire in the third ward. He attended the ribbon cutting ceremony for the new Hilton Hotel and commented on their well decorated building. He thanked Administrator Close, Recreation, Police, Fire and Public Works Departments for their assistance with the parade. He provided the public with a code enforcement update. He will be assisting Alderman Timpani with the Mayor's Fishing Derby. He also noted that the finance committee did a wonderful job with the budget.

ALDERMAN POOLAS – Absent

ATTORNEY PENNELLA – Attorney Pennella commented that the taxi cab case’s discovery time period has expired. The taxi companies have failed to provide discovery.

CONSENT AGENDA

ORDINANCE FOR INTRODUCTION

ORDINANCE NO. 09-2009
OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, COUNTY OF MORRIS, STATE OF
NEW JERSEY IMPOSING A TAX ON HOTEL/MOTEL OCCUPANCY

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. **Imposition of Tax.** Pursuant to N.J.S.A. 40:48F-1, the Town of Dover hereby imposes a tax of three (3%) percent on charges of every rent for every occupancy of a hotel or motel located within the municipal borders of the Town of Dover, Morris County, New Jersey. The imposition of this tax is in addition to any other tax or fee imposed pursuant to statute or local ordinance or resolution by any governmental entity upon the occupancy of a hotel room.
2. **Payment of Tax.** All taxes imposed under this ordinance shall be paid by the purchaser. The vendor shall not assume or absorb any tax imposed by this ordinance. The vendor shall not in any manner advertise or hold out to any person or to the public in general, in any manner, directly or indirectly, that the tax will be assumed or absorbed by the vendor, that the tax will not be separately charged and stated to the customer, or that the tax will be refunded to the customer.
3. **Collection of Tax.**
 - A. The tax imposed pursuant to this ordinance shall be collected on behalf of the municipality by the person collecting the rent from the hotel customer.
 - B. Each person required to collect a tax imposed by this ordinance shall be personally liable for the tax imposed, collected or required to be collected hereunder. Any such person shall have the same right in respect to collecting the tax from a customer as if the tax were a part of the rent and payable at the same time; provided however, that the chief financial officer of the municipality shall be joined as a party in any action or proceeding brought to collect the tax.
4. **Returns.**
 - A. A person required to collect a tax imposed pursuant to this ordinance shall, on or before the dates required pursuant to N.J.S.A. 54:32B-17, forward to the director of the Division of Taxation in the Department of the Treasury, the tax collected in the preceding month and make and file a return for the preceding month with the director in any form and containing any information as the director shall prescribe as necessary to determine liability for the tax in the preceding month during which the person was required to collect the tax.
 - B. If the director permits or requires returns to be made covering other periods and other dates as the director may specify, the person required to collect a tax imposed under this ordinance shall abide by the director’s requirements.
5. **Governing Law.** A tax imposed herein shall be governed by the provisions of the “State Uniform Tax Procedure Law,” R.S. 54:48-1, *et .seq.*
6. **Penalties.** If a vendor assumes or absorbs the tax being charged under this ordinance, each assumption or absorption shall be deemed a separate offense and each representation or advertisement by a vendor for each day the representation or advertisement continues of an assumption or absorption shall be deemed a separate offense. Such offense shall be punishable by a fine of not more than \$1,250.00, imprisonment for 30 days, or both.
7. **Filing of Ordinance.** A copy of this ordinance once adopted shall be transmitted to the state treasurer.
8. **Effective Date.** This ordinance shall be effective upon second reading and publication in the official newspaper of the State of New Jersey and 90 days after the transmittal of the adopted ordinance to the State treasurer.
9. **Repealer.** All ordinances or parts of ordinances inconsistent with this within ordinance are hereby repealed to the extent of such inconsistencies.
10. **Severability.** 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.

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

**Ayes: Aldermen Delaney, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman, and Mayor Dodd
Nays: None Absent: Aldermen Poolas Abstained: None**

BILLS LIST

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 bill 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:	\$295,355.13
CURRENT ACCT claims in the amount of:	\$726,877.78
CAPITAL ACCT claims in the amount of:	\$9,291.66
WATER UTILITY ACCT claims in the amount of:	
WATER UTILITY RESERVE ACCT claims in the amount of:	
WATER CAPITAL ACCT claims in the amount of:	
PARKING UTILITY ACCT claims in the amount of:	\$3,563.88
PARKING UTILITY RESERVE ACCT claims in the amount of:	\$297.89
PARKING CAPITAL ACCT claims in the amount of:	
ANIMAL CONTROL TRUST ACCT claims in the amount of:	\$10.80
EVIDENCE TRUST ACCT claims in the amount of:	
RECYCLING TRUST ACCT claims in the amount of:	\$93.00
COUNTY FORFEITED ASSETS TRUST ACCT claims in the amount of:	
FEDERAL FORFEITED ASSETS ACCT claims in the amount of:	\$607.55
TRUST/OTHER ACCT claims in the amount of:	\$6,659.70
DOVER MARKETPLACE INC TRUST ACCT claims in the amount of:	
TOTAL CLAIMS TO BE PAID	\$1,042,757.39

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:	\$270,185.02
WATER UTILITY ACCT claims in the amount of:	\$24,344.00
PARKING UTILITY ACCT claims in the amount of:	\$4,487.19
PAYROLL AGENCY ACCT claims in the amount of:	\$74,584.65
UNEMPLOYMENT TRUST ACCT claims in the amount of:	\$281.81
TOTAL CLAIMS PAID	\$373,882.67

TOTAL BILL LIST RESOLUTION **\$1,416,640.06**

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

**Ayes: Aldermen Delaney, Visioli, Donofrio, Picciallo, Timpani, Romaine and Mayor Dodd
Nays: None Absent: Aldermen Poolas Abstained: Alderman Blackman**

RESOLUTION

WHEREAS, the Global Reach International, filed an application for their **sixth** Special Permit for Social Affair to be held at Baker Theater, which is their **sixth** event; and

WHEREAS, Global Reach Int., a non-profit organization is permitted to have twelve events per year and Baker Theater, is permitted to have twenty-five; 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. Global Reach International (#6) is approved for a dance to be held on Saturday, May 9, 2009 at Baker Theater (#6), 41 W. Blackwell Street, Dover, NJ from 7:00 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.

Attorney Pennella commented that the permit it is to be approved subjected to review of the true sponsor of the event. He noted that in the event that Mero's Lounge is in fact the sponsor then the resolution will be disapproved.

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 Delaney, Visioli, Picciallo, Timpani, Romaine, Blackman, and Mayor Dodd
Nays: Alderman Donofrio Absent: Aldermen Poolas Abstained: None

RESOLUTION

WHEREAS, the Fiesta De Reyes, Inc. filed an application for their **third** Special Permit for Social Affair to be held at Casa Puerto Rico, which is their **eight** event; and

WHEREAS, Fiesta De Reyes, a non-profit organization is permitted to have twelve events per year and Casa Puerto Rico, is permitted to have twenty-five; 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. Fiesta De Reyes, Inc. (#3) is approved for a dance to be held on Friday, May 29, 2009 at Casa Puerto Rico (#8), 50 W. Blackwell Street, Dover, NJ 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 Timpani has moved the foregoing resolution be adopted and duly seconded by Alderman Romaine and passed by the following roll call vote.

Ayes: Aldermen Delaney, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman, and Mayor Dodd
Nays: None Absent: Aldermen Poolas Abstained: None

RESOLUTION

WHEREAS, the Casa Puerto Rico, Inc. filed an application for their **ninth** Special Permit for Social Affair to be held at Casa Puerto Rico; and

WHEREAS, Casa Puerto Rico, Inc. is permitted to have twenty-five; 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, Inc. (#9) is approved for a dance to be held on Friday, June 5, 2009 at Casa Puerto Rico, 50 W. Blackwell Street, Dover, NJ 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 Timpani has moved the foregoing resolution be adopted and duly seconded by Alderman Delaney and passed by the following roll call vote.

Ayes: Aldermen Delaney, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman, and Mayor Dodd
Nays: None Absent: Aldermen Poolas Abstained: None

RESOLUTION

WHEREAS, The Town of Dover Volunteer Fire Department, filed an application for their **first** Special Permit for Social Affair to be held at Crescent Field, which is their **first** event; and

WHEREAS, The Town of Dover Volunteer Fire Department, is permitted to have twelve per year and Crescent Field, is permitted to have twenty-five; 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. The Town of Dover Volunteer Fire Department is approved for a firemen's parade (#1) to be held on Saturday, June 6, 2009 at Crescent Field, NJ from 12:00 pm through 7:00 pm.
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 Alderman Delaney and passed by the following roll call vote.

Ayes: Aldermen Delaney, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman, and Mayor Dodd
Nays: None Absent: Aldermen Poolas Abstained: Alderman Timpani

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, **First Class of Dover, Inc.**, has applied for a license to operate the vehicle(s) listed below hereto and made a part hereof as taxicab(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;

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) listed below are hereby approved for taxi license(s) in the Town of Dover.

1. 1998 Lincoln Town Car (Limo) Passengers: 5 Color: Green VIN # 67964 Plate #OL4986G

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 Delaney, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman, and Mayor Dodd
Nays: None Absent: Aldermen Poolas 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) 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;

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) listed below are hereby approved for taxi license(s) in the Town of Dover.

Schedule A

FIRST CLASS OF DOVER, INC.

1. 2002 Lincoln Town car (Taxi)	Passengers: 5	Color: Black	VIN 61057	Plate# OXY8396
2. 2001 Dodge Caravan (Taxi)	Passengers: 6	Color: Gray	VIN 84835	Plate# OXY8393
3. 2004 Ford Crown Victoria (Taxi)	Passengers: 5	Color: White	VIN 43420	Plate# OXY8394
4. 2004 Ford Crown Victoria (Taxi)	Passengers: 5	Color: White	VIN 27203	Plate# OXY8400
5. 2001 Dodge Caravan (Taxi)	Passengers: 6	Color: White	VIN 68500	Plate# OXY5272
6. 2002 Chrysler GRV (Taxi)	Passengers: 6	Color: Green	VIN 48717	Plate# OXY5280
7. 2002 Dodge Caravan (Taxi)	Passengers: 6	Color: Gray	VIN 33914	Plate# OXZ5077

CITY LIMO & TAXI, INC.

1. 2001 Lincoln Town car (Taxi)	Passengers: 5	Color: Black	VIN 00933	Plate# OXY8435
2. 2002 Dodge Caravan (Taxi)	Passengers: 6	Color: Black	VIN 25965	Plate# OXY8437
3. 2000 Lincoln Town car (Taxi)	Passengers: 5	Color: Black	VIN 16296	Plate# OXY8438
4. 2001 Chrysler Voyager (Taxi)	Passengers: 6	Color: Black	VIN 98435	Plate# OXZ5070
5. 2002 Dodge Caravan (Taxi)	Passengers: 6	Color: Black	VIN 50295	Plate# OXZ5074

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 Delaney, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman, and Mayor Dodd

Nays: None

Absent: Aldermen Poolas

Abstained: None

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
APPROVING APPLICATION FOR 2008 TONNAGE GRANT

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L.1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for such tonnage grants for calendar year 2008 will memorialize the commitment of this municipality to recycling and to indicate the assent of The Mayor and Board of Alderman to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW THEREFORE BE IT RESOLVED by the Mayor and Board of Alderman of County of Morris that Town of Dover hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates *William J. Isselin / Municipal Recycling Coordinator* to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

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 Delaney, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman, and Mayor Dodd
Nays: None Absent: Aldermen Poolas Abstained: None**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE
TOWN OF DOVER APPROVING A MOBILE RETAIL FOOD ESTABLISHMENT**

WHEREAS, Julio Paguay of Julio's Ice Cream has filed for renewal of a Class III Mobile Retail Food Establishment License; and

WHEREAS, a Class III license is for the sale of frozen dairy products and frozen snacks from a motorized vehicle. The licensee may sell in any zone, provided that no sale stops shall be for more than ten (10) minutes in any residential zone and thirty (30) minutes in any other zone.

WHEREAS, they 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.

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 Julio's Ice Cream for a Mobile Retail Food Establishment, Class 3 License be approved.
2. This approval is conditioned upon approval of the Health Officer's satisfactory inspection of the vehicle for said license.

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 Delaney, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman, and Mayor Dodd
Nays: None Absent: Aldermen Poolas Abstained: None**

RESOLUTION

WHEREAS, at the Municipal Tax Sale held on December 19, 2007, a lien was sold on Block 1102 Lot 21.02, also known as 176 Thompson Avenue, for delinquent 2006 taxes; and,

WHEREAS, this lien, known as Tax Sale Certificate 06-00009 was sold to JN Properties for \$1,222.66; and,

WHEREAS, Maria Elejalde, owner, has effected redemption of Certificate No.06-00009 in the amount of \$8,253.09.

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 \$8,253.09 payable to JN Properties, 175 Market Street, Paterson, NJ, which is the total of the redemption on this 28th day of April 2009.

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

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

**Ayes: Aldermen Delaney, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman, and Mayor Dodd
Nays: None Absent: Aldermen Poolas Abstained: None**

PUBLIC COMMENTS – Three Minutes per Person

KAY WALKER – 72B East Blackwell Street – Ms. Walker is very proud of the Mayor & Board for providing seniors with a discounted decal (she qualifies for one). Ms. Walker thanked the EMS Squad for their quick response time when she needed them. She attended the grand opening of the Hilton Hotel and noted the building is wonderful and people should stop by to see it. She expressed that it's phenomenal and it's in Dover.

JIM MULLIN – 150 Ann Street – Mr. Mullin shared with the board and public a letter that he obtained from a Mayor of another town. The letter was directed to their town’s taxpayers and how the governing board decided to take a 5% decrease in their salary as well as other cost cutting actions. Mr. Mullin wanted to know if the board was aware of the amount of state aid for Dover. Administrator Close commented that the aid has increased. Mr. Mullin wanted to know the percentage of the increase. Mr. Close noted he would provide the percentage to Mr. Mullin after the meeting since he didn’t have it readily available. Mr. Mullin was concerned about the tax redemption resolution. Attorney Pennella provided Mr. Mullin with an explanation on the process of tax redemptions.

DAVE GARLAND – 138 Oram Drive – Mr. Garland thanked Administrator Close for his quick response to his family’s concerns on taxis and speeding in their area.

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

**Motion made by Alderman Donofrio to adjourn at 7:44 p.m.,
Seconded by Alderman Visioli and passed by the following voice vote.**

**Ayes: Aldermen Delaney, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman, and Mayor Dodd
Nays: None Absent: Aldermen Poolas Abstained: None**

Respectfully submitted,

Margaret J. Verga, Municipal Clerk