



**TOWN OF DOVER**  
**MAYOR AND BOARD OF ALDERMEN**  
**CAUCUS MEETING MINUTES**  
**March 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, Picciallo, Romaine, Blackman, Downs, Rutan, Noriega, Yzarnotegui & Mayor Dodd

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 the Township of Rockaway re: Amending and Supplementing Chapter 54, The Land Use and Development Ordinances, Section 54-37.2 Violations and Penalties
2. Resolution from the Borough of Harrington Park re: Supporting Assembly Bill A-2753 Requiring Direct Payment of Energy Taxes to Municipal Government
3. Resolution from the Borough of Lincoln Park re: Opposing S2364/A3553
4. Notice of Proposed Rate Increases and Other Adjustments with respect to JCP&L

**CONSENT AGENDA**

1. Resolution Approving Raffle Application – Schedule A
2. Resolution Approving Noise Permit – Morris County Organization for Hispanic Affairs
3. Resolution Approving Tax Redemption – 64 Prospect Street
4. Resolution Approving Limos – Schedule A

Alderman Visioli wanted to know if there are two police officers that are certified to use the noise meter. Mr. Close noted that there is at least one police officer certified to the use the noise meter, there might be an additional officer trained.

**AGENDA ITEMS:**

**RESOLUTIONS**

1. Resolution Approving Bills List
2. Resolution Authorizing Credit for Sewer Charges – 209 W. Chrystal Street
3. Resolution Removing Fire Department Members - Brian Englehardt & Bryan Waagner
4. Resolution Supporting Assembly Bill A-2753 and Senate Bill S-1923 Requiring Direct Payment of Energy Taxes to Municipal Government
5. Resolution Supporting Empower Dover Coalition

Mayor Dodd explained the resolution to support the Empower Dover Coalition which is a drug alcohol awareness program for the youth in the community. He noted that the resolution is for the board to support the program, as well as staff members like the Public Safety Director.

Alderman Picciallo abstained to line items #13-00634, #13-000661, #13-00662 on the bills list.  
Alderwoman Noriega abstained to line item #13-00496 on the bills list.

**REGULAR MEETING MINUTES**  
**March 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 7:11 pm

**ROLL CALL**

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

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.

**Maria Tambini** – E. Blackwell St – Ms. Tambini thanked Mr. Close for his assistance with the street light repair.

**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 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**

**MORRIS COUNTY ORGANIZATION FOR HISPANIC AFFAIRS**  
to be held on Saturday, June 15, 2013  
(50/50 Raffle)

**Alderwoman 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, Downs, Rutan, Noriega, Yzarnotegui and Mayor Dodd**  
**Nays: None      Absent: None      Abstained: None**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER**  
**APPROVING A PERMIT FOR USE OF LOUD SPEAKERS OR AMPLIFIERS**

**WHEREAS**, Morris County Organization for Hispanic Affairs has requested a permit for the use of loud speakers or amplifiers at outdoor events located at Bassett Hwy. (between Marjorie Lane & Towpath Square); and

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

1. There is hereby approved a permit for the use of loudspeakers or amplifiers by Morris County Organization for Hispanic Affairs located at 95-97 Bassett Hwy. as listed below:

Saturday June 15<sup>th</sup> – 10:00AM TO 6:00PM  
 Sunday June 22<sup>nd</sup> – 10:00AM TO 6:00PM (RAINDATE)

2. This authorization is conditioned upon the use of the loudspeakers or amplifiers being in conformance with all regulations of the Code of the Town of Dover.

**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, Downs, Rutan, Noriega, Yzarnotegui and Mayor Dodd  
 Nays: None      Absent: None      Abstained: None**

**RESOLUTION**

**WHEREAS**, at the Municipal Tax Sale held on December 3, 2012, a lien was sold on Block 1101 Lot 56 also known as 64 Prospect Street, A & B, Dover, New Jersey for delinquent 2011 water and sewer fees; and,

**WHEREAS**, this lien, known as Tax Sale Certificate 11-00027 was sold to Stonefield Investment Fund II, LLC.; and,

**WHEREAS**, redemption fees for Certificate No.11-00027 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 \$597.33 for redemption payment and premium made at time of sale, payable to Stonefield Investment Fund II, LLC., 21 Robert Pitt Drive #202, Monsey, New York 10952.

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

**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, Downs, Rutan, Noriega, Yzarnotegui and Mayor Dodd  
 Nays: None      Absent: None      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**

**Axels Express Limo & Taxi**

<b>Year/Model/Make</b>	<b>Vehicle Identification Number</b>	<b>Plate #</b>
2005 Grand Caravan	2D4GP44L35R288439	OL2402J (NEW)

**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, Downs, Rutan, Noriega, Yzarnotegui and Mayor Dodd**  
**Nays: None Absent: None 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:	\$13,557.39
CURRENT ACCT claims in the amount of:	\$2,349,765.41
GENERAL CAPITAL ACCT claims in the amount of:	\$25,758.02
WATER UTILITY ACCT claims in the amount of:	\$47,524.71
WATER UTILITY RESERVE ACCT claims in the amount of:	\$2,643.10
WATER CAPITAL ACCT claims in the amount of:	\$5,582.25
PARKING UTILITY ACCT claims in the amount of:	\$1,319.49
PARKING UTILITY RESERVE ACCT claims in the amount of:	\$147.62
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:	\$283.80
COUNTY FORFEITED ASSETS TRUST ACCT claims in the amount of:	\$0.00
FEDERAL FORFEITED ASSETS ACCT claims in the amount of:	\$1,600.00
TRUST/OTHER ACCT claims in the amount of:	\$16,590.89
COAH TRUST Acct claims in the amount of:	\$0.00
<b>TOTAL CLAIMS TO BE PAID</b>	<b>\$2,464,772.68</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:	\$321,774.13
WATER UTILITY ACCT claims in the amount of:	\$23,372.89
PARKING UTILITY ACCT claims in the amount of:	\$2,548.84
PAYROLL AGENCY ACCT claims in the amount of:	\$116,763.85
UNEMPLOYMENT TRUST ACCT claims in the amount of:	\$268.85
<b>TOTAL CLAIMS PAID</b>	<b>\$464,728.56</b>

**TOTAL BILL LIST RESOLUTION** **\$2,929,501.24**

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

Alderman Picciallo abstained to line items #13-00634, #13-000661, #13-00662 on the bills list.  
Alderwoman Noriega abstained to line item #13-00496 on the bills list.

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

**RESOLUTION AUTHORIZING CREDIT FOR SEWER CHARGES**

**WHEREAS**, the owner of 209 W. Chrystal Street has contacted Dover Water Commission seeking a credit for Sewer Charges because of a water leak; and

**WHEREAS**, the owner has corrected the leak and it was verified that the loss of water had not entered the sewer system; and

**WHEREAS**, he is requesting an adjustment on the sewer portion of his utility bill; and

**WHEREAS**, the Dover Water Board Commissioners recommend that the owner of account 318270-0 be credited \$239.70.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Board of Aldermen of the Town of Dover that a sewer credit be issued in the amount of \$239.70.

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

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER  
REMOVING BRIAN ENGELHARDT AND BRYAN WAAGNER FROM THE ROLLS OF  
THE DOVER VOLUNTEER FIRE DEPARTMENT**

**WHEREAS**, Section 20-5 provides that any member of the Dover Volunteer Fire Department with less than 10 consecutive years of active service who is not in good standing for two consecutive years shall be recommended to be removed by the Board of Engineers from the rolls of the Dover Volunteer Fire Department or Rescue Squad; and

**WHEREAS**, Brian Engelhardt is not in good standing; and

**WHEREAS**, the Dover Volunteer Fire Department recommends his removal from the rolls of the Dover Volunteer Fire Department; and

**WHEREAS**, Bryan Waagner has resigned from Vigilant Engine Company No. 2;

**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. Bryan Waagner and Brian Engelhardt are hereby removed from the rolls of the Dover Volunteer Fire Department.

**Alderwoman 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, Downs, Rutan, Noriega, Yzarnotegui and Mayor Dodd  
Nays: None      Absent: None      Abstained: None**

**RESOLUTION SUPPORTING ASSEMBLY BILL A-2753 AND SENATE BILL S-1923  
REQUIRING DIRECT PAYMENT OF ENERGY TAXES TO MUNICIPAL GOVERNMENT**

**WHEREAS**, taxes on gas and electric utilities were originally collected by the host municipalities, and when the State made itself the collection agent for these taxes, it promised to dedicate the proceeds to municipal property tax relief; and

**WHEREAS**, just as municipalities collect property taxes for the benefit of school districts, counties and other entities; the State is supposed to collect Energy Taxes for the benefit of municipal governments; and

**WHEREAS**, for years, though, State officials have diverted funding from Energy Taxes to plug holes in the State budget and to fund State programs; and

**WHEREAS**, the cumulative impact of years of underfunding has left many municipalities with serious needs and burdensome property taxes; and

**WHEREAS**, municipalities lost \$331 million in combined Energy Tax and Consolidated Municipal Property Tax Relief Aid (CMPTRA) funding in Fiscal Years 2009, 2010, and 2011, while also being denied scheduled incremental funding; and

**WHEREAS**, as a result of these cuts, in a number of municipalities property taxes are higher now, despite the fact that they are spending less, proving that the State's diversion of tax relief funding has contributed to higher municipal property taxes; and

**WHEREAS**, A-2753, sponsored by Assemblymen Daniel Benson and Wayne DeAngelo, and S-1923, sponsored by Senator Linda Greenstein, would restore the \$331 million in municipal property tax relief funding, ensure that each municipality will be restored to the 2007 (SFY 2008) Energy Tax Receipts/CMPTRA level and adjust that amount to account for inflation.; and

**WHEREAS**, the bills would require certain energy tax receipts to be paid directly to municipalities and, thereby, would assure local property taxpayers compensation for hosting transmission facilities and lines that allow gas and electric corporations to serve customers and conduct business in our Garden State; and

**WHEREAS**, the time has come to restore to local budgets the millions in property tax relief that have been annually diverted to meet State needs; now therefore be it

**RESOLVED**, that the Mayor and Board of Aldermen of the Town of Dover salutes the sponsors for listening to the Mayors in their districts and all around New Jersey and for advancing this legislation; and be it further

**RESOLVED**, that we enthusiastically support and urge our State Legislators to pass A-2753/S-1923; and be it finally

**RESOLVED**, that certified copies of this Resolution be forwarded to Governor Chris Christie, Lieutenant Governor Kim Guadagno, New Jersey Senate President Steve Sweeney, New Jersey Senate Republican Leader Thomas Kean, Jr., New Jersey Assembly Speaker Sheila Oliver, New Jersey Assembly Republican Leader Jon Bramnick, our State Senator Anthony R. Bucco, our Assemblymen Anthony Bucco and Michael Carrol, and to the New Jersey League of Municipalities.

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

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER  
ENDORING THE EMPOWER DOVER COMMUNITY COALITION AND AUTHORIZING ELECTED AND  
APPOINTED OFFICIALS AND EMPLOYEES TO SIGN THE COALITION INVOLVEMENT AGREEMENT**

**WHEREAS**, the Town of Dover is interested in promoting positive choices and healthy, drug free lifestyles for our youth; and

**WHEREAS**, the *Empower Dover Community Coalition* is a community-based organization committed to working with our youth towards these goals; and

**WHEREAS**, the *Empower Dover Community Coalition* is interested in having members of the Board of Aldermen, Town employees, and other appointed officials work with them to realize their goals; and

**WHEREAS**, the Mayor and Board of Aldermen are likewise interested in working with the *Empower Dover Community Coalition*; and

**WHEREAS**, the Mayor and Board of Aldermen are duly authorized to enter into agreements with community-based organizations and do hereby endorse the *Empower Dover Community Coalition*;

**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. Alderman Ms. Michelle Yzarnotegui of the Fourth Ward and Mr. Rich Rosell, Director of Public Safety, are hereby specifically authorized to sign the Coalition Involvement Agreement in their official capacities with the Town with the *Empower Dover Community Coalition*;

2. That all Elected Officials, Appointed Officials, and Town Employees are duly authorized to participate in Empower Dover Community Coalition events and activities:

3. That nothing in this Resolution shall be construed as to provide monetary benefit to the *Empower Dover Community Coalition*;

4. That this Resolution shall take retroactive and binding effect as of Thursday, March 21, 2013.

**Alderwoman 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, Downs, Rutan, Noriega, Yzarnotegui and Mayor Dodd  
Nays: None      Absent: None      Abstained: None**

**PUBLIC COMMENTS**

Seeing no hands or hearing no voices the meeting was closed to the public.

**Motion to adjourn made by Alderman Picciallo at 7:17 pm,  
and duly seconded by Alderwoman Romaine passed by the following voice vote.**

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

**Respectfully submitted,**

**Margaret J. Verga, Municipal Clerk**