



TOWN OF DOVER
MAYOR AND BOARD OF ALDERMEN
CAUCUS MEETING MINUTES
October 13, 2015 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 (arrived at 7:17 PM) Blackman, Rutan, MacDonald, Toth and Mayor Dodd
Absent: Alderwoman Noriega

Also present were Municipal Clerk Margaret Verga, Administrator Donald Travisano and Attorney Timothy Downs

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

SUNSHINE LAW STATEMENT

In accordance with the provisions set forth in the Open Public Meeting Law, notification of this meeting has been sent to all officially designated Town newspapers and notice is posted in the Town Hall.

DISCUSSION: BEST PRACTICES INVENTORY

Mayor Dodd noted that the town received a 92% on the Best Practice Inventory. Mayor Dodd explained that the questions are different every year which range from human resources, insurance, driver's accountability, etc. He noted that he is extremely happy with the 92% and that state aid will continue.

Alderman Visioli thanked the administration for their hard work.

PROCLAMATION

1. RECOGNIZING NICHOLAS PASCUA FOR ACHIEVING THE RANK OF EAGLE SCOUT
2. ALCOA - FAMILY DAY

Mayor Dodd provided a background on Nicholas' achievements. The proclamation was read and presented by Alderman Visioli. Nicholas Pascua thanked his mother and everyone for their support. He's looking forward to doing bigger things in the future.

Mayor Dodd read the proclamation on Alcoa which was presented to Mr. David Reid. Mr. Reid provided a background on Alcoa and expressed that every plane that has flown, most likely has parts from Alcoa. He noted that his son is also an Eagle Scout and that Alcoa has provided assistance to the Boys and Girls Scout of America. He invited Nicholas Pascua to come see the Alcoa plant since he wants to become an engineer.

MUNICIPAL CORRESPONDENCE:

1. Ordinance from the Township of Mine Hill: Amending the Zoning Map of the Township
2. Public Notice from Jersey Central Power and Light for Proposed Transfer of Transmission Assets and Lease of Real Property to Mid-Atlantic Interstate Transmission, LLC on October 26th and 28th, 2015
3. Safety Information from NJ Natural Gas

CONSENT AGENDA

1. Resolution Approving Raffle/Bingo License – Schedule A
2. Resolution Approving Mayor and Board of Aldermen Meeting Minutes of August 25, 2015
3. Resolution Appointing Michael Hantson as Municipal Engineer
4. Resolution Approving Change Order for Adams Avenue Water Main Extension Project
5. Resolution Approving Change Order for Grace Street Water Main Extension Project
6. Resolution Approving Personnel Action

Mayor Dodd commented that Michael Hantson has been an asset to the community. He has a wealth of knowledge and not the average employee, he goes above and beyond. Mayor Dodd is happy that Mr. Hantson is staying for another appointment. Alderman Visioli commented that Michael Hantson is a recognized force in the county as well as the state. He noted that the form based code that Mr. Hantson put forward is a model for the State of New Jersey. Alderman Visioli supports the resolution to appointment Michael Hantson as Municipal Engineer.

ORDINANCE FOR INTRODUCTION

1. Ord. No. 23-2015 – Repealing Ordinance No. 26-1995 - Establishing a Loading Zone
2. Ord. No. 24-2015 – Establishing a Loading Zone on Bassett Highway

Mayor Dodd supports the resolution to establish a loading zone on Bassett Highway which he believes is needed for the businesses in that area. Alderwoman Romaine had some concerns about the loading zone which were addressed by the Mayor. It was explained that the loading zone is to be used by all the businesses in that area and there is a time limit of 15 minutes.

AGENDA ITEMS:

RESOLUTIONS

1. Resolution Approving Bills List
2. Resolution Approving Taxicab Driver's Licenses – Schedule A
3. Resolution Authorizing an Amendment to the Municipal Shared Services Agreement for Affordable Housing Constitutional Compliance
4. Resolution to Submit a Grant Application and Execute a Grant Contract with the New Jersey Department of Transportation for the Perry Street Roadway Improvements Project
5. Resolution Declaring a Public Safety Emergency Due To the High Number of Limousines in the Town of Dover
6. Resolution Authorizing the Town Administrator to finalize the agreement with Stanley Votruba for access and parking purposes
7. Resolution Authorizing the Town Administrator to finalize the agreement with Kerbel-Sheriff Partners for access and parking purposes

Mayor Dodd spoke on the resolution declaring a public safety emergency due the high number of limousines in the town of Dover. He explained that the board refuses to issue any new limousine licenses and that a taxi committee has been established as well as a new compliance officer who has started to inspect the taxi companies. This resolution is an attempt to get our state legislature to pay attention to the severity of the issue.

REGULAR MEETING MINUTES

October 13, 2015

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 7:20 pm

ROLL CALL:

Present: Aldermen Visioli, Picciallo, Romaine, Blackman, Rutan, MacDonald, Toth and Mayor Dodd

Absent: Alderwoman Noriega

Also present were Municipal Clerk Margaret Verga, Administrator Donald Travisano and Attorney Tim Downs

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

Mayor Dodd opened the meeting to the public on any agenda items.

Keith Titus – 130 Berry Street – He praised Michael Hantson noting that he is one terrific employee. He also expressed that the town hall looks terrific!

MAYOR’S REPORT: Report reserved

ATTORNEY REPORT: Report reserved

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

AMERICAN LEGION POST #27, WILLIAM H. BAKER

To be held October 30, 2015 through October 29, 2016

(PULL TAB)

AMERICAN LEGION POST #27, WILLIAM H. BAKER

To be held November 11, 2015 through November 2, 2016

(BINGO)

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, Rutan, MacDonald, Toth and Mayor Dodd

Nays: None Absent: Alderwoman Noriega Abstained: None

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

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

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

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

August 25, 2015 – Caucus & Regular

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, MacDonald, Toth and Mayor Dodd
Nays: None Absent: Alderman Noriega Abstained: None**

RESOLUTION APPOINTING MICHAEL HANTSON AS MUNICIPAL ENGINEER

WHEREAS, there exists a need for a Municipal Engineer for the Town of Dover; and

WHEREAS, N.J.S.A. 40A:9-140 provides for the appointment of a Municipal Engineer; and

WHEREAS, Michael Hantson has been serving as Municipal Engineer and Planner for the Town of Dover for the past twenty-six (26) years.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, State of New Jersey that Michael Hantson be and is hereby appointed Municipal Engineer for a term of three (3) years commencing September 8, 2015.

BE IT FURTHER RESOLVED, The Mayor and Clerk are hereby authorized to execute a contract.

BE IT FURTHER RESOLVED that the Annual Salary be provided for in the necessary Salary Ordinance 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, Rutan, MacDonald, Toth and Mayor Dodd
Nays: None Absent: Alderman Noriega Abstained: None**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPROVING
A CHANGE ORDER FOR THE ADAMS AVENUE WATER MAIN EXTENSION PROJECT**

WHEREAS, the Town of Dover solicited bids for Adams Avenue Water Main Extension Project and awarded the bid to Sita Construction Co. for \$63,475.00; and

WHEREAS, there exists a need for a change order as listed below in the amount of \$4,036.84; and

WHEREAS, the CFO has certified the funds are available; and

WHEREAS, the project will be funded from Various Improvements W-06-55-566-004 in the amount of \$735.91 and Water Operating Expenses 5-05-55-500-673 in the amount of \$3,300.93.

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

1. Change order (3) is approved in the amount of \$4,036.84 for additional construction quantity beyond bid quantities. The purpose of the change order is to contract close-out and final payment.
- 2.

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, MacDonald, Toth and Mayor Dodd
Nays: None Absent: Alderman Noriega Abstained: None**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPROVING
A CHANGE ORDER (DECREASE) FOR THE GRACE STREET WATER MAIN EXTENSION PROJECT**

WHEREAS, the Town of Dover solicited bids for Grace Street Water Main Extension Project and awarded the bid to Sita Construction Co. for \$90,600.00; and

WHEREAS, Resolution No. 186-2015, authorized change order No. 1 for wet taps at Garrison Avenue and additional services that were required resulting in an increase of \$15, 683.70, changing the amount to \$106,283.70.

WHEREAS, there exists a need for a change order no. 2 (decrease) as listed below in the amount of \$7,641.70; and

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

1. Change order no. 2 (decrease) is approved in the amount of \$7,641.70 for additional construction quantity beyond bid quantities. The purpose of the change order is to contract close-out and final payment.

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, MacDonald, Toth and Mayor Dodd

Nays: None Absent: Alderman Noriega Abstained: None

SALARY RESOLUTION

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

1. That the annual, hourly salaries and wages as set forth hereunder be and hereby are established for the officials and listed employees of the Town of Dover at the respective sums shown following their names and or position designation following their name listed below.
2. This resolution directs the Treasurer of the Town of Dover to withhold such monies from individual salaries and wages so there is no advance payment of salaries and wages and annual sums may be adjusted through December 31, 2015.

PROMOTION

Henry Nieves	Truck Driver	\$42,422/yearly	10/12/15
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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, MacDonald, Toth and Mayor Dodd

Nays: None Absent: Alderman Noriega Abstained: None

ORDINANCE FOR INTRODUCTION/FIRST READING

**ORDINANCE NO. 23-2015
AN ORDINANCE REPEALING ORDINANCE NO. 26-1995
ESTABLISHING A LOADING ZONE IN THE TOWN OF DOVER**

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

SECTION 1.

Ordinance No. 26-1995 created a Loading Zone on the West Side of North Sussex Street 36 Feet South of Bassett Highway, starting at a point of the westerly curb line of North Sussex Street said point beginning 36 feet south of the curb line intersection with Bassett Highway. Thence continuing in a southerly direction for a distance of 21 feet to a point.

SECTION 2.

This ordinance is repealed and replaced to create additional off-street parking spaces as described below:

At this location the last space next to the existing loading zone shall be expanded from 20' wide to 22' wide and a new 22' space shall be created were the existing Loading Zone currently exists.

SECTION 3. This Ordinance shall take effect in accordance with law.

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

**Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, Rutan, MacDonald, Toth and Mayor Dodd
Nays: None Absent: Alderwoman Noriega Abstained: None**

ORDINANCE NO. 24-2015
AN ORDINANCE ESTABLISHING A LOADING ZONE IN THE
TOWN OF DOVER ON BASSETT HIGHWAY

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

SECTION 1. *Definitions - Loading Zone*

A loading zone, for the purpose of this ordinance shall be an area along the side line of a public street reserved solely for use during specific hours for vehicles for the purpose of loading and unloading goods, records and passengers, and in which said area any vehicle shall not stand, stop or park for more than fifteen (15) minutes.

SECTION 2. *Bassett Highway*

Said Loading Zone shall be created along the southerly curb line of Bassett Highway beginning at a point 35' east of the southeasterly curb line intersection of Warren Street and Bassett Highway, thence continuing in an easterly direction for a distance of 32'. End Description

SECTION 3. *Utilization of a Loading Zone*

Between the hours of 10:00 A.M. and 6:00 P.M. Monday through Friday, vehicles will be permitted to stop, stand or park within the Loading Zone described in Section 2 above and no vehicle shall stop, stand or park for more than fifteen (15) minutes.

SECTION 4. *Violation and Penalties*

Every person convicted of a violation of a provision of this Ordinance or any supplement thereto shall be liable to a penalty of not more than fifty (\$50.00) dollars or imprisonment for a term not exceeding fifteen (15) days or both.

SECTION 5. This Ordinance shall take effect in accordance with law.

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

**Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, Rutan, MacDonald, Toth and Mayor Dodd
Nays: None Absent: Alderwoman Noriega Abstained: None**

RESOLUTIONS

BILL LIST RESOLUTION

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

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

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

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

RESERVE ACCT claims in the amount of:	\$0.00
CURRENT ACCT claims in the amount of:	\$840,455.52
GENERAL CAPITAL ACCT claims in the amount of:	\$346,514.85
WATER UTILITY ACCT claims in the amount of:	\$86,970.69
WATER UTILITY RESERVE ACCT claims in the amount of:	\$0.00
WATER CAPITAL ACCT claims in the amount of:	\$63,788.05
PARKING UTILITY ACCT claims in the amount of:	\$5,710.37
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:	\$10.20
EVIDENCE TRUST ACCT claims in the amount of:	\$0.00
RECYCLING TRUST ACCT claims in the amount of:	\$1,216.21
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:	\$37,166.75
COAH TRUST Acct claims in the amount of:	\$2,000.00
TOTAL CLAIMS TO BE PAID	\$1,383,832.64

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:	\$330,836.80
WATER UTILITY ACCT claims in the amount of:	\$27,028.52
PARKING UTILITY ACCT claims in the amount of:	\$3,206.37
PAYROLL AGENCY ACCT claims in the amount of:	\$213,008.68
UNEMPLOYMENT TRUST ACCT claims in the amount of:	\$47.84
TOTAL CLAIMS PAID	\$574,128.21

TOTAL BILL LIST RESOLUTION **\$1,957,960.85**

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

Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, Rutan and Toth
Nays: None Absent: Alderswoman Noriega Abstained: Alderman MacDonald and Mayor Dodd

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

AXELS EXPRESS TAXI AND LIMO
Miguel Caraballo

ELITE LIMO & TAXI SERVICES, LLC.
Suly Cueva

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

**Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, Rutan, MacDonald, Toth and Mayor Dodd
Nays: None Absent: Alderwoman Noriega Abstained: None**

RESOLUTION TO AUTHORIZE AN AMENDMENT TO THE MUNICIPAL SHARED SERVICES DEFENSE AGREEMENT FOR AFFORDABLE HOUSING CONSTITUTIONAL COMPLIANCE

WHEREAS, the Mayor and Board of Aldermen of the Town of Dover entered into the Municipal Shared Services Defense Agreement (“MSSDA”) for the purpose as set forth therein, which included retaining a common expert in the Declaratory Judgment action (“Litigation”) that was filed in accordance with In the Matter of the Adoption of N.J.A.C. 5:96 and 5:97 by the New Jersey Council on Affordable Housing, 221 N.J. 1 (2015) (“Decision”); and

WHEREAS, the MSSDA identified Dr. Robert Burchell, a distinguished professor at Rutgers University, as the expert to be retained; and

WHEREAS, Dr. Burchell became ill and has been unable to complete the obligations under the Research Agreement as set forth in the MSSDA; and

WHEREAS, as a result, Rutgers University has exercised its right to terminate the Research Agreement as permitted under its terms; and

WHEREAS, the MSSDA requires modification to allow the members to retain one or more alternative experts, consultants and/or other professionals for the Litigation; and

WHEREAS, an Amendment to the MSSDA (“Amendment”) has been prepared to effectuate the modification; and

WHEREAS, the Mayor and Board of Aldermen of the Town of Dover recognize that the Litigation requires immediate action and may require further expedited actions by its counsel determined to be necessary and appropriate; and

WHEREAS, the Mayor and Board of Aldermen of the Town of Dover have determined that it is in the best interests of the citizens of the Town of Dover to approve the Amendment, and/or to affirm and ratify the Amendment, and to authorize their designated counsel to take actions on behalf of the municipality with regard to the multiplicity of issues raised and associated with the continued implementation of the MSSDA;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Aldermen of the Town of Dover, as follows:

1. The terms and conditions of the Amendment to MSSDA attached hereto are hereby approved, and/or ratified and confirmed.
2. The Mayor and Town Clerk or Deputy Clerk, be and are hereby authorized to execute the aforesaid Amendment.
3. The Mayor and Board of Aldermen of the Town of Dover hereby authorize Jeffrey R. Surenian, Esq., to execute an agreement on behalf of the Town of Dover with Econsult Solutions, Inc.

The Mayor and Board of Aldermen of the Town of Dover hereby authorize Jeffrey R. Surenian, Esq., to execute on behalf of the Town of Dover with the approval of the Town of Dover’s designated counsel such other agreement(s) as are advisable to effectuate the purposes of the MSSDA as amended.

4. The Mayor and Board of Aldermen of the Town of Dover further authorize its designated counsel to approve such other changes to the MSSDA as may be necessary to effectuate its purposes, and to take action on behalf of the municipality with regard to the multiplicity of issues raised and associated with the implementation of the MSSDA provided that the action will not require the municipality to appropriate and commit any additional funding for the MSSDA.

In the event such changes and actions require the municipality to appropriate and commit any additional funding for the MSSDA, the Town of Dover shall only be responsible for such funding if it authorizes same.

5. If additional monies are needed to effectuate the intent and purpose of the MSSDA, no such services shall be authorized by designated counsel without further action from the Town of Dover.
6. This Resolution shall take effect immediately.

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in the official Town Newspaper.

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

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

RESOLUTION: APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE PERRY STREET ROADWAY IMPROVEMENTS PROJECT.

NOW, THEREFORE, BE IT RESOLVED that Mayor & Board of Aldermen 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 **MA-2016-Perry St. Roadway Improvements-00390** 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 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, Romaine, Blackman, Rutan, MacDonald, Toth and Mayor Dodd
Nays: None Absent: Alderman Noriega Abstained: None**

RESOLUTION

WHEREAS, a serious threat to the public health, safety and welfare presently exists in the Town of Dover. This threat has existed for years and has now reached epidemic proportions; and

WHEREAS, in order to circumvent local regulatory laws governing taxicabs, many transportation companies choose to license their vehicles as limousines, the regulation of which, falls outside the scope of authority of municipalities. Furthermore, many transportation companies fraudulently register their vehicles in order to pay a lower insurance premium. This act of fraud results in inadequate or under insured coverage and a clear threat to the passengers, pedestrians and other vehicles on the road; and

WHEREAS, many transportation companies engage in unlawful employment practices, including, but not limited to, illegal and undocumented leases and subleases; nonpayment of taxes; and fraudulent ownership and insurance documentation; and

WHEREAS, the Town of Dover, which 2.2 square miles, presently has 168 licensed limousines, approximately twenty limousine applications pending and numerous unlicensed and unregulated passenger cars for hire; and

WHEREAS, this glut of limousines, which operates as rogue taxicabs, are impeding the flow of vehicular and pedestrian traffic in their search to illegally hail fares; and

WHEREAS, the New Jersey Legislature has done little to allow municipalities to enforce applicable laws against limousines; and

WHEREAS, these vehicles have seriously jeopardized the public health, safety and welfare of the residents of the Town of Dover, by excessive speeding, erratic driving, sudden stopping, failure to yield to pedestrians, and other infractions; now, therefore, be it

RESOLVED by the Mayor and Board of Aldermen of the Town of Dover that because of the numbers of limousines operating in the Town of Dover and because of the State of New Jersey's failure to adequately regulate them, a public health, safety and welfare emergency is hereby declared; and be it

FURTHER RESOLVED that due to said emergency, the Town of Dover will no longer issue limousine permits to businesses seeking licensure; and be it

FURTHER RESOLVED that the Mayor and Board of Aldermen of the Town of Dover requests that this Resolution be sent to the Office of the Governor, and the members of the New Jersey Legislature, with the hope that action will be taken.

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, MacDonald, Toth and Mayor Dodd
Nays: None Absent: Alderwoman Noriega Abstained: None**

RESOLUTION

WHEREAS, on October 28, 2014, the Town of Dover (“Dover” adopted Resolution #245-2014, designating the certain properties within Dover as a “non-condemnation” redevelopment area, pursuant to the Local Redevelopment and Housing Law (N.J.S.A. 40A:12A-1 *et seq*) which includes property identified as Lot 9 in Block 1217 (the “Subject Property”), among other properties;

WHEREAS, on December 6, 2014, Dover enacted Ordinance #26-2014, adopting the Scattered Site Redevelopment Plan, dated November 4, 2014 (the “Redevelopment Plan”); and

WHEREAS, N.J.S.A. 40A:12A-8 authorizes Dover to enter into contracts or agreements for the planning, construction or undertaking of any development project or redevelopment work in an area in need of redevelopment; and

WHEREAS, certain adjacent property owners rights to park in the existing parking lot; and

WHEREAS, Meridia Transit Plaza Urban Renewal, Dover, LLC (the “Redeveloper”) received preliminary and final major site plan approval from the Dover Planning Board on June 24, 2015 for the site including Subject Property; and

WHEREAS, Dover is required to provide clear title to the Subject Property pursuant the contemplated redevelopment agreement; and

WHEREAS, Stanley Votruba (“Votruba”) owns certain real property adjacent to the Subject Property located at 8 West Blackwell Street and identified as Lot 5 in Block 1217 which includes parking rights to the Subject Property; and

WHEREAS, the Dover and Votruba seek to finalize an agreement to set forth their mutual understanding of the rights and obligations for access and parking purposes for the benefit of Votruba as part of the redevelopment of the Subject Property;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover that Town Administrator is hereby authorized to negotiate and finalize the agreement with Votruba, and the Mayor is hereby authorized to execute the agreement as set forth hereinabove.

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

**Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, Rutan, MacDonald, Toth and Mayor Dodd
Nays: None Absent: Alderwoman Noriega Abstained: None**

RESOLUTION

WHEREAS, on October 28, 2014, the Town of Dover (“Dover” adopted Resolution #245-2014, designating the certain properties within Dover as a “non-condemnation” redevelopment area, pursuant to the Local Redevelopment and Housing Law (N.J.S.A. 40A:12A-1 *et seq*) which includes property identified as Lot 9 in Block 1217 (the “Subject Property”), among other properties;

WHEREAS, on December 6, 2014, Dover enacted Ordinance #26-2014, adopting the Scattered Site Redevelopment Plan, dated November 4, 2014 (the “Redevelopment Plan”); and

WHEREAS, N.J.S.A. 40A:12A-8 authorizes Dover to enter into contracts or agreements for the planning, construction or undertaking of any development project or redevelopment work in an area in need of redevelopment; and

WHEREAS, certain adjacent property owners rights to park in the existing parking lot; and

WHEREAS, Meridia Transit Plaza Urban Renewal, Dover, LLC (the “Redeveloper”) received preliminary and final

major site plan approval from the Dover Planning Board on June 24, 2015 for the site including Subject Property; and

WHEREAS, Dover is required to provide clear title to the Subject Property pursuant the contemplated redevelopment agreement; and

WHEREAS, Kerbel-Sheriff Partners (“Kerbel-Sheriff”) owns certain real property adjacent to the Subject Property located at 2 East Blackwell Street and identified as Lot 1 in Block 1216 which includes parking rights to the Subject Property; and

WHEREAS, the Dover and Kerbel-Sheriff seek to finalize an agreement to set forth their mutual understanding of the rights and obligations for access and parking purposes for the benefit of Kerbel-Sheriff as part of the redevelopment of the Subject Property;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover that Town Administrator is hereby authorized to negotiate and finalize the agreement with Kerbel-Sheriff, and the Mayor is hereby authorized to execute the agreement as set forth hereinabove.

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

Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, Rutan, MacDonald, Toth and Mayor Dodd
Nays: None Absent: Alderwoman Noriega Abstained: None

PUBLIC COMMENTS

Connie Sibona-Foster – 90 Penn Avenue, Dover – She complimented the board on the fall decorations. Mayor Dodd gave the credit to Tara in Administration who assisted with the decorations. She asked about the requirement of signage on taxis and limos. Mayor Dodd explained that taxis are required to be numbered and identification needs to be properly displayed. Discussion continued on taxis and limos. She commented on the re-assessment process noting that it hurts homeowners who have made improvements to their home.

Alderman Rutan wanted to know the status on Uber. Clerk Verga noted that Uber is illegal in the State of New Jersey.

Mayor Dodd expressed the board’s deepest condolences to Alderwoman Noriega and her family on her mother’s passing.

Mayor Dodd wished Alderman Visioli a Happy Birthday.

**Motion to adjourn made by Mayor Dodd at 7:43 pm,
and duly seconded by Alderwoman Romaine passed by the following voice vote.**

Ayes: Aldermen Visioli, Picciallo, Romaine, Blackman, Rutan, MacDonald, Toth and Mayor Dodd
Nays: None Absent: Alderwoman Noriega Abstained: None

Respectfully submitted,

**Margaret J. Verga
Municipal Clerk**