



TOWN OF DOVER
MAYOR AND BOARD OF ALDERMEN
CAUCUS MEETING MINUTES
MAY 9, 2017 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

ROLL CALL:

Present: Aldermen Visioli, Picciallo, Romaine, MacDonald, Toth, O'Connor, Camacho and Mayor Dodd

Absent: Alderwoman Blackman

Also present were Municipal Clerk Margaret Verga, Administrator Donald Travisano, Attorney Brian Mason and Deputy Municipal Clerk Tara Pettoni

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.

PROCLAMATION & PRESENTATION

AMERICORPS –MAYOR AND COUNTY RECOGNITION DAY FOR NATIONAL SERVICES

Allison and Matthew represented Zufall and their Americops assignments. They both briefly spoke about what they have done in the community.

MUNICIPAL CORRESPONDENCE:

1. Received from NJDOT – Preconstruction Meeting for the 15 Route 46 Project
2. Received from NJ League of Municipalities – Weekly Update

CONSENT AGENDA

1. Resolution Approving Taxi Drivers as per Schedule A
2. Resolution Approving Coin Operated Amusement Devices
3. Resolution Approving a Billiard Hall Licenses – Su Casa Columbia
4. Resolution Approving a Junk Yard License – C & M Metals Recycling LLC
5. Resolution Approving Class III Mobil Food Retail Food Establishments – Victoria's Ice Cream & Julio's Ice Cream

ORDINANCE(S) FOR FIRST READING

1. Ord. No. 14-2017 – Salary Ord.

ORDINANCE(S) FOR SECOND READING

1. Ord. No. 07-2017 – Designating a Portion of South Sussex Street as a Pedestrian Mall –Ald. Visioli
2. Ord. No. 08-2017 – Bond Ord. Various Improvements for the Water Supply & Distribution System – Ald. Toth
3. Ord. No. 09-2017 – Bond Ord. Various Improvements – Ald. Romaine
4. Ord. No. 10-2017 – Bond Ord. for Meridia Transit Plaza Urban Renewal Dover, LLC with Respect to and in Connection with the Scattered Redevelopment Plan – Ald. Romaine
5. Ord. No. 11-2017 – Vacating Certain Portions of South Sussex & West Dickerson Streets – Ald. MacDonald
6. Ord. No. 12-2017 – Approving the Pilot Application & Financial Agreement with Meridia, Transit Plaza Urban Renewal, Dover, LLC – Ald. Romaine
7. Ord. No. 13-2017 – Authorizing the Conveyance of Property Known as Tax Block 1216, Lot 3 & Tax Block 1217, Lot 9 to Merida, Transit Plaza Urban Renewal, Dover, LLC – Ald. Visioli

RESOLUTIONS

1. Resolution Approving Bills List
2. Resolution Authorizing an Agreement with the County of Morris for Cooperative Participation in the

- Community Development & Home Programs Pursuant to the Uniform Shared Services & Consolidation Act
3. Resolution Approving a Salary Resolution
Resolution Approving the Minutes for the April 25, 2017 Caucus and Regular
 4. Resolution Authorizing the Issuance of \$8,000,000 of Bond Anticipation Notes
 5. Resolution Awarding the Bid for Solid Waste & Recycling Material Collection, Hauling & Disposal Service to Blue Diamond Disposal, Inc.
 6. Resolution Approving & Authorizing the First Amendment to the Redevelopment Agreement with Merida, Transit Plaza Urban Renewal, Dover, LLC
 7. Resolution for an Executive Session for Pending Litigation
 8. Resolution Authorizing a Settlement Agreement

**REGULAR MEETING MINUTES
MAY 9, 2017**

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 7:00 PM

ROLL CALL:

Present: Aldermen Visioli, Picciallo, Romaine, MacDonald, Toth, O'Connor, Camacho and Mayor Dodd
Absent: Alderwoman Blackman

Also present were Municipal Clerk Margaret Verga, Administrator Donald Travisano, Attorney Brian Mason and Deputy Municipal Clerk Tara Pettoni

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

CONSENT AGENDA:

**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

FIRST CLASS OF DOVER, INC.

Rubiel Gomez-Chava
Javier Briones-Zambrano
Luis Hincapie-Perez
Carlos Moreno
Gregorio Monserrate-Torres
Rafael Gonzalez-Osorio

AXEL'S EXPRESS LIMO

Javier Amaro
Salvador Gomez-Vasquez
Yuri Bustamante

ELITE LIMO & TAXI SERVICE

Leonardo Valencia-Alzat

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPROVING AMUSEMENT DEVICE LICENSE(S)

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

WHEREAS, the appropriate fees have been paid and the license shall be prominently displayed by attaching the same on each device, and

WHEREAS, the placement of each and every amusement game within an establishment must have the approval of the chief of police of the Town of Dover.

WHEREAS, no amusement device shall be installed within two (200) hundred feet of any school or church.

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 coin operated amusement device licenses for those people listed on Schedule A attached hereto and made a part hereof are hereby approved.

SCHEDULE A

1. Bassett Pub – 8 Bassett Hwy. (1)

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPROVING BILLIARD HALL LICENSES

WHEREAS, applications for a billiard hall licenses have been made as listed on Schedule A; and

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey that the billiard hall licenses for pool tables are hereby approved.

Schedule A

- Su Casa Columbia – 112 E. Blackwell St. (2) – Renewal

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPROVING A JUNK DEALER LICENSE FOR C&M METALS RECYCLING, LLC

WHEREAS, Section 229-2 of the Code of the Town of Dover requires any person or corporation who keeps or operates a Junk Dealership to apply to the Clerk of the Town of Dover for a license to operate; and

WHEREAS, James Witte t/a C & M Metals Recycling, LLC located at 160 Richards Ave., Dover, New Jersey has applied for renewal of a Junk Dealers License; and

WHEREAS, the applicant has submitted the appropriate fees and completed the application as 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 application of Anthony Deconciliis t/a C & M Metals Recycling, LLC is hereby approved for a license to operate as a Junk Dealer at 160 Richards Ave., Dover, New Jersey.

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

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 and Victoria’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.

Schedule A

Narciza Calle of Victoria’s Ice Cream
Julio Paguay of Julio’s Ice Cream

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

**Ayes: Aldermen Visioli, Picciallo, Romaine, MacDonald, Toth, O’Connor, Camacho and Mayor Dodd
Nays: None Absent: Alderwoman Blackman Abstained: None**

ORDINANCE NO. 14-2017
AN ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, COUNTY OF MORRIS AND STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 72, SALARIES AND COMPENSATION

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

A. CHAPTER C. “Salaries and Compensation for Certain Employees” is hereby amended and supplemented by the following:

CHAPTER C.
SALARIES & COMPENSATION FOR CERTAIN EMPLOYEES

1. Effective January 1, 2017 as indicated below, salaries, compensation or fees are hereby established for the following named officers, employees or positions in the Town of Dover at the rate of or within the salary ranges listed.

B. All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistencies.

C. This ordinance shall take effect immediately upon final passage and publication.

Job Title White Collar Union

| | | |
|-------------------------------|-----------|-----------|
| Principal Cashier/Typing | \$ 50,000 | \$ 70,000 |
| Registrar of Vital Stat. | \$ 45,000 | \$ 65,000 |
| Deputy Court Administrator | \$ 45,000 | \$ 70,000 |
| Deputy Court Administrator BL | \$ 45,000 | \$ 70,000 |
| Account Clerk | \$ 45,000 | \$ 70,000 |
| Sr. Account Clerk | \$ 45,000 | \$ 70,000 |
| Sr. Assessing Clerk/Typing | \$ 45,000 | \$ 70,000 |
| Principal Account Clerk | \$ 45,000 | \$ 70,000 |
| Asst. Municipal Treasurer | \$ 45,000 | \$ 70,000 |
| Sr. Clerk Typist | \$ 40,000 | \$ 70,000 |
| Sr. Clerk Transcriber | \$ 44,000 | \$ 70,000 |
| Sr. Police Record Clk/Typ | \$ 44,000 | \$ 70,000 |
| Tax Clerk Typing | \$ 40,000 | \$ 70,000 |
| Technical Assistant | \$ 44,000 | \$ 70,000 |

| | | | |
|--|-----------|-----------|-----------|
| Telephone Operator/Typ. | | \$ 40,000 | \$ 70,000 |
| Cashier Typing | | \$ 40,000 | \$ 70,000 |
| Clerk Typist | | \$ 32,000 | \$ 70,000 |
| Violations Clerk | | \$ 32,000 | \$ 70,000 |
| Sec.Plan Bd/Bd of Adj. | | \$ 10,000 | \$ 20,000 |
| Sr. Account Clk Typ/PT | | \$ 17.00 | \$ 25.00 |
| Library Asst/ Part time | \$ 14.00 | \$ 21.00 | |
| Library Asst/Sr. Acct. Clerk Part Time | \$ 14.00 | \$ 21.00 | |
| Clerk Typist - Part time | \$ 14.00 | \$ 21.00 | |
| Payroll Clerk | \$ 32,000 | \$ 70,000 | |
| Police Communications Clerk | \$ 35,000 | \$ 70,000 | |
| Recreation Aide | \$ 55,000 | \$ 85,000 | |
| Recreation Leader | \$ 35,000 | \$ 70,000 | |
| Senior Citizen Program Aide | \$ 35,000 | \$ 70,000 | |
| Youth Worker | \$ 55,000 | \$ 85,000 | |

Job Title Non Union

| | | | |
|--|-------------|--------------|--|
| Town Clerk | \$ 65,000 | \$ 130,000 | |
| Administrator | \$ 125,000 | \$ 180,000 | |
| Fire Captain | \$ 88,000 | \$ 95,030 | |
| Director of Municipal Services / Public Works | \$ 85,000 | \$ 135,000 | |
| Street Superintendent | \$ 85,000 | \$ 125,000 | |
| Water Superintendent | \$ 85,000 | \$ 125,000 | |
| Supervisor Street | \$ 55,000 | \$ 75,000 | |
| Supervisor Water | \$ 55,000 | \$ 75,000 | |
| Municipal Engineer | \$ 110,000 | \$ 170,000 | |
| Recy Coord/Eng. Aide/Chief Code Enf. Off. | \$ 95,000 | \$ 140,000 | |
| Code Enforcement Officer | \$ 42,000 | \$ 62,000 | |
| License Inspector | \$ 55,000 | \$ 85,000 | |
| Chief Financial Officer/Treasurer | \$ 75,000 | \$ 120,000 | |
| Library Director | \$ 60,000 | \$ 90,000 | |
| Municipal Court Admin. | \$ 70,000 | \$ 95,000 | |
| Municipal Court Attendant PT | \$ 15.00/hr | \$ 35.00/hr | |
| Tax Collector | \$ 50,000 | \$ 85,000 | |
| Tax Assessor | \$ 25,000 | \$ 65,000 | |
| Librarian | \$ 45,000 | \$ 70,000 | |
| Supv. Library Asst. | \$ 35,000 | \$ 60,000 | |
| Sr. Library Asst. | \$ 30,000 | \$ 55,000 | |
| Sanitation Inspector | \$ 20.00/hr | \$ 40.00/hr | |
| Confidential Aide | \$ 35,000 | \$ 65,000 | |
| Deputy Clerk | \$ 50,000 | \$ 80,000 | |
| Secretary Board/Commission | \$ 40,000 | \$ 70,000 | |
| Clerk Typist | \$ 35,000 | \$ 60,000 | |
| Senior Clerk Typist | \$ 45,000 | \$ 65,000 | |
| Director Emergency Management Coordinator | \$ 4,000 | \$ 7,000 | |
| Deputy Emergency Management Coordinator | \$ 1,000 | \$ 3,000 | |
| Construction Off/ Building SC Off/ Code Enf. Off | \$ 55,000 | \$ 95,000 | |
| Code Enforcement Officer Trainee | \$ 36,000 | \$ 55,000 | |
| Police Matron | \$ 16.00/hr | \$ 32.00/hr | |
| School Crossing Guard PT | \$ 16.00/hr | \$ 25.00/hr | |
| Special Police Officers PT | \$ 21.00/hr | \$ 35.00/hr | |
| Clerk Typist PT | \$ 15.00/hr | \$ 40.00/hr. | |
| Housing Inspector PT | \$ 13.00 | \$ 25.00 | |
| Electric Sub-code Official PT | \$ 25.00 | \$ 45.00 | |
| Fire Sub-code Official | \$ 25.00 | \$ 50.00 | |
| Building Sub-code Official | \$ 25.00 | \$ 50.00 | |
| Mayor | \$ 7,500 | \$ 45,000 | |
| Aldermen | \$ 6,000 | \$ 25,000 | |
| Asst. Tax Assessor | \$ 35,000 | \$ 70,000 | |
| Director Economic Dev. And Community Aff. | \$ 115,000 | \$ 150,000 | |
| Analyst Trainee | \$ 40,000 | \$ 85,000 | |

| | | | |
|--|-----------|-----------------|--------------|
| Assessor Trainee | \$ 40,000 | \$ 85,000 | |
| Assistant Personnel Technician | \$ 40,000 | \$ 85,000 | |
| Planner Trainee | \$ 55,000 | \$ 85,000 | |
| Planning Aide | \$ 55,000 | \$ 85,000 | |
| Community Service Aide Bilingual Spanish | \$ 55,000 | \$ 85,000 | |
| Community Service Worker | \$ 55,000 | \$ 85,000 | |
| Community Service Worker Bilingual Spanish | \$ 55,000 | \$ 85,000 | |
| Employee Benefits Clerk | \$ 35,000 | \$ 70,000 | |
| Engineering Aide | \$ 40,000 | \$ 85,000 | |
| Human Services Aide | | \$ 55,000 | \$ 85,000 |
| Human Services Aide Bilingual Spanish | | \$ 55,000 | \$ 85,000 |
| Student Assistant | | PT. \$10.00/hr. | \$ 25.00/hr. |
| Student Assistant Intern Program | | PT. \$10.00/hr. | \$ 25.00/hr. |

Job Title Public Works Union

| | | |
|--|-----------|-----------|
| Building Maintenance Worker/Maintenance Repairer | \$ 35,000 | \$ 70,000 |
| Building Maintenance Worker/Maintenance Worker 1 Grounds | \$ 35,000 | \$ 70,000 |
| Building Maintenance Worker/Security Guard | \$ 35,000 | \$ 70,000 |
| Building Service Worker | \$ 35,000 | \$ 70,000 |
| Building Service Worker/Maintenance Worker 1 Grounds | \$ 35,000 | \$ 70,000 |
| Maintenance Repairer | \$ 35,000 | \$ 70,000 |
| Maintenance Worker 1 Grounds | \$ 35,000 | \$ 70,000 |
| Maintenance Worker 1 Grounds/Maintenance Repairer | \$ 35,000 | \$ 70,000 |
| Mechanical Engineer Trainee | \$ 35,000 | \$ 70,000 |
| Mechanics Helper | \$ 35,000 | \$ 70,000 |
| Mechanics Helper/Truck Driver | \$ 35,000 | \$ 70,000 |
| Park Attendant | \$ 35,000 | \$ 70,000 |
| Security Guard | \$ 35,000 | \$ 70,000 |
| Security Guard Bilingual Spanish | \$ 35,000 | \$ 70,000 |
| Tree Maintenance Worker 1 | \$ 35,000 | \$ 70,000 |
| Senior Mechanic | \$ 54,000 | \$ 70,000 |
| Senior Public Works Rep | \$ 54,000 | \$ 70,000 |
| Senior Water Rep | \$ 54,000 | \$ 70,000 |
| Mechanic | \$ 51,000 | \$ 70,000 |
| Equipment Operator | \$ 51,000 | \$ 70,000 |
| Truck Driver | \$ 47,000 | \$ 70,000 |
| Laborer | \$ 35,000 | \$ 48,000 |
| Bldg Maintenance Worker | \$ 35,000 | \$ 48,000 |
| Water Meter Reader/Rep | \$ 50,000 | \$ 60,000 |
| Public Works Repairer | \$ 44,000 | \$ 55,000 |
| Water Repairer | \$ 50,000 | \$ 70,000 |
| Sr. Pkg. Enforcement Officer FT | \$ 43,000 | \$ 50,000 |
| Parking. Enforcement Officer FT | \$ 32,000 | \$ 45,000 |
| Bldg. Maintenance Worker PT | \$ 15.00 | \$ 25.00 |
| Motor Vehicle Operator | \$ 15.00 | \$ 25.00 |
| Parking Enforcement Officer PT | \$ 15.00 | \$ 25.00 |

Job Title FMBA Union

| | | |
|--------------|-----------|------------|
| Fire Fighter | \$ 36,000 | \$ 120,000 |
|--------------|-----------|------------|

Job Title PBA Union

| | | |
|----------------|-----------|------------|
| Police Officer | \$ 40,000 | \$ 125,000 |
|----------------|-----------|------------|

Job Title SOA Union

| | | |
|-------------------|------------|------------|
| Police Sergeant | \$ 120,000 | \$ 140,000 |
| Police Lieutenant | \$ 125,000 | \$ 150,000 |

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

**Ayes: Aldermen Visioli, Picciallo, Romaine, MacDonald, Toth, O'Connor, Camacho and Mayor Dodd
Nays: None Absent: Alderwoman Blackman Abstained: None**

ORDINANCE NO. 07-2017

**AN ORDINANCE OF THE OF THE TOWN OF DOVER, COUNTY OF MORRIS, NEW JERSEY
DESIGNATING A CERTAIN PORTION OF A PUBLIC STREET KNOWN AS SOUTH SUSSEX STREET
WITHIN THE TOWN OF DOVER AS A PEDESTRIAN MALL PURSUANT TO N.J.S.A. 40:56-65 ET SEQ.**

BE IT ORDAINED AND ENACTED by the Board of Aldermen of the Town of Dover that:

Section 1. Pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “Redevelopment Law”), on May 7, 2015, the Town entered into a redevelopment agreement with Meridia, Transit Plaza Urban Renewal, Dover, LLC, Meridia Campus Center Urban Renewal, Dover, LLC, and Meridia, Gateway Urban Renewal, Dover, LLC (individually and collectively referred to as the “Redeveloper”) for the redevelopment of certain properties (the “Redevelopment Agreement”).

Section 2. On April 25, 2017, the Town approved an amendment to the Redevelopment Agreement, which addresses in part the Town’s obligation to designate portions of South Sussex Street as a pedestrian mall to facilitate the redevelopment of certain properties, including Block 1216, Lot 3 and Block 1217, Lots 9 and 20 (the “Redevelopment Properties”).

Section 3. N.J.S.A. 40:56-65 authorizes the governing body of every municipality to adopt an ordinance to protect the public welfare and health and the interests of the public in the safe and effective movement of persons and to preserve and enhance the function and appearance of the business districts of such municipality.

Section 4. Pursuant to N.J.S.A. 40:56-66, a pedestrian mall or pedestrian mall improvement means any local improvement designed to be used primarily for the movements, safety, convenience and enjoyment of pedestrians, and a pedestrian mall improvement shall include but not be limited to pedestrian thoroughfares, public seating, park areas, outdoor cafes, trees, flower plantings, kiosks, street lighting and such other fixtures, equipment, facilities and appurtenances.

Section 5. On September 28, 2016, the Redeveloper obtained amended preliminary and final site plan approval for the Redevelopment Properties (also known as Phase 1A of the Redevelopment Project) from the Town Planning Board, which approval includes the construction of a public plaza on portions of South Sussex Street by the Redeveloper to facilitate the redevelopment of the Redevelopment Properties and to be used as a pedestrian mall with pedestrian mall improvements.

Section 6. Pursuant to N.J.S.A. 40:56-68 and 40:56-69, the Board of Aldermen of the Town of Dover make the following findings regarding the designation of a pedestrian mall in the Town:

- (a) The street to be designated is not part of any State highway, is located primarily in a business district, is improved to its maximum feasible width with regard to adjoining buildings and improvements;
- (b) Reasonably convenient alternate routes to other parts of the municipality and State exist for private vehicles;
- (c) Continued unlimited use of the street or part thereof by private vehicles may constitute a hazard to the health and safety of pedestrians;
- (d) Abutting properties can reasonably and adequately be provided with emergency vehicular services and receive and deliver merchandise and materials from other streets and alleys or by provisions for limited use of the streets by emergency vehicles and carriers of such merchandise and materials; and
- (e) It is in the best interests of the municipality and the public and of benefit to adjacent properties to use such street primarily for pedestrian purposes, and that pedestrian use is determined to be the highest and best use of such street or part thereof.

Section 7. The Board of Aldermen of the Town of Dover has determined that it would fulfill a public purpose to designate a portion of South Sussex Street a pedestrian mall, including to facilitate the public purpose to be served by the redevelopment of the Properties, to limit the use of the surface of such street or part thereof at all times.

Section 8. The Board of Aldermen of the Town of Dover have further determined that pursuant to the findings set forth above, a portion of South Sussex Street, as more fully described and set forth on the plan entitled “Lot Consolidation Plan” prepared by Control Point Associates, Inc., prepared May 11, 2015, last revised April 5, 2017, be and is hereby designated as a pedestrian mall pursuant to N.J.S.A. 40:56-65 et seq.

Section 9. The plans and specifications for the construction of the Sussex Street Plaza, pedestrian mall and pedestrian mall improvements, by the Redeveloper shall be submitted to the Town Engineer for review and approval prior to commencement of work.

Section 10. Access to the portion of South Sussex Street designated as a pedestrian mall for construction and maintenance of the Sussex Street Plaza by the Redeveloper and its successors and assigns, as adjacent property owner, shall be provided by the Town by an easement, license, right of entry or some other form of agreement between the Town and the Redeveloper and is authorized pursuant to this Ordinance.

Section 11. The Town Clerk shall publish this Ordinance in the manner required by N.J.S.A. 40:49-2, except that after same has been introduced and passed on first reading, as required by N.J.S.A. 40:56-71, the Town Clerk shall, at least ten (10) days prior to the time fixed for final passage, mail a copy of this Ordinance, together with a notice of the introduction thereof and the date, time and place when this Ordinance shall be considered for final passage to the owners of the lots or parcels of land abutting or directly affected by the proposed pedestrian mall.

Section 12. If any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective.

Section 13. That any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict.

Section 14. That this Ordinance shall take effect upon passage and publication in accordance with applicable law.

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

Ayes: Aldermen Visioli, Picciallo, Romaine, MacDonald, Toth, O'Connor, Camacho and Mayor Dodd
Nays: None **Absent: Alderwoman Blackman** **Abstained: None**

ORDINANCE NO. 08-2017

BOND ORDINANCE APPROPRIATING \$3,000,000, AND AUTHORIZING THE ISSUANCE OF \$2,900,000 BONDS OR NOTES OF THE TOWN, FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN IN AND BY THE TOWN OF DOVER, IN THE COUNTY OF MORRIS, NEW JERSEY, FOR THE WATER SUPPLY AND DISTRIBUTION SYSTEM OF THE TOWN.

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, IN THE COUNTY OF MORRIS, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized as general improvements to be made or acquired by the Town of Dover, New Jersey. For the said several improvements or purposes stated in said Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriations made for said improvements or purposes, said sums being inclusive of all appropriations heretofore made therefor and amounting in the aggregate to \$3,000,000 including the aggregate sum of \$100,000 as the several down payments for said improvements or purposes required by law and more particularly described in said Section 3 and now available therefor by virtue of provision in a previously adopted budget or budgets of the Town for down payment or for capital improvement purposes.

For the financing of said improvements or purposes and to meet said \$3,000,000 appropriation not provided for by application hereunder of said down payments, negotiable bonds of the Town are hereby authorized to be issued in the principal amount of \$2,900,000 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Town in a principal amount not exceeding \$2,900,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

The improvements hereby authorized and several purposes for the financing of which said obligations are to be issued the appropriation made for and estimated cost of each such purpose, and the estimated maximum amount of bonds or notes to be issued for each such purpose, are respectively as follows:

| <u>IMPROVEMENT OR PURPOSE</u> | <u>APPROPRIATION AND ESTIMATED COST</u> | <u>ESTIMATED MAXIMUM AMOUNT OF BONDS AND NOTES</u> |
|--|---|--|
| (a) Improvement of the Rutgers Street Bridge in and by the Town, including the reconstruction, | \$2,000,000 | \$1,930,000 |

rehabilitation and replacement thereof, together with all structures, equipment, site work, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Town Clerk and hereby approved

(b) Improvement of the water supply and distribution system in and by the Town, including, but not limited to, the rehabilitation and upgrade of water treatment and pumping facilities, water tanks, water mains, and SCADA, together with all design, engineering, structures, equipment, site work, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Town Clerk and hereby approved

700,000

680,000

(c) Acquisition by purchase of new and additional vehicular equipment for use by the water utility of the Town, including all accessories, appurtenances and equipment necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Town Clerk and hereby approved

300,000

290,000

Totals

\$3,000,000

\$2,900,000

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the said down payment for said purpose.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

The said purposes described in Section 3 of this bond ordinance are not current expenses and each is a property or improvement which the Town may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

The average period of usefulness of said purposes within the limitations of said Local Bond Law and taking into consideration the respective amounts of the said obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 29.84 years.

The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Town Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that, while the net debt of the Town determined as provided in said Local Bond Law is not increased by this bond ordinance, the gross debt of the Town as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$2,900,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

Amounts not exceeding \$300,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of said Local Bond Law may be included as part of the costs of said improvements and is included in the foregoing estimates thereof.

(a) This bond ordinance authorized obligations of the Town solely for purposes described in paragraph (h) of section 40A:2-7 of said Local Bond Law, and the said obligations authorized by this bond ordinance are to be issued for a purpose which is self-liquidating within the meaning and limitations of section 40A:2-45 of said Local Bond Law and are deductible, pursuant to paragraph (c) of section 40A:2-44 of said Local Bond Law, from the gross debt of the Town.

Section 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized

to sell part or all of the notes from time to time at public or private sale at not less than par and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Town at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 6. The full faith and credit of the Town are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Town, and, unless paid from the revenues of the water supply and distribution system of the Town, the Town shall be obligated to levy ad valorem taxes upon all the taxable property within the Town for the payment of said obligations and interest thereon without limitation of rate or amount.

Section 7. The capital budget or temporary capital budget of the Town is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Town Clerk and are available for public inspection.

Section 8. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

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

**Ayes: Aldermen Visioli, Picciallo, Romaine, MacDonald, Toth, O'Connor, Camacho and Mayor Dodd
Nays: None Absent: Alderwoman Blackman Abstained: None**

ORDINANCE NO. 09-2017

BOND ORDINANCE APPROPRIATING \$3,000,000, AND AUTHORIZING THE ISSUANCE OF \$2,850,000 BONDS OR NOTES OF THE TOWN, FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE TOWN OF DOVER, IN THE COUNTY OF MORRIS, NEW JERSEY.

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, IN THE COUNTY OF MORRIS, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized as general improvements to be made or acquired by the Town of Dover, New Jersey. For the said several improvements or purposes stated in said Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriations made for said improvements or purposes, said sums being inclusive of all appropriations heretofore made therefor and amounting in the aggregate to \$3,000,000 including the aggregate sum of \$150,000 as the several down payments for said improvements or purposes required by law and more particularly described in said Section 3 and now available therefor by virtue of provision in a previously adopted budget or budgets of the Town for down payment or for capital improvement purposes.

For the financing of said improvements or purposes and to meet the part of said \$3,000,000 appropriations not provided for by application hereunder of said down payments, negotiable bonds of the Town are hereby authorized to be issued in the principal amount of \$2,850,000 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Town in a principal amount not exceeding \$2,850,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

The improvements hereby authorized and the several purposes for the financing of which said obligations are to be issued, the appropriation made for and estimated cost of each such purpose, and the estimated maximum amount of bonds or notes to be issued for each such purpose, are respectively as follows:

| <u>IMPROVEMENT OR PURPOSE</u> | <u>APPROPRIATION AND ESTIMATED COST</u> | <u>ESTIMATED MAXIMUM AMOUNT OF BONDS AND NOTES</u> |
|---|--|---|
| (a) Acquisition by purchase and installation, as necessary, of new and additional equipment, including, without limitation, one (1) recreation trailer, one (1) | \$180,000 | \$171,000 |

front end loader bucket and one (1) sewer camera for use by the Department of Public Works of the Town, and self-contained breathing apparatus, hose, pagers, gas meters, pass devices, gear racks, helmets and other equipment for use by the Fire Department of the Town, together with all attachments, accessories and appurtenances necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Town Clerk and hereby approved

(b) Improvement of portions of the Blackwell Street Business District in and by the Town including, without limitation, the construction or reconstruction of sidewalks, street lighting and appurtenances, light poles, poles and stanchions, roadway surface, paving, curbing, CCTV, wireless mesh/fiber installation and infrastructure, landscaping, ornamentation, decorations and drainage, together with all structures, site work, equipment, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Town Clerk and hereby approved

1,650,000 1,571,000

(c) Improvement of municipally-owned properties and facilities in and by the Town including, without limitation, Town Hall by the renovation of the roof and the rehabilitation and upgrade of the heating and air conditioning system, the boiler and the generator, the Department of Public Works Building by the rehabilitation and upgrade of the bathrooms, breakrooms and lighting system and various parks by the improvement of sidewalks, paths, curbing, lighting and irrigation, together with for all the aforesaid the acquisition of furnishings, machinery, equipment and all landscaping, site work, work, and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Town Clerk and hereby approved

700,000 666,000

(d) Acquisition by purchase of new and additional vehicular equipment including, without limitation, one (1) garbage truck and one (1) mini sweeper for use by the Department of Public Works of the Town and two (2) utility vehicles for use by the Police Department of the Town, together with all equipment, attachments and accessories necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Town Clerk

405,000 381,000

(e) Acquisition by purchase of new and additional computer equipment for use by various departments of the Town, together with all appurtenances, attachments and accessories necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Town Clerk

| | | |
|--------|---------------|---------------|
| Totals | <u>65,000</u> | <u>61,000</u> |
| | \$3,000,000 | \$2,850,000 |

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the said down payment for said purpose.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purposes described in Section 3 of this bond ordinance are not current expenses and each is a property or

improvement which the Town may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

- (b) The average period of usefulness of said purposes within the limitations of said Local Bond Law and taking into consideration the respective amounts of the said obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 13.49 years.
- (c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Town Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Town as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$2,850,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.
- (d) Amounts not exceeding \$300,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of said Local Bond Law may be included as part of the costs of said improvements and are included in the foregoing estimate thereof.

Section 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale at not less than par and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Town at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 6. The full faith and credit of the Town are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Town, and the Town shall be obligated to levy ad valorem taxes upon all the taxable property within the Town for the payment of said obligations and interest thereon without limitation of rate or amount.

Section 7. The capital budget or temporary capital budget of the Town is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Town Clerk and are available for public inspection.

Section 8. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

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

Ayes: Aldermen Visioli, Picciallo, Romaine, MacDonald, Toth, O'Connor, Camacho and Mayor Dodd

Nays: None

Absent: Alderman Blackman

Abstained: None

ORDINANCE NO. 10-2017

BOND ORDINANCE OF THE TOWN OF DOVER, IN THE COUNTY OF MORRIS, NEW JERSEY, FOR MERIDIA TRANSIT PLAZA URBAN RENEWAL, DOVER, LLC, MERIDIA CAMPUS CENTER URBAN RENEWAL, DOVER, LLC, AND MERIDIA GATEWAY URBAN RENEWAL, DOVER, LLC, EACH AFFILIATES OF CAPODAGLI PROPERTY COMPANY, LLC, THE REDEVELOPER WITH RESPECT TO AND IN CONNECTION WITH THE SCATTERED REDEVELOPMENT PLAN APPROPRIATING \$8,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$8,000,000 BONDS OR NOTES OF THE TOWN FOR FINANCING SUCH APPROPRIATION.

WHEREAS, in accordance with the provisions of the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the "Redevelopment Law") and in particular N.J.S.A. 40A:12A-6a, on July 22, 2014, the Mayor and Board of Aldermen (the "Mayor and Board of Aldermen") of the Town of Dover, New Jersey (the "Town") adopted a resolution (#183-2014) authorizing the Dover Planning Board (the "Planning Board") to undertake a preliminary investigation to determine whether Lot 3 in Block 1216, Lots 9 and 20 in Block 1217, Lot 7 in Block 1208, and Lots 22, 23 and 24 in Block

1902, as shown on the official tax map of the Town (the “Scattered Site Redevelopment Area”), qualifies as a “redevelopment area” or an “area in need of redevelopment” in accordance with the criteria specified in the Redevelopment Law; and

WHEREAS, in accordance with the provisions of the Redevelopment Law and in particular N.J.S.A. 40A:12A-6b, on October 22, 2014, the Planning Board conducted a public hearing on the matter and thereafter adopted a resolution recommending that the Scattered Site Redevelopment Area be determined by the Mayor and Board of Aldermen to be a redevelopment area for the purposes and within the meaning of the Redevelopment Law; and

WHEREAS, in accordance with the provisions of the Redevelopment Law and in particular N.J.S.A. 40A:12A-6b(5), on October 28, 2014, the Mayor and Board of Aldermen adopted a resolution (#2014-245) determining that the Scattered Site Redevelopment Area is a redevelopment area for purposes and within the meaning of the Redevelopment Law; and

WHEREAS, upon adoption of the resolution described in the preceding paragraph and pursuant to the provisions of N.J.S.A. 40A:12A-6b(5), the Town Clerk transmitted a copy of the resolution to the Commissioner of the Department of Community Affairs of the State of New Jersey (the “State”) and said Commissioner has not issued a disapproval of the redevelopment area determination by the Mayor and Board of Aldermen; and

WHEREAS, in accordance with the provisions of the Redevelopment Law and in particular N.J.S.A. 40A:12A-7e, a redevelopment plan relating to the Scattered Site Redevelopment Area, dated November 4, 2017 (the “Scattered Site Redevelopment Plan”) was considered by the Planning Board and on November 10, 2014, the Planning Board transmitted to the Mayor and Board of Aldermen a report containing its recommendation concerning the Scattered Site Redevelopment Plan; and

WHEREAS, in accordance with the provisions of the Redevelopment Law and in particular N.J.S.A. 40A:12A-7a, on November 25, 2014, the Mayor and Board of Aldermen adopted on first reading an ordinance (#26-2014) approving the Scattered Site Redevelopment Plan and on December 16, 2014, after holding a public hearing thereon, adopted on second reading such ordinance; and

WHEREAS, Meridia Transit Plaza Urban Renewal, Dover, LLC, Meridia Campus Center Urban Renewal, Dover, LLC and Meridia Gateway Urban Renewal, Dover, LLC, each affiliates of Capodagli Property Company, LLC, and each a limited liability company of the State (collectively, the “Redeveloper”), have been designated by the Town as redeveloper in connection with the Scattered Site Redevelopment Area, all in accordance with and pursuant to the Redevelopment Law; and

WHEREAS, the Redeveloper has requested the Town to provide financial assistance with respect to the construction of the project described in the Scattered Plaza Redevelopment Plan (the “Scattered Site Redevelopment Project”); and

WHEREAS, in accordance with the provisions of the Redevelopment Law, the Town is acting as the redevelopment entity for purposes of implementing the Scattered Site Redevelopment Plan; and

WHEREAS, pursuant to the provisions of the Redevelopment Law, and in particular N.J.S.A. 40A:12A-8a and f, in order to carry out and effectuate the terms of a redevelopment plan a municipality or redevelopment entity may issue bonds for redevelopment projects in accordance with the Redevelopment Law and may contract with a redeveloper for the planning, construction or undertaking of any redevelopment project or redevelopment work and, as part of such contract, “may provide for extension of credit, or making of loans, to redevelopers to finance any project or redevelopment work”; and

WHEREAS, pursuant to the provisions of the Redevelopment Law, and in particular N.J.S.A. 40A:12A-37b, a municipality “may incur indebtedness, borrow, appropriate and expend money and issue its negotiable bonds or other obligations for the purpose of aiding any redevelopment entity with respect to any redevelopment project which is located within its jurisdiction” and any such bonds shall be authorized by ordinance adopted pursuant to the provisions of the Local Bond Law of New Jersey, N.J.S.A. 40A:2-1 *et. seq.* (the “Local Bond Law”) except that, in accordance with the provisions of N.J.S.A. 40A:12A-37b, certain provisions of the Local Bond Law shall not be applicable; and

WHEREAS, pursuant to the provisions of the Redevelopment Area Bond Financing Law (N.J.S.A. 40A:12A-64 to - 73 *et seq.*) (the “RAB Financing Law”) and in particular N.J.S.A. 40A:12A-67a, a municipality (*i.e.*, the Town) may issue “bonds” (as defined in the RAB Financing Law, and in particular N.J.S.A. 40A:12A-65) in the manner provided in the RAB Financing Law or pursuant to the Redevelopment Law to finance redevelopment projects undertaken pursuant to a redevelopment plan adopted pursuant to the Redevelopment Law and in particular N.J.S.A. 40A:12A-7; and

WHEREAS, the Town is desirous of authorizing the issuance of bonds and notes of the Town pursuant to the provisions

of the Redevelopment Law, the RAB Financing Law, the Local Bond Law and other applicable law for purposes of assisting the Town, as the redevelopment entity in connection with the implementation of the Scattered Site Redevelopment Project, by providing financial assistance to the Redeveloper to finance a portion of the cost of construction of the Scattered Site Redevelopment Project;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, IN THE COUNTY OF MORRIS, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

The purpose described in Section 3 of this bond ordinance is hereby authorized as a purpose that the Town is authorized to undertake pursuant to the provisions of the Redevelopment Law and the RAB Financing Law. For the said purpose stated in said Section 3, there is hereby appropriated the sum of \$8,000,000. Pursuant to the provisions of the Redevelopment Law and in particular N.J.S.A. 40A:12A-37c, no down payment is required in connection with the adoption of this bond ordinance as this bond ordinance authorizes obligations for the purpose of aiding a redevelopment entity (i.e., the Town) with respect to a redevelopment project (i.e., the Scattered Site Redevelopment Project) which is located within the jurisdiction of the Town.

For the financing of said purpose and to meet said \$8,000,000 appropriation, negotiable bonds of the Town are hereby authorized to be issued in the principal amount of \$8,000,000 pursuant to the provisions of the Local Bond Law, the Redevelopment Law and the RAB Financing Law. In anticipation of the issuance of said bonds and to temporarily finance said purpose, negotiable notes of the Town in a principal amount not exceeding \$8,000,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law, the Redevelopment Law and the RAB Financing Law.

The obligations are to be issued for the purpose of assisting the Town, as the redevelopment entity in connection with the implementation of the Scattered Site Redevelopment Project, by providing financial assistance to the Redeveloper to finance a portion of the cost of construction of the Scattered Site Redevelopment Project, all in accordance with and pursuant to the provisions of the Redevelopment Law and the RAB Financing Law. The Scattered Site Redevelopment Project includes the construction of up to 214 residential units and 3,500 square feet of retail space and a public plaza on a portion of the current Sussex Street right of way, the rehabilitation of an existing structure into a mixed-used lower floor commercial area with market rate apartments or student housing units, and the construction of approximately 240 residential units, all as described in the Redevelopment Agreement, dated May 7, 2015, by and between the Town and the Redeveloper, as amended, a copy of which is on file with the Town Clerk.

The estimated maximum amount of bonds or notes to be issued by the Town for said purpose is \$8,000,000.

The following additional matters are hereby determined, declared, recited and stated:

The said purpose described in Section 3 of this bond ordinance is a purpose that the Town may undertake as a general improvement or purpose pursuant to the provisions of the Redevelopment Law and the RAB Law, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

Pursuant to the provisions of N.J.S.A. 40A:12A-37c, the bonds authorized by this bond ordinance shall mature in annual installments commencing not more than two (2) and ending not more than forty (40) years from the date of issuance thereof. The supplemental debt statement required by the Local Bond Law has been duly made and filed in the office of the Town Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State, and such statement shows that the gross debt of the Town as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$8,000,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by the Local Bond Law.

Pursuant to the provisions of the Redevelopment Law and in particular N.J.S.A. 40A:12A-37c, the obligations of the Town authorized by this bond ordinance shall bear interest at a maximum rate of not to exceed eight per centum (8%) per annum.

All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. Subject to the provisions of Section 4(d) of this bond ordinance, the notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance (including, without limitation, any redemption provisions), and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8 and N.J.S.A. 40A:12A-37f. The Chief Financial Officer is hereby authorized to sell part or all of the notes at not less than par from time to time at public or

private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Town at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

The full faith and credit of the Town are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Town, and the Town shall be obligated to levy ad valorem taxes upon all the taxable property within the Town for the payment of said obligations and interest thereon without limitation of rate or amount.

The capital budget or temporary capital budget of the Town is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Town Clerk and are available for public inspection.

All capitalized words and terms used but not defined in this bond ordinance shall have the meanings ascribed to such words and terms, respectively, in the preambles to this bond ordinance.

This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

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

Ayes: Aldermen Visioli, Picciallo, Romaine, MacDonald, Toth, O'Connor, Camacho and Mayor Dodd
Nays: None **Absent: Alderman Blackman** **Abstained: None**

ORDINANCE 11-2017

AN ORDINANCE OF THE OF THE TOWN OF DOVER, COUNTY OF MORRIS, NEW JERSEY VACATING CERTAIN PORTIONS OF TWO (2) STREETS KNOWN AS SOUTH SUSSEX STREET AND WEST DICKERSON STREET WITHIN THE TOWN OF DOVER

BE IT ORDAINED AND ENACTED by the Board of Aldermen of the Town of Dover that:

Section 1. Pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the "Redevelopment Law"), on May 7, 2015, the Town entered into a redevelopment agreement with Meridia, Transit Plaza Urban Renewal, Dover, LLC, Meridia Campus Center Urban Renewal, Dover, LLC, and Meridia, Gateway Urban Renewal, Dover, LLC (individually and collectively referred to as the "Redeveloper") for the redevelopment of certain properties (the "Redevelopment Agreement").

Section 2. On April 25, 2017, the Town approved an amendment to the Redevelopment Agreement, which addresses in part the Town's obligation to vacate portions of South Sussex Street and West Dickerson Street to facilitate the redevelopment of certain properties, including Block 1216, Lot 3 and Block 1217, Lots 9 and 20 (the "Redevelopment Properties").

Section 3. On September 28, 2016, the Redeveloper obtained amended preliminary and final site plan approval for the Redevelopment Properties (also known as Phase 1A of the Redevelopment Project) from the Town Planning Board, which approval is conditioned on the vacation of portions of South Sussex Street and West Dickerson Street by the Town to facilitate the redevelopment of the Redevelopment Properties.

Section 4. N.J.S.A. 40:67-1(b) authorizes the governing body of every municipality to adopt an ordinance to vacate any public street or any part thereof.

Section 5. Pursuant to N.J.S.A. 40:49-6, a municipality must publish ordinances authorizing vacations or dedications of land in the manner required by N.J.S.A. 40:49-2, except that every such ordinance, after being introduced and having passed a first reading, shall be published at least once not less than ten (10) days instead of one week prior to the time fixed for further consideration for final passage, and, at least one week prior to the time fixed for final passage, a copy of such ordinance, together with a notice of the introduction thereof and the time and place when and where the ordinance shall be considered for final passage shall be mailed to every person whose lands may be affected by the ordinance.

Section 6. Pursuant to N.J.S.A. 40:67-21, whenever any street is vacated, the municipal clerk must record a copy of the ordinance, within sixty (60) days of its effective date, in the County Book entitled “Vacations”.

Section 7. The Board of Aldermen of the Town of Dover has determined that it would fulfill a public purpose to vacate portions of South Sussex Street and West Dickerson Street, including to facilitate the public purpose to be served by the redevelopment of the Properties.

NOW, THEREFORE, BE IT ORDAINED, by the Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey that a portion of South Sussex Street and a portion of West Dickerson Street, as more fully described and set forth on the plan entitled “Lot Consolidation Plan” prepared by Control Point Associates, Inc., prepared May 11, 2015, last revised April 5, 2017, be and is hereby vacated.

BE IT FURTHER ORDAINED, that the Town of Dover, pursuant to the provisions of N.J.S.A. 40:67-1(b), hereby expressly reserves and excepts from vacation all rights and privileges, if any, currently possessed by public utilities (as defined in N.J.S.A. 48:2-13) and by any cable television company (as defined in the Cable Television Act, N.J.S.A. 48:5-1 et seq.), to maintain, repair and replace their existing facilities in, adjacent to, over or under the street, or any part thereof, to be vacated.

BE IT FURTHER ORDAINED, that, pursuant to N.J.S.A. 40:49-6, the Town Clerk shall publish this Ordinance in the manner required by N.J.S.A. 40:49-2, except that after same has been introduced and passed a first reading, this Ordinance shall be published at least once not less than ten (10) days prior to the time fixed for further consideration for final passage, and the Town Clerk shall, at least one week prior to the time fixed for final passage, mail a copy of this Ordinance, together with a notice of the introduction thereof and the time and place when and this Ordinance shall be considered for final passage to every person whose lands may be affected by this Ordinance.

BE IT FURTHER ORDAINED, that within sixty (60) days after this Ordinance becomes effective, the Town Clerk shall file a copy thereof, certified by him, under the Seal of the Town of Dover to be a true copy of such Ordinance, together with a proof of publication thereof, in the office of the Morris County Clerk to be recorded in a book with proper index to be provided for this purpose entitled “vacations”, in accordance with the provisions of N.J.S.A. 40:67-21.

BE IT FURTHER ORDAINED, that if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective.

BE IT FURTHER ORDAINED, that any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict.

BE IT FURTHER ORDAINED, that this Ordinance shall take effect upon passage and publication in accordance with applicable law.

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

**Ayes: Aldermen Visioli, Picciallo, Romaine, MacDonald, Toth, O’Connor, Camacho and Mayor Dodd
Nays: None Absent: Alderwoman Blackman Abstained: None**

ORDINANCE 12-2017

AN ORDINANCE OF THE TOWN OF DOVER, COUNTY OF MORRIS, NEW JERSEY APPROVING THE PILOT APPLICATION AND AUTHORIZING THE MAYOR AND TOWN CLERK TO EXECUTE A FINANCIAL AGREEMENT BY AND BETWEEN THE TOWN OF DOVER AND MERIDIA, TRANSIT PLAZA URBAN RENEWAL, DOVER, LLC PURSUANT TO N.J.S.A. 40A:20-1 ET SEQ. FOR PROPERTY LOCATED AT 1 WEST DICKERSON STREET, ALSO KNOWN AS LOT 3 IN BLOCK 1216 AND LOTS 9 AND 20 IN BLOCK 1217, AS SHOWN ON THE OFFICIAL TAX MAP OF THE TOWN OF DOVER, LOCATED IN THE SCATTERED SITES REDEVELOPMENT AREA

BE IT ORDAINED by the Board of Aldermen of the Town of Dover that:

Section 1. On October 28, 2014, the Town of Dover adopted Resolution #245-2014 designating the following properties as a “non-condemnation” redevelopment area, pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-

1 et seq. (the “LRHL”): Block 1216, Lot 3; Block 1217, Lots 9 & 20; Block 1208, Lots 7; and Block 1902, Lots 22, 23 & 24, as shown on the Tax Map of the Town of Dover (the “Redevelopment Area”) and adopted the Redevelopment Plan for the Redevelopment Area on October 28, 2014 (the “Plan”), which Plan has been amended from time to time.

Section 2. On May 7, 2015, the Town entered into a redevelopment agreement with Meridia, Transit Plaza Urban Renewal, Dover, LLC, Meridia Campus Center Urban Renewal, Dover, LLC, and Meridia, Gateway Urban Renewal, Dover, LLC (individually and collectively referred to as the “Redeveloper”) for the redevelopment of certain properties, as such redevelopment has or may be amended by the Town (the “Redevelopment Agreement”), which Redevelopment Agreement was amended by the Town on April 25, 2017.

Section 3. The Redevelopment Agreement requires the Redeveloper to acquire certain properties, including the properties identified as Block 1216, Lot 3 and Block 1217, Lots 9 & 20 (the “Properties”) and redevelop the Properties in accordance with the Redevelopment Plan.

Section 4. The Redeveloper has created an urban renewal entity, Meridia, Transit Plaza Urban Renewal, Dover, LLC which shall acquire title to the Properties and act as Redeveloper of the Properties.

Section 5. On September 28, 2016, the Redeveloper obtained amended preliminary and Final Site Plan approval from the Town Planning Board for the Properties for the development of a mixed use project, consisting of retail and residential uses (the “Project”).

Section 6. Pursuant to and in accordance with the provisions of the Long Term Tax Exemption Law, constituting Chapter 431 of the Pamphlet Laws of 1991 of the State, and the acts amendatory thereof and supplement thereto (the “Long Term Tax Exemption Law”, as codified in N.J.S.A. 40A:20-1 et seq.), the Town is authorized to provide for tax abatement within a redevelopment area and for payments in lieu of taxes.

Section 7. The Redeveloper, who is known as Meridia, Transit Plaza Urban Renewal, Dover, LLC, has submitted an application for the approval of a Project, as such term is used in the Long Term Tax Exemption Law, all in accordance with N.J.S.A. 40A:20-8 (the “Exemption Application”, a copy of which is attached hereto as Exhibit A).

Section 8. The Exemption Application requests a 30-year term for the Financial Agreement and an annual service charge based on 2% of total project costs.

Section 9. The Town and the Redeveloper have reached agreement with respect to, among other things, the terms and conditions relating to the Annual Service Charges and desire to execute the Financial Agreement.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Board of Aldermen of the Town of Dover, County of Morris, New Jersey, as follows:

Section 1. The Town acknowledges that Meridia, Transit Plaza Urban Renewal, Dover, LLC, by effectuating the redevelopment, will significantly limit its profits due to the extraordinary cleanup and remediation costs to be borne by the Entity, which will provide significant and long-term benefits to the Town.

Section 2. The Town makes the following findings:

A. Relative benefits of the Project when compared to the costs:

1. The Property currently generates approximately \$5,960 in real estate tax revenue to the Town as the Properties include Town owned properties that are currently tax exemption and used for public parking and private property also used for parking. The projected Annual Service Charge will generate average revenue to the Town of approximately \$214,000 annually over the term.
2. It is estimated that the Project will create approximately 244 jobs during construction and 64 new permanent jobs;
3. The Project should stabilize and contribute to the economic growth of existing local business and to the creation of new business, which will serve the new residents and attract additional people to Dover;
4. The Project will further the redevelopment objectives of the Redevelopment Plan for the Redevelopment Area; and
5. The clearance and remediation of the property will greatly improve the neighborhood.

6. The Town has determined that the benefits of the Project significantly outweigh the costs to the Town.

B. Assessment of the importance of the Tax Exemption defined in obtaining development of the Project and influencing the locational decisions of probable occupants:

1. The relative stability and predictability of the Annual Service Charge will make the Project more attractive to investors and lenders needed to finance the Project; and

2. The relative stability and predictability of the Annual Service Charge will allow stabilization of the Project operating budget, allowing a high level of urban design, aesthetics and amenities as well as the use of high quality materials which will maintain the appearance of the buildings over the life of the Project, which will insure the likelihood of the success of the Project and insure that it will have a positive impact on the surrounding area.

Section 3. The Exemption Application is hereby accepted and approved.

Section 4. The Financial Agreement shall be for a 30-year term with an annual service charge based on 2% of total project costs for the Project in accordance with the Long Term Tax Exemption Law.

Section 5. The Financial Agreement is hereby authorized to be executed and delivered on behalf of the Town by the Mayor in substantially the form attached hereto as Exhibit B. The Town Clerk is hereby authorized and directed to attest to the execution of the Financial Agreement by the Mayor and to affix the corporate seal of the Town to the Financial Agreement. Upon execution of the Financial Agreement, the Town Clerk shall submit a copy of the Financial Agreement to the State Department of Community Affairs and the County of Morris.

Section 6. This ordinance shall take effect upon final passage and publication as required by law.

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

**Ayes: Aldermen Visioli, Picciallo, Romaine, MacDonald, Toth, O'Connor, Camacho and Mayor Dodd
Nays: None Absent: Alderman Blackman Abstained: None**

ORDINANCE 13-2017

AN ORDINANCE OF THE TOWN OF DOVER, COUNTY OF MORRIS, NEW JERSEY AUTHORIZING THE CONVEYANCE OF PROPERTY KNOWN AS TAX BLOCK 1216, LOT 3 AND TAX BLOCK 1217, LOT 9 LOCATED WITHIN THE SCATTERED SITES REDEVELOPMENT AREA TO MERIDIA, TRANSIT PLAZA URBAN RENEWAL, DOVER, LLC, THE CONTRACT REDEVELOPER PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.

BE IT ORDAINED AND ENACTED by the Board of Aldermen of the Town of Dover that:

SECTION 1. Pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the "Redevelopment Law"), a municipality may sell, convey or lease any of its property to a redeveloper for the purpose of clearance, re-planning, development and redevelopment of a redevelopment area provided that the sale, conveyance or lease is made in conjunction with a redevelopment plan.

SECTION 2. On October 28, 2014, the Town of Dover (the "Town") adopted Resolution #245-2014 designating the following properties as a "non-condemnation" redevelopment area, pursuant to the Redevelopment Law: Block 1216, Lot 3; Block 1217, Lots 9 & 20; Block 1208, Lots 7; and Block 1902, Lots 22, 23 & 24, as shown on the Tax Map of the Town of Dover (the "Redevelopment Area") and adopted the Redevelopment Plan for the Redevelopment Area on October 28, 2014 (the "Plan"), which Plan has been amended from time to time.

SECTION 3. On May 7, 2015, the Town entered into a redevelopment agreement with Meridia, Transit Plaza Urban Renewal, Dover, LLC, Meridia Campus Center Urban Renewal, Dover, LLC, and Meridia, Gateway Urban Renewal, Dover, LLC (individually and collectively referred to as the "Redeveloper") for the redevelopment of certain properties (the "Redevelopment Agreement"), which Redevelopment Agreement was amended by the Town on April 25, 2017.

SECTION 4. The Redevelopment Agreement requires the Redeveloper to acquire certain properties, including the properties identified as Block 1216, Lot 3 and Block 1217, Lots 9 & 20 (the "Properties") and redevelop the Properties in accordance with the Redevelopment Plan.

SECTION 5. The Town owns the property known as Block 1216, Lot 3 and Block 1217, Lot 9, including any portions of South Sussex Street and West Dickerson Street vacated by the Town (the "Properties"), which property is located in the Redevelopment Area.

SECTION 6. Pursuant to the Redevelopment Agreement, the Town is to convey the Properties to the Redeveloper upon notice that all contingencies have been met or waived by the parties.

SECTION 7. The Mayor and Board of Aldermen hereby authorize the conveyance of the Properties to the Redeveloper for the purposes of redevelopment in accordance with the Redevelopment Agreement.

SECTION 8. The Mayor and Town Clerk are authorized to execute any and all documents necessary for the conveyance of the Properties, subject to the review and approval of such documents by the Township's counsel.

SECTION 9. This ordinance shall take effect upon final passage and publication as required by law.

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

Ayes: Aldermen Visioli, Picciallo, Romaine, MacDonald, Toth, O'Connor, Camacho and Mayor Dodd
Nays: None Absent: Alderwoman Blackman Abstained: None

BILLS LIST RESOLUTION

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

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

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

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

| | |
|--|---------------------|
| CURRENT APPROPRIATIONS RESERVE ACCT claims in the amount of: | \$2,131.13 |
| CURRENT APPROPRIATIONS ACCT claims in the amount of: | \$466,515.09 |
| GENERAL CAPITAL ACCT claims in the amount of: | \$106,063.00 |
| WATER UTILITY RESERVE ACCT claims in the amount of: | \$0.00 |
| WATER UTILITY ACCT claims in the amount of: | \$65,806.43 |
| WATER CAPITAL ACCT claims in the amount of: | \$80,436.92 |
| PARKING UTILITY RESERVE ACCT claims in the amount of: | \$0.00 |
| PARKING UTILITY ACCT claims in the amount of: | \$8,742.49 |
| 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: | \$0.00 |
| 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: | \$0.00 |
| COAH TRUST ACCT claims in the amount of: | \$0.00 |
| TOTAL CLAIMS TO BE PAID | \$729,695.06 |

BE IT FURTHER RESOLVED that the following claims have been paid prior to the Bill List Resolution in the following amounts:

| | |
|--|------------|
| TRUST/OTHER ACCT claims in the amount of: | \$263.19 |
| CURRENT APPROPRIATIONS ACCT claims in the amount of: | \$1,000.00 |

| | |
|--|----------------------------|
| GENERAL CAPITAL ACCT claims in the amount of: | \$0.00 |
| WATER UTILITY OPERATING claims in the amount of: | \$568.85 |
| TOTAL CLAIMS PAID | \$1,832.04 |
| <i>TOTAL BILL LIST RESOLUTION</i> | <i>\$731,527.10</i> |

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

| | |
|---|--|
| Ayes: Aldermen Visioli, Romaine, MacDonald, Toth, O'Connor | Nays: None |
| Absent: Alderwoman Blackman | Abstained: Aldermen Picciallo, Camacho and Mayor Dodd |

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
AUTHORIZING AN AGREEMENT WITH THE COUNTY OF MORRIS FOR COOPERATIVE
PARTICIPATION IN THE COMMUNITY DEVELOPMENT AND HOME PROGRAMS PURSUANT TO THE
UNIFORM SHARED SERVICES AND CONSOLIDATION ACT**

WHEREAS, certain Federal funds are potentially available to Morris County under Title II of the National Affordable Housing Act of 1990; and

WHEREAS, the U.S. Department of Housing and Urban Development requires an agreement to allow the Town of Dover to join the County of Morris in a Consortium in order to participate in the HOME Investment Partnership Program; and

WHEREAS, an Agreement has been proposed under which the Town of Dover and the County of Morris in cooperation with other municipalities will form a Consortium for the purpose of the HOME Investment Partnership Program, funded by the National Affordable Housing Act; and

WHEREAS, the Uniform Shared Services and Consolidation Act (N.J.S.A. 40A:65-1 et seq.) provides a mechanism through which the urban county and a municipality may enter into agreements for the provision of joint services; and

WHEREAS, it is in the best interest of the Town of Dover to enter into such an agreement;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, that the amended Agreement entitled "Agreement Between the County of Morris and Certain Municipalities Located Therein Establishing a Cooperative Means of Conducting Certain Community Development and HOME Activities," a copy of which is on file in the Clerk's Office, be executed by the Mayor and the Town Clerk in accordance with the provisions of the law; and

BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon its enactment.

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

| | | | |
|--|-------------------|------------------------------------|------------------------|
| Ayes: Aldermen Visioli, Picciallo, Romaine, MacDonald, Toth, O'Connor, Camacho and Mayor Dodd | Nays: None | Absent: Alderwoman Blackman | Abstained: None |
|--|-------------------|------------------------------------|------------------------|

SALARY RESOLUTION

BE IT RESOLVED that the Mayor and Board of Aldermen of the Town of Dover, approved the following personnel action subject to applicable N.J. Department of Personnel regulations and background check:

PUBLIC WORKS

| | | | |
|---------------------|------------------------------|---------------|----------|
| Wilson Sarmiento | Laborer | \$ 36,307.00. | 04/24/17 |
| Raymond Turpin | Equipment Operator | \$ 46,809.00 | 05/15/17 |
| Henry Nieves | Equipment Operator | \$ 55,585.00 | 05/15/17 |
| Christopher Newkirk | Seasonal Laborer - Recycling | \$ 16.00/hr. | 05/15/17 |
| Austin Nieves | Seasonal Laborer | \$ 10.00/hr. | 05/15/17 |

POLICE

| | | | |
|------------|------------------|--------------|----------|
| James Rice | Class II Special | \$ 21.00/hr. | 05/15/17 |
|------------|------------------|--------------|----------|

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

**Ayes: Aldermen Visioli, Picciallo, Romaine, MacDonald, Toth, O'Connor, Camacho and Mayor Dodd
Nays: None Absent: Alderwoman Blackman 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:

April 25, 2017 – Caucus & Regular

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

**Ayes: Aldermen Visioli, Picciallo, MacDonald, O'Connor, Camacho and Mayor Dodd
Nays: None Absent: Alderwoman Blackman Abstained: Aldermen Romaine, Toth**

**RESOLUTION AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$8,000,000 BOND ANTICIPATION
NOTES OF THE TOWN OF DOVER, IN THE COUNTY OF MORRIS, NEW JERSEY**

BE IT RESOLVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, IN THE COUNTY OF MORRIS, NEW JERSEY, AS FOLLOWS:

Pursuant to a bond ordinance of the Town of Dover (the "Town") entitled: "Bond ordinance of the Town of Dover, in the County of Morris, New Jersey, providing for financial assistance to Meridia Transit Plaza Urban Renewal, Dover, LLC, Meridia Campus Center Urban Renewal, Dover, LLC, and Meridia Gateway Urban Renewal, Dover, LLC, each affiliates of Capodagli Property Company, LLC, the redeveloper with respect to and in connection with the scattered plaza redevelopment plan, appropriating \$8,000,000 therefor and authorizing the issuance of \$8,000,000 bonds or notes of the Town for financing such appropriation", finally adopted on May 9, 2017 (#10-2017), bond anticipation notes of the Town in a principal amount not exceeding \$8,000,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

All bond anticipation notes (the "notes") issued hereunder shall mature at such times as may be determined by the treasurer, the chief financial officer or the acting chief financial officer of the Town (the "Chief Financial Officer"), provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer and shall be signed and sealed by officials and officers of the Town in any manner permitted by N.J.S.A. §40A:2-25. The Chief Financial Officer shall determine all matters in connection with the notes issued hereunder, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8 and N.J.S.A. §40A:12A-37(f). The Chief Financial Officer is hereby authorized to sell part or all of the notes at not less than par from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price. The Chief Financial Officer is directed to report in writing to the governing body of the Town at the meeting next succeeding the date when any sale or delivery of the notes hereunder is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Any note issued pursuant to this resolution shall be a general obligation of the Town, and the Town's faith and credit are hereby pledged to the punctual payment of the principal of and interest on the notes and, unless otherwise paid or payment

provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.

The chief financial officer of the Town is hereby authorized and directed to do all other matters necessary, useful, convenient or desirable to accomplish the delivery of the notes to the purchasers thereof as promptly as possible, including (i) the preparation, execution and dissemination of a Preliminary Official Statement and Final Official Statement with respect to the notes, (ii) preparation, distribution and publication, if necessary, of a Notice of Sale with respect to the notes and (iii) execution of a Continuing Disclosure Undertaking, with respect to the notes in accordance with Rule 15c2-12 promulgated by the Securities and Exchange Commission.

All action heretofore taken by Town officials and professionals with regard to the sale and award of the notes is hereby ratified, confirmed, adopted and approved.

This resolution shall take effect immediately.

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

**Ayes: Aldermen Visioli, Picciallo, Romaine, MacDonald, Toth, O'Connor, Camacho and Mayor Dodd
Nays: None Absent: Alderwoman Blackman Abstained: None**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE
TOWN OF DOVER AWARDING THE BID FOR SOLID WASTE AND RECYCLABLE MATERIAL
COLLECTION, HAULING AND DISPOSAL SERVICES TO BLUE DIAMOND DISPOSAL, INC.**

WHEREAS, the Town of Dover advertised for bids pursuant to the Public Contracts Law for Solid Waste Collection, Hauling and Disposal Services and Single Stream Recycling Collection, Hauling and Disposal Services for a one to five year contract; and

WHEREAS, bids were received on May 3, 2017 for the multiple options pursuant to the bid specifications; and

WHEREAS, only one bid was received for Solid Waste Collection, Hauling and Disposal Services and Single Stream Recycling collection, hauling and disposal services for a five year contract as follows (Option 3):

Blue Diamond Disposal, Inc. \$ 5,878,800.00

WHEREAS, the Municipal Engineer has reviewed the bid and finds it to be in compliance with the bid specifications; and

WHEREAS, it is recommended that Option 3, Solid Waste Collection, Hauling and Disposal Services and Single Stream Recycling collection, hauling and disposal services for a five year contract be awarded to Blue Diamond Disposal, Inc. for a total contract price of \$ 5,878,800.00.

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 Solid Waste Collection and Single Stream Recycling collection, hauling and disposal services for a five year contract is hereby awarded to Blue Diamond Disposal, Inc., P.O. Box 267, Succasunna, NJ 07876;
2. The Mayor and Clerk are hereby authorized to execute a contract pursuant to the above award and selection of options.

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

**Ayes: Aldermen Visioli, Picciallo, Romaine, MacDonald, Toth, O'Connor, Camacho and Mayor Dodd
Nays: None Absent: Alderwoman Blackman Abstained: None**

RESOLUTION AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$8,000,000 BOND ANTICIPATION NOTES OF THE TOWN OF DOVER, IN THE COUNTY OF MORRIS, NEW JERSEY

BE IT RESOLVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, IN THE COUNTY OF MORRIS, NEW JERSEY, AS FOLLOWS:

Pursuant to a bond ordinance of the Town of Dover (the "Town") entitled: "Bond ordinance of the Town of Dover, in the County of Morris, New Jersey, providing for financial assistance to Meridia Transit Plaza Urban Renewal, Dover, LLC, Meridia Campus Center Urban Renewal, Dover, LLC, and Meridia Gateway Urban Renewal, Dover, LLC, each affiliates of Capodagli Property Company, LLC, the redeveloper with respect to and in connection with the scattered plaza redevelopment plan, appropriating \$8,000,000 therefor and authorizing the issuance of \$8,000,000 bonds or notes of the Town for financing such appropriation", finally adopted on May 9, 2017 (#10-2017), bond anticipation notes of the Town in a principal amount not exceeding \$8,000,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

All bond anticipation notes (the "notes") issued hereunder shall mature at such times as may be determined by the treasurer, the chief financial officer or the acting chief financial officer of the Town (the "Chief Financial Officer"), provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer and shall be signed and sealed by officials and officers of the Town in any manner permitted by N.J.S.A. §40A:2-25. The Chief Financial Officer shall determine all matters in connection with the notes issued hereunder, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8 and N.J.S.A. §40A:12A-37(f). The Chief Financial Officer is hereby authorized to sell part or all of the notes at not less than par from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price. The Chief Financial Officer is directed to report in writing to the governing body of the Town at the meeting next succeeding the date when any sale or delivery of the notes hereunder is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Any note issued pursuant to this resolution shall be a general obligation of the Town, and the Town's faith and credit are hereby pledged to the punctual payment of the principal of and interest on the notes and, unless otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.

The chief financial officer of the Town is hereby authorized and directed to do all other matters necessary, useful, convenient or desirable to accomplish the delivery of the notes to the purchasers thereof as promptly as possible, including (i) the preparation, execution and dissemination of a Preliminary Official Statement and Final Official Statement with respect to the notes, (ii) preparation, distribution and publication, if necessary, of a Notice of Sale with respect to the notes and (iii) execution of a Continuing Disclosure Undertaking, with respect to the notes in accordance with Rule 15c2-12 promulgated by the Securities and Exchange Commission.

All action heretofore taken by Town officials and professionals with regard to the sale and award of the notes is hereby ratified, confirmed, adopted and approved.

This resolution shall take effect immediately.

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

**Ayes: Aldermen Visioli, Picciallo, Romaine, MacDonald, Toth, O'Connor, Camacho and Mayor Dodd
Nays: None Absent: Alderman Blackman Abstained: None**

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER FOR EXECUTIVE SESSION

WHEREAS, the Open Public Meeting Act, P.L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist; and

WHEREAS, The Mayor and Board of Aldermen of the Town of Dover wish to discuss:

1. Any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matter falling within the attorney client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.

Minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public.

NOW, THEREFORE, BE IT RESOLVED that the public be excluded from this meeting.

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

Ayes: Aldermen Visioli, Picciallo, Romaine, MacDonald, Toth, O'Connor, Camacho and Mayor Dodd

Nays: None

Absent: Alderwoman Blackman

Abstained: None

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
AUTHORIZING THE SETTLEMENT AGREEMENT AND GENERAL RELEASE OF LITIGATION
BETWEEN THE TOWN AND FRANCIS COPPINGER, DOCKET NUMBER 2:16-cv-07435-JMV-MF**

WHEREAS, Francis Coppinger (“Plaintiff”) filed a Complaint in the United States District Court - Newark against the Town of Dover, James Dodd and Donald Travisano, Docket No. 2:16-cv-07435-JMV-MF (the “Litigation”); and

WHEREAS, through mediation, an amicable settlement was reached between the parties as outlined in a Memorandum of Understanding (“MOU”) entered between counsel, which is confidential attorney work product, for the settlement amounts specified in that MOU, and in accordance with the terms and conditions set forth in the agreement between the Town’s Insurance Carrier, Third Party Administrator and the Town of Dover, the litigation shall be dismissed with prejudice; and

WHEREAS, the Town’s Insurance Carrier and Third Party Administrator have recommended settlement; and

WHEREAS, the Settlement Agreement between the parties provides that the parties agree and acknowledge that this Agreement is the result of a compromise and shall not be construed as an admission by any party as to any wrongdoing, liability or responsibility on their part, nor is the amount of the payment to be deemed an acknowledgement by any party that same represents an appropriate sanction for any alleged misconduct or wrongdoing on the part of any party; and

WHEREAS, the parties specifically agree not to engage in any act or say anything that is intended, or may reasonably be expected, to harm the name, reputation, goodwill, business affairs, practices, or performances of each other. In furtherance of the Agreement, and as a material term thereof, the parties agree that they will maintain the settlement negotiations and the terms and conditions of this Agreement completely confidential, and shall not disclose, divulge or communicate or cause same to be disclosed, divulged or communicated to any person or entity, except for the purposes of compliance with applicable law, to counsel, financial and/or tax advisors or insurance entity representatives, for the purposes of their professional opinion or services or in the course of obtaining legal, regulatory or financial advice with respect to the rights and obligations created by the Agreement, provided however that such recipients shall be advised of the confidential nature of the Agreement and directed to honor it as a condition of such disclosure to them (or) in the course of enforcing any right or obligation under the Agreement, provided however that any such application be filed with the applicable court under seal, subject to approval by that court; 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 Mayor is hereby authorized to sign, and the Clerk shall witness the Settlement Agreement between the Plaintiff, Francis Coppinger in substantially similar form to the Settlement Agreement attached hereto and made a part hereof which is hereby authorized and approved; now, therefore,

BE IT FURTHER RESOLVED that the Town of Dover recognizes that it shall be responsible for its deductible and co-payment pursuant to the agreement previously entered into with the Town’s Insurance Carrier and Third Party Administrator as it relates to the Litigation, as well as other terms and conditions of the settlement as set forth in the Release in this matter; now, therefore,

BE IT FURTHER RESOLVED that this settlement is conditioned upon the execution of the Release by the plaintiff and the filing of a Stipulation of Dismissal with Prejudice.

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

Ayes: Aldermen Visioli, Picciallo, Romaine, MacDonald, Toth, O'Connor, Camacho and Mayor Dodd

Nays: None

Absent: Alderwoman Blackman

Abstained: None

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

Mayor Dodd made the motion to adjourn at 7:51 PM and Alderwoman Romaine moved the motion and duly seconded and passed it by the following voice vote.

Respectfully submitted,

Margaret J. Verga, Municipal Clerk