REGULAR MEETING AGENDA April 25, 2023 7:00 PM

A) CALL MEETING TO ORDER / SUNSHINE STATEMENT – Mayor Carolyn Blackman to call meeting to order and read the Sunshine Statement:

"This meeting is being held in accordance with the Open Public Meetings Act, also known as the Sunshine Law, N.J.S.A. 10:4-6. Notice of the meeting was sent to the Daily Record and Star Ledger on January 4, 2023, and published in the Record and Ledger on January 7, 2023. Notice was also posted on the Bulletin Board of the Municipal Building."

B) PLEDGE OF ALLEGIANCE – Mayor Carolyn Blackman to lead those in attendance in the Pledge of Allegiance to the Flag

C) ROLL CALL – Clerk to Conduct Roll Call:

Name	Present	Absent	Excused
Alderwoman Cruz			
Alderman Estacio			
Alderwoman Rugg			
Alderwoman Ruiz			
Alderman Santana			
Aldermen Scarneo			
Alderman Tapia			
Alderwoman Wittner			
Mayor Blackman			

D) APPROVAL OF MINUTES

E) REPORT OF COMMITTEES

F) PRESENTATIONS, MUNICIPAL CORRESPONDENCE

- a) Asphalt Art / Crosswalk Murals presentation by Kevon O'Reilly Director of Recreation Department and Yaharya Mejorada
- b) 2023 Elected Officials Risk Management Seminar
- c) Financial Disclosure Statements due by April 30, 2023

G) ORDINANCES FOR FIRST READING

a) Ordinance 07-2023 Creating a Loading Zone at 90-1/2 W. Blackwell Street

H) ORDINANCES FOR SECOND READING, PUBLIC HEARING AND ADOPTION

a) Ordinance 003-2023 Authorizing the Mayor and Town Clerk to execute a Financial Agreement by and between the Town of Dover and IOPD Dover QOZB Urban Renewal LLC Pursuant to N.J.S.A. 40A:20-1 ET SEQ. for property located at Block 1902, Lots 19, 20, 21, 22, 23, 24, 25, 26, 27 & 28, as shown on the official tax map of the Town of Dover, also known as 200-228 East Blackwell Street located in the Scattered Site Redevelopment Area

I) APPROVAL OF BILLS

a) Resolution 125-2023 - Approval of Bills List

J) APPROVAL OF RESOLUTIONS

1) CONSENT AGENDA RESOLUTIONS

- a) Resolution 126-2023 Authorizing the Grant Award of \$178,430 from the New Jersey Association of County and City of Health Officials (NJACCHO)
- b) Resolution 127-2023 Accepting National OPIOD Settlement Agreement in the estimated amount of

2) RESOLUTIONS FOR DISCUSSION AND CONSIDERATION

- a) Resolution 128-2023 Authorizing Engineering work for the replacement of the Brook Lane Bridge Project
- b) Resolution 129-2023 Authorizing the Non-Fair and Open Process to General Code for Codification Services
- c) Resolution 130-2023 Amending Resolution 96-2023 as an Emergency Resolution pursuant to N.J.S.A. 40A:4-48 for the Key Fab Door Security Contract
- d) Resolution 131-2023 Approving Taxis/Limos to be licensed in the Town of Dover
- e) Resolution 132-2023 Renewal of Social and Athletic Club Licenses Casa Puerto Rico
- f) Resolution 133-2023 Allowing to enter into Executive Session Legal Matter
- g) Resolution 134-2023 Authorizing the Emergency Contract to Aptimized not to exceed \$38,000 for Technology Hardware and Software

K) OLD/NEW BUSINESS

L) PUBLIC COMMENT:

The Town of Dover highly values the input of residents in making important decisions that affect the residents of our community. We also believe in the rights of residents to observe Governing Body Meetings. To ensure that all of our residents have the opportunity to offer comment, each statement/comment shall be held to a time of five (5) minutes.

All comments must include your name and residential address at the beginning of your comment.

Public comment portions of our agenda are not structured as question-and-answer sessions, but rather they are offered as opportunities to share your thoughts with the Mayor and Board of Aldermen. The Mayor and Board will attempt to engage in dialogue but may not be able to respond to all public comments. However, all comments are considered and will be investigated and addressed as appropriate.

If you have a question that we are unable to answer at the meeting, feel free to submit your questions to the Office of the Municipal Clerk, in writing, and include your name, address and telephone number where you can be contacted. The email address of the Clerk's Office is doverclerk@dover.nj.us. Questions will be answered within a reasonable time.

Please be courteous and mindful of the rights of others when providing comments. Comments may not be abusive, obscene, or threatening. All members of the public attending Mayor and Board of Aldermen meetings must treat each other and the Mayor and Board of Aldermen with respect. Individuals offering comments are not permitted to make personal attacks on any Town Employees, the Mayor or any Member of Town Government, other testifiers, or members of the public.

M) ADJOURNMENT

2022-2023 ELECTED OFFICIALS RISK MANAGEMENT SEMINAR

This course details ways to control workers' compensation and liability insurance costs. Municipal elected officials, authority commissioners and a member's CEO (i.e., municipal manager / administrator or executive director) who completes this course by the extended deadline of May 31, 2023, may qualify for a \$250 credit (capped at approx. 5% of MEL assessment) in their local unit 2023 assessment.

- 1. To log into the MSI's New Learning Management System for the first time, you will need to **receive** an activation email with code by contacting your agencies Training Administrator or Andrea Felip at the MSI office at 856-552-4740 or Afelip@jamontgomery.com.
- 2. Once you receive your activation code via email, follow the link and one-time instructions to activate your account. The activation process will give you a **new username** and allow you to create a password.
- 3. Once logged into the LMS, navigate to the 'Request Training' button on the upper right portion of your Home Screen.
- 4. **Find and select the 2022-2023 Elected Officials Risk Management Seminar** in the dropdown and click submit at the bottom of the screen.
- 5. The course will now show in the **Assigned section** in the center of your Home screen.
- 6. Click the title to launch the course.
- 7. **For additional help** if needed, this video will walk you through the steps to enroll in online learning. How to Register for Online Learning

department of community affairs people places propression division of local government services

LFN 2023-08

April 12, 2023

Local Finance Notice

Philip D. Murphy Governor Lt. Governor Sheila Y. Oliver

Jacquelyn A. Suárez Director

Contact Information

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Local Government Ethics Law 2023 Financial Disclosure Statements Filing Information for Local Government Officers

Introduction

N.J.S.A. 40A:9-22.6 of the Local Government Ethics Law (LGEL) requires all local government officers to file an annual Financial Disclosure Statement (FDS).

By virtue of your position, your local government entity has determined that you are a local government officer (LGO) who is required to file an FDS. N.J.S.A. 40A:9-22.3.g defines a local government officer as:

[a]ny person, whether compensated or not, whether part-time or full- time: (1) elected to any office of a local government agency; (2) serving on a local government agency, which has the authority to enact ordinances, approve development applications or grant zoning variances; (3) who is a member of an independent municipal, county or regional authority; or (4) who is a managerial executive employee of a local government agency, as defined in rules and regulations adopted by the Director of the Division of Local Government Services in the Department of Community Affairs pursuant to the "Administrative Procedure Act," P.L. 1968, c. 410 (C.52:14B-1 et seq.), but shall not mean any employee of a school district or member of a school board.

Effective with the 2017 filing year, the Division of Local Government Services adopted N.J.A.C. 5:35-2.1, which delineates the positions classified as "managerial executive" under the LGEL. Please review Local Finance Notice 2023-06 for further explanation of managerial executive positions.

The Local Finance Board (LFB or Board) has also amended the FDS form to conform to the Police Information Law and Daniel's Law (P.L. 2021, c.371), changes further discussed on Page 5 of this Notice. In another change to the FDS form, home addresses and telephone numbers included in "Section 1-Personal Information" will not appear in public search results. A footnote has been added to the form reflecting this action.

The FDS is part of the legislative design for assuring that standards of ethical conduct and financial disclosure requirements for LGOs are clear, consistent, uniform in application, and enforceable on a statewide basis. Both paid and volunteer LGOs are required to file an FDS. The Board commends you for accepting a position of public trust held to a high ethical standard.

This Notice outlines filing procedures designed for the efficient collection and transparent reporting of all FDSs filed with the Board. Written for LGOs, this Notice contains specific step-by-step instructions for electronically filing the FDS. <u>Local Finance Notice 2023-06</u> has been issued to local government entity representatives (LGEs), who are municipal clerks, county clerks, and those serving in similar positions who have administrative responsibilities under the LGEL pertaining to FDSs. Please read Local Finance Notice 2023-06 and the other materials posted on <u>www.fds.nj.gov</u> for a more comprehensive explanation of the FDS filing requirements.

Online Filing Procedure

Online filing of FDS forms became mandatory for all LGOs in 2013. The 2023 FDS utilizes the online filing system in place since 2014.

If you have previously utilized the online filing system to file your FDS electronically, you will again use the login ID (e-mail address) and password from the prior year. You do not need a new PIN if you continue to serve in the same position in which you served in the year prior. You only need a new PIN if you have any new or additional positions that were not on your 2022 FDS. If you have additional positions for which you have been assigned a new PIN, you must also validate the new PIN by using the "Manage Positions" button after logging in. Properly completing this process will link your filing requirements under a single login.

If you filed in previous years, but not in 2022, use the same login ID (e-mail address) and password from the year you previously filed the FDS. Your LGE must give you a new PIN for 2023. After logging in, use the "Manage Positions" feature to validate the PIN issued and update your profile.

If you are a new filer, you will first need to obtain the PIN from your LGE and confirm with the LGE how your name was listed on the roster (e.g. James Smith vs. Jim Smith). Your first and last name entered to validate the PIN must match the name as it was entered on the roster by your LGE.

If you are a new filer who is identified as an LGO by multiple local government entities (e.g., you serve as a business administrator for a municipality and also serve as a commissioner for a joint insurance fund), you will receive separate PINs from each entity. You will link each PIN to a single LGO user account by using the "Manage Positions" feature after you validate the first PIN issued and create your profile. More detailed instructions are provided below and at www.fds.nj.gov. Please note that if you hold multiple positions within the same local government entity (e.g., municipal governing body member also serving on the local planning board), you should only be assigned one PIN. Contact your LGE if you received two PINs from the same entity.

Step-By-Step Instructions

- STEP 1: Carefully review this Local Finance Notice.
- STEP 2: Read the FDS instructions available at www.fds.nj.gov and/or watch the webinar training video.
- STEP 3: Go to www.fds.nj.gov. To access the login page, click on the button titled, "File Financial Disclosure Statement."

New Filers:

STEP 4: First time users must click the "New Registration (Local Government Officer)" link at the

bottom of the login screen. Authorization names are not used as the login ID; you will

establish your login ID and password in Step 7.

STEP 5: Obtain your authorization name (the name the LGE Representative used for you on the

roster) and PIN from your LGE.

STEP 6: Register and validate your PIN (you must use the same name entered on the roster and

provided by your LGE).

STEP 7: Complete the information in the box entitled, "Local Government Officer (LGO)

Credentials" and create a login and password. Your login must be in the form of a valid email address. Maintain a record of the login and password you selected for future

access to the system.

STEP 8: Log into the system as a registered LGO using the login and password you just created to

begin your Financial Disclosure Statement. Proceed to STEP 12.

Returning Users:

STEP 9: If you filed in 2022, log in using the login ID (your e-mail address) and password you

created to establish that profile. Proceed to STEP 12.

 If you have forgotten your password, click on "Forgot Password" on the bottom of the login page. The password will be e-mailed to the e-mail used as the login ID.

Your LGE can also reset your password if you do not remember it.

• If you need to edit or change your e-mail address, please contact your LGE to have

the e-mail address edited.

Former Inactive Users:

STEP 10: If you filed in prior years using the online FDS system, but have had a break in service

whereby you were marked as INACTIVE on the 2022 roster by your LGE, log in using the login ID (your e-mail address) and password you created to establish your user profile in

the past.

STEP 11: After logging in, validate the new PIN the LGE has provided by going to the "Manage

Positions" section. Proceed to STEP 12.

All Users:

STEP 12: Validate any additional PINs received from different entities using the "Manage

Positions" button prior to starting your FDS. Any PINs validated after you originally

submitted your form will not be recorded as filed until you re-submit the form.

STEP 13: Once all PINs have been validated, click on the "File" link and start the FDS making sure to accurately fill out the form. It is recommended that you read the instructions and/or

Frequently Asked Questions, also on www.fds.nj.gov, if you have questions about definitions or the sections of the FDS such as what constitutes sources of income, etc.

STEP 14: You can start your FDS and save the information to be submitted at a later time, or you can submit your FDS right away.

STEP 15: You may print a copy of your FDS for your own records. It is unnecessary for you to file a paper copy of your FDS with the LFB or your local government entity. Once you submit your FDS online it is immediately available through the public search feature. Click on the "Search Financial Disclosure Statements" button on www.fds.nj.gov to view your submitted statement.

STEP 16: If you receive any PINs after you have submitted your FDS, log in and click the "Manage Positions" button to validate the additional PINs. After validating the PINS, click the "File" link, proceed through the FDS sections, and re-submit the FDS. The previously filed FDS will also remain available through the public search tool.

To Amend the FDS:

STEP 17: Should you need to amend your FDS after it was submitted, please log in using the login ID (your e-mail address) and password you created to establish your user profile in the past.

STEP 18: Click on "amend" and complete the FDS.

NOTE: After amending the FDS, the original FDS, as well as any amended FDSs, will be available publicly.

Filing Deadline

FDSs must be filed annually on or before **April 30**th each year. In addition, once the annual filing deadline has passed, per N.J.S.A. 40A:9-22.6(b), new LGOs shall file an FDS within 30 days of taking office.

Enforcement of FDS

The LFB views the timely annual filing of the FDS as a critical component of enforcing the LGEL. Notices of Violation are routinely issued by the LFB against non-filers. LGOs can be assessed an appropriate fine that is not less than \$100 nor more than \$500 pursuant to N.J.S.A. 40A:9-22.10.

Ignorance of the requirement to file the FDS by the statutory deadline is not considered "good cause." LGOs are expected to take the time to understand their responsibilities under the LGEL, and the timely filing by LGOs of the FDS is an important duty to be fulfilled as part of an LGO's public service. The Division does not send out reminder e-mails to LGOs directly. Any reminder e-mails sent to LGEs are merely a courtesy and not statutorily required.

The LFB anticipates finding any LGO not recorded as having filed the 2023 FDS by June 9, 2023 in violation of the filing requirement of the LGEL at its June 14, 2023 meeting.

FDS Compliance Schedule

FDS Deadline	April 30, 2023
Violation Issuance Date	June 14, 2023

LGOs are further reminded that compliance does not stop at the mere submission of an FDS; the LGEL also requires <u>accurate</u> financial disclosure. The LFB routinely finds violations of the LGEL for failing to disclose items such as, but not limited to, pension income as a source of income, or a rental property as a source of income, and real estate in which the LGO holds an interest.

Information for Law Enforcement Officers

In 2016, the Legislature passed a series of Police Information Laws, N.J.S.A. 2C:20-31.1 (posting of information on the Internet); N.J.S.A. 47:1-17 (publishing certain information by government entity) and, N.J.S.A. 56:8-166.1 (person, business, association prohibited from publishing certain information on the Internet), that pertain specifically to the disclosure of certain law enforcement officers' home addresses and home telephone numbers on the Internet. To comply with the legislation, the LFB made a change to the FDS form and the availability of the information supplied on the form.

In 2021, the Legislature passed, and Governor Murphy signed into law, <u>P.L. 2021, c.371</u> commonly referred to as Daniel's Law. The bill amends the Open Public Records Act ("OPRA") to exclude from the definition of a government record the portion of any document which discloses the home address of any active, formerly active or retired 1) judicial officer, 2) prosecutor or 3) law enforcement officer. Further, the bill prohibits government agencies from knowingly publishing on the Internet, or otherwise making available, the home address or unpublished home telephone number of any active, formerly active or retired 1) judicial officer, 2) prosecutor or 3) law enforcement officer or their immediate family members. Daniel's Law established an Office of Information Privacy (OIP). More information about Daniel's Law can be found on OIP's <u>website</u>. To qualify for Daniel's Law protection, one must apply and be approved by OIP.

N.J.S.A. 40A:9-22.6(a)(5) requires the LGO to list the address and brief description of all real property in the State in which the local government officer or a member of his immediate family held an interest during the preceding calendar year. An LGO who is eligible for exemption under the Police Information Laws or Daniel's Law must still list the required information per N.J.S.A. 40A:9-22.6(a)(5). However, the LFB will redact the address, as required by law, before it is made publicly accessible.

The FDS form has been amended to allow the below statement to appear on the form under "Section II, E" where LGOs list this information:

Are you an active, formerly active, or retired judicial officer or law enforcement officer, as those terms are defined by section 1 of P.L.1995, c.23 (C.47:1A-1.1), or prosecutor or an immediate family member residing in the same household as the judicial officer, law enforcement officer, or prosecutor pursuant to P.L. 2021, c.371 commonly referred to as Daniel's Law, or are you a law enforcement officer or

retired law enforcement officer or is a member of your household a law enforcement officer pursuant to N.J.S.A. 47:1-17?

- Yes, one or more of the positions identified above apply to me or a member of my household.
- No, none of the positions identified above apply to me or a member of my household.

If you select the checkbox that indicates that your home address is exempt from disclosure pursuant to P.L. 2021, c.371 and/or N.J.S.A. 47:1-17 and mark a property as a home address, your home address will not be displayed on the FDS through the public search function. Instead, the language "exempt from disclosure" will be displayed for that property. Other properties that you may have that are not home addresses will still be displayed on the public FDS form.

The LFB will continue to require that local government officers and local government employees provide their home addresses when completing the FDS, pursuant to N.J.S.A. 40A:9-22.6, notwithstanding the exemption from public disclosure for those individuals that qualify under Daniel's Law, P.L. 2021, c. 371, N.J.S.A. 47:1A-1.1, or N.J.S.A. 47:1-17

Multiple Positions

The electronic system allows LGOs to submit one form regardless of the number of positions they might hold in different government entities. However, the LGO needs to link all positions together and make sure that all positions are listed on the FDS under "Section I. Personal Information." For example, in "Section I. Personal Information" a successfully linked FDS should read "ABC Municipality-Business Administrator" and "XYZ Municipality-Planning Board Member."

If you are registering for the first time, validate all PINs before you submit the FDS. If you have already submitted your FDS and receive another PIN, log in and click the "Manage Positions" button to validate any additional PINs. After adding any PINs, go to the "File" button and re-submit the FDS.

JIF Members

Joint Insurance Funds are deemed separate local government entities for purposes of the Local Government Ethics Law. Therefore, member representatives of Joint Insurance Funds (JIFs) are usually listed on two rosters — the municipality's roster and the JIF's roster. LGOs who are on JIFs should link the PIN supplied by the JIF to their profile. LGOs should make sure that their FDS reflects the positions held under Section I. Personal Information as listed on the JIF's roster, as well as their titles on the municipality's roster. For example, in "Section I. Personal Information," the FDS form should read "ABC Municipality-Business Administrator" and "XYZ JIF-Member." Being listed as a JIF member by the municipality will not satisfy the requirement of being listed on the JIF roster because the JIF is considered a separate local government entity.

Help

Numerous resources have been created to assist you through this process, including a step-by-step help guide, recorded webinar presentations, and a specially prepared LGO video tutorial, all of which can be found on the web at fds.ni.gov. However, if you need assistance after consulting those resources, please contact Local Finance Board staff by e-mailing LFB FDS@dca.ni.gov or by phone at 609-913-4408.

Approved: Jacquelyn A. Suárez, Director

ORDINANCE No. 07-2023

AN ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, COUNTY OF MORRIS AND THE STATE OF NEW JERSEY CREATING A LOADING ZONE AT 90-1/2 W. BLACKWELL STREET

WHEREAS, the governing body of a municipality make, amend, repeal, and enforce ordinances to adopt policies and procedures for the benefit of the municipality; and

WHEREAS, the Mayor and Aldermen recognize that there is a need to make reasonable changes to the Code of the Town of Dover to attract local and perspective business owners; and

WHEREAS, the Mayor and Board of Aldermen recognize the difficult economic climate in our community, county, state and country; and

WHEREAS, the Mayor and Board of Aldermen have determined that it is in the best interest of the town to create a Loading Zone as requested by Agra Environmental & Laboratory Services located at 90-1/2 W. Blackwell Street. Agra receives water samples from many municipalities and utilities throughout northern New Jersey daily and has requested a designated area for samples to be dropped off in a safe and efficient manner. This will prevent vehicles from double parking and creating traffic issues while providing a safe area for loading and unloading of various samples to be tested at this facility; and

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

SECTION 1. Definition – Loading Zone

A Loading Zone for the purpose of this ordinance shall be an area along the side-line of a public street reserved solely for use during specific hours for vehicles for the purpose of unloading water and various materials for testing, and in which said area and vehicle shall not stand, stop or park for more than fifteen (15) minutes.

SECTION 2. W. Blackwell Street

Said Loading Zone shall be created along the southerly curb line of W. Blackwell Street beginning at a point 363 feet east of the northeasterly curb-line intersection of W. Blackwell Street and Randolph Ave., thence continuing in a easterly direction for a distance of 25 feet. End Description

SECTION 3. Utilization of a Loading Zone

Between the hours of 8:00A.M. and 5:00P.M. Monday through Friday, vehicles will be permitted to stop and or park within the Loading Zone described in Section 2 above and no vehicle shall stop, stand or park for more than fifteen (15) minutes.

SECTION 4. Violation and Penalties

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

Section 5	This ordinance shall take effect in accordance with law.		
ATTEST:			
Reynaldo July	ve, Acting Municipal Clerk	Carolyn Blackman, Mayor	
INTRODUC	ED•		
INTRODUC			
ADOPTED:			

CERTIFICATION

I, Reynaldo Julve, Acting Municipal Clerk of the Town	of Dover in the County of Morris, State
of New Jersey, do hereby Certify that the foregoing (Ordinance 07-2023 is a true copy of the
Original Ordinance duly passed and adopted by the Ma	yor and Board of Aldermen of the Town
of Dover at its meeting on	
Reynaldo Julve	
Acting Municipal Clerk	

ORDINANCE NO. 03-2023

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 IOPD DOVER QOZB URBAN RENEWAL LLC PURSUANT TO N.J.S.A. 40A:20-1 ET SEQ. FOR PROPERTY LOCATED AT BLOCK 1902, LOTS 19, 20, 21, 22, 23, 24, 25, 26, 27 & 28, AS SHOWN ON THE OFFICIAL TAX MAP OF THE TOWN OF DOVER, ALSO KNOWN AS 200-228 EAST BLACKWELL STREET LOCATED IN THE SCATTERED SITE REDEVELOPMENT AREA

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

- **Section 1.** On October 28, 2014, the Board adopted Resolution 2014-245 designating Block 1902, Lots 22, 23 and 24 as an area in need of redevelopment in accordance with the Redevelopment Law (the "Redevelopment Area").
- **Section 2.** On March 22, 2022, the Board adopted Resolution 99-2022 designating Block 1902, Lots 19, 20, 21, 25, 26, 27 & 28 as a Non-condemnation Redevelopment Area pursuant to the Redevelopment Law (the "Expanded Redevelopment Area").
- **Section 3.** The Board adopted a Redevelopment Plan on November 4, 2014, which may have been amended from time to time (as amended, the "Redevelopment Plan"), and on May 10, 2022 adopted an amended Redevelopment Plan entitled the Downtown Scattered Site Redevelopment Plan for the Redevelopment Area and the Expanded Redevelopment Area which shall include the properties described as Block 1902, Lots 19, 20, 21, 22, 23, 24, 25, 26, 27 & 28 also known as 200-228 E. Blackwell Street (the "Properties").
- **Section 4.** On March 8, 2022, the Board adopted Resolution 83-2022 conditionally designated Iron Ore Properties LLC and Deugen Development LLC as the redeveloper for the Properties (the "Redeveloper").
- **Section 5.** On May 10, 2022, the Board adopted Resolution __-2022 approving a redevelopment agreement with the Redeveloper which requires the Entity to acquire the Properties and redevelop the Properties in accordance with the Redevelopment Plan.
- **Section 6.** The Redeveloper is proposing to construct a 252-unit market rate rental residential building (the "Project").
- **Section 7.** The Redeveloper has/will create on urban renewal entity known as IOPD Dover QOZB Urban Renewal LLC subject to the approval of the Department of Community Affairs which will own the Properties and Project.
- **Section 8.** The Entity was created for the purposes of acquiring, owning, holding, developing, maintaining, financing, mortgaging, improving, operating, leasing, managing, using, refinancing, selling, subdividing, or otherwise dealing with the Properties.

- **Section 9.** 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 10.** The Entity 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 <u>N.J.S.A.</u> 40A:20-8 (the "Exemption Application", a copy of which is attached hereto as <u>Exhibit A</u>).
- **Section 11.** The Exemption Application requests a 30-year term for the Financial Agreement and an annual service charge based on 10% of annual gross revenues from the Project for years 1-10, increasing to 11% for years 11-20 and increasing to 12% for years 21-30.
- **Section 12.** The Town agrees to a 30-year term for the Financial Agreement and an annual service charge based on 10% of annual gross revenues from the Project for years 1-10, increasing to 11% for years 11-20 and increasing to 12% for years 21-30.
- **Section 13.** The Town and the Entity 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 IOPD Dover QOZB Urban Renewal Company, LLC, by effectuating the redevelopment, 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 \$91,201.00 in real estate tax revenue to the Town. The projected Annual Service Charge over the 30-year term will generate an average annual revenue to the Town of approximately \$1,133,962.00.
 - 2. It is estimated that the Project will create jobs during construction and new permanent jobs; and
 - 3. The Project should stabilize and contribute to the economic growth of existing local business, which will serve the new residents and attract additional people to Dover; and
 - 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 Mayor shall appoint two Aldermen to a committee and together will review the number of school age children living in the IOPD Dover QOZB LLC Redevelopment Project located on East Blackwell Street (corner of Salem Street).

Committee shall have primary responsibility for the following described activities and matters:

- Review number of school age children enrolled in Dover Schools residing in the above named development
- Meet with the Board of Education
- Meet with the Dover Education Foundation
- If Committee deems appropriate, delegate a percentage of funds from PILOT to offset cost of education to either entity named above
- This Committee shall meet annually
- **Section 4.** The Exemption Application is hereby accepted and approved.
- **Section 5.** The Financial Agreement shall be for a 30-year term with an annual service charge starting at 10% of annual gross revenues from Project for years 1-10, increasing to 11% for years 11-20 and increasing to 12% for years 21-30 in accordance with the Long-Term Tax Exemption Law.
- **Section 6.** 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 7. required by law.	This	ordinance	shall	take	effect	upon	final	passage	and	publication	n as
ATTEST:											
Reynaldo Julve, Acti	ng Mu	nicipal Cle	rk		Carol	yn Bla	ckma	n, Mayor			= 7
					AD	ОРТЕ	D: _				
I, Reynaldo Julve, A of New Jersey, do h Original Resolution of Dover at its meeting	ereby duly pa	Certify that ssed and a	Clerk of the dopte	of the foreg d by 1	oing C the Ma	of Do Ordinar yor an	nce 03	3-2023 is	s a tr	ue copy of	the
Reynaldo Julve Acting Municipal Cl	erk										

EXHIBIT A EXEMPTION APPLICATION

EXHIBIT B

FORM OF FINANCIAL AGREEMENT



DOVER RESIDENTIAL DEVELOPMENT 05.12.2022









RESOLUTION NO. 125-2023 BILL LIST RESOLUTION

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

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

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

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

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OVER, COUNTY OF MORRIS

RESOLUTION NO. 126-2023

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, COUNTY OF MORRIS, STATE OF NEW JERSEY AUTHORIZING THE GRANT AWARD OF \$178,430 FROM THE NEW JERSERY ASSOCIATION OF COUNTY AND CITY OF HEALTH OFFICIALS (NJACCHO)

WHEREAS, The Department of Health applied to the Grant for the Enhancing Local Public Health Infrastructure Grant; and

WHEREAS, The New Jersey Association of County and City of Health Officials awarded the Grant in the amount of \$178,430 for the timeframe of October 1, 2022, through June 30, 2023; and

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, State of New Jersey authorizes the procurement identified and described herein.

NOW THEREFORE, BE IT FURTHER RESOLVED that a copy of this Resolution be given to the Finance Department, and Health Department.

ATTEST:	TOWN OF DOVER, COUNTY OF MORRIS
Reynaldo Julve, Acting Municipal Clerk	Carolyn Blackman, Mayor
	ADOPTED:

I John O. Gross, as the Town of Dover of available to meet the Town of Dover's of		
John O. Gross, M.P.A., C.M.F.O.	Amount	Account #
do hereby Certify that the foregoing Reso	lution is a true copy	ION Over in the County of Morris, State of New Jersey, of the Original Resolution 126-2023 duly passed on of Dover at its meeting on April 25, 2023.
Reynaldo Julve Acting Municipal Clerk		

RESOLUTION NO. 127-2023

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, COUNTY OF MORRIS, STATE OF NEW JERSEY ACCEPTING NATIONAL OPIOD SETTLEMENT AGREEMENT IN THE ESTIMATED AMOUNT OF
\$
WHEREAS New Jersey Senate No. 3867 State of NJ 219 th Legislature passed a comprehensive opioid settlement, establishes Opioid Recovery and Remediation Fund and Opioid Recovery and Remediation Fund Advisory Council; provides for funds received from opioid settlements to support substance used disorder prevention and treatment programs; and
WHEREAS, Teva, Allergan, CVS, Walgreens, and Walmart have signed the national Opioid settlemen agreement to cap their liability and bar them from future claims; and
WHEREAS, the 2022 National Settlements are the culmination of many years of intense negotiations among representatives of the State Attorneys General, the court-appointed Plaintiffs' Executive Committee and Negotiation Committee, which are comprised of lawyers in the National Prescription Opiate MDL who represent subdivisions, and counsel to the Settling Defendants. These negotiations were facilitated by Judge Dan Polster (who oversees the federal MDL litigation), by the Special Masters appointed by the MDL Court and by experienced, neutral mediators.; and
WHEREAS Dover as a participating subdivision must use the funds for abatement of the opioid epidemic will receive payments over 18 years; and
WHEREAS, at least 85% of the funds going directly to participating states and subdivisions must be used for abatement of the opioid epidemic, with the overwhelming bulk of the proceeds restricted to funding future abatement efforts by state and local governments; and
NOW, THEREFORE BE IT RESOLVED, by the Mayor and Board of Aldermen of the Town of Dover County of Morris, State of New Jersey authorizes the acceptance of the settlement agreement in the amount of S
ATTEST: TOWN OF DOVER, COUNTY OF MORRIS
Reynaldo Julve, Acting Municipal Clerk Carolyn Blackman, Mayor

ADOPTED: _____

CERTIFICATION

I, Reynaldo Julve, Acting Municipal Clerk of the Town of Dover in the County of Morris, State of New Jersey, do hereby Certify that the foregoing Resolution 127-2023 is a true copy of the Original Resolution duly passed and adopted by the Mayor and Board of Aldermen of the Town of Dover at its meeting on April 25, 2023.

Reynaldo Julve Acting Municipal Clerk

RESOLUTION NO. 128-2023

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, COUNTY OF MORRIS, STATE OF NEW JERSEY AUTHORIZING ENGINEERING WORK FOR THE REPLACEMENT OF THE BROOK LANE BRIDGE PROJECT

WHEREAS, the Department Head of Engineering Department has determined that there is a need to begin work on the 2023 Brook Lane Bridge Replacement Project; and

WHEREAS, the estimated Engineering cost which includes surveying, design services, bid documents, construction & contract administration and inspections for this project is \$189,700.00; and

WHEREAS, the NJDOT has awarded the Town of Dover a grant in the amount of \$1,130,000.00 for Engineering, Inspection and Testing and Construction; and

WHEREAS, the Town of Dover Chief Financial Officer has determined that monies are available as a result of the NJDOT grant for this work; and

WHEREAS, there is a need to move forward with this project, specifically authorizing Pennoni Engineers to begin the engineering work on this project; and

WHEREAS, the Town of Dover Business Administrator has determined that this procurement provides an effective and efficient use of taxpayer dollars; and

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, State of New Jersey authorizes the work described above to commence and that Pennoni Engineers can begin the Engineering work for this project. A copy of this Resolution shall be provided to William Isselin of the Engineering Department.

ATTEST.

TOWN OF DOVER COUNTY OF MORRIS

Reynaldo Julve, Acting Municipal Clerk	Carolyn Blackman, Mayor
	ADOPTED:

John O. Gross, M.P.A., C.M.F.O.	Amount	Account #
I, Reynaldo Julve, Acting Municipal Cle of New Jersey, do hereby Certify that the Original Resolution duly passed and ado of Dover at its meeting on April 25, 2023	ne foregoing Resolupted by the Mayor a	ntion 128-2023 is a true copy of the
Reynaldo Julve Acting Municipal Clerk		



24 Commerce Street Suite 300 Newark, NJ 07102 T: 973-265-9775 F: 973-265-9774

www.pennoni.com

TODOV23013P

May 6, 2021 April 4, 2023 April 10, 2023

Mr. William Isselin
Assistant Engineer/Chief Code Enforcement Officer
Town of Dover
37 North Sussex Street
Dover, NJ 07801

RE: Proposal for Professional Services

Town of Dover - Brook Lane Bridge Replacement

Dear Mr. Isselin:

Pennoni Associates, Inc. (Pennoni) is pleased to provide this proposal for professional services associated with the Town of Dover's Brook Lane Bridge Replacement project. Based on our site visit on April 1, 2021, we understand that the Town desires to replace the existing one-lane, rolled steel beam and concrete filled deck bridge over Jackson Brook which serves as a driveway to the two residential properties to the west of the bridge. The substructure is unknown; based on the geology of the area, it is assumed that foundations are shallow. The bridge features an approximately 15-foot clear span over the Creek.

It was observed that there were existing utilities connected to the side of the bridge which also serve the residential properties. Utilizing a precast bridge structure for replacement was discussed in the field and serves as the basis for this proposal. The County of Morris's Jackson Brook Watershed Stormwater Management Plan from March 2001 was also reviewed and used as a basis for this proposal. Based on our experience with similar projects, we propose the following Scope of Services to assist with this project:

SCOPE OF SERVICES

I. SURVEY

Base Mapping

Pennoni Associates, Inc. (PAI) will research the database of the National Geodetic Survey to retrieve the data sheets for existing horizontal and vertical control that is located near the project location and in the surrounding region. Field reconnaissance (recon) will be conducted to visit each station to determine the condition and suitability for GPS observations or leveling. Based upon the results of the recon, a control diagram will be prepared that will indicate the existing control to be used as reference marks to make ties to the National Spatial Reference System (NSRS) on NAD83(2011) and NAVD88 (Geoid 18) along with the proposed new control points that will be established for the project. PAI will conduct the entire survey in a manner that allows for the most flexibility and the most efficient use of

time while also maintaining the highest level of positional quality to assure the accuracy specification for the project is achieved.

In order to achieve a relative positional accuracy of 1"+/- (0.08 feet) (or 25 mm), which will be considered local accuracy, PAI will follow methods and procedures contained in "Standards and Specifications for Geodetic Control Networks" published by the Federal Geodetic Control Committee in 1984, modified to be compatible with distances normally measured during land title surveying using modern electronic total station instruments. The positional accuracy for the network referenced to the NSRS will be 5 centimeters at 95% confidence as described on page 2-3 of "Geospatial Positioning Accuracy Standards, Part 2: Standards for Geodetic Networks" published by the Federal Geodetic Control Subcommittee (FGCS) within the Federal Geographic Data Committee (FGDC). Vertical control ties to NAVD88 using GPS will adhere to the principles set forth in "NOAA Technical Memorandum NOS NGS 59, Guidelines for Establishing GPS-Derived Orthometric Heights, 26 March 2008".

PAI uses established methods and procedures on survey projects that are designed to take full advantage of all the technology and instrumentation in our inventory to produce 3D survey control. We routinely combine GPS observations with total station measurements and leveling to produce one seamless data set of 3D control values that are consistent and homogenous across the entire project. This is primarily achieved through the use of Real Time Network RTN, aka VRS, which enables our survey crews to work separately anywhere along the project at any time and still produce coordinates and elevations that are consistent with one another within the accuracy specification for the project. This means that different crews can be assigned to cover different sections of the whole project and all be working simultaneously on the same coordinate system, thus enabling the project schedule to include multiple lines of data flow all at the same time. As the project progresses and the crews eventually work towards each other, they will make the required measurements to tie their respective sections together. Once the fieldwork is completed, a final adjustment will be performed that will include all of the control network observations that were made from the beginning of the project to the end resulting in one single set of 3D control values, projected to the New Jersey State Plane Coordinate System NAD83-2011, for the entire. Control points will be provided in the Construction Documents.

Ground based mapping will be developed by utilizing robotic total stations in digital format along Brook Lane for a distance of at least 200 feet from the intersection of Brook Lane with the center line of Jackson Brook. This topography will extend from right of way to right of way and include edge of paving and center line elevations along with visible utilities. Sections will be taken at a maximum of 50-foot intervals for the roadway. Under bridge information will be obtained during the mapping effort.

Stream Cross sections will be obtained upstream and downstream along Jackson Brook at each bridge facia and stations +10, +50 and every 50 feet therefrom for a distance of 500 feet north and south to the spillway of Hedden Pond. The sections will extend to 20' beyond the top of bank on both sides.

Right of Way:

PAI will search for property corners and right-of-way control along the corridor Brook Lane. We will request plans from the Morris County Engineer's Office and attempt to obtain existing records (i.e. Tax Maps, final plats, right-of-way and alignment plans, etc.) from Morris County Clerk's office. In the event no property corners are found in the project area, the Right of Way shall be based upon the physical location of the road and assumed to be in the center of the Right of Way. The width will be taken from

Tax Map data. Upon completion of the right-of-way task, this information will be transferred to the base mapping to compile one complete data set of existing conditions and right of way for the project.

II. GEOTECHNICAL INVESTIGATION

The following is a summary of the tasks we will use for our geotechnical studies:

Available Data – We will compile, review, and evaluate readily available existing information related to the current projects at the referenced sites. We will research our files for nearby projects and review available subsurface data.

Field Exploration — Based on our reviews, we will develop/modify the exploration and testing program to obtain the necessary information pertinent to interpretation of subsurface conditions at the project sites. We will identify the test locations inside the existing buildings based on the information received during a site reconnaissance visit. We will engage the services of a qualified drilling contractor to perform the field exploration. Our drilling subcontractor will complete the required NJ One-Call for standard utility locations in public right-of-way prior to mobilizing to the sites.

We propose to advance a total of 2 borings (1 day total – 1 boring on each site). The borings will be extended to depths of 15 ft to 20 ft below existing grades. Sampling will be in general accordance with ASTM D 1586 and ASTM D 1587 methods, as appropriate. Undisturbed samples (Shelby tubes) will be taken if deemed necessary and as directed by our field representative. Sampling of the soil will be continuous from the ground surface to 10 ft then in 5 ft intervals until the termination depth is reached. We will promptly notify the Client of this occurrence. We will not terminate the borings in soft or loose soils and will extend the borings accordingly until soils with a satisfactory relative density or consistency are obtained.

Pennoni will provide full-time observation by an experienced engineer or geologist for the borings. Upon conclusion of the drilling, we will backfill the test borings in general accordance with the local requirements and patch-in-kind. Any excess spoils will be spread near the boreholes to provide a uniform surface. We have not included provisions for site restoration or long-term maintenance beyond that described herein but can do so for a fee to be negotiated.

Laboratory Analysis – Samples obtained in the field will be delivered to our laboratory. Tests will be performed on selected representative samples to determine classification and engineering properties as required. We have included budget provisions for performing routine classification testing consisting of natural moisture content, gradational analysis, and Plasticity Indices.

Should more elaborate laboratory testing, such as shear strength determination be deemed necessary, these can be performed for the unit rates provided. Our services do not include testing or other type of investigation regarding the possible presence of hazardous or environmentally regulated substances either on-site or in imported materials.

Report and Recommendations – We will make engineering analyses to include interpretation of subsurface conditions at the project sites and evaluation of conditions with respect to the proposed development. We will summarize our services in a report which will present our conclusions and recommendations regarding:

- foundation design, including discussion of alternate solutions if applicable, allowable bearing capacity, design frost depth, and estimated magnitudes of anticipated settlement;
- floor slab design parameters, including subgrade preparation;
- re-use of onsite soils in compacted fills;

- Seismic Soil Site Classification based on applicable IBC requirements;
- lateral earth pressure design parameters;
- Rigid pavement design;
- suitability of on-site material for re-use as fill as part of the site work for the project;
- groundwater conditions and their influence on design and construction;
- removal or treatment of objectionable material; and
- quality assurance, field testing and observation services during construction.

LIMITATIONS AND ASSUMPTIONS

This proposal has been developed based on the following assumptions and limitations:

- 1. Field exploration is to be provided during "normal business hours" (Monday through Friday, 7:00am to 7:00pm) using non-union, non-prevailing wage rate personnel;
- 2. Site is accessible to our equipment and personnel.
- 3. Permits and any other site access requirements not specifically addressed herein shall be provided by the Client.

CONTINGENCY WORK

If additional field exploration or laboratory testing are requested (other than those outlined in this proposal), we will develop the recommended scope of work along with the associated fee(s) and present them for approval. No additional work will be initiated without first receiving authorization from the Client. Attendance at meetings and any other engineering service not specifically outlined in this proposal will be invoiced in accordance with our normal professional Fee Schedule.

ASSUMPTIONS AND LIMITATIONS

This proposal has been developed based on the following assumptions and limitations:

- 1. Field exploration is to be provided during "normal business hours" (Monday through Friday, 7:00am to 7:00pm) using non-union, non-prevailing wage rate personnel;
- 2. Site is accessible to a truck mounted drill rig;
- 3. Permits and site access requirements not specifically addressed herein shall be provided by the Client.

III. HYDROLOGY & HYDRAULICS STUDY

Pennoni will prepare engineering studies in support of the various environmental permit applications associated with this project. This will include an Engineering Report as part of the Flood Hazard Area Individual Permit application. The hydraulic and hydrological analyses will be performed to demonstrate compliance with applicable NJDEP rules and regulations (N.J.A.C. 7:13). TR-55 and USCOE HEC-RAS (or similar backwater model) computer software will be used to model existing and proposed water surface profiles for stream utilizing NJDEP Method 6 analysis for unstudied streams. Any available floodplain modeling and/or mapping will be requested from NJDEP, Township and Morris County. The stream is not listed as a FEMA or State studied stream. The bridge waterway opening characteristics will be designed such that there will be no increase to water surface elevations upstream of the bridge. Bridge Scour computations are a necessary component of bridge replacement projects and will be performed in accordance with the Hydraulic Engineering Circular (HEC) No. 18. Scour countermeasures will be designed in accordance with HEC-23. We anticipate that this project will be required to meet 0% net fill criteria of the NJDEP Flood Hazard Permit.

IV. STRUCTURAL DESIGN

Bridge Design:

A multi-cell, three-sided precast concrete frame structure will be proposed per the SWP, with a clear span matching or exceeding the existing based on the results of the H&H. Alternative bridge types can be explored under a separate scope and fee. The bridge width will be similar to maintain one lane.

In order to provide a durable replacement structure and reduce construction duration, precast reinforced concrete rigid frame, footings and wingwalls will be considered; if precast wingwalls are found to be infeasible, a cast-in-place alternate will be considered. Shallow foundations are anticipated based on the geology of the area and region; this will be confirmed after the geotechnical investigation. The design will be an in accordance with AASHTO LRFD and NJDOT criteria.

It is anticipated that the bridge will be replaced entirely under a full closure; therefore, precast components are key elements to minimize construction duration.

There are 3 conduits, assumed to be electric, attached to the existing bridge. It is anticipated that these utilities will need to be maintained and reattached to the proposed structure. The existing utility running parallel to the bridge at the bed of the stream is not anticipated to be replaced or relocated but will be protected during construction.

Pennoni anticipates submitting design packages at 50% and 95% for review. It is anticipated that a review meeting will be held virtually after each submission. The final submission is anticipated to include up to seven (7) bridge construction plan sheets and technical specifications, including:

- General Plan & Elevation (including Section and General Notes)
- Demolition Plan and Details
- Foundation Plan and Details
- Wingwall Section and Elevation (if cast-in-place alternate pursued)
- Railing / Barrier Details
- Miscellaneous Details (headwall, post-tensioning, waterproofing, etc.)
- Borings

Pennoni also anticipates providing one sketch plan for permitting.

Additionally, we anticipate providing a performance specification for the contractor to provide a temporary pedestrian access bridge for the residents during construction as part of this structural scope.

V. CIVIL ENGINEERING

- A. We will prepare the following plans for the bid package:
 - a. Title Sheet
 - b. Estimate of Quantities/General Notes
 - c. Site Plan with grading/elevation information and roadway alignment
 - d. Soil Erosion Plan, Notes and Details
 - e. Construction Details

We do not anticipate preparing stormwater management design since the project is not likely to be a major development. The land disturbance is not anticipated to be more than one (1) acre and the new impervious coverage is expected to be less than 0.25 acre. Therefore, stormwater management design meeting the requirements of New Jersey Stormwater Management Regulations will not be required.

We do not anticipate preparing Construction Profiles and/or Cross-Sections for this project.

- B. Wetlands Delineation/Wetland General Permit 10A Application
 - Pennoni and our subconsultant will obtain the current NJDEP water quality classification of the waterbodies draining the site. This information can provide some initial guidance relative to the current resource value classification of any identified wetlands according to the three categories (exceptional, intermediate, ordinary) set forth in the New Jersey Freshwater Wetlands Protection Act. It will also provide information concerning the width of the riparian zone required along all regulated waters pursuant to the Flood Hazard Area Control Act rules.
 - Pennoni and our subconsultant will review the habitat mapping contained in New Jersey's Landscape Project (Version 3.3) prepared by the NJDEP. This mapping ranks habitats based on the provision of threatened and endangered species habitat, which also affects the widths of buffers along regulated wetlands and waters.
 - Pennoni and our subconsultant will conduct a field investigation of the site to identify the area's most likely to be regulated as wetlands and State open waters by the State of New Jersey. Wetlands will be identified utilizing the three-parameter approach as set forth in the Federal Manual for Identifying and Delineating Jurisdictional Wetlands, in which those areas containing hydric soils, positive hydrologic indicators and a prevalence of hydrophytic vegetation are generally classified as wetlands. The identification of wetlands is somewhat subjective and can be dependent upon individual interpretation of field conditions.
 - Pennoni and our subconsultant will flag the identified wetlands and waters so they can be located and mapped by survey as required by the State Act. A work map of approximate flag locations will be prepared to assist in the survey of the wetland limits.
 - Pennoni and our subconsultant will record on-site soils, vegetation, and hydrology data on Wetland Data Sheets. Photographs will be taken to document site conditions.
 - Pennoni and our subconsultant will coordinate its services with your engineer to ensure that the appropriate plans, reports, and calculations needed for the permit applications will be compiled.
 - Pennoni and our subconsultant will assemble and submit to the NJDEP via its online portal the information set forth in Subchapter 16 (Application Requirements), Subchapter 17 (Public Notice Requirements), and Subchapter 7 (General Permits) of the Freshwater Wetlands Protection Act Rules to obtain General Permit 10A. The following items will be required to complete this application:
 - An electronically signed and sealed wetlands permitting plan showing the proposed activities and the extent of wetlands/transition area disturbance;
 - History of ownership of the property going back to 1988;
 - Certified property owner's list within 200 feet;

- The applicant and owner signatures on the Property Owner Certification Form.
- The review fee for the application.

C. Task 2 - Flood Hazard Area Verification/Permit Application

- In conjunction with the Freshwater Wetlands General Permit Application, we will prepare the applications for a Flood Hazard Area Verification and Individual Permit for proposed construction activities within the flood hazard area and riparian zone, as applicable, including the clearing of vegetation. These tasks may include, assembling plans and engineering reports prepared to document compliance with the requirements of the Flood Hazard Area Control Act Rules and prepare an environmental report containing an evaluation of potential adverse impacts to regulated features. Application requirements for a Flood Hazard Area application are set forth in Subchapter 5 (Verifications), Subchapter 10 (Individual Permits) and Subchapter 18 (Application Requirements) of the Flood Hazard Area Control Act Rules. In addition to the required plans and reports set forth in this subchapter, the application needs to include documentation of public notifications per Subchapter 19 (Public Notice of Applications) and the review fee (to be invoiced separately).
- If the application is determined to be considered major development pursuant to N.J.A.C. 7:8, the applicant will need to demonstrate compliance with the NJDEP's Stormwater Management Rules. This includes the submission of a stormwater management report, full set of site plans, and stormwater review fee. At this time, it is not anticipated that this will be required given the scale of this project.
- D. We will prepare a preliminary and final cost estimate of the construction for review and approval.
- E. We will forward a preliminary design to the Town of Dover for approval.
- F. We will submit the plan and application to the Morris County Soil Conservation District with the associated fee provided by Dover (if necessary).

VI. PROJECT MEETINGS/COORDINATION

This task has been established to provide a time and materials budget to cover project design meeting time and interactions with the review agencies. A budget of 80 hours for all disciplines involved with this project has been established here to be invoiced against in accordance with the attached rate sheet.

As this is an NJDOT funded project now, we anticipate that they will require that this project be managed through their Project Management Reporting System (PMRS). This system shifts most project management, accounting, contracting and other functions from a traditional paper-based model to an electronic, automated system. It includes project management, including automated tasks, an electronic document routing and management system, electronic review and approval, project tracking, and monitoring. Submissions for all projects having funding from grants that are administered by the NJDOT are required to be managed by the applicant through PMRS.

As part of our professional services for this project, Pennoni will submit construction documents and other necessary documents via the PMRS portal, and manage the workflow tasks from the design phase through bidding and construction phases of the project as required by the NJDOT

VII. BID SUPPORT SERVICES

- A. Pennoni will prepare a notice of advertisement for bidders and coordinate with the Town Clerk.
- B. We will attend the bid opening (if necessary). We will prepare a bid analysis of the tabulated bid amounts and complete a bid checklist sheet.
- C. We will make a recommendation to the Town of Dover of award of contract in conjunction with review by the Town Attorney.

VIII. CONSTRUCTION SUPPORT SERVICES

- A. Pennoni will conduct a pre-construction meeting with the Town and the contractor.
- B. Pennoni will review shop drawing submittals across all of our design leads and coordinate with the contractor to meet approvals.
- C. We will conduct up to six (6) site visits during construction, not to exceed two (2) hours each visit.
- D. We will process payment vouchers and change orders as applicable throughout the period of construction.
- E. We will process the final payment application and closeout of project.
- F. We will prepare "red-line" as-built drawings for record keeping with the Town at close of job. We will scan the drawings and submit to the Town in PDF and/or appropriate format.

SCHEDULE

We endeavor to complete this project in accordance with your scheduling requirements. We anticipate that the design phase for this project will require three to four months for the completion of the documents while permitting may require an additional four to six months depending on NJDEP review times.

FEES*

	PROFESSIONAL SERVICES TOTAL	\$189,700.00 (est. T&M)
II.	Inspection/Testing/Field/Coordination	\$133,200.00 (est. T&M)
l.	Engineering	\$56,500.00

^{*}all application and permit fees shall be provided by the owner. All fees are lump sum unless otherwise noted. T&M effort will be invoiced as per the attached rate sheet.

BILLING AND PAYMENT

Billing and payment will be in accordance with our existing professional services agreement with the Town.

ADDITIONAL SERVICES

We will also be pleased to furnish the Client with an additional proposal for any of the following professional services not included in this proposal including but not limited to the following:

Lighting Plans

Any other services not specifically included with this proposal.

TERMS AND CONDITIONS

The work will be performed in accordance with the terms and conditions of our existing professional services agreement with the Town.

We appreciate the opportunity to partner with you on this project.

Sincerely,

PENNONI ASSOCIATES INC.

Stephen Hoyt, PE Project Manager

Drew M. Di Sessa, PE, PP, CME

Associate Vice President, Office Director

Accepted By:

Print Name and Title



State of New Jersey

DEPARTMENT OF TRANSPORTATION P.O. Box 600 Trenton, New Jersey 08625-0600

PHILIP D. MURPHY
Governor

SHEILA Y. OLIVER
Lt. Governor

DIANE GUTIERREZ-SCACCETTI

Commissioner

March 8, 2023

The Honorable Carolyn Blackman Mayor, Dover Town 37 North Sussex Street Dover Town, New Jersey 07801

Dear Mayor Blackman:

I am pleased to inform you that Dover Town will receive an allotment of \$1,130,000.00 for the Brook Lane Bridge Improvements project. These funds are provided through the Local Transportation Projects Fund program.

The New Jersey Department of Transportation is in the process of fully executing your agreement for this project. Should you have any questions regarding your grant, please contact the NJDOT Local Aid 1 Office at 973-810-9120.

The Local Transportation Projects Fund is established to address specific, focused local transportation issues throughout the State.

Sincerely,

Diane Gutierrez-Scaccetti

Commissioner

cc: Municipal Clerk Municipal Engineer

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RESOLUTION NO. 129-2023

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, COUNTY OF MORRIS, STATE OF NEW JERSEY AUTHORIZING THE NON-FAIR AND OPEN PROCESS TO GENERAL CODE FOR CODIFICATION SERVICES

WHEREAS, The Business Administrator has determined that there is a need to procure services to provide the Town of Dover's Code with a more useful and effective resource for the community; and

WHEREAS The Item(s) being procured is/are a complete recodification, including a comprehensive review and update of the 1996 code, ensuring that the Town of Dover is up-to-date and in-line with the New Jersey Statues and current needs of your constituents; and

WHEREAS the Town would also like to provide access to the Code and make it easier for constituents and staff to find information with a fully searchable online version of its Code; and

WHEREAS, the government body of the Town of Dover pursuant to N.J.A.C 5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Finance Officer; and

NOW, THEREFORE BE IT RESOLVED, that the Business Disclosure Entity Certification, C.271 Political Contribution Disclosure Form, Stockholder Disclosure Form and the Determination of Value for GENERAL CODE be placed on file with this resolution. by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, State of New Jersey authorizes the procurement identified and described herein.

ATTEST:	TOWN OF DOVER, COUNTY OF MORRIS
Reynaldo Julve, Acting Municipal Clerk	Carolyn Blackman, Mayor
	ADOPTED:

I John O. Gross, as the Town of Dover Chief Financial Officer, do hereby certify that funds are available to meet the Town of Dover's obligation specified by this resolution.

 John O. Gross, M.P.A., C.M.F.O.
 \$26,980.00 Amount
 3-01-20-125-029 Account #

CERTIFICATION

I, Reynaldo Julve, Acting Municipal Clerk of the Town of Dover in the County of Morris, State of New Jersey, do hereby Certify that the foregoing Resolution 129-2023 is a true copy of the Original Resolution duly passed and adopted by the Mayor and Board of Aldermen of the Town of Dover at its meeting on April 25, 2023.

RESOLUTION NO. 130-2023

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, COUNTY OF MORRIS, STATE OF NEW JERSEY AMENDING RESOLUTION 96-2023 AS AN EMERGENCY RESOLUTION PURSUANT TO N.J.S.A. 40A:4-48 FOR THE KEY FAB DOOR SECURITY CONTRACT

WHEREAS, the total amount of the emergency appropriations created, including the appropriation for Resolution 96-2023 re is not to exceed \$60,000; and

WHEREAS the total amount of the emergency appropriated came to \$63,020.20; and

WHEREAS Aptimized was awarded the contract due to the emergency need; and

WHEREAS, access to Town Hall, Police and Fire Departments must stay secure and controlled; and

WHEREAS, the Town of Dover must operate the municipality for the safety of its employees, and to the operational benefit of its residents; and

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Board of Aldermen of the Town of Dover that the company named herein be compensated for the services approved by the Town of Dover Administration.

NOW, THEREFORE BE IT RESOLVED, that a copy of this Resolution be sent to the Finance Department, and a copy sent to Aptimized.

	ADOPTED:
Reynaldo Julve, Acting Municipal Clerk	Carolyn Blackman, Mayor
ATTEST:	TOWN OF DOVER, COUNTY OF MORRIS

I John O. Gross, as the Town of Dover Chief Financial Officer, do hereby certify that funds are available to meet the Town of Dover's obligation specified by this resolution.

 John O. Gross, M.P.A., C.M.F.O.
 \$63,020.20 Amount
 C-21-14-301-024 Account #

CERTIFICATION

I, Reynaldo Julve, Acting Municipal Clerk of the Town of Dover in the County of Morris, State of New Jersey, do hereby Certify that the foregoing Resolution 130-2023 is a true copy of the Original Resolution duly passed and adopted by the Mayor and Board of Aldermen of the Town of Dover at its meeting on April 25, 2023.

RESOLUTION NO. 131-2023

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPROVING TAXIS/LIMOS TO BE LICENSED IN THE TOWN OF DOVER

WHEREAS, the following companies, have applied for a license to operate the vehicle(s) listed below on Schedule A hereto and made a part hereof as taxicab(s)/limo(s) in the Town of Dover; and

WHEREAS, the appropriate municipal departments have reviewed the application(s) as required and have no objections to same being licensed as taxicab(s)/limo(s); 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 taxicab(s)/limo(s) listed below are hereby approved for taxi/limo license(s) in the Town of Dover.

BE IT FURTHER RESOLVED, that a copy of this Resolution to be given to the Acting Municipal Clerk.

DOVER TAXI & LIMO SERVICE LLC

2016 JEEP WAGON	OT378H	1C4NJDEB3GD572431	TAXI #54

PREMIER CAR SERVICE CORP

2016 TOYOTA WAGON	ОТ360Н	5TDJK3DC2GS144290	TAXI #40
2014 TOYOTA CAMRY	OT444C	4T4BF1FK0ER405069	TAXI #25
2017 TOYOTA SIENNA	OT361H	5TDDZ3DC6HS186374	TAXI #17
2018 TOYOTA RAV	OT566E	JTMRJREV9JD247234	TAXI #75

ATTEST:		
Reynaldo Julve, Acting Municipal Clerk	Carolyn Blackman, Mayor	
	ADOPTED:	

RESOLUTION NO. 132-2023

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER FOR THE RENEWAL OF SOCIAL AND ATHLETIC CLUB LICENSES

WHEREAS, any person or group of persons, association, or corporation, which meets for the purpose of promoting athletic sports, contests, exhibitions, classes or gymnasium; and

WHEREAS, any person or group or persons, association or corporation which owns, leases, operates or controls premises for the purpose of social intercourse and entertainment; excluding organizations of state or national scope and religious organizations; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, State of New Jersey that the following Social and Athletic licenses are hereby approved:

SCHEDULE A

Casa Puerto Rico 50 W. Blackwell Street Dover, NJ 07801

ATTEST:	
Reynaldo Julve, Acting Municipal Clerk	Carolyn Blackman, Mayor
	ADOPTED.

CERTIFICATION

I, Reynaldo Julve, Acting Municipal Clerk of the Town of Dover in the County of Morris, State of New Jersey, do hereby certify that the foregoing Resolution 132-2023 is a true copy of the Original Resolution duly passed and adopted by the Mayor and Board of Aldermen of the Town of Dover at its meeting on April 25, 2023.

RESOLUTION NO. 133-2023

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER ALLOWING TO ENTER INTO 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 opinion that such circumstances presently exist; and

WHEREAS, the Governing Body wishes to discuss:

Legal Matter

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, by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, and State of New Jersey that the public be excluded from this meeting and enter into Executive Session.

ATTEST: Reynaldo Julve, Acting Municipal Clerk	Carolyn Blackman, Mayor	
	ADOPTED:	

RESOLUTION NO. 134-2023

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, COUNTY OF MORRIS, STATE OF NEW JERSEY AUTHORIZING THE EMERGENCY CONTRACT TO APTIMIZED NOT TO EXCEED \$38,000.00

WHEREAS, authorizing an emergency appropriation of funds for the emergency Technology hardware and software repairs at the Dover Town Hall & Police station, 37 N. Sussex Street, Dover NJ

WHEREAS, the Police Department and municipal camera systems were failing; and

WHEREAS, The Town of Dover must operate the municipality for the health and welfare of its residents; and

WHEREAS, this loss of technology function prompted immediate action by the Town of Dover Administration to hire companies able to perform the work necessary; and

WHEREAS, pursuant to Local Public Contracts Law N.J.S.A. 40A:11-6, any contract may be negotiated and awarded for a contracting unit without public advertising for bids, notwithstanding that the contract price will exceed the bid threshold when an emergency affecting the public health, safety or welfare requires immediate delivery of goods and services; and

WHEREAS, the following companies have been instrumental in aiding the Town of Dover with the appropriate measures and solutions:

- Aptimized Police Department Cameras \$
- Aptimized –

NOW IT BE RESOLVED, by the Mayor and Board of Aldermen of the Town of Dover that the companies named herein be compensated for services approved by the Town of Dover Administration; and

BE IT ALSO RESOLVED, that the Purchasing Agent will arrange to pay said companies with funds certified by the Chief Financial Officer not to exceed \$38,000.00.

NOW THEREFORE, BE IT FURTHER RESOLVED that a copy of this Resolution be given to the Finance Department, Police Department, and Aptimized.

ATTEST:	TOWN OF DOVER, COUNTY OF MORRIS	
Reynaldo Julve, Acting Municipal Clerk	Carolyn Blackman, Mayor	
	ADOPTED:	

I John O. Gross, as the Town of Dover Chief Financial Officer, do hereby certify that funds are available to meet the Town of Dover's obligation specified by this resolution.

	\$9,600 \$28,400	2-25-240-029 - Police Software License 2-01-100-028 - Administration Outside Services (Not to exceed \$38,000)
John O. Gross, M.P.A., C.M.F.O.	Amount	Account #

CERTIFICATION

I, Reynaldo Julve, Acting Municipal Clerk of the Town of Dover in the County of Morris, State of New Jersey, do hereby Certify that the foregoing Resolution is a true copy of the Original Resolution 134-2023 duly passed and adopted by the Mayor and Board of Aldermen of the Town of Dover at its meeting on April 25, 2023.