

ORDINANCE NO. 17-2025

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF EAST HANOVER, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$7,910,067 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$6,484,225 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EAST HANOVER, IN THE COUNTY OF MORRIS, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Township of East Hanover, in the County of Morris, New Jersey (the "Township") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$7,910,067, including a grant in the amount of \$850,000 from the New Jersey Department of Transportation ("NJDOT") for the improvement or purpose described in Section 3(h)(3) hereof and a grant in the amount of \$234,567 from NJDOT for improvement or purpose described in Section 3(h)(4) hereof (together, the "State Grants") and further including the aggregate sum of \$341,275 as the several down payments for the improvements or purposes required by the Local Bond Law. Although no down payments are required pursuant to N.J.S.A. 40A:2-11(c) for the improvements or purposes described in Sections 3(h)(3) and 3(h)(4) hereof since the improvements or purposes are being partially funded by the State Grants, an aggregate amount equal

to \$17,500 is, nevertheless, provided for these two improvements or purposes. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments and the State Grants, negotiable bonds are hereby authorized to be issued in the principal amount of \$6,484,225 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
a) <u>Administration</u>			
1) Computer, software and hardware upgrades, update to the GIS stormwater mapping and upgrades to Township servers and hard drives, including all work and materials necessary therefor and incidental thereto.	\$115,000	\$109,250	5 years
2) The installation and upgrades to the Senior Center video system and the Municipal Council Room video system, including all work and materials necessary therefor and incidental thereto.	\$90,000	\$85,500	10 years
b) <u>Public Safety – Police Department</u>			
1) The acquisition of information technology equipment, hardware, software and copiers and the	\$270,000	\$256,500	5 years

acquisition and installation of license plate reading technology, including all related costs and expenditures incidental thereto.

2) The acquisition of sport utility vehicles with equipment, including all related costs and expenditures incidental thereto.

3) The acquisition of in-car dashboard cameras, including all related costs and expenditures incidental thereto.

4) The acquisition of ballistic vests, protective equipment and handguns, including all related costs and expenditures incidental thereto.

c) Public Safety – Fire Department

1) The acquisition of turnout gear, a pass device for firefighter accountability/safety and utility tools and hoses, including all related costs and expenditures incidental thereto.

2) The acquisition of an ambulance, including all related costs and expenditures incidental thereto.

d) Public Safety – Office of Emergency Management

The acquisition of information technology equipment, emergency operations center equipment for conferencing center, equipment for Citizens Emergency Response Team/ command post trailers, equipment for an emergency alerting system (fire siren) and drone equipment and hardware, including all related costs and expenditures incidental thereto.

e) Vehicles and Equipment for Public Works

1) The acquisition of a pick-up truck with plow, a sport utility vehicle for Administration and a street sweeper, including all related costs and expenditures incidental thereto.

	\$270,000	\$256,500	5 years
	\$120,000	\$114,000	10 years
	\$66,000	\$62,700	5 years
	\$30,000	\$28,500	5 years
	\$325,000	\$308,750	10 years
	\$30,000	\$28,500	5 years
	\$500,000	\$475,000	5 years

2) The acquisition of a vehicle scanner and a fleet tracking program, including all related costs and expenditures incidental thereto.	\$23,000	\$21,850	5 years
3) The acquisition of road plates and upgrades and maintenance to traffic lights, including all related costs and expenditures incidental thereto and further including all work and materials necessary therefor and incidental thereto.	\$55,000	\$52,250	10 years
4) The acquisition of a wacker, a concrete saw, a power washer, mowers and turf maintenance equipment, including all related costs and expenditures incidental thereto.	\$101,500	\$96,425	15 years
f) <u>Parks/Playgrounds</u>			
1) The replacement of bathroom partitions at Lurker Park Pool, construction of a new garage at Lurker Park, Lurker Park Redevelopment Plan (Phase 3) and Cook House exterior rehabilitation project, including all work and materials necessary therefor and incidental thereto.	\$2,025,000	\$1,923,750	15 years
2) Upgrades to Lurker Park walkways and trails (Phase 2) and repairs/repaving of Middle School walking paths, including all work and materials necessary therefor and incidental thereto.	\$65,000	\$61,750	10 years
g) <u>Buildings & Grounds Repair/Maintenance</u>			
1) Painting of the airport hanger and the installation of canopies over the fire house doors, including all work and materials necessary therefor and incidental thereto.	\$65,000	\$61,750	5 years
2) The installation of lobby doors for the Police Department and concrete blocks for the recycling bins, including all work and materials necessary therefor and incidental thereto.	\$85,000	\$80,750	10 years

<p>3) Repair, maintenance and renovations to various buildings, the addition of the Municipal Building elevator and bathroom, construction of a new storage container garage at Public Works, upgrades to the police, fire and senior air-conditioning and heating units and renovations of bathrooms at the Recreation Center and Fire House, including all work and materials necessary therefor and incidental thereto.</p>	\$485,000	\$460,750	15 years
<p>h) <u>Infrastructure Repair/Maintenance</u></p>			
<p>1) Upgrades to various streets and roads, including, but not limited to, milling, resurfacing, reconstruction, sidewalks, fire hydrants, curbing, stormwater system and traffic signals, all on a list on file in the Office of the Clerk, including all work and materials necessary therefor and incidental thereto.</p>	\$250,000	\$237,500	10 years
<p>2) Milling and paving of River Road and Fairway Drive, upgrades to traffic signals on Garfield Avenue/Ridgedale Avenue and School Avenue/ Ridgedale Avenue, reconstruction of Grove Avenue, removal of debris from the Environmental Center, milling/paving of Seniors parking lot and the installation of curbing and paving of rear lot at Department of Public Works Building, including all work and materials necessary therefor and incidental thereto.</p>	\$1,505,000	\$1,429,750	10 years
<p>3) Farinella Drive freight project reconstruction, including all work and materials necessary therefor and incidental thereto.</p>	\$950,000 (includes \$850,000 grant from NJDOT)	\$95,000	10 years
<p>4) Peniston Avenue reconstruction, including all work and materials necessary therefor and incidental thereto.</p>	\$484,567 (includes \$234,567 grant from NJDOT)	\$237,500	10 years
<p>Total</p>	\$7,910,067	\$6,484,225	

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 down payment and the State Grants, as applicable, for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation 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 bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes 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 date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the

adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the Township may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 10.91 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the 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. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$6,484,225, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$1,580,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

Section 7. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes or improvements described

in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of the Treasury Regulations.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or, if other than the State Grants referred to in Section 1 hereof, to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Attest:

TOWNSHIP OF EAST HANOVER

Nicolette Calabro
Nicolette J. Calabro, RMC, Township Clerk

Joseph Pannullo
Joseph Pannullo, Mayor

Introduced: May 5, 2025
Adopted: June 2, 2025

I, Nicolette J. Calabro, RMC, Township Clerk of the Township of East Hanover, County of Morris, do hereby certify the foregoing to be a true copy of an Ordinance adopted by the Township Council at a duly convened meeting held on June 2, 2025

Nicolette Calabro
Nicolette J. Calabro, RMC, Township Clerk