

August 30, 2025

MINUTES

A special meeting of Dover Borough Council was held at Borough Hall, 46 Butter Road on Saturday, August 30, 2025 to consider adoption of a settlement agreement between Dover Borough and CHR Corp, DBA Rutters regarding the contamination of the Dover Borough Well 4 water supply.

All Council members and Mayor Hernley were present. Solicitor, Andrew Herrold attended via telephone. President Sabold called the meeting to order at 10:00 AM followed by a moment of silent prayer and the pledge of allegiance.

Mr. Herrold gave a brief summary of the agreement. He pointed out that per a DEP requirement, the Borough will need to file restrictive covenants (Exhibit A) on the land and it will never be able to be a residential property or have a well on it. Rutter's included a confidentiality statement associated with the agreement that the terms would not be discussed. This special meeting and the terms are public and will be subject to Right-To-Know; we can respond if asked. There is a non-disparagement clause so neither party can disparage the other. President Sabold pointed out that Rutter's will handle the complete shut down and decommissioning of the well. Mrs. Koch expressed concern about handling this at a special meeting instead of a regular meeting. Mr. Herrold explained that this needed to be agreed upon by September 1, 2025 so that it will reduce the monitoring for DEP and will minimize costs. There is a possibility the settlement amount could change if the agreement was not approved by September 1.

Mr. Slusser made a motion to approve the Global settlement agreement and the release of all claims between Dover Borough and CHR Corp., DBA Rutter's. Mr. Hassinger seconded the motion and all were in favor.

Mr. Herrold will notify Rutter's today that this has been approved.

With no further business to discuss, Mr. Slusser made a motion to adjourn with a second by Mr. Hassinger. All were in favor. The meeting adjourned at 10:12 AM.

Respectfully submitted,

Brenda J. Plowman
Secretary/Treasurer