

**TOWNSHIP OF TOMS RIVER,  
IN THE COUNTY OF OCEAN, NEW JERSEY**

**NOTICE OF SALE OF  
\$600,000 SPECIAL EMERGENCY NOTES (FEDERALLY TAXABLE)**

Proposals are being solicited for the above issue of Township of Toms River, in the County of Ocean, New Jersey (the "Township") \$600,000 aggregate amount of Special Emergency Notes (Federally Taxable) (the "Notes") for the purchase at not less than the par amount of the Notes through a fair and open process in accordance with N.J.S.A. 40A:2-28. All bids will be publicly opened and announced by Dara Melchionni of Acacia Financial Group, Inc. (the "Municipal Advisor") on behalf of the Township on November 16, 2017, until 11:00 a.m. Bids will be received either (a) via facsimile, at (856) 234-6697 Attention: Dara Melchionni, or (b) via email, to [Dmelchionni@acaciafin.com](mailto:Dmelchionni@acaciafin.com). All bids submitted are the sole responsibility of the bidder and must be received by 11:00 a.m.. No telephone bids will be accepted. The Municipal Advisor and the Chief Financial Officer of the Township will evaluate the bids on the basis of the lowest net interest cost to the Township. A determination as to the award will be made no later than 1:00 p.m. on that date. The telephone number for the Chief Financial Officer is (732) 341-1000, extension 8406 and the telephone number for the Municipal Advisor is (856) 234-2266. The Municipal Advisor and the Township accept no responsibility for the failure of any telecopied or emailed bids to be received on time for whatever reason.

Bids must be on the official bid form attached hereto as Exhibit A signed by the bidder, sent to facsimile, at (856) 234-6697 Attention: Dara Melchionni, or (b) via email, to [Dmelchionni@acaciafin.com](mailto:Dmelchionni@acaciafin.com).

*Warnings:* Bids submitted by facsimile transmission or email will not be considered timely unless, at the deadline for submission of bids, the entire bid form has been received by the Municipal Advisor on behalf of the Township. The official time for receipt of bids will be determined by the Municipal Advisor at the place of bid opening, and the Municipal Advisor shall not be required to accept any bidders fax machine time-stamp or email time-stamp as evidence of a timely bid. Neither the Township, nor the law firm of GluckWalrath LLP ("Bond Counsel"), nor the Municipal Advisor shall be responsible for, and the bidder expressly assumes the risk of, any incomplete or untimely bid submitted by facsimile transmission or email by such bidder, including, without limitation, by reason of garbled transmission, mechanical failure, engaged telephone, telecommunications or computer lines, or any other cause arising from delivery by facsimile transmission or email. Bidders may call (856) 234-2266, to confirm receipt of their bids; however the Township, Bond Counsel and the Municipal Advisor take no responsibility for informing any bidder prior to the time for receiving bids that its bid is incomplete, illegible or not received.

The Notes will be issued in a single issue in the principal amount of \$600,000. Each bid must offer to purchase all Notes being offered at a price of not less than par and must specify a single rate of interest offered for the Notes. Interest shall be calculated on a 360-day year consisting of twelve 30-day months. **The Municipal Advisor and the Chief Financial Officer expect to award the Notes to the responsive bidder specifying the lowest net interest**

**payable by the Township. However, the Township reserves the right to reject all bids or to award the Notes to a bidder other than the lowest bidder. The bidder, by submitting a bid agrees to accept the determination of the Chief Financial Officer.**

**SPECIFICATION OF NOTES**

Principal Amount:	\$600,000
Dated:	November 30, 2017
Maturity Date:	November 30, 2018
Interest Rates Per Annum:	Specified by Successful Bidder
Legal Opinion:	GluckWalrath LLP Trenton, New Jersey
Paying Agent:	Specified by and at the expense of successful bidder within 24 hours of award, subject to approval of the Chief Financial Officer
Closing:	
a.    date	November 30, 2017
b.    location	Township of Toms River, 33 Washington Street, Toms River, NJ 08754, or at such other place as agreed to by the Chief Financial Officer
Denominations:	Denominations of \$100,000 or greater if being reoffered, as specified by the successful bidder within 24 hours of award, subject to approval of the Chief Financial Officer
Payment:	Immediately available funds

The Notes will be noncallable general obligations of the Township. The full faith and credit of the Township will be pledged for the punctual payment, in accordance with their terms, of the principal of and the interest on the Notes. Interest on the Notes is not excluded from gross income for federal income tax purposes. Interest on the Notes and any gain from the sale thereof will be excludable from gross income under the New Jersey Gross Income Tax Act.

As a condition to delivery of the Notes, the successful bidder for each series of the Notes will be required to execute a receipt therefor containing a certification that either (i) it has made a bona fide public offering of the Notes at a stated initial offering price or prices and at least ten percent (10%) of the Notes have been sold to the public (excluding bond houses, brokers or

similar organizations acting in the capacity of underwriter or wholesaler) at such initial offering price or prices as would produce a yield to the purchaser(s) thereof equal to a stated percentage per annum, and, it has not entered into any arrangement with any third party to repurchase the Notes in order to enable the successful bidder to reoffer the Notes at higher prices, or (ii) it has not reoffered the Notes to the public and has no present intention to reoffer the Notes to the public. In addition, the certification shall address such other matters as Bond Counsel reasonably may request of the successful bidder.

**It shall be the responsibility of the successful bidder to have CUSIP identification numbers, if required, issued for the Notes.** The request for the assignment of CUSIP identification numbers and the CUSIP Service Bureau charge therefor shall be the responsibility of and shall be paid for by the successful bidder. CUSIP numbers must be communicated to Bond Counsel within 24 hours of the award of the Notes in order to have CUSIP numbers printed on the Notes.

The successful bidder is advised of its responsibility to file an annual disclosure statement on political contributions with the New Jersey Election Law Enforcement Commission ("ELEC") pursuant to N.J.S.A. 19:44A-20.13 (P.L. 2005, c.271, s.3) if the successful bidder enters into agreements or contracts, such as its agreement to purchase the Notes, with a public entity, such as the Township and receives compensation or fees in excess of \$50,000 in the aggregate from public entities, such as the Township, in a calendar year. It is the successful bidder's responsibility to determine if filing is necessary. Failure to do so can result in the imposition of financial penalties by ELEC. Additional information about this requirement is available from ELEC at 888-313-3532 or at [www.elec.state.nj.us](http://www.elec.state.nj.us).

**In addition, in order to comply with the requirements of Rule 15(c)2-12 of the Securities and Exchange Commission, the successful bidder may only reoffer the Notes in denominations of \$100,000 or more, and may not reoffer the Notes to more than thirty-five (35) persons. The Purchaser must believe that each of the persons to whom the Notes are sold has such knowledge and experience in financial and business matters that it is capable in evaluating the merits and the risks of the Notes as an investment and is not purchasing the Notes for more than one account with the intent to distribute the Notes. A certification by the Purchaser as to the foregoing matters will be a condition to delivery of the Notes.**

No Preliminary Official Statement or other offering document will be prepared by the Township for this issue. However, certain financial information concerning the Township is available upon request. For such information please contact the undersigned Chief Financial Officer at (732) 341-1000, extension 8406 or the Municipal Advisor at [Dmelchionni@acaciafin.com](mailto:Dmelchionni@acaciafin.com) and telephone number (856) 234-2266.

/s/ CHRISTINE MANOLIO  
Christine Manolio, Chief Financial Officer

**EXHIBIT A**

**PROPOSAL FOR NOTES**

November 16, 2017

Christine Manolio, Chief Financial Officer  
Township of Toms River, in the County  
of Ocean, New Jersey  
c/o Dara Melchionni  
Acacia Financial Group, Inc.  
6000 Midlantic Drive  
Suite 410 North  
Mt. Laurel, NJ 08054

Dear Ms. Melchionni:

Subject to the provisions of the "Notice of Sale of \$600,000 Special Emergency Notes (Federally Taxable) (the "Notes"), which is attached hereto and considered a part hereof, **we offer to purchase the Notes on the following terms:**

Purchase Price:       \$ \_\_\_\_\_ (**not less than \$600,000**)

Interest Rate:       \_\_\_\_\_ %

\_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Representing: \_\_\_\_\_

Phone No.: \_\_\_\_\_

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PLEASE COMPLETE THE FOLLOWING:

Interest Payable on Notes       \$ \_\_\_\_\_

Less: Premium, if any       \$ \_\_\_\_\_

Net Interest Payable       \$ \_\_\_\_\_

Net Interest Payable       \_\_\_\_\_ %

THIS PORTION OF THE PROPOSAL IS NOT PART OF THE BID

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