



Legislation Details (With Text)

**File #:** 21-0097      **Version:** 1      **Name:** Resolution Supplementing LFB Application for NJIB Lead Service Line Project

**Type:** Resolution      **Status:** Adopted

**File created:** 1/21/2021      **In control:** Finance

**On agenda:** 2/3/2021      **Final action:** 2/3/2021

**Title:** Dept/ Agency: Finance  
 Action: ( ) Ratifying (X) Authorizing ( ) Amending  
 Purpose: Application to Local Finance Board for approval of bond ordinance.  
 Name of Project(s): NJIB Lead Service Line Replacement Program  
 Amount to be Financed: \$49,203,472.00  
 Funding Source: Bonds  
 Local Finance Board meeting date(s): February 10, 2021 and March 10, 2021  
 Project Information:  
 (Description/ Project No./ Amount Appropriated/Ordinance No.)  
 RESOLUTION OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY AUTHORIZING THE MAKING OF APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A. 58:11B-9(a), 40A:3-4 AND 40A:2-26(e) IN CONNECTION WITH THE ISSUANCE OF UP TO \$49,203,472.00 OF THE CITY'S BONDS AS QUALIFIED BONDS FOR THE NJIB LEAD SERVICE LINE REPLACEMENT PROJECT.  
 Additional Information:  
 This resolution is to supplement an LFB Application submitted in August 2018.

**Sponsors:** Council of the Whole

**Indexes:**

**Code sections:**

Date	Ver.	Action By	Action	Result
2/3/2021	1	Municipal Council	Adopt	Pass

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**Additional Information:**  
 This resolution is to supplement an LFB Application submitted in August 2018.

**WHEREAS,** the City of Newark, in the County of Essex, New Jersey (the "City"), desires to

make supplemental application to the Local Finance Board for the Board's: (a) approval pursuant to N.J.S.A. 58:11B-9(a) of the issuance of bonds by the City to the New Jersey Infrastructure Bank; (b) approval pursuant to N.J.S.A. 40A:3-4 in the Municipal Qualified Bond Act to the issuance of the bonds as qualified bonds; and (c) consent pursuant to N.J.S.A. 40A:2-26(e) to non-conforming maturity schedules, all pertaining to the City's issuance of up to \$49,203,472.00 in qualified bonds pursuant to a \$75,000,000.00 bond ordinance adopted by the City on August 8, 2018 and heretofore approved by the Local Finance Board on September 12, 2018, which approval was modified by the Local Finance Board on September 11, 2019, for the City's issuance of bonds under the Municipal Qualified Bond Act for the replacement of lead service lines within the City from the water main in the street to the meter inside the structure and all work and equipment necessary therefor and relating thereto; and

**WHEREAS**, the City believes:

- (a) it is in the public interest to accomplish such purpose;
- (b) said purposes or improvements are for the health, welfare, convenience or betterment of the inhabitants of the of the City;
- (c) the amounts to be expended for said purposes or improvements are not unreasonable or exorbitant; and
- (d) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the City and will not create an undue financial burden to be placed upon the City.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:**

1. The application to the Local Finance Board is hereby approved (the "Application"), and the Chief Financial Officer, the City's financial advisor, and the City's Bond Counsel, along with other representatives of the City, are each hereby authorized and directed to prepare and submit such Application and to represent the City in matters pertaining thereto.

2. The City Clerk is hereby authorized and directed to file a certified copy of this resolution as adopted and a certified copy of bond ordinance 6PSF-d adopted on August 8, 2018, with the Local Finance Board as part of such Application.

3. The Local Finance Board is hereby respectfully requested to consider such Application and to record its findings, recommendations and/or approvals as provided by the applicable New Jersey Statutes.

### **STATEMENT**

This resolution authorizes the preparation and submission of a supplemental application to the Local Finance Board for the Board's approval of the issuance by the City of up to \$49,203,472.00 of the \$75,000,000.00 in bonds previously authorized as qualified bonds to finance the costs of the City's NJIB Lead Service Line Replacement Project.

