



## Legislation Details (With Text)

**File #:** 13-0922      **Version:** 1      **Name:** Dedicated Trust by Rider for Telecommunications Funds  
**Type:** Resolution      **Status:** Filed  
**File created:** 5/9/2013      **In control:** Engineering  
**On agenda:** 6/6/2013      **Final action:** 6/19/2013  
**Title:** Dept/ Agency: Engineering  
Action: ( ) Ratifying (X) Authorizing ( ) Amending  
Type of Service: Authority to Establish a Dedication by Rider Trust  
Purpose: Resolution requesting approval of the Director of the Division of Local Government Services to establish a Dedication by Rider Trust for Telecommunications Fees, pursuant to Municipal Ordinance No. 6S&FF adopted May 19, 1999.  
Invitation: Director of Engineering, June 5, 2013  
Deferred 7R4-f 060613

**Sponsors:**

**Indexes:**

**Code sections:**

Date	Ver.	Action By	Action	Result
6/19/2013	1	Municipal Council	Adopt	Pass
6/6/2013	1	Municipal Council	Defer	Pass

**Dept/ Agency:** Engineering

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**WHEREAS**, permission is required of the Director of the Department of Community Affairs, Division of Local Government Services, for approval to establish a Dedication by Rider for revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance; and

**WHEREAS**, N.J.S.A.40A:4-29, provides that the Director of the Division of Local Government Services may approve the expenditures of money by

Dedication by Rider; and

**WHEREAS**, Municipal Ordinance No. 6S&FF adopted May 19, 1999, authorizes the Director

of Finance to place all fees paid to the City of Newark by licensees for use of the public right-of-way for the provision of telecommunication services, referred to therein as Telecommunications Fees, , into a separate account that is dedicated to pay for infrastructure and right-of-way improvements and maintenance.

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

1. The Mayor and/or his designee, the Director of Finance, is hereby authorized by the Municipal Council of the City of Newark to request permission of the Director of the Division of Local Government Services for the approval to establish a Dedication by Rider Trust for revenues received paid to the City of Newark by licensees for the use of the public right-of-way to provide telecommunication services, referred to as Telecommunications Fees and to expend those monies exclusively for infrastructure and right-of-way improvements and maintenance.. ..
2. The funds will be used exclusively to pay for infrastructure and right-of-way improvements and maintenance.
3. The City Clerk of the City of Newark, New Jersey, is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services, Department of Community Affairs.

**STATEMENT**

This resolution is requesting approval of the Director of the Division of Local Government Services to establish a Dedication by Rider Trust for Telecommunications Fees, pursuant to Municipal Ordinance No. 6SF&F adopted May 19, 1999, and to expend those monies exclusively for infrastructure and right-of-way improvements and maintenance.