



## Legislation Details (With Text)

**File #:** 22-0881      **Version:** 1      **Name:** Resolution: Application to the LFB - Joint Meeting Flood Mitigation Phase III

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

**File created:** 6/16/2022      **In control:** Finance

**On agenda:** 7/13/2022      **Final action:** 7/13/2022

**Title:** Dept/ Agency: Finance  
 Action: ( ) Ratifying (X) Authorizing ( ) Amending  
 Purpose: Application to Local Finance Board for Approval of a Bond Ordinance.  
 Name of Project(s): Joint Meeting Flood Mitigation Phase III  
 Amount to be Financed: \$4,140,000.00  
 Funding Source: Bonds  
 Local Finance Board meeting date(s): August 10, 2022  
 Project Information:  
 (Description/ Project No./ Amount Appropriated/Ordinance No.)  
 RESOLUTION OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY MAKING APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A. 40A:3-1 ET SEQ.  
 Additional Information:

**Sponsors:** Council of the Whole

**Indexes:**

**Code sections:**

Date	Ver.	Action By	Action	Result
7/13/2022	1	Municipal Council	Adopt	Pass

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**RESOLUTION OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY MAKING APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A. 40A:3-1 ET SEQ.**  
**Additional Information:**

**WHEREAS**, the City of Newark, in the County of Essex, New Jersey (the “City”), is a member of the Joint Meeting of Essex and Union Counties (the “Jt. Meeting”); and

**WHEREAS**, the Jt. Meeting desires to undertake Phase III of a flood mitigation facilities project as described in the Bond Ordinance (the “Project”), the cost of which is to be borne and paid by the members and customers of the Jt. Meeting based upon the allocable share of the cost to be borne by each member and each customer; and

**WHEREAS**, the City desires to make application to the Local Finance Board for its approval

of, and an endorsement of its consent upon, as applicable, the Bond Ordinance appropriating the City's allocable share of the cost of the Project in the amount of \$4,140,000.00 and authorizing the issuance of \$4,140,000.00 principal amount of bonds and/or notes for the Project, specifically pertaining to the: (i) qualification of a bond ordinance, pursuant to N.J.S.A. 40A:3-1 et. seq. (the "Bond Ordinance"); (ii) the issuance of qualified bonds under the Bond Ordinance; and (iii) approval of the maturity schedule therefor pursuant to the provisions of N.J.S.A. 40A:3-1 et seq., specifically N.J.S.A. 40A:3-4; and

**WHEREAS**, the City believes:

- (a) it is in the public interest to accomplish such purpose;
- (b) said purpose is for the health, wealth, convenience or betterment of the inhabitants of the City;
- (c) the amounts to be expended for said purpose 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 MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, THAT:**

1. The submission of and the application to the Local Finance Board with respect to the qualification of the Bond Ordinance and the maturity schedule of bonds and notes issued thereunder is hereby approved, and the Chief Financial Officer, Financial Advisor, Bond Counsel and the City Clerk, along with other representatives of the City and the Mt. Meeting, are each hereby authorized and directed to prepare and submit such application to the Local Finance Board and to represent the City in matters pertaining thereto.
2. The City Clerk is hereby authorized and directed to file a copy of this Resolution as adopted and a copy of the proposed Bond Ordinance as passed upon First Reading 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 above-referenced New Jersey Statutes and to cause its consent to be endorsed upon the Bond Ordinance.

**STATEMENT**

Resolution making an application to the Local Finance Board pursuant to N.J.S.A. 40A:3-1 et seq., for the Joint Meeting Flood Mitigation Project Phase III.