



City of Newark

City Hall
920 Broad Street
Newark, New Jersey 07102

Legislation Text

File #: 17-1232, Version: 1

Dept/ Agency: Finance

Action: () Ratifying (X) Authorizing () Amending

Purpose: Application to Local Finance Board for approval of bond ordinance

Name of Project(s): New Jersey Environmental Infrastructure Trust (NJEIT) Peddie Combined Sewer Overflow

Amount to be Financed: \$4,000,000.00

Funding Source: New Jersey Environmental Infrastructure Trust (NJEIT) Bonds

Local Finance Board meeting date(s): August 9, 2017

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 CITY'S IMPROVEMENTS TO THE PEDDIE COMBINED SEWER OVERFLOW FACILITY AND APPROVING THE SUBMISSION THEREOF

Additional Information:

Funds issued by Resolution: Issuing Resolution will be submitted under a separate cover at the same meeting: Legistar# 17-1231

WHEREAS, the CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (the "City"), desires to make 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 Environmental Infrastructure Trust; (b) approval pursuant to N.J.S.A. 40A:3-4 in the Municipal Qualified Bond Act to the issuance of 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 adoption of a bond ordinance to provide for the issuance of up to \$4,000,000.00 (Four Million Dollars and Zero Cents) in qualified bonds to the New Jersey Environmental Infrastructure Trust and the State of New Jersey in connection with the permanent financing of the City's improvements to the Peddie Combined Sewer Overflow Facility; 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 City;
- (c) the amounts to be expended for said purpose 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 MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY THAT:

Section 1. The Application to the Local Finance Board (the “Application”) is hereby approved, 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.

Section 2. The City Clerk of the City is hereby authorized and directed to file a certified copy of this Resolution as adopted and a certified copy of the bond ordinance as introduced and adopted upon first reading with the Local Finance Board as part of such Application.

Section 3. The Local Finance Board is hereby respectfully requested to consider such Application and to record its findings, recommendations and/or approvals or consent as provided by the applicable New Jersey Statutes and to cause its consent to be endorsed upon the amending bond ordinance.

STATEMENT

This Resolution authorizes the preparation and submission of an Application to the Local Finance Board (“LFB”) for the LFB’s approval of the issuance by the City of Newark, in the County of Essex, State of New Jersey of bonds and notes to finance the costs of improvements to the Peddie Combined Sewer Overflow Facility in the amount of Four Million Dollars and Zero Cents.