

## Monmouth County Board of Chosen Freeholders

Freeholder Meeting Venue:

Date: Feb 19, 2019 - 2:00 PM

Location: Hall of Records  
 Freeholder's Meeting Room  
 1 E. Main Street  
 Freehold, NJ 07728

Agenda: Bond Ordinance providing an appropriation of \$7,550,000 for various equipment and improvements for Reclamation Center for and by the County of Monmouth, New Jersey, and authorizing the issuance of \$7,550,000 bonds or notes of the County for financing part of the cost thereof. (First Reading)

Official Document #	BO# 2019-0001						
Meeting Date	02/19/2019						
Introduced Date	02/19/2019						
Adopted Date	02/19/2019						
Agenda Item	33						
FREEHOLDER	PRES.	ABS.	MOVE	SEC	AYE	NAY	ABST.
Kiley	<			<	<		
Scharfenberger	<				<		
Burry	<				<		
Impreveduto	<		<		<		
Arnone	<				<		

**CERTIFICATION**

I HEREBY CERTIFY THE ABOVE TO BE A TRUE COPY OF A RESOLUTION ADOPTED BY THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF MONMOUTH AT A MEETING HELD

*Feb 19, 2019*  
*Maria M. [Signature]*  
 CLERK

FINANCE

BOND ORDINANCE # \_\_\_\_\_

**BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$7,550,000 FOR VARIOUS IMPROVEMENTS FOR RECLAMATION CENTER FOR AND BY THE COUNTY OF MONMOUTH, NEW JERSEY, AND AUTHORIZING THE ISSUANCE OF \$7,550,000 BONDS OR NOTES OF THE COUNTY FOR FINANCING PART OF THE COST THEREOF.**

BE IT ORDAINED, BY THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF MONMOUTH, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1:

The improvements described in Section 3(a)(b)(c)(d) of this bond ordinance have been previously authorized pursuant to a temporary emergency appropriation resolution adopted on February 19, 2019, and the improvements described in Section 3(a)(b)(c)(d)(e) (the "Improvements") are hereby authorized to be undertaken by the County of Monmouth, New Jersey (the "County") as general improvements. For the said Improvements there is hereby appropriated the amount of \$7,550,000. No down payment is required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the "Local Bond Law") as the purpose authorized herein is deemed self-liquidating and the obligations authorized herein are deductible from the gross debt of the County, as more fully explained in Section 6(e) of this ordinance.

SECTION 2:

In order to finance the cost of the Improvements, negotiable bonds of the County are hereby authorized to be issued in the principal amount of \$7,550,000 pursuant to the provisions of the Local Bond Law (the "Bonds"). In anticipation of the issuance of the Bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes of the County are hereby authorized to be issued in the principal amount not exceeding \$7,550,000 pursuant to the provisions of the Local Bond Law (the "Bond Anticipation Notes" or "Notes").

SECTION 3:

The Improvements authorized and the purpose for which obligations are to be issued, the estimated cost of each Improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each Improvement and the period of usefulness of each Improvement are as follows:

Introduced on: February 19, 2019  
Adopted on: February 19, 2019  
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Improvements	Appropriation and Estimated Cost	Estimated Maximum Amount of Bonds or Notes	Period of Usefulness
Various improvements at the Reclamation Center, including but not limited to: (a) Renovations to Materials Recovery Processing Facility Building; (b) Improvements to Leachate Plant; (c) Installation of Wells; (d) Installation of Odor Control System; (e) Installation of Environmental High Density Polyethylene Caps.	\$7,550,000	\$7,550,000	15 Years
<b>TOTAL</b>	<b>\$7,550,000</b>	<b>\$7,550,000</b>	

(a) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvements is \$7,550,000.

(b) The estimated cost of the Improvements is \$7,550,000 which amount represents the initial appropriation made by the County.

**SECTION 4:**

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the Director of Finance of the County (the "Director of Finance"); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such form as may be determined by the Director of Finance. The Director of Finance shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Director of Finance upon the Notes shall be conclusive evidence as to all such determinations. All Notes issued hereunder may be renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Director of Finance is hereby authorized to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Director of Finance is directed to report in writing to the Board of Chosen Freeholders of the County at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.

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SECTION 5:

The capital budget of the County is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Clerk of the Board of Chosen Freeholders and is available for public inspection.

SECTION 6:

The following additional matters are hereby determined, declared, recited and stated:

(a) The Improvements described in Section 3 of this bond ordinance are not current expenses, and are capital improvements or properties that the County may lawfully make or acquire as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the Improvements, within the limitations of the Local Bond Law, and according to the reasonable life thereof computed from the date of the Bonds authorized by this bond ordinance, is 15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk of the Board of Chosen Freeholders and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the County, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this bond ordinance by \$7,550,000 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$2,500,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

(e) This bond ordinance authorizes obligations of the County solely for purposes described in N.J.S.A. 40A:2-7(h). The obligations authorized herein are to be issued for a purpose that is deemed to be self-liquidating pursuant to N.J.S.A. 40A:2-47(a) and are deductible from gross debt pursuant to N.J.S.A 40A:2-44(c).

SECTION 7:

Any funds received from time to time by the County as contributions in aid of financing the purposes described in Section 3 of this Ordinance shall be used for financing said

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Improvements by application thereof either to direct payment of the cost of said Improvements or to the payment or reduction of the authorization of the obligations of the County authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvements shall, be held and applied by the County as funds applicable only to the payment of obligations of the County authorized by this Bond Ordinance.

SECTION 8:

The full faith and credit of the County are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the County, and the County shall be obligated to levy ad valorem taxes upon all the taxable property within the County for the payment of the obligations and the interest thereon without limitation of rate or amount.

SECTION 9:

The Director of Finance of the County is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the County and to execute such disclosure document on behalf of the County. The Director of Finance is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the County pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the County and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the County fails to comply with its undertaking, the County shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 10:

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The County reasonably expects to pay expenditures with respect to the Improvements prior to the date that County incurs debt obligations under this Bond Ordinance. The County reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the County under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$7,550,000.

SECTION 11:

This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

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THE BOARD OF CHOSEN FREEHOLDERS  
OF THE  
COUNTY OF MONMOUTH

THOMAS A. ARNONE  
DIRECTOR

PAT IMPREVEDUTO  
DEPUTY DIRECTOR

LILLIAN G. BURRY  
GERARD P. SCHARFENBERGER Ph.D.  
SUSAN M. KILEY



MARION MASNICK  
CLERK OF THE BOARD

HALL OF RECORDS  
1 EAST MAIN STREET  
FREEHOLD, NEW JERSEY 07728

TELEPHONE: 732-431-7387  
FAX: 732-431-6519  
EMAIL: marion.masnick@co.monmouth.nj.us

COUNTY OF MONMOUTH

NOTICE OF PENDING BOND ORDINANCE

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the governing body of the County of Monmouth State of New Jersey, on February 19 2019. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held in the Hall of Records, 1 East Main Street, Freehold, New Jersey on March 14, 2019 at 5:00 o'clock PM. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: Bond Ordinance Providing An Appropriation Of \$7,550,000 For Various Equipment And Improvements For Reclamation Center For And By The County Of Monmouth, New Jersey, And Authorizing The Issuance Of \$7,550,000 Bonds Or Notes Of The County For Financing Part Of The Cost Thereof.

Purpose(s): Various improvements at Reclamation Center, including but not limited to:

- (a) Renovations to Materials Recovery Processing Facility Building;
- (b) Improvements to Leachate Plant;
- (c) Installation of Wells;
- (d) Installation of Odor Control System;
- (e) Installation of Environmental High Density Polyethylene Caps.

Appropriation: \$7,550,000  
Bonds/Notes Authorized: \$7,550,000  
Grants (if any) Appropriated: None  
Section 20 Costs: \$2,500,000  
Useful Life: 15 years

Marion Masnick  
Clerk Of The Board Of Chosen Freeholders

This Notice is published pursuant to N.J.S.A. 40A:2-17.  
(\$41.28)

I HEREBY CERTIFY THAT THE ABOVE ADVERTISEMENT APPEARED IN THE  
THE ASBURY PARK PRESS ISSUE OF **FEBRUARY 22, 2019**

DATE: February 22, 2019

MARION MASNICK  
NOTARY PUBLIC OF NEW JERSEY  
My Commission Expires July 27, 2023

  
NOTARY PUBLIC

"SEPTEMBER 2d, 1609 THIS IS A VERY GOOD LAND TO FALL IN WITH AND A PLEASANT LAND TO SEE."

Entry in the log of Henry Hudson's Ship Half Moon made after the Dutch Explorer became  
the first European to come ashore in what was later known as Monmouth County

THE BOARD OF CHOSEN FREEHOLDERS  
OF THE  
COUNTY OF MONMOUTH

THOMAS A. ARNONE  
DIRECTOR

PAT IMPREVEDUTO  
DEPUTY DIRECTOR

LILLIAN G. BURRY  
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MARION MASNICK  
CLERK OF THE BOARD

HALL OF RECORDS  
1 EAST MAIN STREET  
FREEHOLD, NEW JERSEY 07728

TELEPHONE: 732-431-7387  
FAX: 732-431-6519  
EMAIL: marion.masnick@co.monmouth.nj.us

COUNTY OF MONMOUTH  
NOTICE OF PENDING BOND OR-  
DINANCE

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the governing body of the County of Monmouth State of New Jersey, on February 19, 2019. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held in the Hall of Records, 1 East Main Street, Freehold, New Jersey on March 18, 2019 at 5:00 o'clock PM. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

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Bonds/Notes Authorized: \$7,550,000  
Grants (if any) Appropriated: None  
Section 20 Costs: \$2,500,000  
Useful Life: 15 years

Marion Masnick  
Clerk Of The Board Of Chosen Freeholders

This Notice is published pursuant to N.J.S.A. 40A:2-17.  
(\$34.08)

0003411637-01

I HEREBY CERTIFY THAT THE ABOVE ADVERTISEMENT APPEARED IN THE  
THE ASBURY PARK PRESS ISSUE OF **FEBRUARY 28, 2019**

DATE: February 28, 2019

SUSAN COMEY TREMBLEY  
NOTARY PUBLIC OF NEW JERSEY  
My Commission Expires July 18, 2021

*Susan Comey Trembley*  
NOTARY PUBLIC

"SEPTEMBER 2d, 1609 THIS IS A VERY GOOD LAND TO FALL IN WITH AND A PLEASANT LAND TO SEE."

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