

First Reading: September 20, 2016
2nd & Final: October 18, 2016

ORDINANCE No. 60-69

**BOND ORDINANCE AMENDING BOND ORDINANCE
NUMBER 60-06 FINALLY ADOPTED BY THE CITY COUNCIL
OF THE CITY OF LINDEN, NEW JERSEY ON MARCH 15, 2016**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The Bond Ordinance of the City Council of the City of Linden, in the County of Union, New Jersey (the "City") entitled "Bond Ordinance Authorizing The Resurfacing Of Various Streets In And For The City Of Linden, In The County Of Union, New Jersey, Appropriating \$2,640,000 Therefore And Authorizing The Issuance Of \$2,508,000 Bonds Or Notes To Finance Part Of The Cost Thereof" finally adopted on March 15, 2016, (the "Ordinance") is hereby incorporated by reference in its entirety.

Section 2. Section 3(a)(1)(a) of the Ordinance is hereby amended by inserting after the phrase "Resurfacing Various Streets, including curb and sidewalk reconstruction," the phrase "including but not limited to".

The Ordinance is further amended by deleting in Attachment A, Section B, City Capital, "16. Princeton Road from Stiles Street to Hill Road" and substituting in lieu therefor "E. Elm Street from Moore Place to Washington Avenue"; and by inserting, at the end of Section B, the following: "18. Crescent Parkway from Stockton Road to the Clark border" and "19. Edgewood Road from Myrtle Terrace to Amherst Road"; and by inserting at the end of Attachment A, Section C, Community Development "10. E. Curtis Street from Lincoln Street to Baltimore Avenue."

Section 3. The capital budget of the City is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolutions 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 of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 4. This Section 4 constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The City reasonably expects to pay expenditures with respect to the Improvements prior to the date that the City incurs debt obligations under this Bond Ordinance. The City reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the City under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$2,508,000.

Section 5. All other provisions of the Ordinance shall remain unchanged.

Section 6. This amendatory bond ordinance shall take effect twenty days after the first publication thereof after final adoption as provided by Local Bond Law.

PASSED: October 19, 2016

President of Council

APPROVED: October 20, 2016

Derek Armstead

ATTEST:

Joseph Bodek
City Clerk

**CITY OF LINDEN
UNION COUNTY, NEW JERSEY**

PUBLIC NOTICE

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 City of Linden, State of New Jersey, on September 20, 2016. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at 301 N. Wood Avenue, Linden, New Jersey 07036, on October 18, 2016 at _____ 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 Amending Bond Ordinance Number 60-05 Finally Adopted By The City Council Of The City Of Linden, New Jersey On March 15, 2016

Purpose(s): Amend Section 3(a)(1)(a) of Bond Ordinance 60-06 by inserting after the phrase "Resurfacing Various Streets, including curb and sidewalk reconstruction," the phrase "including but not limited to"; the Ordinance is further amended by deleting in Attachment A, Section B, City Capital, "16. Princeton Road from Stiles Street to Hill Road" and substituting in lieu thereof "E. Elm Street from Moore Place to Washington Avenue"; and by inserting, at the end of Section B, the following: "18. Crescent Parkway from Stockton Road to the Clark border" and "19. Edgewood Road from Myrtle Terrace to Amherst Road"; and by inserting at the end of Attachment A, Section C, Community Development "10. E. Curtis Street from Lincoln Street to Baltimore Avenue."

Appropriation: \$2,640,000

Bonds/Notes Authorized: \$2,508,000

Grants (if any) Appropriated: None

Section 20 Costs: \$240,000

Useful Life: 10 years

Joseph Bodek, Clerk

This Notice is published pursuant to N.J.S.A. 40A:2-17.

**CITY OF LINDEN
UNION COUNTY, NEW JERSEY**

PUBLIC NOTICE

BOND ORDINANCE STATEMENTS AND SUMMARIES

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the City of Linden in the State of New Jersey on October 18, 2016 and the 20 day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance are available at no cost and during regular business hours, at the Clerk's office for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title: Bond Ordinance Amending Bond Ordinance Number 60-05 Finally Adopted By The City Council Of The City Of Linden, New Jersey On March 15, 2016

Purpose(s): Amend Section 3(a)(1)(a) of Bond Ordinance 60-06 by inserting after the phrase "Resurfacing Various Streets, including curb and sidewalk reconstruction," the phrase "including but not limited to"; the Ordinance is further amended by deleting in Attachment A, Section B, City Capital, "16. Princeton Road from Stiles Street to Hill Road" and substituting in lieu therefor "E. Elm Street from Moore Place to Washington Avenue"; and by inserting, at the end of Section B, the following: "18. Crescent Parkway from Stockton Road to the Clark border" and "19. Edgewood Road from Myrtle Terrace to Amherst Road"; and by inserting at the end of Attachment A, Section C, Community Development "10. E. Curtis Street from Lincoln Street to Baltimore Avenue."

Appropriation: \$2,640,000

Bonds/Notes Authorized: \$2,508,000

Grants (if any) Appropriated: None

Section 20 Costs: \$240,000

Useful Life: 10 years

Joseph Bodek, Clerk

Re: CITY OF LINDEN

**BOND ORDINANCE AMENDING BOND ORDINANCE
NUMBER 60-06 FINALLY ADOPTED BY THE CITY
COUNCIL OF THE CITY OF LINDEN, NEW JERSEY ON
MARCH 15, 2016**

_____ Certified copy of the Supplemental Debt Statement prepared as of the date of introduction of the ordinance. This should show filing in the Clerk's office as well as in Trenton.

_____ Certified copy of the minutes of the meeting of the City Council held _____ showing introduction of the ordinance.

_____ Affidavit of Publication in local newspaper following introduction of the ordinance.

_____ Certified copy of the minutes of the meeting of the City Council held _____ showing public hearing and final adoption of the ordinance.

_____ Affidavit of Publication in local newspaper following final adoption of the ordinance.

_____ Clerk's Certificate executed no sooner than 21 days following final publication of the ordinance.

DEBT STATEMENT CERTIFICATE

I, Joseph Bodek, Clerk of the City of Linden, in the County of Union, New Jersey (herein called the "Local Unit"), HEREBY CERTIFY that annexed hereto is a true and complete copy of the Supplemental Debt Statement of the Local Unit that was prepared as of _____, 2016 by Alexis Zack, who was then chief financial officer of the Local Unit and filed in my office on _____, 2016, and that a complete, executed copy of such statement was filed in the office of the Director of the Division of Local Government Services of the State of New Jersey on _____, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Local Unit this _____ day of _____, 2016.

Joseph Bodek, Clerk

EXTRACT from the minutes of a _____ meeting of the City Council of the City of Linden, in the County of Union, New Jersey held at the Municipal Complex in the City of Linden on _____ at ____ o'clock __m.

PRESENT:

ABSENT:

[Attach appropriate minutes hereto]

CERTIFICATE

I, JOSEPH BODEK, Clerk of the City of Linden, in the County of Union, State of New Jersey, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the governing body of the City duly called and held on _____, 2016 has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

Joseph Bodek, Clerk

(SEAL)

EXTRACT from the minutes of a _____ meeting of the City Council of the City of Linden, in the County of Union, New Jersey held at the Municipal Complex in the City of Linden on _____ at ____ o'clock .m.

PRESENT:

ABSENT:

[Attach appropriate minutes hereto]

CERTIFICATE

I, JOSEPH BODEK, Clerk of the City of Linden, in the County of Union, State of New Jersey, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the governing body of the City duly called and held on _____
_____ has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City this _____ day of _____, 2016.

Joseph Bodek, Clerk

(SEAL)

CLERK'S CERTIFICATE

I, JOSEPH BODEK, Clerk of the City of Linden, in the County of Union, State of New Jersey, HEREBY CERTIFY as follows:

1. I am the duly appointed Clerk of the City of Linden, in the County of Union, State of New Jersey (herein called the "Local Unit"). In this capacity I have the responsibility to maintain the minutes of the meetings of the governing body of the Local Unit and the records relative to all ordinances and resolutions of the Local Unit. The representations made herein are based upon the records of the Local Unit.

2. Attached hereto is a true and complete copy of an ordinance passed by the governing body of the Local Unit on first reading on _____ and finally adopted by the governing body on _____, 2016, and where necessary approved by the Mayor on _____.

3. On _____ a copy of the ordinance and a notice that copies of the ordinance would be made available to the members of the general public of the municipality who requested copies, up to and including the time of further consideration of the ordinance by the governing body, was posted in the principal municipal building of the Local Unit at the place where public notices are customarily posted. Copies of the ordinance were made available to all who requested them;

4. A certified copy of this ordinance and a copy of the amended capital budget form has been filed with the Director of the Division of Local Government Services.

5. After final passage, the ordinance, a copy of which is attached hereto, was duly published on _____. No protest signed by any person against making the improvement or incurring the indebtedness authorized therein, nor any petition requesting that a referendum vote be taken on the action proposed in the ordinance has been presented to the

governing body or to me or filed in my office within 20 days after the publication or at any other time after the final passage thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City this ___ day of _____, 2016.

Joseph Bodek, Clerk

[SEAL]