

TOWNSHIP OF UPPER
 CAPE MAY COUNTY
 ORDINANCE

ORDINANCE NO. 014-2017

ORDINANCE AMENDING THE FIRST SUBSECTION OF SECTION 3(a) AND THE SECOND SUBSECTION OF SECTION 3(e) OF BOND ORDINANCE NUMBERED 008-2016 OF THE TOWNSHIP OF UPPER, IN THE COUNTY OF CAPE MAY, NEW JERSEY, FINALLY ADOPTED APRIL 25, 2016, IN ORDER TO AMEND THE DESCRIPTION OF THE PROJECTS.

*Certified as a true copy of Ordinance No. 014-2017 adopted by the Township Committee of the Township of Upper at a regular meeting held on 11-6-17.
 Barbara J. Young, Township Clerk

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER, IN THE COUNTY OF CAPE MAY, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section One. The first subsection of Section 3(a) of bond ordinance numbered 008-2016 of the Township of Upper, in the County of Cape May, New Jersey (the "Township"), finally adopted April 25, 2016 ("Bond Ordinance #008-2016), is hereby amended in its entirety to read as follows:

| <u>Purpose</u> | <u>Appropriation & Estimated Cost</u> | <u>Estimated Maximum Amount of Bonds & Notes</u> | <u>Period of Usefulness</u> |
|---|---|--|-----------------------------|
| a) <u>Department of Public Works:</u> | | | |
| i) Acquisition of various vehicles, including rear load trash trucks, a service truck, field maintenance equipment, pickup trucks, sports utility vehicles and a dump truck with plow, including all related costs and expenses incidental thereto. | \$614,000 | \$583,300 | 5 years |

Section Two. The second subsection of Section 3(e) of Bond Ordinance numbered 008-2016, is hereby amended in its entirety to read as follows:

| <u>Purpose</u> | <u>Appropriation & Estimated Cost</u> | <u>Estimated Maximum Amount of Bonds & Notes</u> | <u>Period of Usefulness</u> |
|---|---|--|-----------------------------|
| ii) Acquisition of various equipment, including a trailer for the Community Emergency Response Team and an Office of Emergency Management communications system, including all related costs and expenditures incidental thereto. | \$16,000 | \$15,200 | 15 years |

Section Three. This ordinance does not increase the appropriation amount or the debt authorized. It only amends the descriptions. As a result, no supplemental debt statement needs to be filed.

Section Four. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

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

ATTEST:


 JOANNE R. HERRON, Deputy Twp Clerk


 RICHARD PALOMBO, Mayor

Legislative History:

Introduced: October 10, 2017

Publication: October 13, 2017

Newspaper(s): The Press of Atlantic City

Second Reading & Public Hearing: November 6, 2017

Final Adoption: November 6, 2017

Final Publication Date: November 9, 2017

I certify that the foregoing Ordinance was finally adopted by the Township Committee of the Township of Upper on November 6, 2017 and notice of adoption was thereafter published pursuant to law in the Press of Atlantic City on November 9, 2017.


JOANNE R. HERRON, Deputy Twp Clerk

Introduction of Ordinance No. 014-2017

1

EXTRACT from the minutes of a regular meeting of the Township Committee of the Township of Upper, in the County of Cape May, New Jersey held at the Municipal Building, 2100 Tuckahoe Road, Petersburg in the Township on October 10, 2017 at 7:30 o'clock p.m.

PRESENT: Barr
Coggins
Corson
Young

ABSENT: Palombo

[Attach appropriate minutes hereto]

1 Introduction and First Reading of Ordinance No. 014-2017 – Re: ORDINANCE AMENDING THE FIRST SUBSECTION OF SECTION 3(a) AND THE SECOND SUBSECTION OF SECTION 3(e) OF BOND ORDINANCE NUMBERED 008-2016 OF THE TOWNSHIP OF UPPER, IN THE COUNTY OF CAPE MAY, NEW JERSEY, FINALLY ADOPTED APRIL 25, 2016, IN ORDER TO AMEND THE DESCRIPTION OF THE PROJECTS. Motion by John Coggins, second by Hobie Young, to introduce Ordinance No. 014-2017 with a public hearing and final adoption scheduled for November 6, 2017. During roll call vote all four Committeemen present voted in the affirmative.

CERTIFICATE

I, Barbara L. Young, Clerk of the Township of Upper, in the County of Cape May, State of New Jersey, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the governing body of the Township duly called and held on October 10, 2017 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 Township this 30th day of November, 2017.


Barbara L. Young, Clerk

(SEAL)



Township of Upper
P.O. Box 205
Tuckahoe, NJ 08250
(609) 628-2011 ext. 200
clerk@uppertownship.com

UPPER TOWNSHIP PROOF OF INSERTION

State of New Jersey
County of Cape May

| TOWNSHIP OF UPPER CAPE MAY COUNTY ORDINANCE | | | |
|--|--------------------------------|---|----------------------|
| ORDINANCE NO. 014-2017 | | | |
| NOTICE OF PENDING BOND ORDINANCE AND SUMMARY | | | |
| 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 Township of Upper, in the County of Cape May, State of New Jersey, on October 10, 2017. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the Upper Township Municipal Building, 2100 Tuckahoe Road, Petersburg, New Jersey 08270, in the Township on November 6, 2017 at 7:30 o'clock p.m. 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: "ORDINANCE AMENDING THE FIRST SUBSECTION OF SECTION 3(a) AND THE SECOND SUBSECTION OF SECTION 3(e) OF BOND ORDINANCE NUMBERED 008-2016 OF THE TOWNSHIP OF UPPER, IN THE COUNTY OF CAPE MAY, NEW JERSEY, FINALLY ADOPTED APRIL 25, 2016, IN ORDER TO AMEND THE DESCRIPTION OF THE PROJECTS." | | | |
| Purposes: | | | |
| (A) Bond Ordinance #008-2016 of the Township of Upper, in the County of Cape May, New Jersey, finally adopted April 25, 2016 ("Bond Ordinance #008-2016) is amended in its entirety to read as follows: | | | |
| Purpose | Appropriation & Estimated Cost | Estimated Maximum Amount of Bonds & Notes | Period of Usefulness |
| a) Department of Public Works: | | | |
| i) Acquisition of various vehicles, including rear load trash trucks, a service truck, field maintenance equipment, pickup trucks, sports utility vehicles and a dump truck with plow, including all related costs and expenses incidental thereto. | \$614,000 | \$583,300 | 5 years |
| (B) The second subsection of Section 3(e) of Bond Ordinance numbered 008-2016 is amended in its entirety to read as follows: | | | |
| Purpose | Appropriation & Estimated Cost | Estimated Maximum Amount of Bonds & Notes | Period of Usefulness |
| ii) Acquisition of various equipment, including a trailer for the Community Emergency Response Team and an Office of Emergency Management communications system, including all related costs and expenditures incidental thereto. | \$16,000 | \$15,200 | 15 years |
| Appropriation: \$0 Bonds/Notes Authorized: \$0 Grant Appropriated: N/A Section 20 Costs: \$0 Useful Life: N/A Barbara L. Young, Clerk This Notice is published pursuant to N.J.S.A. 40A:2-17. Printer Fee: \$80.64 Pub Dates: October 13, 2017 | | | |
| | | | Order #: 0000054980 |

I, Joanne R. Herron, do hereby certify that an advertisement, of which the annexed is a true copy, was published in The Press of Atlantic City, a newspaper circulated in Upper Township, County and State aforesaid, issue(s) as follow(s) to wit:

October 13, 2017

Certified this 13th day of October, 2017.


Joanne R. Herron, RMC
Deputy Municipal Clerk

EXTRACT from the minutes of a regular meeting of the Township Committee of the Township of Upper, in the County of Cape May, New Jersey held at the Municipal Building, 2100 Tuckahoe Road, Petersburg in the Township on November 6, 2017 at 7:30 o'clock p.m.

PRESENT: Coggins
Corson
Young
Palombo

ABSENT: Barr

[Attach appropriate minutes hereto]

Public hearing and final adoption of Ordinance No. 014-2017 – Re: ORDINANCE AMENDING THE FIRST SUBSECTION OF SECTION 3(a) AND THE SECOND SUBSECTION OF SECTION 3(e) OF BOND ORDINANCE NUMBERED 008-2016 OF THE TOWNSHIP OF UPPER, IN THE COUNTY OF CAPE MAY, NEW JERSEY, FINALLY ADOPTED APRIL 25, 2016, IN ORDER TO AMEND THE DESCRIPTION OF THE PROJECTS. During the public hearing portion there were no speakers. Motion by John Coggins, second by Hobie Young, to adopt Ordinance No. 014-2017. During roll call vote all four Committeemen present voted in the affirmative.

CERTIFICATE

I, Barbara L. Young, Clerk of the Township of Upper, in the County of Cape May, State of New Jersey, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the governing body of the Township duly called and held on November 6, 2017 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 Township this 30th day of November, 2017.


Barbara L. Young, Clerk

(SEAL)



Township of Upper
 P.O. Box 205
 Tuckahoe, NJ 08250
 (609) 628-2011 ext. 200
 clerk@uppertownship.com

UPPER TOWNSHIP PROOF OF INSERTION

State of New Jersey
 County of Cape May

**TOWNSHIP OF UPPER
 CAPE MAY COUNTY
 ORDINANCE
 ORDINANCE NO. 014-2017**

BOND ORDINANCE STATEMENT AND SUMMARY

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the Township of Upper, in the County of Cape May, State of New Jersey on November 6, 2017 and the 20 day period of limitation within which a suit, action or proceeding questioning the validity of such bond 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 bond 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: "ORDINANCE AMENDING THE FIRST SUBSECTION OF SECTION 3(a) AND THE SECOND SUBSECTION OF SECTION 3(e) OF BOND ORDINANCE NUMBERED 008-2016 OF THE TOWNSHIP OF UPPER, IN THE COUNTY OF CAPE MAY, NEW JERSEY, FINALLY ADOPTED APRIL 25, 2016, IN ORDER TO AMEND THE DESCRIPTION OF THE PROJECTS."

Purposes:

(A) Bond Ordinance #008-2016 of the Township of Upper, in the County of Cape May, New Jersey (the "Township"), finally adopted April 25, 2016 ("Bond Ordinance #008-2016") is amended in its entirety to read as follows:

| <u>Purpos</u> | <u>Appropriation Estimated Cost</u> | <u>Estimated Maximum Amount of Bonds & Notes</u> | <u>Period of Usefulness</u> |
|---|---|--|-----------------------------|
| a) Department of Public Works: | | | |
| i) Acquisition of various vehicles, including rear load trash trucks, a service truck, field maintenance equipment, pickup trucks, sports utility vehicles and a dump truck with plow, including all related costs and expenses incidental thereto. | \$614,000 | \$583,300 | 5 years |

(B) The second subsection of Section 3(e) of Bond Ordinance numbered 008-2016 is amended in its entirety to read as follows:

| <u>Purpos</u> | <u>Appropriation Estimated Cost</u> | <u>Estimated Maximum Amount of Bonds & Notes</u> | <u>Period of Usefulness</u> |
|---|---|--|-----------------------------|
| ii) Acquisition of various equipment, including a trailer for the Community Emergency Response Team and an Office of Emergency Management communications system, including all related costs and expenditures incidental thereto. | \$16,000 | \$15,200 | 15 years |

Appropriation: \$0
 Bonds/Notes Authorized: \$0
 Grant Appropriated: N/A
 Section 20 Costs: \$0
 Useful Life: N/A

Barbara L. Young, Clerk
 This Notice is published pursuant to N.J.S.A. 40A:2-17.
 Printer Fee: \$74.34
 Pub Date: November 9, 2017

Order # 000058424

I, Joanne R. Herron, do hereby certify that an advertisement, of which the annexed is a true copy, was published in The Press of Atlantic City, a newspaper circulated in Upper Township, County and State aforesaid, issue(s) as follow(s) to wit:

November 9, 2017

Certified this 9th day of November, 2017.

Joanne R. Herron
 Joanne R. Herron, RMC
 Deputy Municipal Clerk

CLERK'S CERTIFICATE

I, Barbara L. Young, Clerk of the Township of Upper, in the County of Cape May, State of New Jersey, HEREBY CERTIFY as follows:

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

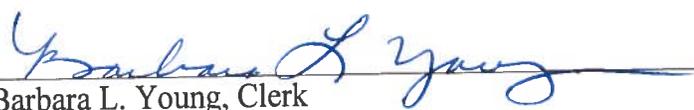
2. Attached hereto is a true and complete copy of an ordinance passed by the governing body of the Township on first reading on October 10, 2017 and finally adopted by the governing body on November 6, 2017 and, where necessary, approved by the Mayor on November 6, 2017.

3. On October 11, 2017 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 Township 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 November 9, 2017. 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 Township this 30th day of November, 2017.


Barbara L. Young, Clerk

[SEAL]