ORD. NO. 4306

NOTICE OF PENDING BOND ORDINANCE 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 City of Elizabeth, in the County of Union, State of New Jersey, on April 24, 2012. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held City Hall, 50 Winfield Scott Plaza, Elizabeth, New Jersey on May 22, ____, 2012 at 2:00 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:

AN ORDINANCE OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY, PROVIDING FOR THE ACQUISITION OF FIRE EQUIPMENT FOR THE FIRE DEPARTMENT IN THE CITY OF ELIZABETH AND APPROPRIATING $2,500,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF $2,375,000 IN BONDS OR NOTES OF THE CITY OF ELIZABETH TO FINANCE THE SAME

Purpose(s):

(a) purchase of a new pumper and a new 100' heavy duty aerial ladder,

(b) purchase of new tractor, body work to existing trailer for tractor drawn aerial, acquisition of emergency response vehicle and refurbishing of two (2) ambulances,

and including all work and materials necessary therefore or incidental thereto

Appropriation:	$2,500,000
Bonds/Notes Authorized:	$2,375,000
Grants (if any) Appropriated:	$ 0.00
Section 20 Costs:	$ 150,000
Useful Life:	8.12 Years

Yolanda Roberts, City Clerk

ORDINANCE NO. 4306

AN ORDINANCE OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY, PROVIDING FOR THE ACQUISITION OF FIRE EQUIPMENT FOR THE FIRE DEPARTMENT IN THE CITY OF ELIZABETH AND APPROPRIATING $2,500,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF $2,375,000 IN BONDS OR NOTES OF THE CITY OF ELIZABETH TO FINANCE THE SAME

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

Section 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the City of Elizabeth, in the County of Union, New Jersey (the "City"), as general improvements. For the improvements or purposes described in Section 3 hereof, there is hereby appropriated the sum of $2,500,000 including the sum of $125,000 as the down payment for the improvements or purposes pursuant to the Local Bond Law. The down payment has been made available by virtue of the provision in the capital improvement fund in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvements or purposes not covered by application of the down payment or otherwise provided for hereunder, negotiable bonds or notes are hereby authorized to be issued in the principal amount of $2,375,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds or notes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized and the purposes for which the bonds or notes are to be issued, the estimated cost of each improvement and the appropriation therefore, 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:

(a) Purpose: purchase of a new pumper and a new 100' heavy duty aerial ladder, and including all work and materials necessary therefore or incidental thereto.

Appropriation and Estimated Cost:	$1,560,000
Amount of Grant:	$ 0
Amount of Down Payment:	$ 78,000
Estimated Maximum amount of Bonds or Notes:	$1,482,000
Period or Average Period of Usefulness:	10 years

(b) Purpose: purchase of new tractor, body work to existing trailer for tractor drawn aerial, acquisition of emergency response vehicle and refurbishing of two (2) ambulances, and including all work and materials necessary therefore or incidental thereto.

Appropriation and Estimated Cost:	$940,000
Amount of Grant:	$ 0
Amount of Down Payment:	$ 47,000
Estimated Maximum amount of Bonds or Notes:	$893,000
Period or Average Period of Usefulness:	5 years

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes is as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; 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 chief financial officer. The chief financial officer shall determine all matters in connection

with notes issued pursuant to this bond ordinance, and the chief financial officer's signature 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 the Local Bond Law. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond 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.

Section 5. The capital budget or temporary capital budget (as applicable) of the City is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or amended temporary capital budget (as applicable) 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 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance is not a current expense. No part of the costs thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 8.12 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by $2,375,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An amount not exceeding $150,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the improvements or purposes.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the City is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy ad valorem taxes upon all the taxable real property within the City for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 10. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

PASSED: _____

_____
NELSON GONZALEZ,
PRESIDENT OF CITY COUNCIL

APPROVED: _____

_____
J. CHRISTIAN BOLLWAGE,
MAYOR

ATTEST: _____
YOLANDA M. ROBERTS,
CITY CLERK