

**ORDINANCE 2022-06**

*Borough of Metuchen  
County of Middlesex  
State of New Jersey*

**BOND ORDINANCE AMENDING AND SUPPLEMENTING BOND ORDINANCE NUMBER 2020-04 FINALLY ADOPTED ON FEBRUARY 3, 2020, AS FURTHER AMENDED AND SUPPLEMENTED BY BOND ORDINANCE NUMBER 2021-06 FINALLY ADOPTED ON MARCH 22, 2021, BY THE BOROUGH COUNCIL OF THE BOROUGH OF METUCHEN, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, TO INCREASE THE APPROPRIATION THEREIN TO \$8,600,000 AND TO INCREASE THE AUTHORIZATION OF BONDS OR NOTES THEREIN TO \$8,600,000**

**BE IT ORDAINED AND ENACTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF METUCHEN, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:**

**SECTION 1.** The bond ordinance of the Borough of Metuchen, in the County of Middlesex, State of New Jersey (the "Borough"), heretofore finally adopted by the Borough Council thereof on February 3, 2020, numbered 2020-04, entitled, "BOND ORDINANCE PROVIDING FOR THE CONSTRUCTION OF A NEW PUMP STATION, BY AND IN THE BOROUGH OF METUCHEN, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, APPROPRIATING \$4,100,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$4,100,000 BONDS OR NOTES TO FINANCE THE COST THEREOF", as further amended and supplemented by Bond Ordinance Number 2021-06 finally adopted by the Borough Council of the Borough on March 22, 2021 (collectively, the "Prior Ordinance"), is hereby amended and supplemented to the extent and with the effect as set forth herein.

**SECTION 2.** For the improvements or purposes described in Section 3 of the Prior Ordinance, as amended and supplemented hereby, there is hereby appropriated the additional sum of \$3,340,000, making the total appropriation available for the improvements or purposes stated in Section 3 of the Prior Ordinance, as amended and supplemented hereby, equal to \$8,600,000. Pursuant to the provisions of N.J.S.A. 40A:2-11(c) of the Local Bond Law, N.J.S.A. 40A:2-1 et seq., as amended and supplemented (the "Local Bond Law"), no down payment is required as this bond ordinance involves environmental infrastructure projects, which are funded by loans from the New Jersey Infrastructure Bank (the "I-Bank") or the State of New Jersey, acting by and through the Department of Environmental Protection.

**SECTION 3.** (a) In order to finance the cost of the improvements or purposes set forth in Section 3 of the Prior Ordinance, as amended and supplemented hereby, additional negotiable bonds or notes of the Borough in the amount of \$3,340,000 are hereby authorized to be issued

pursuant to, and within all limitations prescribed by, the Local Bond Law and the New Jersey Infrastructure Trust Act, N.J.S.A. 58:11B-1 (“NJIT Act”), such that the total authorization of negotiable bonds or notes to be issued by the Borough for the improvements or purposes stated in Section 3 of the Prior Ordinance, as amended and supplemented hereby, is equal to \$8,600,000.

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes stated in the Prior Ordinance, as amended and supplemented hereby, is equal to \$8,600,000.

(c) The estimated cost of the improvements or purposes stated in the Prior Ordinance, as amended and supplemented hereby, is equal to \$8,600,000.

**SECTION 4.** The Borough hereby certifies that it has adopted a capital budget or temporary capital budget, as applicable, of the Borough. The capital budget or temporary capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance, and to the extent of any inconsistency herewith, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or temporary capital budget and capital programs as approved by the Division of Local Government Services, New Jersey Department of Community Affairs, will be on file in the Office of the Clerk and will be available for public inspection.

**SECTION 5.** The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Borough and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, and such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided for in this amendatory and supplemental bond ordinance by \$3,340,000 and the said obligations authorized herein will be within all debt limitations prescribed by law.

**SECTION 6.** Except as expressly amended and supplemented hereby, the Prior Ordinance, as amended and supplemented, shall remain in full force and effect.

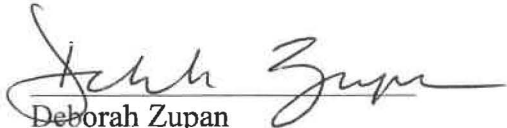
**SECTION 7.** This bond ordinance shall take effect twenty (20) days after the first publication hereof after final adoption, as provided by the Local Bond Law.

Introduction: April 11, 2022

Date of Publication: April 14, 2022

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
BRANCH	X				KANDEL	X			
DELIA	X				KOSKOSKI	X			
HIRSCH	X				RASMUSSEN	X			
<b>MOTION</b>	<b>DELIA</b>			<b>SECOND</b>		<b>RASMUSSEN</b>			
X - INDICATES VOTE                      AB- ABSENT                      NV- NOT VOTING									

I hereby certify the foregoing to be a true copy of an ordinance introduced by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on April 11, 2022.

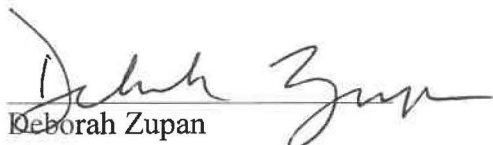
  
 Deborah Zupan  
 Acting Borough Clerk



Adopted: May 9, 2022  
 Date of Publication: May 12, 2022

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
BRANCH	X				KANDEL				X
DELIA	X				KOSKOSKI	X			
HIRSCH	X				RASMUSSEN	X			
MOTION	DELIA			SECOND		RASMUSSEN			
X - INDICATES VOTE                      AB- ABSENT                      NV- NOT VOTING									

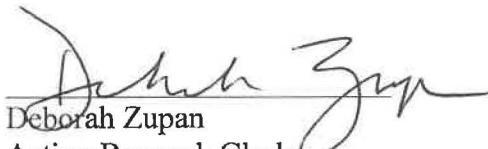
I hereby certify the foregoing to be a true copy of an ordinance adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on May 9, 2022.

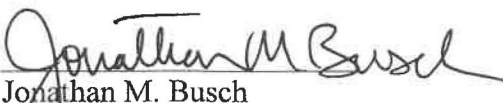
  
 Deborah Zupan  
 Acting Borough Clerk



ATTEST:

BOROUGH OF METUCHEN

  
 Deborah Zupan  
 Acting Borough Clerk

By:   
 Jonathan M. Busch  
 Mayor