

## ORDINANCE 2018 - 28

ORDINANCE REAPPROPRIATING \$750,000 OF PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSES IN ORDER TO PROVIDE FUNDING FOR A PORTION OF THE COST OF THE CONSTRUCTION OF A NEW PUBLIC WORKS BUILDING FOR THE TOWNSHIP OF BARNEGAT, IN THE COUNTY OF OCEAN, NEW JERSEY

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

Section 1. Pursuant to N.J.S.A. 40A:2-39, it is hereby determined that \$750,000 of the proceeds of obligations originally made available pursuant to the Township of Barnegat, in the County of Ocean, New Jersey (the "Township") Bond Ordinance No. 2015-07 finally adopted by the Township Committee of the Township on July 20, 2015 (the "Bond Ordinance"), namely Sections 3(a)(1) and 3(a)(3) of the Bond Ordinance, are no longer necessary for the purposes for which the obligations previously were authorized.

Section 2. The \$750,000 described in Section 1 hereof and made available pursuant to N.J.S.A. 40A:2-39, comprised of \$150,000 from Section 3(a)(1) of the Bond Ordinance and \$600,000 from Section 3(a)(3) of the Bond Ordinance are hereby reappropriated to provide funding for a portion of the cost of the construction of a new Township Public Works Building.

Section 3. The capital budget of the Township 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 of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 4. This ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**NOTICE OF PENDING REAPPROPRIATION ORDINANCE**

**PUBLIC NOTICE IS HEREBY GIVEN** that the foregoing reappropriation ordinance was duly introduced and passed upon first reading at a regular meeting of the Township Committee of the Township of Barnegat, in the County of Ocean, New Jersey, held on September 4, 2018. Further notice is hereby given that said reappropriation ordinance will be considered for final passage and adoption, after public hearing thereon, at a regular meeting of said Township Committee to be held in the Municipal Offices, 900 West Bay Avenue, Barnegat, New Jersey on October 2, 2018 at 6:30 p.m., and during the week prior to and up to and including the date of such meeting, copies of said reappropriation ordinance will be made available at the Township Clerk's Office in the Municipal Offices to the members of the general public who shall request the same.

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Michele Rivers, RMC  
Township Clerk

**NOTICE OF ADOPTION OF REAPPROPRIATION ORDINANCE**

**PUBLIC NOTICE IS HEREBY GIVEN** that the reappropriation ordinance published herewith has been finally adopted by the Township Committee of the Township of Barnegat, in the County of Ocean, New Jersey on October 2, 2018, and the 20-day period of limitation within which a suit, action or proceeding questioning the validity of such reappropriation ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this notice.

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Michele Rivers, RMC  
Township Clerk

**CLERK'S CERTIFICATE**

I, Michele Rivers, RMC, Township Clerk of the Township of Barnegat, in the County of Ocean, State of New Jersey, HEREBY CERTIFY as follows that:

1. The attached copy of Ordinance No. \_\_\_\_\_ of said Township entitled as set forth below and finally adopted on \_\_\_\_\_, 2018, has been compared by me with the original thereof officially recorded in the Ordinance Book of the Township and is a true and correct copy thereof and of the whole of said original Ordinance. The title of said Ordinance is as follows:

ORDINANCE REAPPROPRIATING \$750,000 OF PROCEEDS  
OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL  
PURPOSES IN ORDER TO PROVIDE FUNDING FOR A  
PORTION OF THE COST OF THE CONSTRUCTION OF A  
NEW PUBLIC WORKS BUILDING FOR THE TOWNSHIP OF  
BARNEGAT, IN THE COUNTY OF OCEAN, NEW JERSEY

2. Said Ordinance was introduced in writing and read and passed on first reading at a regular meeting of the Township Committee of said Township duly called and held on \_\_\_\_\_, 2018 (a true and correct copy of an extract of the minutes of the meeting is attached hereto), and was passed on second reading and finally adopted by the recorded affirmative vote of at least two-thirds of all the members of said Township Committee, at a regular meeting thereof duly called and held on \_\_\_\_\_, 2018 (a true and correct copy of an extract of the minutes of the meeting is attached hereto), following the holding of a public hearing thereon at which all interested persons were given an opportunity to be heard. Said Ordinance was approved by (or passed over the veto of) the Mayor of said Township on \_\_\_\_\_, 2018.

3. Said Ordinance was published after first reading on \_\_\_\_\_, 2018 in The Jersey Journal, a newspaper published and circulating in the Township, together with notice of the introduction and the date and the time and place of further consideration of said Ordinance (a true and correct copy of the affidavit of publication of said Ordinance is attached hereto).

4. On \_\_\_\_\_, 2018, said Ordinance was posted on the bulletin board in Township Hall of the Township together with notice of the availability of copies of said Ordinance at the Office of the Clerk, and such copies of said Ordinance were made available to all members of the general public requesting the same.

5. After final passage and approval by (or passage over the veto of) the Mayor, said Ordinance was duly published on \_\_\_\_\_, 2018 in The Jersey Journal, a newspaper published and circulating in the Township, and no protest by any person against making the improvement or issuing the indebtedness authorized in said Ordinance, 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 nor has any such action or proceeding questioning the validity of such Ordinance been commenced within 20 days after

such publication (a true and correct copy of the affidavit of publication of said Ordinance is attached hereto).

6. Said Ordinance when introduced was complete in the form in which it was finally adopted and remained on file in the Office of the Clerk for public inspection from the date of introduction to the date of final adoption.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Township this \_\_\_\_day of \_\_\_\_\_, 2018.

(SEAL)

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Michele Rivers, RMC, Township Clerk

## **ATTACHMENTS**

- A) Ordinance
- B) Extract of minutes of Township Committee meeting at which Ordinance was introduced
- C) Extract of minutes of Township Committee meeting at which Ordinance was finally adopted
- D) Affidavit of First Publication of Ordinance after introduction
- E) Affidavit of Second Publication of Ordinance after final adoption