

**BOROUGH OF RIVERTON
ORDINANCE 3-07**

ORDINANCE REAPPROPRIATING \$153,800 PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSES TO PROVIDE FOR VARIOUS IMPROVEMENTS BY THE BOROUGH OF RIVERTON, IN THE COUNTY OF BURLINGTON, NEW JERSEY

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF RIVERTON, IN THE COUNTY OF BURLINGTON, 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 Pursuant to N.J.S.A. 40A:2-39, it is hereby determined that \$153,800 of the proceeds of obligations originally made available pursuant to the following bond ordinance of the Borough of Riverton, in the County of Burlington, New Jersey are no longer necessary for the various purposes for which the obligations previously were authorized:

Ordinance Number	Improvement Description and Date of Adoption	Amount to Be Reappropriated
#4-02, as amended by #10-02, as further amended by #4-03, #7-03, #13-03, and #1-04, and as amended and supplemented by #4-04	Various capital improvements, finally adopted 8/8/02, as amended 12/11/02, as further amended 5/14/03, 7/9/03, 11/12/03, and 3/10/04, and as amended and supplemented 5/12/04	\$153,800

Section 2. The \$153,800 proceeds described in Section 1 and made available pursuant to N.J.S.A. 40A:2-39 are hereby reappropriated to provide for the following improvements and acquisitions:

Re-Appropriated Improvements and Acquisitions Description	Amount
Acquisition of various police equipment	\$22,000
2007 Road Improvement Program, as shown on and in accordance with the plans and specifications on file in the office of the Clerk, which plans are hereby approved, including all work and materials necessary and incidental thereto.	91,000
Acquisition of computer equipment for the municipal offices	15,000

Purchase of file cabinets for construction office	7,800
Various park improvements to the basketball and tennis courts in accordance with the plans and specifications on file in the office of the Clerk, which plans are hereby approved, including all work and materials necessary and incidental thereto	<u>18,000</u>
TOTAL	\$153,800

Section 3. The capital budget of the Borough of Riverton 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.

Re: BOROUGH OF RIVERTON

\$153,800 REAPPROPRIATION BOND ORDINANCE
Various Improvements

- 1 Certified copy of the minutes of the meeting of the Borough Council held on ___/___/___ showing introduction of the ordinance.
- 2 Affidavit of Publication in local newspaper following introduction of the ordinance.
- 3 Certified copy of the minutes of the meeting of the Borough Council held on ___/___/___ showing public hearing and final adoption of the ordinance.
- 4 Affidavit of Publication in local newspaper following final adoption of the ordinance.
- 5 Clerk's Certificate executed no sooner than 21 days following final publication of the ordinance.

BELOW FOR McMANIMON & SCOTLAND, L.L.C. USE ONLY

Posted: ___/___/___ Useful Life: N/A Reviewed By: _____

§20 Costs: \$N/A Mayor's Approval: ___/___/___

Amends/Amended By: Ord. # _____ F/A: ___/___/___

Amendment: _____

Supplements/Supplemented By: Ord. # _____ F/A: ___/___/___

Original Appropriation/Authorization: \$ _____/\$ _____

Authorization for CFO to Sell Notes: N/A

Grant Moneys Expected: \$ _____

EXTRACT from the minutes of a _____ meeting of the Borough Council of the Borough of Riverton, in the County of Burlington, New Jersey held at the _____ in the Borough on _____, 2007 at _____ o'clock _____.m.

PRESENT:

ABSENT:

[Attach appropriate minutes hereto]

CERTIFICATE

I, Mary Longbottom, Clerk of the Borough of Riverton, in the County of Burlington, State of New Jersey, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the governing body of the Borough duly called and held on _____, 2007 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 Borough this _____ day of _____, 2007.

Mary Longbottom, Clerk

(SEAL)

EXTRACT from the minutes of a _____ meeting of the Borough Council of the Borough of Riverton, in the County of Burlington, New Jersey held at the _____ in the Borough on _____, 2007 at _____ o'clock ____m.

PRESENT:

ABSENT:

[Attach appropriate minutes hereto]

CERTIFICATE

I, Mary Longbottom, Clerk of the Borough of Riverton, in the County of Burlington, State of New Jersey, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the governing body of the Borough duly called and held on _____, 2007 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
Borough this _____ day of _____, 2007.

Mary Longbottom, Clerk

(SEAL)

CLERK'S CERTIFICATE

I, Mary Longbottom, Clerk of the Borough of Riverton, in the County of Burlington, State of New Jersey, HEREBY CERTIFY as follows:

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

2. Attached hereto is a true and complete copy of an ordinance passed by the governing body of the Borough on first reading on _____, 2007 and finally adopted by the governing body on _____, 2007 and, where necessary, approved by the Mayor on _____, 2007.

3. On _____, 2007, 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 Borough 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 _____, 2007. 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 Borough this _____ day of _____, 2007.

Mary Longbottom, Clerk

[SEAL]

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 Borough of Riverton, in the County of Burlington, State of New Jersey, on _____, 2007. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the _____, in the Borough on _____, 2007 at ____ o'clock __.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 REAPPROPRIATING \$153,800 PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSES TO PROVIDE FOR VARIOUS IMPROVEMENTS BY THE BOROUGH OF RIVERTON, IN THE COUNTY OF BURLINGTON, NEW JERSEY

Purposes:

Re-Appropriated Improvements and Acquisitions Description	Amount
Acquisition of various police equipment	\$22,000
2007 Road Improvement Program, as shown on and in accordance with the plans and specifications on file in the office of the Clerk, which plans are hereby approved, including all work and materials necessary and incidental thereto.	91,000
Acquisition of computer equipment for the municipal offices	15,000
Purchase of file cabinets for construction office	7,800
Various park improvements to the basketball and tennis courts in accordance with the plans and specifications on file in the office of the Clerk, which plans are hereby approved, including all work and materials necessary and incidental thereto	<u>18,000</u>
TOTAL	\$153,800

Mary Longbottom, Clerk

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

BOND ORDINANCE STATEMENT AND SUMMARY

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the Borough of Riverton, in the County of Burlington, State of New Jersey on _____, 2007 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: **ORDINANCE REAPPROPRIATING \$153,800 PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSES TO PROVIDE FOR VARIOUS IMPROVEMENTS BY THE BOROUGH OF RIVERTON, IN THE COUNTY OF BURLINGTON, NEW JERSEY**

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TOTAL	\$153,800

Mary Longbottom, Clerk

McMANIMON & SCOTLAND, L.L.C.
ATTORNEYS AT LAW

TELEPHONE
(973) 622-1800

ONE RIVERFRONT PLAZA, FOURTH FLOOR
NEWARK, NEW JERSEY 07102-5408

FAX (973) 622-7333
FAX (973) 622-3744

March 19, 2007

DIRECT DIAL # 973/622-4893

Marianne Hulme,
Chief Financial Officer
Borough of Riverton
505A Howard Street
Riverton, New Jersey 08077-0431

Re: Borough of Riverton--\$153,800 Re-appropriation Ordinance

Dear Ms. Hulme:

In accordance with your request, I have prepared and enclose herewith a form of ordinance reappropriating proceeds of obligations to provide for various improvements. The ordinance will be introduced at the Borough's meeting of April 11, 2007.

No Supplemental Debt Statement is required because the ordinance does not authorize new indebtedness. In order to comply with the capital budget regulations, the bond ordinance contains a provision amending the capital budget to the extent of any inconsistency with the bond ordinance and it should be sent to Trenton and filed with the Division of Local Government Services prior to final adoption of the ordinance. It will not be necessary to publish the resolution.

The ordinance may be introduced and read by title only and adopted by a majority of the members of the governing body present, assuming a quorum. After introduction, the Notice of Pending Bond Ordinance and Summary must be published in the local newspaper, a form of which I have enclosed for your use. Also, the ordinance should be posted on the bulletin board customarily used for notices, together with the Notice of Pending Bond Ordinance and Summary, and copies of the ordinance should be made available to anyone who requests them of the Clerk after introduction.

The bond ordinance can be considered for final adoption not less than ten days after introduction and not less than seven days after the publication of the Notice of Pending Bond Ordinance and Summary. If the ordinance has been posted and copies made available as indicated above, the ordinance can be read at the second hearing by title only. If the ordinance posting procedure has not been followed, the ordinance must be read in full at the second hearing. After the ordinance is read for the second time, the governing body should hold a public hearing and should give all members of the public a chance to be heard on the ordinance. After the public hearing, the ordinance can be finally adopted by the affirmative vote of not less than two-thirds of

the full membership of the governing body. After final adoption, the Bond Ordinance Statement and Summary must be published, a copy of which I have enclosed for your use. Note that if the approval of an officer is required to make the ordinance effective, the ordinance must be approved by that officer, or passed over veto, before it is published after final adoption.

After the ordinance is finally adopted, it will be necessary for us to establish a record of proceedings documenting the proper adoption of the bond ordinance. In order to do this, we will need one completely executed set of the documents enumerated on the attached checklist. By copy of this letter, I am sending the Clerk a copy of the checklist along with a copy of the ordinance. With the exception of the Affidavits of Publication, I am also sending the Clerk the necessary certificates to be completed, executed and returned to us along with the necessary attachments to provide us with this documentation. It should be noted that the Clerk's Certificate must be executed no sooner than 21 days following the final publication in order to attest that there has been no protest within the statutory twenty-day protest period.

If you or the Clerk has any questions about the form of the ordinance, the adoption procedure or the form of the certificates, please call me.

Very truly yours,

Charles Anthony Solimine

Enclosures

cc: Mary Longbottom, Clerk, w/encl.
Bruce M. Gunn, Esq., w/encl.
Robert A. Stewart, C.P.A., w/encl.