

**BOROUGH OF DEAL
COUNTY OF MONMOUTH**

CAPITAL ORDINANCE NO. 1147

**CAPITAL ORDINANCE PROVIDING FOR THE VARIOUS
IMPROVEMENTS TO MUNICIPAL BUILDINGS, AND APPROPRIATING
\$100,000 THEREFOR, AUTHORIZED IN AND BY THE BOROUGH OF
DEAL, IN THE COUNTY OF MONMOUTH, NEW JERSEY**

WHEREAS, the Board of Commissioners of the Borough of Deal, in the County of Monmouth, New Jersey (the "Borough") has determined to provide for the various improvements to Municipal Buildings within the Borough of Deal; and

WHEREAS, the Borough has available \$100,000 in the Borough's Capital Improvement Fund.

NOW, THEREFORE, BE IT ORDAINED by the BOARD OF COMMISSIONERS OF THE BOROUGH OF DEAL, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. The improvements described in Section 2 of this ordinance are hereby authorized as general capital improvements to be undertaken in and by the Borough of Deal, in the County of Monmouth, New Jersey (the "Borough"), for the improvements or purposes described in Section 2, there is hereby appropriated \$100,000, said sum being inclusive of \$100,000 from the Borough's Capital Improvement Fund.

Section 2. The improvements hereby authorized to be undertaken consist of the purchase of and improvements to DPW equipment necessary for the safety of employees and efficiency of maintaining the various systems of the Borough of Deal, together with all purposes necessary, incidental or appurtenant thereto, all as shown on and in accordance with contracts, plans, specifications or requisitions therefore on file with or through the Borough Clerk, as finally approved by the governing body of the Borough.

Section 3. The 2017 capital budget of the Borough will conform to 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 capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 4. The Borough Attorney and other Borough officials and representatives are hereby authorized to do all things necessary to accomplish the purposes of the appropriation made herein.

Section 5. This ordinance shall take effect as provided by law.

Introduction: April 5, 2017 by Commissioner Simhon

Seconded by Mayor Cohen

Roll Call: Ayes 2; Cohen & Simhon

Absent 1; Ades

Motion to Adopt by Commissioner Ades on May 10, 2017

Seconded by Mayor Cohen

Roll Call: Ayes 2; Cohen & Ades

Absent 1; Simhon

CERTIFICATE AS TO CAPITAL ORDINANCE

I, STEPHEN CARASIA, Municipal Clerk of the Borough of Deal, in the County of Monmouth, New Jersey, HEREBY CERTIFY that annexed hereto is a true and complete copy of Capital Ordinance No. 1147 which was introduced at a duly convened meeting of the Borough Board of Commissioners on April 8, 2017, and finally adopted at a duly convened meeting of the Borough Board of Commissioners on May 6, 2017.

IN WITNESS WHEREOF, I hereby set my hand and the seal of the Borough this _____ day of _____, 2017.

BOROUGH OF DEAL,
IN THE COUNTY OF MONMOUTH,
NEW JERSEY

STEPHEN CARASIA, Municipal Clerk

(SEAL)

DOCUMENT LIST

CAPITAL ORDINANCE PROVIDING FOR THE VARIOUS IMPROVEMENTS TO MUNICIPAL BUILDINGS, AND APPROPRIATING \$100,000 THEREFOR, AUTHORIZED IN AND BY THE BOROUGH OF DEAL, IN THE COUNTY OF MONMOUTH, NEW JERSEY

- *1. General Certificate of Municipal Clerk regarding Incumbency of Municipal Officers
 - a. Original newspaper affidavits of publication attached showing publication of regular meetings in compliance with the Open Public Meetings Act
2. Certificate as to Debt Statements
 - a. Annual Debt Statement
 - b. Supplemental Debt Statement showing date of filing with Municipal Clerk (prior to introduction of ordinance) and email confirmation from the Division of Local Government Services
3. Certificate of Financial Officer Concerning Down Payment
4. Notice of Pending Ordinance
5. Extract of Minutes showing Introduction of Ordinance and Certificate of Municipal Clerk
6. Extract of Minutes showing Public Hearing and Final Adoption of Ordinance and Certificate of Municipal Clerk
7. Notice of Final Adoption and Certificate of Municipal Clerk
8. Certificate as to Capital Budget
9. Municipal Clerk's Certificate Concerning Publication and No-Protest
10. Affidavits of Publication showing Capital Ordinance as introduced and on final passage

*If introduction, public hearing or adoption of ordinance occurred at a meeting where special notice was given, please provide an affidavit of publication with respect thereto.

GENERAL CERTIFICATE OF MUNICIPAL CLERK

1.

2017

(On file, please contact us with any changes)

AFFIDAVITS OF PUBLICATION

(Attach original Affidavit(s) of Publication regarding notice(s) of regular and/or special meetings of governing body at which introduction, public hearing and final passage of capital ordinance took place. It is acceptable to submit the General Certificate of Municipal Clerk and the annual notice of the regular meetings once a year, however, if action on this Ordinance takes place at a special meeting, please submit notice of such special meeting together with the entire transcript of the adoption proceedings.)

2.

**CERTIFICATE AS TO ANNUAL DEBT STATEMENT
AND SUPPLEMENTAL DEBT STATEMENT**

(Not Applicable)

2a.

ANNUAL DEBT STATEMENT

(Not Applicable)

2b.

SUPPLEMENTAL DEBT STATEMENT

(Not Applicable)

3.

**CERTIFICATE OF FINANCIAL OFFICER
CONCERNING DOWN PAYMENT**

(Not Applicable)

FORM OF NOTICE ON INTRODUCTION

Instructions to Municipal Clerk: Complete the notice on the next page and forward for publication. The ordinance must be published in a newspaper published in your municipality, or if there is no such newspaper, then a newspaper published in your county and circulating in your municipality. You need not return this document to us, provided we receive the Affidavit of Publication upon Introduction (See Document No. 10).

**BOROUGH OF DEAL
COUNTY OF MONMOUTH**

CAPITAL ORDINANCE NO. 1147

NOTICE OF PENDING CAPITAL ORDINANCE

The capital 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 Deal, in the County of Monmouth, New Jersey, held on April 8, 2017. It will be further considered for final passage after public hearing thereon, at a meeting of said governing body to be held in the Court Room of Borough Hall, 190 Norwood Avenue, Deal, New Jersey, on May 10, 2017, at 7:30 P.M., or as soon thereafter as said matter can be reached, at which time and place all persons who may be interested therein will be given an opportunity to be heard concerning the same.

A copy of this ordinance has been posted on the bulletin board upon which public notices are customarily posted in the Municipal Complex of the Borough during the week prior to and up to and including the date of such meeting; copies of the ordinance are available to the general public of the Borough who shall request such copies, at the office of the Municipal Clerk in said Borough of Deal, in the County of Monmouth, New Jersey. The summary of the terms of such capital ordinance follows:

TITLE: CAPITAL ORDINANCE PROVIDING FOR THE VARIOUS IMPROVEMENTS TO MUNICIPAL BUILDINGS, AND APPROPRIATING \$100,000 THEREFOR, AUTHORIZED IN AND BY THE BOROUGH OF DEAL, IN THE COUNTY OF MONMOUTH, NEW JERSEY

Purpose(s): Providing for the purchase of and improvements to DPW Equipment.

Appropriation: \$100,000

Section 20 Costs: \$0

Useful Life: 20 Years

**STEPHEN CARASIA,
Municipal Clerk
Borough of Deal
County of Monmouth, New Jersey**

**CERTIFICATE OF MUNICIPAL CLERK
EXTRACT OF MINUTES
SHOWING INTRODUCTION OF ORDINANCE**

I, STEPHEN CARASIA, Municipal Clerk of the Borough of Deal, in the County of Monmouth, State of New Jersey, HEREBY CERTIFY that the annexed extract from the minutes of a meeting of the governing body of said Borough, duly called and held on April 8, 2017, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said governing body and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to Capital Ordinance No. 1147 and the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Borough, this _____ day of _____, 2017.

BOROUGH OF DEAL, IN THE
COUNTY OF MONMOUTH,
NEW JERSEY

STEPHEN CARASIA,
Municipal Clerk

(SEAL)

**ATTACH TO THE PRECEDING CERTIFICATE THE MINUTES OR
EXTRACT OF MINUTES SHOWING INTRODUCTION
OF CAPITAL ORDINANCE**

**CERTIFICATE OF MUNICIPAL CLERK
EXTRACT OF MINUTES
SHOWING PUBLIC HEARING
AND FINAL ADOPTION OF ORDINANCE**

I, STEPHEN CARASIA, Municipal Clerk of the Borough of Deal, in the County of Monmouth, State of New Jersey, HEREBY CERTIFY that the annexed extract from the minutes of a meeting of the governing body of said Borough, duly called and held on May 6, 2017, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said governing body and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relates to Capital Ordinance No. 1147 and the subject matter referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Borough, this _____ day of _____, 2017.

BOROUGH OF DEAL, IN THE
COUNTY OF MONMOUTH, NEW JERSEY

STEPHEN CARASIA, Municipal Clerk

(SEAL)

**ATTACH TO THE PRECEDING CERTIFICATE THE MINUTES OR
EXTRACT OF MINUTES OF GOVERNING
BODY SHOWING PUBLIC HEARING AND
FINAL ADOPTION OF CAPITAL ORDINANCE**

FORM OF NOTICE OF FINAL ADOPTION

Instructions to Municipal Clerk: The statement and notice on the next page must be published after final adoption of the ordinance. You need not return this document to us, provided we receive a copy of the Affidavit of Publication upon final adoption (See Document No. 10).

**BOROUGH OF DEAL
COUNTY OF MONMOUTH**

CAPITAL ORDINANCE NO. 1147

CAPITAL ORDINANCE STATEMENT AND SUMMARY

The capital ordinance, the summary terms of which are included herein, has been finally adopted by the governing body of the Borough of Deal, in the County of Monmouth, State of New Jersey, by the recorded affirmative votes of at least two-thirds (2/3rds) of the full membership of the governing body on May 10, 2017, and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, 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 capital ordinance follows:

TITLE: CAPITAL ORDINANCE PROVIDING FOR THE VARIOUS IMPROVEMENTS TO MUNICIPAL BUILDINGS, AND APPROPRIATING \$100,000 THEREFOR, AUTHORIZED IN AND BY THE BOROUGH OF DEAL, IN THE COUNTY OF MONMOUTH, NEW JERSEY

Purpose(s): Providing for the various improvements to Municipal Buildings.

Appropriation: \$100,000

Section 20 Costs: \$0

Useful Life: 20 Years

STEPHEN CARASIA,
Municipal Clerk
Borough of Deal
County of Monmouth, New Jersey

CERTIFICATE AS TO CAPITAL BUDGET

I, THOMAS X. SEAMAN, Chief Financial Officer of the Borough of Deal, in the County of Monmouth, State of New Jersey, HEREBY CERTIFY that attached hereto is a true and complete copy of the 2017 Capital Budget of the Borough or a Capital Budget Amendment adopted April 8, 2017, which Capital Budget or Capital Budget Amendment shows the improvements authorized by Capital Ordinance No. 1147.

IN WITNESS WHEREOF, I hereby set my hand this ____ day of _____, 2017.

BOROUGH OF DEAL,
IN THE COUNTY OF MONMOUTH, NEW JERSEY

THOMAS X. SEAMAN, Chief Financial Officer

**MUNICIPAL CLERK'S CERTIFICATE
CONCERNING PUBLICATION AND NO-PROTEST**

I, STEPHEN CARASIA, Municipal Clerk of the Borough of Deal, in the County of Monmouth, State of New Jersey (the "Borough"), HEREBY CERTIFY that:

1. I am and was at all times referred to herein, the duly appointed Municipal Clerk of 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 Capital Ordinance No. 1147 which was passed by the governing body of the Borough on first reading on April 8, 2017 and finally adopted by said governing body on May 6, 2017 and the Mayor approved on May 6, 2017.

3. On April 8, 2017, I caused to be posted, in the principal municipal building of the Borough at the place where public notices are customarily posted, a copy of said Ordinance and a notice that copies of the Ordinance would be made available to the members of the general public of the Borough who requested copies, up to and including the time of further consideration of the Ordinance by the governing body. Copies of the Ordinance were made available to all who requested same.

4. After introduction, the Ordinance was duly published on April 14, 2017 and after final passage, the Ordinance was duly published on May 12, 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 twenty (20) days after said publication following final adoption or at any other time after the final passage thereof.

5. A certified copy of the Ordinance and a copy of the amended capital budget form, if required, have been filed with the Director of the Division of Local Government Services.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Borough, this _____ day of _____, 2017.

BOROUGH OF DEAL, IN THE
COUNTY OF MONMOUTH, NEW JERSEY

STEPHEN CARASIA, Municipal Clerk

(SEAL)

(Note: This Certificate must be executed no earlier than 21 days following the first publication after adoption of the Ordinance.)

AFFIDAVITS OF PUBLICATION

(Please forward newspaper affidavits of publication of notice of introduction of ordinance and notice of final passage.)