

**BOROUGH OF DEAL
COUNTY OF MONMOUTH**

CAPITAL ORDINANCE NO. 1191

**CAPITAL ORDINANCE PROVIDING FOR THE VARIOUS IMPROVEMENTS TO
SANITARY SEWERS AND APPROPRIATING \$250,000 THEREFOR, AND
PROVIDING THAT SUCH SUM APPROPRIATED SHALL BE RAISED FROM SEWER
CAPITAL IMPROVEMENT FUND 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 Sanitary Sewers; and

WHEREAS, the Borough has available \$250,000 in the Borough's Sewer 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 sewer 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 \$250,000, said sum being inclusive of \$250,000 from the Borough's Sewer Capital Improvement Fund.

Section 2. The improvements hereby authorized to be undertaken consist of various improvements to Sanitary Sewers 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 2019 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 amended 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. An aggregate amount not exceeding \$50,000 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of

the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

Section 5. Any grant or similar moneys from time to time received by the Borough for the improvements or purposes described in Section 2 hereof, shall be applied either to direct payment of the cost of the improvements within the appropriation herein authorized or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are received and so used.

Section 6. 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 7. This ordinance shall take effect as provided by law.

Introduced by Commissioner Ades on March 13, 2019

Seconded by Commissioner Simhon

Roll Call: Ayes 2; Ades and Simhon

Absent 1; Cohen

Motion to Adopt by Commissioner Ades on April 10, 2019

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon