

ORDINANCE PROVIDING FOR THE MOUNT ARLINGTON HOWARD BOULEVARD PEDESTRIAN WALKWAYS TO TRANSIT PROJECT, AND APPROPRIATING \$220,000 FOR SAID IMPROVEMENT AUTHORIZED TO BE UNDERTAKEN IN AND BY THE BOROUGH OF MOUNT ARLINGTON, IN THE COUNTY OF MORRIS, NEW JERSEY

BE IT ORDAINED, by the Mayor and Council of the Borough of Mount Arlington, County of Morris and State of New Jersey, as follows:

SECTION 1. The improvement and purpose described in Section 3 of this Ordinance is hereby authorized as a general improvement to be made or acquired by the Borough of Mount Arlington, county of Morris, New Jersey (hereinafter referred to as the "Borough"). For the said improvement or purpose stated in Section 2 of this Ordinance, there is hereby appropriated \$220,000, said sum being inclusive of all appropriations heretofore made therefor.

SECTION 2. The improvement hereby authorized and the purpose for the financing of which said obligations are to be issued is as follows:

Improvement / Acquisition	Estimated Cost	Period of Usefulness (Years)
Mount Arlington Pedestrian Walkway Howard Boulevard to New Jersey Transit	\$220,000 (New Jersey Department of Transportation Grant)	10

SECTION 3. The following additional matters are hereby determined, declared, recited and stated:

- (a) The purpose described in Section 2 of this Ordinance is not a current expense and is property or an improvement which the Borough may lawfully acquire or make as a

general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

- (b) Amounts not exceeding \$ 25,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A2-20 of the Law may be included as part of the costs of said improvement and are included in the foregoing estimates thereof.

SECTION 4. Any grant of other moneys received for the purposes described in Section 3 hereof in addition to the funds expressly appropriated in Section 2 hereof, shall be applied to direct payment of the cost of the improvement.

SECTION 5. The Capital Budget of the Borough 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 of the New Jersey Department of Community Affairs 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 6. The provisions of this ordinance are severable. To the extent any clause, phrase, sentence, paragraph or provision of this ordinance shall be declared invalid, illegal, or unconstitutional, the remaining provisions shall continue in full force and effect.

SECTION 7. To the extent that any previous Ordinance or resolution is inconsistent with or contradictory hereto, said Ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

SECTION 8. This Ordinance shall take effect in accordance with Law.

I HEREBY CERTIFY this to be a true and correct Ordinance of the Mayor and Borough Council of the Borough of Mount Arlington, adopted on January 17, 2012 and will be further considered after a Public Hearing held on February 21, 2012 at the Municipal Building at 7:00 p.m.


INTRODUCED:

ADOPTED:

ATTEST:

BOROUGH OF MOUNT ARLINGTON
COUNTY OF MORRIS
STATE OF NEW JERSEY


Linda DeSantis, RMC, Borough Clerk


Arthur Ondish, Mayor
Borough of Mount Arlington