

ORDINANCE #09 - 14

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE BOROUGH OF MOUNT ARLINGTON, AUTHORIZING THE HOWARD BOULEVARD REALIGNMENT PROJECT AND APPROPRIATING \$125,000.00 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 \$125,000.00, 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:

The design including all necessary permitting required for the implementation of the Howard Boulevard Realignment Project in conjunction with the County of Morris, and all work, materials and appurtenances related thereto and/or necessary therefore. For the said improvement or purpose stated in this Section, there is appropriated \$125,000.00 from the Borough of Mount Arlington Capital Improvement Fund, construction costs of said project will be funded by the County of Morris.

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 having a period of usefulness of at least five (5) years and no part of the cost thereof has been or shall be specially assessed on property benefitted thereby.
- (b) Amount not exceeding \$125,000.00 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 or 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 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 resolutions 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.

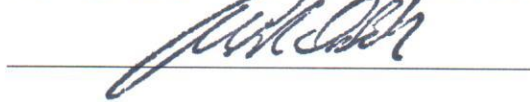
I hereby certify this to be a true and correct Ordinance of the Mayor and Council of the Borough of Mount Arlington, introduced on October 7, 2014 and will be further considered after a public hearing held on November 6, 2014 at the Municipal Building at 7:00 p.m.

Attest:



Linda DeSantis, RMC, Borough Clerk

BOROUGH OF MOUNT ARLINGTON



Arthur R. Ondish, Mayor

Borough of Mount Arlington