NOTICE OF PENDING ORDINANCE
NUMBER 2744-14

The Ordinance published herewith was introduced and passed upon first reading at a meeting of the Township Committee of the Township of Maplewood, County of Essex, State of New Jersey, held on March 4, 2014. It will be considered for final passage after public hearing thereon, at a meeting of said Committee to be held in the Municipal Building in said Township on Tuesday, March 18, 2014 at 7:30 P.M., and during the week prior to and including the date of such meeting, copies will be made available at the Township Clerk's Office to the members of the general public who shall request the same.

ELIZABETH J. FRITZEN, R.M.C., C.M.C., C.M.R.
Township Clerk

(ATTACHED TO BE PUBLISHED IN FULL)

ORD. No. → 2744-14

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE TOWNSHIP OF MAPLEWOOD, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF $3,624,022 THEREFOR AND AUTHORIZING THE ISSUANCE OF $2,908,737 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MAPLEWOOD, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Township of Maplewood, in the County of Essex, New Jersey (the "Township") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to $3,624,022, including (i) a $250,000 grant expected to be received from the State of New Jersey Department of Transportation (the "State Grant") for improvements to Springfield Avenue, as more fully described in Section 3(a) hereof, (ii) a $102,589 Community Development Block Grant expected to be received (the "CDBG Grant") for ADA improvements at Orchard Park (the "ADA Project"), as more fully described in Section 3(a) hereof, (iii) a $212,500 Regional Communications Grant through the Assistance to Firefighter Grant Program (the "AFG Grant") for the acquisition of a communications system, as more fully described in Section 3(b), (iv) $15,000 from the Open Space Trust Fund (the "Open Space Trust Funds") for the ADA Project, (v) a $7,000

grant from the Friends of the Hilton Library (the "Library Grant" and, together with the State Grant, the CDGB Grant and the AFG Grant, the "Grants") for Wi-Fi upgrades for Hilton Branch Library, as more fully described in Section 3(e) hereof, and (vi) the aggregate sum of $128,196 as the several down payments for the improvements or purposes required by the Local Bond Law. No down payment is required pursuant to N.J.S.A. 40A:2-11(c) for improvements to Springfield Avenue referenced in Section 3(a) as the improvements or purposes are being partially funded by the State Grant, the cost of which is $740,365. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, the Grants or the Comcast Funds referred to in Section 1 hereof, negotiable bonds are hereby authorized to be issued in the principal amount of $2,908,737 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued as categorized by department, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

Purpose	Appropriation and Estimated Cost	Estimated Maximum Amount of Bonds or Notes	Period of Usefulness
a) **Engineering**:			
Upgrade to CAD software, including all related costs and expenditures incidental thereto.	$11,264	$10,701	5 years

Purpose	Appropriation and Estimated Cost	Estimated Maximum Amount of Bonds or Notes	Period of Usefulness
Various improvements, consisting of environmental improvements at various locations*, municipal road improvements at various locations* and on Springfield Avenue[1], municipal road and curb improvements at various locations*, building improvements at various locations*, ADA improvements at Orchard Park[2] and parking lot improvements at 60 Woodland Road, including all work and materials necessary therefore and incidental thereto.	$1,647,678[1][2]	$1,588,945	10 years
In-house engineering services, including all work and materials necessary therefore and incidental thereto.	$143,363	$136,194	10 years
Drainage improvements at various locations*, including all work and materials necessary therefore and incidental thereto.	$112,642	$107,010	40 years
TOTAL:	$1,914,947	$1,842,850	

*Projects are more fully described on lists on file in the Office of the Clerk, which lists are hereby incorporated by reference as if set forth at length.
[1]Includes the State Grant.
[2]Includes the CDBG Grant and the Open Space Trust Funds.

b) **Fire Department**:

Replacement of a sports utility vehicle and a pick-up truck, including all related costs and expenditures incidental thereto.	$73,118	$69,462	5 years
Acquisition of a communications system[3] and a fire engine, including all related costs and expenditures incidental thereto.	$358,406[3]	$138,611	10 years
Acquisition of a fire suppression hood system, including all related costs and expenditures incidental.	$19,456	$18,484	15 years
TOTAL:	$450,980	$226,557	

[3]Includes the AFG Grant.

Purpose	Appropriation and Estimated Cost	Estimated Maximum Amount of Bonds or Notes	Period of Usefulness
c) **Public Works Department**:			
Acquisition of a jitney bus, including all related costs and expenditures incidental thereto.	$138,242	$131,330	5 years
Acquisition of a street sweeper, including all related costs and expenditures incidental thereto.	$204,804	$194,563	15 years
TOTAL:	$343,046	$325,893	
d) **Police Department**:			
Replacement of a sports utility vehicle, including all related costs and expenditures incidental thereto.	$43,009	$40,858	5 years
Acquisition of various equipment, consisting of a dispatch phone/911 console upgrade, live scan fingerprint/palm print capture, police car video system upgrade and public safety wireless video surveillance, including all related costs and expenditures incidental thereto.	$253,956	$241,259	10 years
TOTAL:	$296,965	$282,117	
e) **Library**:			
Acquisition of various computer equipment, consisting of personal computers, a new server at the Hilton Branch Library, Wi-Fi at Hilton Branch Library[(4)], network printers, a wireless printer, AWE early literacy stations, laptops and MacBooks, including all related costs and expenditures incidental thereto.	$44,324[(4)]	$35,458	5 years

[(4)]Includes the Library Grant

Purpose	Appropriation and Estimated Cost	Estimated Maximum Amount of Bonds or Notes	Period of Usefulness
Acquisition and installation of CCTV security at Hilton Branch Library, including all related costs and expenditures incidental thereto and further including all work and materials necessary therefore and incidental thereto.	$2,570	$2,442	10 years
Final installment of the implementation fee for the Bergen County Cooperative Library System.	$29,517	$28,041	15 years
TOTAL:	$76,411	$65,941	
f) **Administration**:			
Acquisition of a Life-Cycle Program and Microsoft volume licensing, including all related costs and expenditures incidental thereto.	$97,282	$92,418	5 years
Affordable Housing Rehabilitation, including all related costs and expenditures incidental thereto and further including all work and materials necessary therefore and incidental thereto.	$76,801	$72,961	15 years
TOTAL:	$174,083	$165,379	
GRAND TOTAL:	$3,624,022	$2,908,737	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose or as applicable, the Grants and the Open Space Trust Funds.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be

determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements that the Township may lawfully undertake as general improvements, and no part of the costs thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 10.98 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by $2,908,737, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding $85,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated costs indicated herein for the purposes or improvements.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or if other then the Grants referred to in Section 1 hereof, to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 8. The Township hereby declares the intent of the Township to issue the bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 8 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.