

**TOWNSHIP OF NEPTUNE
IN THE COUNTY OF MONMOUTH, NEW JERSEY**

BOND ORDINANCE NUMBER 23-37

BOND ORDINANCE AMENDING AND RESTATING IN ITS ENTIRETY BOND ORDINANCE NUMBER 23-12 FINALLY ADOPTED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY ON MARCH 27, 2023 (WHICH ORDINANCE AMENDED AND RESTATED BOND ORDINANCE NUMBER 21-31 FINALLY ADOPTED BY THE TOWNSHIP COMMITTEE ON JUNE 28, 2021) TO INCREASE THE TOTAL APPROPRIATION THEREIN FROM \$2,500,000 TO \$3,700,000, TO INCREASE THE AUTHORIZATION OF BONDS OR NOTES OF THE TOWNSHIP FROM \$2,375,000 TO \$3,515,000, AND TO INCREASE SECTION 20 COSTS THEREIN

WHEREAS, the Township Committee of the Township of Neptune, in the County of Monmouth, State of New Jersey (the “Township”) heretofore finally adopted Bond Ordinance Number 23-12 on March 27, 2023, entitled “BOND ORDINANCE AMENDING AND RESTATING IN ITS ENTIRETY BOND ORDINANCE NUMBER 21-31 FINALLY ADOPTED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY ON JUNE 28, 2021 TO INCREASE THE TOTAL APPROPRIATION THEREIN FROM \$1,600,000 TO \$2,500,000, TO INCREASE THE AUTHORIZATION OF BONDS OR NOTES OF THE TOWNSHIP FROM \$1,520,000 TO \$2,375,000, TO INCREASE SECTION 20 COSTS, AND TO AMEND AND RESTATE OTHER PROVISIONS THEREIN” (the “Original Ordinance”); and

WHEREAS, the Township Committee of the Township desires to amend and restate the Original Ordinance in its entirety in order to (i) increase the total appropriation therein by \$1,200,000, from \$2,500,000 to \$3,700,000, (ii) increase the authorization therein of bonds or notes of the Township by \$1,140,000, from \$2,375,000 to \$3,515,000, (iii) increase the down payment therein by \$60,000, from \$125,000 to \$185,000, and (iv) increase the amount for items of expense listed in and permitted under

Section 20 of the Local Bond Law of the State of New Jersey, N.J.S.A. 40A:2-1 et seq. (the “Local Bond Law”), therein by \$200,000, from \$400,000 to \$600,000.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), **AS FOLLOWS:**

Section 1. The recitals set forth in the preambles to this bond ordinance are fully incorporated by this reference as if set forth in full herein.

Section 2. The Original Ordinance of the Township is hereby amended and restated in its entirety as set forth below:

“BOND ORDINANCE PROVIDING FOR PHASE II (GENERAL) OF THE PUBLIC WORKS FACILITY IMPROVEMENT PROGRAM, INCLUDING THE CONSTRUCTION AND RECONSTRUCTION OF MUNICIPAL FACILITIES, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$3,700,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,515,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

BE IT ORDAINED AND ENACTED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) **AS FOLLOWS:**

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the Township of Neptune, in the County of Monmouth, State of New Jersey (the “Township”). For the said

improvements or purposes stated in Section 3 hereof, there is hereby appropriated the amount of \$3,700,000, said sum being inclusive of a down payment in the amount of \$185,000 (the “Down Payment”) for said improvements as required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the “Local Bond Law”), which Down Payment is now available from the General Capital Improvement Fund by virtue of a provision or provisions in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$3,700,000 appropriation not provided for by application hereunder of the Down Payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$3,515,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Township in a principal amount not exceeding \$3,515,000 are hereby authorized to be issued pursuant to, and within the limitations prescribed by, the Local Bond Law.

SECTION 3. (a) The improvements hereby authorized and purposes for the financing of which said bonds or notes are to be issued are for Phase II of the Public Works Facility improvement program, including, but not limited to, the construction and reconstruction, as applicable, of various municipal facilities within the Township, such construction and reconstruction to include, but not be limited to, the construction of garages, storage buildings, drainage, roadways, driveways, recycling and training facilities, parking lots, and all other related improvements, including, but not limited to, as applicable, engineering and design work, site work, consulting, preparation of plans and specifications, construction planning, surveying, permits, bid documents, construction inspection and contract administration, equipment rental and all work, materials, equipment, accessories, labor and appurtenances necessary therefor or incidental thereto, all in accordance with the plans and specifications therefor on file in the Office of the Township Engineer and available for public inspection and hereby approved.

(b) The estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$3,515,000.

(c) The estimated cost of said improvements or purposes is \$3,700,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor is the Down Payment in the amount of \$185,000 available for such improvements or purposes.

SECTION 4. In the event the United States of America, the State of New Jersey, and/or the County of Monmouth, make a contribution or grant in aid to the Township for the improvements and purposes authorized hereby and the same shall be received by the Township prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey and/or the County of Monmouth. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey and/or the County of Monmouth, shall be received by the Township after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Township as a result of using funds from this bond ordinance as “matching local funds” to receive such contribution or grant in aid.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Township, provided that no note shall mature later than one (1) 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 the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with 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 purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon 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 principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The capital budget 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. In the event of any such inconsistency, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or temporary capital budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs will be on file in the office of the Clerk and will be available for public inspection.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

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

(b) The average period of usefulness of said improvements or purposes within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is twenty (20) years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Township and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and 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 or notes provided for in this bond ordinance by \$3,515,000 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$600,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost indicated herein for the purposes or improvements hereinbefore described.

SECTION 8. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the bonds or notes authorized by this bond ordinance. The bonds or notes shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Township for the payment of the bonds or notes and the interest thereon without limitation as to rate or amount.

SECTION 9. The Township reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Township's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized herein is paid, or (ii) the date the improvements or purposes described in Section 3 hereof are “placed in service”

(within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three (3) years after the expenditure is paid.

SECTION 10. The Township covenants to maintain the exclusion from gross income under section 103(a) of the Internal Revenue Code of 1986, as amended, of the interest on all tax-exempt bonds and notes issued under this bond ordinance.

SECTION 11. 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, which are authorized herein, 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, which are authorized herein, 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 12. The Mayor, the Chief Financial Officer, the Administrator, and any other official/officer of the Township are each hereby authorized and directed to execute, deliver and perform any agreement necessary to undertake the improvements or purposes set forth herein and to effectuate any transaction contemplated hereby.

SECTION 13. This bond ordinance shall take effect twenty (20) days after the first publication of this bond ordinance after final adoption and approval by the Mayor, as provided by the Local Bond Law.”

Section 3. This bond ordinance shall take effect twenty (20) days after the first publication of this bond ordinance after final adoption and approval by the Mayor, as provided by the Local Bond Law.

Motion/ Second	Roll Call To Adopt On First Reading					Adopted on First Reading Dated: October 23, 2023
		YAY	NAY	ABSTAIN	ABSENT	
	Dr. Michael Brantley				X	
Motion	Robert Lane, Jr.	X				
	Nicholas Williams	X				
Second	Tassie D. York	X				
	Keith Cafferty	X				
						_____ Gabriella Siboni, RMC Township Clerk

Motion/ Second	Roll Call To Adopt On Second and Final Reading					Adopted on Second Reading Dated: November 13, 2023
		YAY	NAY	ABSTAIN	ABSENT	
	Dr. Michael Brantley				X	
Motion	Robert Lane, Jr.	X				
Second	Nicholas Williams	X				
	Tassie D. York	X				
	Keith Cafferty	X				
						_____ Gabriella Siboni, RMC Township Clerk

Gabriella Siboni
Township Clerk

Keith Cafferty
Mayor

**TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
IN THE COUNTY OF MONMOUTH, NEW JERSEY**

PUBLIC NOTICE

NOTICE OF INTRODUCED/PENDING BOND ORDINANCE #23-37 AND SUMMARY

The bond ordinance #23-37, the summary terms of which are included herein, was introduced and passed upon first reading at a regular meeting of the Township Committee of the Township of Neptune, in the County of Monmouth, State of New Jersey, on October 23, 2023. It will be further considered for final passage, after public hearing thereon, at a meeting of the Township Committee to be held at the Township Municipal Complex, 25 Neptune Boulevard, Neptune, New Jersey, on November 13, 2023 at 6:00 p.m. Information regarding remote access to the meeting may be found on the Township's website at www.neptunetownship.org. During the week prior to and up to and including the date of such meeting, copies of the full bond ordinance will be available at no cost and during regular business hours at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title:	BOND ORDINANCE AMENDING AND RESTATING IN ITS ENTIRETY BOND ORDINANCE NUMBER 23-12 FINALLY ADOPTED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY ON MARCH 27, 2023 (WHICH ORDINANCE AMENDED AND RESTATED BOND ORDINANCE NUMBER 21-31 FINALLY ADOPTED BY THE TOWNSHIP COMMITTEE ON JUNE 28, 2021) TO INCREASE THE TOTAL APPROPRIATION THEREIN FROM \$2,500,000 TO \$3,700,000, TO INCREASE THE AUTHORIZATION OF BONDS OR NOTES OF THE TOWNSHIP FROM \$2,375,000 TO \$3,515,000, AND TO INCREASE SECTION 20 COSTS THEREIN
Purpose(s):	Amend and restate in its entirety Bond Ordinance Number 23-12 (the "Original Ordinance", which provides for Phase II of the Public Works Facility improvement program, including, but not limited to, the construction and reconstruction, as applicable, of various municipal facilities within the Township, such construction and reconstruction to include, but not be limited to, the construction of garages, storage buildings, drainage, roadways, driveways, recycling and training facilities, parking lots, and all other related improvements) to (i) increase the total appropriation therein by \$1,200,000, from \$2,500,000 to \$3,700,000, (ii) increase the authorization therein of bonds or notes of the Township by \$1,140,000, from \$2,375,000 to \$3,515,000, (iii) increase the down payment therein by \$60,000, from \$125,000 to \$185,000, and (iv) increase the amount for items of expense listed in and permitted under section 20 of the Local Bond Law therein by \$200,000, from \$400,000 to \$600,000.
Appropriation:	\$3,700,000 (increased from \$2,500,000 in the Original Ordinance)
Bonds/Notes Authorized:	\$3,515,000 (increased from \$2,375,000 in the Original Ordinance)
Grant:	None (unchanged from Original Ordinance)
Down Payment:	\$185,000 (increased from \$125,000 in the Original Ordinance)
Section 20 Costs:	\$600,000 (increased from \$400,000 in the Original Ordinance)
Useful Life:	20 years (unchanged from Original Ordinance)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

TOWNSHIP OF NEPTUNE
PUBLIC NOTICE
NOTICE OF INTRODUCED/PENDING BOND ORDINANCE #23-37 AND SUMMARY

The bond ordinance #23-37, the summary terms of which are included herein, was introduced and passed upon first reading at a regular meeting of the Township Committee of the Township of Neptune, in the County of Monmouth, State of New Jersey, on October 23, 2023. It will be further considered for final passage, after public hearing thereon, at a meeting of the Township Committee to be held at the Neptune Municipal Complex, 25 Neptune Boulevard, Neptune, New Jersey, on November 13, 2023 at 6:00 p.m. Information regarding remote access to the meeting may be found on the Township's website at www.neptunetownship.org. During the week prior to and up to and including the date of such meeting, copies of the full bond ordinance will be available at no cost and during regular business hours at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE AMENDING AND RESTATING IN ITS ENTIRETY BOND ORDINANCE NUMBER 23-12 FINALLY ADOPTED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY ON MARCH 27, 2023 (WHICH ORDINANCE AMENDED AND RESTATED BOND ORDINANCE NUMBER 21-31 FINALLY ADOPTED BY THE TOWNSHIP COMMITTEE ON JUNE 28, 2021) TO INCREASE THE TOTAL APPROPRIATION THEREIN FROM \$2,500,000 TO \$3,700,000, TO INCREASE THE AUTHORIZATION OF BONDS OR NOTES OF THE TOWNSHIP FROM \$2,375,000 TO \$3,515,000, AND TO INCREASE SECTION 20 COSTS THEREIN

Purpose(s): Amend and restate in its entirety Bond Ordinance Number 23-12 (the "Original Ordinance", which provides for Phase II of the Public Works Facility improvement program, including, but not limited to, the construction and reconstruction, as applicable, of various municipal facilities within the Township, such construction and reconstruction to include, but not be limited to, the construction of garages, storage buildings, drainage, roadways, driveways, recycling and training facilities, parking lots, and all other related improvements) to (i) increase the total appropriation therein by \$1,200,000, from \$2,500,000 to \$3,700,000, (ii) increase the authorization therein of bonds or notes of the Township by \$1,140,000, from \$2,375,000 to \$3,515,000, (iii) increase the down payment therein by \$60,000, from \$125,000 to \$185,000, and (iv) increase the amount for items of expense listed in and permitted under section 20 of the Local Bond Law therein by \$200,000, from \$400,000 to \$600,000.

Appropriation: \$3,700,000 (increased from \$2,500,000 in the Original Ordinance)
 Bonds/Notes Authorized: \$3,515,000 (increased from \$2,375,000 in the Original Ordinance)
 Grant: None (unchanged from Original Ordinance)
 Down Payment: \$185,000 (increased from \$125,000 in the Original Ordinance)
 Section 20 Costs: \$600,000 (increased from \$400,000 in the Original Ordinance)
 Useful Life: 20 years (unchanged from Original Ordinance)

Gabriella Siboni, Municipal Clerk
 10/26/23 (\$36.58)

AFFIDAVIT OF PUBLICATION

Printer's fee \$ 15 State of New Jersey
 Monmouth County ss:

Of the Legal Department of THE COASTER, a newspaper printed and published in Asbury Park in the County and State who, being duly sworn, depose and saith that the statement, of which the annexed is a true copy, has been published in the said newspaper times successfully, once each week commencing on the 01 day of Oct, A.D. 2023 and continuing in the issue of _____

Sworn and subscribed before me this 01 day of _____

A.D. 2023
Marianne Tantrum

MARIANNE TANTRUM
 NOTARY PUBLIC
 STATE OF NEW JERSEY
 ID # 50171579
 MY COMMISSION EXPIRES SEPT. 16, 2026

**TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
IN THE COUNTY OF MONMOUTH, NEW JERSEY**

PUBLIC NOTICE

NOTICE OF FINAL ADOPTION OF BOND ORDINANCE #23-37 AND SUMMARY

The bond ordinance #23-37, the summary terms of which are included herein, has been finally adopted by the Township Committee of the Township of Neptune, in the County of Monmouth, State of New Jersey on November 13, 2023 and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such bond ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full bond 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 bond ordinance follows:

Title:	BOND ORDINANCE AMENDING AND RESTATING IN ITS ENTIRETY BOND ORDINANCE NUMBER 23-12 FINALLY ADOPTED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY ON MARCH 27, 2023 (WHICH ORDINANCE AMENDED AND RESTATED BOND ORDINANCE NUMBER 21-31 FINALLY ADOPTED BY THE TOWNSHIP COMMITTEE ON JUNE 28, 2021) TO INCREASE THE TOTAL APPROPRIATION THEREIN FROM \$2,500,000 TO \$3,700,000, TO INCREASE THE AUTHORIZATION OF BONDS OR NOTES OF THE TOWNSHIP FROM \$2,375,000 TO \$3,515,000, AND TO INCREASE SECTION 20 COSTS THEREIN
Purpose(s):	Amend and restate in its entirety Bond Ordinance Number 23-12 (the "Original Ordinance", which provides for Phase II of the Public Works Facility improvement program, including, but not limited to, the construction and reconstruction, as applicable, of various municipal facilities within the Township, such construction and reconstruction to include, but not be limited to, the construction of garages, storage buildings, drainage, roadways, driveways, recycling and training facilities, parking lots, and all other related improvements) to (i) increase the total appropriation therein by \$1,200,000, from \$2,500,000 to \$3,700,000, (ii) increase the authorization therein of bonds or notes of the Township by \$1,140,000, from \$2,375,000 to \$3,515,000, (iii) increase the down payment therein by \$60,000, from \$125,000 to \$185,000, and (iv) increase the amount for items of expense listed in and permitted under section 20 of the Local Bond Law therein by \$200,000, from \$400,000 to \$600,000.
Appropriation:	\$3,700,000 (increased from \$2,500,000 in the Original Ordinance)
Bonds/Notes Authorized:	\$3,515,000 (increased from \$2,375,000 in the Original Ordinance)
Grant:	None (unchanged from Original Ordinance)
Down Payment:	\$185,000 (increased from \$125,000 in the Original Ordinance)
Section 20 Costs:	\$600,000 (increased from \$400,000 in the Original Ordinance)
Useful Life:	20 years (unchanged from Original Ordinance)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

AFFIDAVIT OF PUBLICATION

Printer's fee \$ 15 State of New Jersey
 Monmouth County ss:

Of the Legal Department of THE COASTER, a newspaper printed and published in Asbury Park in the County and State who, being duly sworn, deposeth and saith that the statement, of which the annexed is a true copy, has been published in the said newspaper.....times successfully, once each week commencing on the.....day of Nov A.D. 2023 and continuing in the issue of

MARIANNE TANTRUM
 NOTARY PUBLIC
 STATE OF NEW JERSEY
 ID # 50171579
 MY COMMISSION EXPIRES SEPT. 16, 2026

Sworn and subscribed before me this 18 day of Nov

A.D. 2023

Marianne Tantrum

TOWNSHIP OF NEPTUNE PUBLIC NOTICE NOTICE OF FINAL ADOPTION OF BOND ORDINANCE #23-37 AND SUMMARY

The bond ordinance #23-37, the summary terms of which are included herein, has been finally adopted by the Township Committee of the Township of Neptune, in the County of Monmouth, State of New Jersey on November 13, 2023 and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such bond ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full bond 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 bond ordinance follows:

Title: BOND ORDINANCE AMENDING AND RESTATING IN ITS ENTIRETY BOND ORDINANCE NUMBER 23-12 FINALLY ADOPTED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY ON MARCH 27, 2023 (WHICH ORDINANCE AMENDED AND RESTATED BOND ORDINANCE NUMBER 21-31 FINALLY ADOPTED BY THE TOWNSHIP COMMITTEE ON JUNE 28, 2021) TO INCREASE THE TOTAL APPROPRIATION THEREIN FROM \$2,500,000 TO \$3,700,000, TO INCREASE THE AUTHORIZATION OF BONDS OR NOTES OF THE TOWNSHIP FROM \$2,375,000 TO \$3,515,000, AND TO INCREASE SECTION 20 COSTS THEREIN

Purpose(s): Amend and restate in its entirety Bond Ordinance Number 23-12 (the "Original Ordinance", which provides for Phase II of the Public Works Facility Improvement program, including, but not limited to, the construction and reconstruction, as applicable, of various municipal facilities within the Township, such construction and reconstruction to include, but not be limited to, the construction of garages, storage buildings, drainage, roadways, driveways, recycling and training facilities, parking lots, and all other related improvements) to: (i) increase the total appropriation therein by \$1,200,000, from \$2,500,000 to \$3,700,000, (ii) increase the authorization therein of bonds or notes of the Township by \$1,140,000, from \$2,375,000 to \$3,515,000, (iii) increase the down payment therein by \$60,000, from \$125,000 to \$185,000, and (iv) increase the amount for items of expense listed in and permitted under section 20 of the Local Bond Law therein by \$200,000, from \$400,000 to \$600,000.

Appropriation: \$3,700,000 (increased from \$2,500,000 in the Original Ordinance)

Bonds/Notes Authorized: \$3,515,000 (increased from \$2,375,000 in the Original Ordinance)

Grant: None (unchanged from Original Ordinance)

Down Payment: \$185,000 (increased from \$125,000 in the Original Ordinance)

Section 20 Costs: \$600,000 (increased from \$400,000 in the Original Ordinance)

Useful Life: 20 years (unchanged from Original Ordinance)

Gabriella Siboni, Municipal Clerk
 11/16/23 (\$33.79)

**TOWNSHIP OF NEPTUNE
IN THE COUNTY OF MONMOUTH, NEW JERSEY**

CERTIFICATE OF INTRODUCTION OF BOND ORDINANCE

I, the undersigned Clerk of the Township of Neptune, in the County of Monmouth, State of New Jersey (the “Township”), DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a regular meeting of the Township Committee of the Township duly called and held on October 23, 2023 at 6:00 p.m. at the Township Municipal Complex, 25 Neptune Boulevard, Neptune, in said County, and that the following was the roll call:

Motion/ Second	Roll Call To Adopt On First Reading	YAY	NAY	ABSTAIN	ABSENT	Adopted on First Reading Dated: October 23, 2023
	Dr. Michael Brantley				X	
Motion	Robert Lane, Jr.	X				
	Nicholas Williams	X				
Second	Tassie D. York	X				_____
	Keith Cafferty	X				Gabriella Siboni, RMC Township Clerk

I FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township as of this 6th day of December, 2023.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

**TOWNSHIP OF NEPTUNE
IN THE COUNTY OF MONMOUTH, NEW JERSEY**

CERTIFICATE OF FINAL ADOPTION OF BOND ORDINANCE

I, the undersigned Clerk of the Township of Neptune, in the County of Monmouth, State of New Jersey (the “Township”), DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a regular meeting of the Township Committee of the Township duly called and held on November 13, 2023 at 6:00 p.m. at the Township Municipal Complex, 25 Neptune Boulevard, Neptune, in said County, and that the following was the roll call:

Motion/ Second	Roll Call To Adopt On Second and Final Reading				Adopted on Second Reading Dated: November 13, 2023
	YAY	NAY	ABSTAIN	ABSENT	
				X	
	Dr. Michael Brantley				
Motion				X	
	Robert Lane, Jr.				
Second				X	
	Nicholas Williams				
				X	
	Tassie D. York				
				X	
	Keith Cafferty				
					_____ Gabriella Siboni, RMC Township Clerk

I FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township as of this 6th day of December, 2023.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

**TOWNSHIP OF NEPTUNE
IN THE COUNTY OF MONMOUTH, NEW JERSEY**

CLERK'S CERTIFICATE REGARDING BOND ORDINANCE ADOPTION PROCESS

I, GABRIELLA SIBONI, DO HEREBY CERTIFY that I am the Clerk of the Township of Neptune, in the County of Monmouth (the "Township"), a municipal corporation organized and existing under the laws of the State of New Jersey, and that as such I am duly authorized to execute and deliver this certificate on behalf of the Township. In such capacity, I have the responsibility to maintain the minutes of the meetings of the governing body of the Township and the records relative to all resolutions and ordinances of the Township. The representations made herein are based upon the records of the Township. I DO HEREBY FURTHER CERTIFY THAT:

1. Attached hereto is the bond ordinance introduced on October 23, 2023 and finally adopted on November 13, 2023.

2. After introduction, the bond ordinance was published as required by law on October 26, 2023 in the Coaster.

3. Following the passage of the bond ordinance on first reading, and at least seven (7) days prior to the final adoption thereof, I caused to be posted in the principal municipal building of the Township at the place where public notices are customarily posted, a copy of said bond ordinance or a summary thereof and a notice that copies of the bond ordinance would be made available to the members of the general public of the Township who requested copies, up to and including the time of further consideration of the bond ordinance by the governing body. Copies of the bond ordinance were made available to all who requested same.

4. After final passage, the bond ordinance was duly approved by the Mayor on November 13, 2023 and was duly published as required by law on November 16, 2023 in the Coaster. No protest signed by any person against making any improvement or incurring the indebtedness

authorized therein, nor any petition requesting that a referendum vote be taken on the action proposed in the bond ordinance has been presented to the governing body or to me or filed in my office within twenty (20) days after said publication or at any other time after the final passage thereof.

5. The bond ordinance has not been amended, added to, altered or repealed and said bond ordinance is now in full force and effect.

6. A certified copy of the bond ordinance and a copy of the amended capital budget form has been filed with the Director of the Division of Local Government Services, in the New Jersey Department of Community Affairs, as applicable.

7. The official seal of the Township is the seal, an impression of which is affixed opposite my signature on this Certificate.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township as of this 6th day of December, 2023.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

**TOWNSHIP OF NEPTUNE
IN THE COUNTY OF MONMOUTH, NEW JERSEY**

CERTIFICATE OF SUPPLEMENTAL DEBT STATEMENT FOR BOND ORDINANCE

I, the undersigned, Clerk of the Township of Neptune, in the County of Monmouth, State of New Jersey (the “Township”), DO HEREBY CERTIFY, that the attached Supplemental Debt Statement was prepared, executed and sworn to by Michael J. Bascom, the Chief Financial Officer of the Township, as of October 23, 2023, that such Supplemental Debt Statement was filed in my office on or prior to October 23, 2023 and with the Director of the Division of Local Government Services on October 23, 2023.

GABRIELLA SIBONI,
Clerk of the Township of Neptune

State of New Jersey
 Department of Community Affairs
Supplemental Debt Statement

Local Government: Neptune Township Prepared As Of: 10/20/2023
 Budget Year Ending December 31 (Month D-D) 2023 (Year)
 Name: Michael Bascom Phone: 732-988-5200 ext 241
 Title: Chief Financial Officer / Tax Collector Email: mbascom@neptunetownship.org
 Address: 25 Neptune Boulevard 174/1126
Neptune, NJ 07753 CFO Cert #: _____

Michael Bascom, Being duly sworn, deposes and says: Deponent is the Chief Financial Officer of Neptune Township here and in the statement hereinafter mentioned called the local unit. The Supplemental Debt Statement annexed hereto and hereby made a part hereof is a true statement of the debt condition of the local unit as of the date therein stated and is computed as provided by the Local Bond Law of New Jersey.

	Decrease	Increase	
Net Debt as per Annual Debt Statement	(Since December 31, last past)		Net Debt
Bonds and Notes for School Purposes	\$0.00	\$	\$0.00
Bonds and Notes for Self-Liquidating Purposes	\$0.00	\$	\$0.00
Other Bonds and Notes	\$29,211,070.01	\$1,377,848.51	\$5,208,721.00
2 Net Debt at the time of this statement is			\$33,041,942.50

The amounts and purposes separately itemized of the obligations about to be authorized, and any deductions which may be made on account of each such item are: (see Note "C" below)

Bond Ordinance	Purposes	Amount	Deduction	Net
23-37	Amending General Bond Ordinance 23-12	\$1,140,000.00	\$	\$1,140,000.00
23-13	Amending Sewer Bond Ordinance 23-14	\$380,000.00	\$380,000.00	\$0.00
		\$1,520,000.00	\$380,000.00	\$1,140,000.00

4 The net debt of the local unit determined by the addition of the net debt amounts stated in items 2 and 3 above is: \$34,181,942.50

5 Equalized valuation basis (the average of the equalized valuations of real estate, including improvements and the assessed valuation of class II railroad property of the local unit for the last 3 preceding years) as stated in the Annual Debt Statement or the revision thereof last filed.

	<u>Year</u>		
(1)	2020	Equalized Valuation Real Property with Improvements plus assessed valuation of Class II RR Property	\$4,404,017,272.00
(2)	2021	Equalized Valuation Real Property with Improvements plus assessed valuation of Class II RR Property	\$4,661,869,349.00
(3)	2022	Equalized Valuation Real Property with Improvements plus assessed valuation of Class II RR Property	\$5,342,239,591.00

6 Equalized Valuation Basis – Average of (1), (2) and (3)..... \$4,802,708,737.33

7 Net Debt (Line 4 Above) expressed as a percentage of such equalized valuation basis (Line 6 above) is: 0.712%

- Notes**
- A. If authorization of bonds or notes is permitted by an exception to the debt limit, specify the particular paragraph of N.J.S.A. 40A:2-7 or other section of law providing such exception.
 - B. This form is also to be used in the bonding of separate (not Type I) school districts as required by N.J.S.A. 18A:24-16, and filed before the school district election. In such case pages 3 and 4 should be completed to set forth the computation supporting any deduction in line 3 above.
 - C. Only the amount of bonds or notes about to be authorized should be entered. The amount of the "down payment" provided in the bond ordinance should not be included nor shown as a deduction.

**COMPUTATION AS TO INDEBTEDNESS FOR IMPROVEMENT OR EXTENSION OF AN
EXISTING MUNICIPAL PUBLIC UTILITY, N.J.S.A. 40A:2-7(h); NJSA 40A:2-47(a)**

1. Annual Debt Statement, excess in revenues of utility
2. Less Interest and principal computed as provided in N.J.S.A. 40A:2-47(a) for all obligations authorized but not issued to the extent not already charged to income in the annual debt statement.
3. Excess revenue prior to authorizing proposed obligations = (column 1 minus column 2)
4. Interest and principal calculated for proposed obligations N.J.S.A. 40A:2-47(a)
 - (a) Interest for one year at 4 1/2%
 - (b) First installment of serial bonds legally issuable
 - (c) Total charges (Items (a) and (b))

	1	2	3	4(a)	4(b)	4(c)
Municipal Public Utility	ADS Excess in Revenues of Utility	Less Interest and Principal	Excess Revenue	Interest for One Year	1 st Installment of Serial Bonds Legally Issuable	Total Charges
Sewer Utility	1,461,714.48	36,909.94	1,424,804.54	17,100.00	6,440.68	23,540.68

Note: If line 3 equals or exceeds line 4, obligations may be authorized under the provisions of N.J.S.A. 40A:2-7(h) as limited by N.J.S.A. 40A:2-47(a).

**COMPUTATION OF SCHOOL INDEBTEDNESS AND DEDUCTIONS
UNDER PROVISIONS OF N.J.S.A. 18A: 24-17**

<u>N.J.S.A. 18A:24-19 (Lines 1 to 7)</u>		
1	Average of equalized valuations (page 1, line 3)	\$4,802,708,737.33
2	Gross School District Debt outstanding and authorized but not issued (not including proposed issue)	\$
3	Less: Sinking funds held for payment of School Debt, by Sinking Fund Commission	\$
4	Net debt for school purposes (line 2, minus line 3)	\$0.00
5	Debt deduction for school purposes' % (as per line below)	%
	(a) 2½% Kindergarten or Grade 1 through Grade 6	
	(b) 3 % Kindergarten or Grade 1 through Grade 8	
	(c) 3½% Kindergarten or Grade 1 through Grade 9	
	(d) 4 % Kindergarten or Grade 1 through Grade 12	
6	Available debt deduction (excess, if any, of line 5 over line 4)	\$0.00
7	School Bonds about to be authorized	\$
Note: Omit lines 8 to 13, if line 6 equals or exceeds line 7. or if shown on line 17		
<u>N.J.S.A. 18A:24-22 (Lines 8 to 13)</u>		
8	Excess of line 7 over line 6	\$0.00
9	Municipal Debt Limit (3½% of line 1 above)	\$168,094,805.81
10	Net Debt	\$33,041,942.50
11	Available Municipal Borrowing Margin (excess, if any, of line 9 over line 10)	\$135,052,863.31
12	Use of Municipal Borrowing Margin (line 8 not exceeding line 11)	\$0.00
13	Remaining Municipal Borrowing Margin after authorization of proposed School Bonds (line 11 minus line 12)	\$135,052,863.31
Note: Omit lines 14 to 16, if line 11 equals or exceeds line 8, or if shown on line 17		
<u>N.J.S.A. 18A:24-24 (lines 14 to 16)</u>		
14	Amount of line 7	\$
15	Amount of Deduction:	
	(a) Amount of line 6	\$0.00
	(b) Amount of line 11	\$135,052,863.31
	Total	\$135,052,863.31
16	Excess of line 14 over line 15	\$0.00

Computation of Regional School Indebtedness

Municipality	1	2	3	4	5
	Average Equalized Valuations 40A:2-43		Apportionment of Previous Bonds Issued or Authorized	Amount Apportionment of Proposed Bond Issue	Total Apportionment of Previous Bonds Issued or Authorized plus Apportionment Proposed Bond Issue (Column 3 plus 4)
Amount	Percentage				
Totals		%			
		%			

SPECIAL DEBT STATEMENT
BORROWING POWER AVAILABLE UNDER N.J.S.A. 40A:2-7(f)

1	Amount of accumulated debt incurring capacity under RS 40:1-16(d) as shown on the latest Annual Debt Statement.	_____	\$
2	Obligations heretofore authorized in excess of debt limitation and pursuant to:		
	(a) N.J.S.A. 40A:2-7(d)	_____	\$
	(b) N.J.S.A. 40A:2-7(f)	_____	\$
	(c) N.J.S.A. 40A:2-7(g)	_____	\$
	Total	_____	\$0.00
3	Available debt incurring capacity (N.J.S.A. 40A:2-7(f))	_____	\$
4	Obligations about to be authorized pursuant to N.J.S.A. 40A :2-7(f) (If item 3 equals or exceeds item 4, obligations may be authorized)	_____	\$

BORROWING POWER AVAILABLE UNDER N.J.S.A. 40A:2-7(g)

1	Total appropriations made in local unit budget for current fiscal year for payment of obligations of local unit included in Annual Debt Statement or revision thereof last filed as of preceding December 31, 2022	_____	\$
2	Less the amount of such obligations which constitute utility and assessment obligations:	_____	\$
3	Excess of item 1 over item 2:	_____	\$0.00
4	Amount raised in the tax levy of the current fiscal year by the local unit for the payment of bonds or notes of any school district	_____	\$
5	Amount equal to 2/3 of the sum of item 3 and item 4	_____	\$0.00
6	(a) Amount of obligations heretofore authorized under N.J.S.A. 40A:2-7(g) in current fiscal year	_____	\$
	(b) Amount of authorizations included in 6(a) which were heretofore repealed	_____	\$
	(c) Excess of item 6(a) over item 6(b)	_____	\$0.00
7	Excess of item 5 over item 6(c)	_____	\$0.00
8	Obligations about to be authorized	_____	\$
9	Borrowing capacity still remaining after proposed authorization	_____	\$0.00

(item 7 less item 8) (If item 7 equals or exceeds item 8, obligations may be authorized)

**TOWNSHIP OF NEPTUNE
IN THE COUNTY OF MONMOUTH, NEW JERSEY**

DOWN PAYMENT CERTIFICATE CONCERNING BOND ORDINANCE

I, the undersigned Chief Financial Officer of the Township of Neptune, in the County of Monmouth, State of New Jersey (the “Township”), DO HEREBY CERTIFY that prior to final adoption of the ordinance entitled,

“BOND ORDINANCE AMENDING AND RESTATING IN ITS ENTIRETY BOND ORDINANCE NUMBER 23-12 FINALLY ADOPTED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY ON MARCH 27, 2023 (WHICH ORDINANCE AMENDED AND RESTATED BOND ORDINANCE NUMBER 21-31 FINALLY ADOPTED BY THE TOWNSHIP COMMITTEE ON JUNE 28, 2021) TO INCREASE THE TOTAL APPROPRIATION THEREIN FROM \$12,500,000 TO \$3,700,000, TO INCREASE THE AUTHORIZATION OF BONDS OR NOTES OF THE TOWNSHIP FROM \$2,375,000 TO \$3,515,000, AND TO INCREASE SECTION 20 COSTS THEREIN”,

there was available as a down payment for the improvements or purposes authorized by said bond ordinance \$185,000, which was available from the General Capital Improvement Fund by virtue of a provision or provisions in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

IN WITNESS WHEREOF, I have hereunto set my hand as of this 6th day of December, 2023.

MICHAEL J. BASCOM,
Chief Financial Officer