

AN ORDINANCE  
2101-2023

ORDINANCE APPROPRIATING \$1,084,946 FROM STATE AND LOCAL FISCAL RECOVERY FUNDS AUTHORIZED BY THE AMERICAN RESCUE PLAN ACT TO PROVIDE FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE CITY OF PERTH AMBOY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY.

WHEREAS, on March 11, 2021, the American Rescue Plan Act was signed into law, and established the Coronavirus State Fiscal Recovery Fund and Coronavirus Local Fiscal Recovery Fund, which together make up the Coronavirus State and Local Fiscal Recovery Funds (the "SLFR Funds"); and

WHEREAS, the City of Perth Amboy, in the County of Middlesex, New Jersey (the "City") was awarded SLFR Funds; and

WHEREAS, as a recipient of SLFR Funds, the City has substantial discretion to use such funds in the way that best suit the needs of the City and its residents, including for the provision of government services, to the extent of the reduction in revenue of the City due to the COVID-19 public health emergency; and

WHEREAS, the U.S. Treasury is requiring any SLFR Funds offsetting COVID-19 revenue losses to be applied toward provision of government services; and

WHEREAS, such government services can include, but are not limited to, maintenance or pay-go funded building of infrastructure, including roads and sidewalks; modernization of cybersecurity, including hardware, software, and protection of critical infrastructure; health services; environmental remediation; school or educational services; and the provision of police, fire, and other public safety services; and

WHEREAS, the City has determined to make provision for such governmental services, including by undertaking road reconstruction and paving projects throughout the City and the installation of speed readers and pedestrian crossing signs; and

WHEREAS, with respect to a capital project funded partially or completely by SLFR Funds, such as road reconstruction and paving projects throughout the City and the installation of speed readers and pedestrian crossing signs, the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey (the "Division"), recommends such funds be appropriated by adoption of a capital ordinance.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PERTH AMBOY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY AS FOLLOWS:

Section 1. The foregoing recitals are hereby incorporated by reference as if fully set forth herein.

Section 2. \$1,084,946 is hereby appropriated by the City from SLFR Funds authorized by the American Rescue Plan Act to provide for various capital improvements, consisting of \$900,000 for road reconstruction and paving projects throughout the City and \$184,946 for

the installation of speed readers and pedestrian crossing signs, including all work and materials necessary therefor and incidental thereto and further including all related costs and expenditures incidental thereto.

Section 3. The City hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the City is hereby amended to conform with the provisions of this 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.

Section 4. This ordinance shall take effect after final adoption and publication and otherwise as provided by law.

MILADY TEJEDA  
Council President

ATTEST:  
VICTORIA ANN KUPSCH  
City Clerk

APPROVED AS TO FORM:  
WILLIAM P. OPEL  
Director of Law

Adopted on Second and Final Reading: July 12, 2023