

TOWNSHIP OF LUMBERTON, NEW JERSEY

ORDINANCE NO. 2015-06-008

**ORDINANCE OF THE TOWNSHIP OF LUMBERTON,
COUNTY OF BURLINGTON, NEW JERSEY,
REALLOCATING CERTAIN PRIOR CAPITAL
EXPENDITURES AUTHORIZED BY ORDINANCE 2014-04-
02 TO ORDINANCE 2015-04-07, AND, THEREAFTER,
CANCELLING AND REPEALING ORDINANCE 2014-04-02
IN ITS ENTIRETY**

BACKGROUND

WHEREAS, the Township Committee of the Township of Lumberton, County of Burlington, New Jersey ("Township") has heretofore duly and finally adopted ordinance 2014-04-02 ("2014 Ordinance"), which 2014 Ordinance: (i) appropriated the sum of \$872,000 for certain capital improvements in and for the Township; and (ii) authorized the issuance of bonds or bond anticipation notes to finance the costs of such capital improvements, all as more particularly set forth in the 2014 Ordinance; and

WHEREAS, pursuant to the appropriation duly and validly created by the 2014 Ordinance, the Township has heretofore expended certain moneys from its Capital Fund for purposes of paying for the capital improvements authorized by the 2014 Ordinance, but has not issued any bond or bond anticipation notes under such 2014 Ordinance as the Township failed to appropriately file a Supplemental Debt Statement with the Director of the Department of Community Affairs, Division of Local Government Services upon adoption of the 2014 Ordinance in accordance with the applicable provisions of the New Jersey Local Bond Law (*N.J.S.A. 40A:2-1 et seq.*); and

WHEREAS, as a result of the foregoing, the Township heretofore adopted Ordinance 2015-04-07 on May 26, 2015 ("2015 Ordinance") for the purpose of appropriately authorizing the issuance of bonds or bond anticipation notes to finance the costs of the capital improvements originally provided by the 2014 Ordinance; and

WHEREAS, as a result of the adoption of the 2015 Ordinance, it is the desire of the Township to reallocate from the 2014 Ordinance any and all prior capital expenditures heretofore made pursuant to the Ordinance 2014 to the 2015 Ordinance so that the Township's 2015 budget will reflect such capital expenditures having been made under the 2015 Ordinance and that any and all future expenditures will have been made pursuant to the 2015 Ordinance; and

WHEREAS, it is the further desire of the Township to permanently cancel any and all remaining appropriation balances existing under the 2014 Ordinance not otherwise reallocated to the 2015 Ordinance and to, thereafter, repeal the 2014 Ordinance in its entirety.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF LUMBERTON, COUNTY OF BURLINGTON, NEW JERSEY, AS FOLLOWS:

Section 1. Any and all expenditures heretofore made pursuant to the 2014 Ordinance, and funded from the Township's Capital Fund, are hereby reallocated to the 2015 Ordinance.

Section 2. Any appropriations remaining as a balance in the 2014 Ordinance are hereby permanently cancelled.

Section 3. By reallocating the prior capital expenditures from the 2014 Ordinance to the 2015 Ordinance and permanently cancelling any remaining appropriation balances under the 2014 Ordinance as set forth in Sections 1 and 2 above, the Township hereby repeals the 2014 Ordinance in its entirety and it shall hereinafter be of no force and effect.

Section 4. To the extent necessary or required, the Capital Budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith.

Section 5. All ordinances, or parts of ordinances, inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 6. This ordinance shall take effect immediately upon adoption.

LUMBERTON TOWNSHIP COMMITTEE

ACTION ON INTRODUCTION June 23, 2015

Motion made by: Committeeman Mansdoerfer

Motion Seconded by: Committeeman Conway

VOTE:

Committeeman Conway	<u>Yes</u>	No	Abstain	Not Present
Committeeman Dinneen	<u>Yes</u>	No	Abstain	Not Present
Deputy Mayor Earlen	<u>Yes</u>	No	Abstain	Not Present
Committeeman Mansdoerfer	<u>Yes</u>	No	Abstain	Not Present
Mayor Jackson	<u>Yes</u>	No	Abstain	Not Present

ACTION ON ADOPTION (after public hearing) July 28, 2015


Motion made by: Committeeman Mansdoerfer

Motion Seconded by: Committeeman Conway

VOTE:

Committeeman Conway	<u>Yes</u>	No	Abstain	Not Present
Committeeman Dinneen	<u>Yes</u>	No	Abstain	Not Present
Deputy Mayor Earlen	<u>Yes</u>	No	Abstain	Not Present
Committeeman Mansdoerfer	<u>Yes</u>	No	Abstain	Not Present
Mayor Jackson <i>via phone</i>	<u>Yes</u>	No	Abstain	Not Present


Attest:


Stephanie N. Yurko, RMC/CMR
Municipal Clerk


Lewis K. Jackson, Mayor

CERTIFICATION

I HEREBY CERTIFY that the foregoing is a true copy of the ordinance that was introduced after first reading at a meeting of the Lumberton Township Committee held on June 23, 2015 and adopted after a public hearing at a meeting of the Lumberton Township Committee held on July 28, 2015.


Stephanie N. Yurko, RMC/CMR
Municipal Clerk

Introduced: June 23, 2015
Published: July 1, 2015
Adopted: July 28, 2015
Published: July 31, 2015