

AGENDA
PRE-MEETING CONFERENCE / REGULAR MEETING
MUNICIPAL COUNCIL - CITY OF RAHWAY, NEW JERSEY
JULY 11, 2016
7 P.M.

“Each person addressing the Council shall first give their name and address to the Clerk. All remarks shall be addressed to the Council as a body and not to any member thereof and, shall not exceed five (5) minutes in duration.”
(Chapter 5-60 (C) Rules of Order No. 3)

1. Roll Call
2. Pledge of Allegiance
Invocation
3. Approval of Minutes

June 13, 2016	7 p.m.	Regular Meeting Conference
June 21, 2016	7 p.m.	Special Meeting
4. Presentations
5. Communications from Mayor, reports of City Officers and list of Payment of Bills.
6. Reports of Council Committees.
- 6a. REVIEW AGENDA**
7. Hearings of Citizens on Items on Agenda, Except Ordinances on Second Reading.
(Five Minutes per Speaker)
- 8. CONSENT AGENDA**

Consent Agenda defined: All items listed with an asterisk (*) are considered routine by the City Council and will be enacted by one motion. There will be no separate discussion on these items unless a Council Member or Citizen so requests, in which event the item will be removed from the general order of business and considered in its normal sequence on the Agenda.

9. ORDINANCES - First Reading

O-20-16	ORDINANCE OF THE CITY OF RAHWAY AUTHORIZING THE AWARD OF A SERVICES AGREEMENT TO SUEZ WATER ENVIRONMENTAL SERVICES INC., TO PROVIDE CONTRACT OPERATOR SERVICES FOR THE CITY’S WATER FACILITIES AND INFRASTRUCTURE
O-21-16	AN ORDINANCE AMENDING CHAPTER 401 OF THE CODE OF THE CITY OF RAHWAY (VEHICLES AND TRAFFIC) - HANDICAPPED PARKING
O-22-16	REFUNDING BOND ORDINANCE OF THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY (THE “CITY”) PROVIDING FOR (i) THE REFUNDING OF CERTAIN OUTSTANDING GENERAL IMPROVEMENT BONDS OF THE CITY DATED APRIL 15, 2011 TO PROVIDE DEBT SERVICE SAVINGS, AND (ii) AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$8,500,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BONDS OF THE CITY TO EFFECT SUCH REFUNDING AND APPROPRIATING THE PROCEEDS THEREFOR

10. RESOLUTIONS

*AR-137-16	A RESOLUTION AUTHORIZING REFUND OF PARKS & RECREATION FEES – JUNE 2016
*AR-138-16	A RESOLUTION AUTHORIZING REFUND OF PARKS & RECREATION FEES – JULY 2016
*AR-139-16	INTERLOCAL SERVICES AGREEMENT WITH THE RAHWAY PARKING AUTHORITY (RPA)
*AR-140-16	AGREEMENT WITH THE NEW JERSEY MEDICAL SCHOOL GLOBAL TUBERCULOSIS INSTITUTE AT RUTGERS AMENDMENT
*AR-141-16	A RESOLUTION AUTHORIZING REFUND OF SEWER AND WATER CONNECTION PERMIT FEE
*AR-142-16	A RESOLUTION AUTHORIZING THE MAYOR AND MUNICIPAL CLERK OF THE CITY OF RAHWAY TO EXECUTE AN AGREEMENT WITH THE COUNTY OF UNION TO MODIFY THE COOPERATIVE AGREEMENT FOR CONDUCTING CERTAIN COMMUNITY DEVELOPMENT ACTIVITIES FOR FISCAL YEAR 2016-2017
*AR-143-16	A RESOLUTION AUTHORIZING REFUND OF OVERPAYMENT OF WATER BILLS – JULY 2016
*AR-144-16	A RESOLUTION AUTHORIZING THE RELEASE OF RIGHT OF WAY CONSTRUCTION BOND FEE TO EUGENE A. SFORZA FOR PERMIT #06-15-072 DATED 06/10/2015 FOR DRIVEWAY APRON AND 20' CURB AT 720 WEST MEADOW AVE., BLOCK 56, LOT 18
*AR-145-16	RESOLUTION AUTHORIZING THE REFUND OF ZONING PERMIT FEE TO ALAN TABAK FOR OVERPAYMENT
*AR-146-16	A RESOLUTION AUTHORIZING AN INTERLOCAL SERVICES AGREEMENT WITH THE TOWNSHIP OF UNION FOR PLUMBING SERVICES
*AR-147-16	RESOLUTION OF THE CITY OF RAHWAY, IN THE COUNTY OF UNION, NEW JERSEY AUTHORIZING THE MAKING OF AN APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO <u>N.J.S.A</u> 58:26-19 et seq., AND APPROVING THE SUBMISSION THEREOF
*AR-148-16	A RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE BUDGET OF THE CITY OF RAHWAY PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159, P.L. 1948) UNION COUNTY HISTORY GRANT - \$1,125.00
*AR-149-16	A RESOLUTION OF THE CITY OF RAHWAY AUTHORIZING THE AWARD OF A CONTRACT TO USGOVBID/AUCTION LIQUIDATION SERVICES AND THE SALE ON AN ONLINE AUCTION WEBSITE OF SURPLUS PROPERTY NO LONGER NEEDED FOR PUBLIC USE
*AR-150-16	A RESOLUTION AUTHORIZING THE PURCHASE OF TWO 2017 FORD POLICE VEHICLE UNDER THR MORRIS COUNTY COOPERATIVE PRICING COUNCIL FOR THE RAHWAY POLICE DEPARTMENT
*AR-151-16	A RESOLUTION AUTHORIZING THE LEASE/PURCHASE OF A 2016 DODGE DURANGO AWD VEHICLE UNDER STATE CONTRACT FOR THE POLICE DEPARTMENT
*AR-152-16	RESOLUTION PROVIDING FOR THE COMBINATION OF CERTAIN ISSUES AND DETERMINING THE FORM AND OTHER DETAILS OF THE OFFERING OF \$8,627,000 GENERAL OBLIGATION BONDS, SERIES 2016 OF THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY AND

	PROVIDING FOR THE SALE OF SUCH BONDS AND \$7,154,931 BOND ANTICIPATION NOTES
*AR-153-16	A RESOLUTION DESIGNATING BUS STOP LOCATIONS IN THE CITY OF RAHWAY AT THE REQUEST OF NJ TRANSIT
*AR-154-16	A RESOLUTION AUTHORIZING THE REFUND OF OVERPAYMENT OF TAXES FOR THE 2016 CALENDAR YEAR
*AR-155-16	A RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF TAX SALE CERTIFICATES 2012 TAX LIENS
*AR-156-16	A RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF TAX SALE CERTIFICATES 2013 TAX LIENS
*AR-157-16	A RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF TAX SALE CERTIFICATES 2014 TAX LIENS
*AR-158-16	A RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF TAX SALE CERTIFICATES 2015 TAX LIENS

11. ORDINANCES - Second Reading

O-10-16	AN ORDINANCE AMENDING CHAPTER 401 OF THE CODE OF THE CITY OF RAHWAY (VEHICLES AND TRAFFIC) - HANDICAPPED PARKING
O-13-16	AN ORDINANCE TO AMEND AND SUPPLEMENT ORDINANCE NO. O-7-16 OF THE CITY OF RAHWAY (“Chapter 5, Article XVIII, Department of Fire”)
O-14-16	AN ORDINANCE OF THE CITY OF RAHWAY, COUNTY OF UNION, NEW JERSEY, TO AMEND THE CODE OF THE CITY OF RAHWAY, TO CREATE CHAPTER “ABANDONED PROPERTIES”
O-15-16	AN ORDINANCE OF THE CITY OF RAHWAY, COUNTY OF UNION, NEW JERSEY, TO ACQUIRE, BY PURCHASE OR CONDEMNATION 1044 EAST HAZELWOOD AVENUE, BLOCK 340, LOT 1 ON THE OFFICIAL TAX MAP OF THE CITY OF RAHWAY
O-16-16	AN ORDINANCE TO AMEND AND SUPPLEMENT THE CENTRAL BUSINESS DISTRICT REDEVELOPMENT PLAN OF THE CITY OF RAHWAY PURSUANT TO N.J.S.A. 40A:12A-7
O-17-16	AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 421, ZONING, OF THE CODE OF THE CITY OF RAHWAY TO PERMIT TOWERS AND ANTENNAS FOR TELECOMMUNICATIONS SERVICES ON PUBLICLY OWNED PROPERTY
O-18-16	BOND ORDINANCE PROVIDING FOR THE 2016 ROAD RECONSTRUCTION AND RESURFACING PROGRAM, BY AND IN THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY; APPROPRIATING \$1,250,000 THEREFOR (INCLUDING A NEW JERSEY DEPARTMENT OF TRANSPORTATION TRUST FUND GRANT, A COMMUNITY DEVELOPMENT BLOCK GRANT AND A UNION COUNTY INFRASTRUCTURE GRANT EXPECTED TO BE RECEIVED BY THE CITY) AND AUTHORIZING THE ISSUANCE OF \$1,190,476 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST THEREOF
O-19-16	BOND ORDINANCE PROVIDING FOR THE IMPROVEMENTS OF THE WITHERSPOON STREET OUTFALL AND MONROE STREET SEWER LINES, BY AND IN THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW

	JERSEY; APPROPRIATING \$325,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$325,000 IN BONDS OR NOTES TO FINANCE THE COST THEREOF
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12. **MISCELLANEOUS**

13. Communications - Hearing of Citizens on Any Item.
(Five Minutes per Speaker)

14. Council Comment
(Three Minutes per Member)

ADJOURNMENT

ORDINANCE
CITY OF RAHWAY, NEW JERSEY

No. O-20-16

**ORDINANCE OF THE CITY OF RAHWAY AUTHORIZING THE AWARD OF A
SERVICES AGREEMENT TO SUEZ WATER ENVIRONMENTAL SERVICES INC.,
TO PROVIDE CONTRACT OPERATOR SERVICES FOR THE CITY’S WATER
FACILITIES AND INFRASTRUCTURE**

WHEREAS, the City of Rahway (“City”) owns an extensive potable water treatment and supply system (collectively referred to herein as the “System”) servicing the residents of the City; and

WHEREAS, the City’s current 20 year services agreement with its current contract operator is nearing expiration; and

WHEREAS, the City undertook a competitive procurement pursuant to N.J.S.A 58:26-19 et seq., *New Jersey Water Supply Public-Private Contracting Act* (referred to herein as the “Act”), to obtain proposals from qualified firms to provide contractor operator services to the City for its System; and

WHEREAS, on August 7, 2015, the City received proposals from the following two firms:

1. Suez Water Environmental Services, Inc. (“Suez”); and
2. Middlesex Water Company

WHEREAS, the City formed an evaluation team (the “Evaluation Team”), to review the proposals received and select a firm to negotiate a new contract operator’s service agreement with; and

WHEREAS, following a review of the proposals, interviews of the respondents and the completion of an evaluation matrix, the Evaluation Team selected Suez for the negotiation of a new contract operator services agreement; and

WHEREAS, the Evaluation Team and Suez successfully completed negotiations in or about May 2016 resulting in the completion of a draft services agreement (the “Services Agreement”); and

WHEREAS, pursuant to the Act, the City made the Draft Services Agreement available for inspection for a period of two weeks prior to conducting a public hearing concerning the Services Agreement on June 13, 2016; and

WHEREAS, the City received no public comment during the public hearing and no public comment for a period of seven (7) days following the public hearing; and

WHEREAS, in accordance with the Act, the City has submitted the Services Agreement to the New Jersey Department of Environmental Protection, the Department of Community Affairs, and the Board of Public Utilities (collectively referred to herein as the “Agencies”) for review; now, therefore

BE IT ORDAINED AND ENACTED, by the City Council of the City of Rahway as follows:

1. The Mayor and the Business Administrator of the City of Rahway are hereby authorized and directed to execute the Services Agreement with Suez Water Environmental Services, Inc., to provide contractor operator services in connection with the City’s System in accordance with the Act;
2. This Ordinance shall be published by the City Clerk; and
3. This Ordinance shall take effect immediately.

Date of Introduction: July 11, 2016

The above has been reviewed
and approved as to form.

Brian M. Hak, Esq., City Attorney

James E. Baker, Council President

ATTEST:

Rayna Harris, City Clerk

ORDINANCE
CITY OF RAHWAY, NEW JERSEY

No. O-21-16

**AN ORDINANCE AMENDING CHAPTER 401 OF THE CODE OF THE CITY OF
RAHWAY (VEHICLES AND TRAFFIC) - HANDICAPPED PARKING**

**BE IT ORDAINED BY THE MAYOR AND THE MUNICIPAL COUNCIL OF THE
CITY OF RAHWAY, THE FOLLOWING CHAPTER BE AMENDED AS FOLLOWS:**

401-79 Schedule XXI: Handicapped Parking

Add:

**In front of 310 E. Lake Ave
North Side – From the apex of Laurel Place heading west 125’ and extending to a point 22’
west thereof.**

**ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT WITH THE
PROVISIONS OF THIS ORDINANCE ARE HEREBY REPEALED.**

THIS ORDINANCE SHALL TAKE EFFECT UPON FINAL PASSAGE AND PUBLICATION AS PROVIDED BY LAW

Contact #

Maria Jaramillo (908) 906-8886
Lizbeth Bresinger (646) 620-8843

D. Brown



KEY
REGISTRAR
COMMISSION

2017
S 50
572
PH
219

S D
2019

153914244



VEHICLE REGISTRATION



PLATE NO: B68CJS
VIN: 2 1FMRU1862XLB05413
FOR 1999 WAGON BLACK EXN WC: 8
GOOD THRU: 08/2016
PASSENGER
MARIA A JARAMILLO DL: J0534 51961 52572
310 E LAKE AVENUE NJ 07065 RENEWAL PT: PA
RAHWAY EQ: 8 FEE: 64.50 LN RA20152300614

RECEIVED
MAR 15 2016
RAHWAY CITY CLERK

MARIA A JARAMILLO
310 E LAKE AVENUE
RAHWAY NJ 07065-4942

NEW JERSEY
MOTOR VEHICLE COMMISSION



CAUTION:

REMOVE BEFORE DRIVING. IT'S THE LAW!

P E R M A N E N T

PERSON WITH DISABILITY PARKING PERMIT



GOOD THROUGH*

JUN	MAY	APR	MAR	FEB	JAN
DEC	NOV	OCT	SEP	AUG	JUL
2019	2018	2017	2016	2015	2014

The Persons With a Disability Identification Card must be in the possession of the person to whom it was issued when using this placard.

*This placard shall expire on the last day of the month punched out above. Punching more than one month and/or year invalidates this placard.

P1 356921

Motor Vehicle Commission **NEW JERSEY**
DEPARTMENT OF TREASURY AND BUREAU OF MOTOR VEHICLE ADMINISTRATION

PERSON WITH A DISABILITY ID
 PLACARD#: P1356921 GOOD THRU: 11/2017

MARIA A JARAMILLO HDC PLACARDS 50
 310 E LAKE AVENUE DL: J0534 51961 52572
 RAHWAY NJ 07065 RENEWAL/REPL PT: PH
 EQ: 0 FEE: 0.00 LA RA20142760219

NEW JERSEY Motor Vehicle Commission
AUTO DRIVER LICENSE

DL J0534 51961 52572 CLASS D
 DOB 02-28-1957
 ISS 07-27-2015 EXP 07-31-2019

JARAMILLO
 MARIA A
 310 E LAKE AVENUE
 RAHWAY, NJ 07065-4942
 END NONE
 RESTR NONE

SEX F HGT 5' 0" EYES BRN HAIR BRN REN 24.00

State of New Jersey
PRESCRIPTION BLANK

HUDSON PODIATRY CENTER, PC
FRANCIS ROSSI, D.P.M.
 PODIATRIST
 3472 KENNEDY BLVD.
 JERSEY CITY, NJ 07307
 (201) 792-6444 • FAX (201) 420-9673

NPI # 1487710851
 LICENSE # 25MD00160200 DEA #
 IF PRESCRIPTION IS WRITTEN AT ALTERNATE PRACTICE SITE, CHECK HERE
 AND PRINT ALTERNATE ADDRESS AND TELEPHONE NUMBER ON REVERSE SIDE

PATIENT MARIA JARAMILLO D.O.B. _____

ADDRESS _____ DATE 3/11/16



needs parking
 PT is completely
 Disabled 2°
 Aneurysm of
 Aorta &
 Pedal Compartment
 s/lx Foot Surgery
 PT ALSO HAS Systemic
 Complications



SUBSTITUTION PERMISSIBLE _____ DO NOT SUBSTITUTE
 DO NOT REFILL _____ SIGNATURE OF PRESCRIBER *[Signature]*
 REFILL _____ TIMES

Use a separate form for each controlled substance prescription
 THEFT, UNAUTHORIZED POSSESSION AND/OR USE OF THIS FORM INCLUDING ALTERATIONS OR FORGERY, ARE CRIMES PUNISHABLE BY LAW

ORDINANCE

CITY OF RAHWAY, NEW JERSEY

No. O-22-16

BOND ORDINANCE

REFUNDING BOND ORDINANCE OF THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY (THE "CITY") PROVIDING FOR (i) THE REFUNDING OF CERTAIN OUTSTANDING GENERAL IMPROVEMENT BONDS OF THE CITY DATED APRIL 15, 2011 TO PROVIDE DEBT SERVICE SAVINGS, AND (ii) AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$8,500,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BONDS OF THE CITY TO EFFECT SUCH REFUNDING AND APPROPRIATING THE PROCEEDS THEREFOR

WHEREAS, pursuant to the Local Bond Law, N.J.S.A. 40A:2-1 *et seq.*, as amended and supplemented (the "Local Bond Law"), the City of Rahway, in the County of Union, State of New Jersey (the "City"), had previously issued \$11,650,000 aggregate principal amount of General Improvement Bonds, Series 2011A on April 15, 2011 (the "Original Bonds"); and

WHEREAS, \$7,000,000 outstanding Original Bonds maturing in the years 2021 through 2030 (the "Refunded Bonds") are currently subject to redemption, either in whole or in part, prior to their stated maturity; and

WHEREAS, the City Council has determined that the current tax-exempt interest rate environment would enable it to realize debt service savings for the City taxpayers by refunding all or a portion of the aforesaid Refunded Bonds through the issuance of its General Obligation Refunding Bonds in an aggregate principal amount not to exceed \$8,500,000 (the "Refunding Bonds"); and

WHEREAS, the City Council now desires to adopt this Refunding Bond Ordinance (the "Refunding Bond Ordinance") authorizing the issuance of the Refunding Bonds in an aggregate principal amount not exceeding \$8,500,000, a portion of the sale proceeds of which shall be used to refund the Refunded Bonds.

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

SECTION 1. The refunding of all or a portion of the Refunded Bonds is hereby authorized.

SECTION 2. In order to refund the Refunded Bonds and to pay all related costs associated therewith, the City is hereby authorized to issue the Refunding Bonds in an aggregate principal amount not to exceed \$8,500,000, all in accordance with the requirements of N.J.S.A. 40A:2-51 et seq., and appropriate the proceeds of such Refunding Bonds to such purpose described in Section 3 hereof. Such Refunding Bonds shall be designated as “General Obligation Refunding Bonds” with such series designation as may be necessary to identify such bonds.

SECTION 3. The purpose of the issuance of the Refunding Bonds is to achieve debt service savings by refunding all or a portion of the Refunded Bonds.

SECTION 4. An aggregate amount not exceeding \$180,000 may be allocated from the aggregate principal amount of the Refunding Bonds to pay for items of expense listed and permitted under N.J.S.A. 40A:2-51(b), including, but not limited to, the aggregate allocated costs of issuance thereof, including underwriting, printing, credit enhancement or other insurance, advertising, accounting, financial, legal and other expenses in connection therewith.

SECTION 5. A certified copy of this Refunding Bond Ordinance has been filed with the Director of the Division of Local Government Services, in the New Jersey Department of Community Affairs prior to final adoption and enactment hereof.

SECTION 6. The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the City 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 New Jersey Department of Community Affairs, and such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided for in this Refunding Bond Ordinance and the said bonds and notes authorized by this Refunding Bond Ordinance will be within all debt limitations prescribed by the Local Bond Law.

SECTION 7. The Chief Financial Officer of the City is hereby authorized and directed to determine all matters and terms in connection with the Refunding Bonds, all in consultation with the City bond counsel and the City auditor, and the manual or facsimile signature of the Chief Financial Officer of the City upon any documents shall be conclusive as to all such determinations. The Mayor, the Chief Financial Officer of the City, the City Clerk and any other City official, officer or professional, including but not limited to, the City bond counsel and the City auditor, are each hereby authorized and directed to execute and deliver such documents as are necessary to consummate the sale and closing of the Refunding Bonds, including the refunding report required to be filed pursuant to N.J.A.C 5:30-2.5, and to take such actions or refrain from such actions as are necessary for the issuance of the Refunding Bonds, in consultation with City bond

counsel and the City auditor, and any and all actions taken heretofore with respect to the sale and issuance of the Refunding Bonds are hereby ratified and confirmed.

SECTION 8. This Refunding Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

ADOPTED ON FIRST READING
DATED: July 11, 2016

RAYNA E. HARRIS,
Clerk of the City of Rahway

ADOPTED ON SECOND READING
DATED: August 8, 2016

RAYNA E. HARRIS,
Clerk of the City of Rahway

APPROVAL BY THE MAYOR ON THIS _____ DAY OF _____, 2016

SAMSON STEINMAN,
Mayor

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-137-16

Date of Adoption: _____

A RESOLUTION AUTHORIZING REFUND OF PARKS & RECREATION FEES – JUNE 2016

IT IS HEREBY RESOLVED, by the Municipal Council of the City of Rahway that the Treasurer is authorized and directed to refund the following amount to the following people for fees incurred with the Department of Parks & Recreation:

Name/Company	Address	Amount	Event
Eleanor A. Orpilla	752 Jaques Avenue	\$ 100.00	Hart Street Park Security Deposit
Marshall Brown Chapter	P.O. Box 7126 Trenton, NJ 08628	\$ 100.00	Hart Street Park Security Deposit
Dorothy Thompson	626 St. Georges Avenue	\$ 130.00	Refund for Hunterdon Hills
Jeanette Deveau	672 Jaques Avenue	\$ 100.00	Hart Street Park Security Deposit
Lee Casey	161 Capricorn Drive, Apt. 13 Hillsborough, NJ 08844	\$ 100.00	Farmers Market
Samuel Rankins	1 Predmore Avenue Colonia, NJ 07065	\$ 100.00	Hart Street Park
Total		\$ 630.00	

BE IT FURTHER RESOLVED, the refunds be sent to the above names and addresses listed above.

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-138-16

Date of Adoption: _____

A RESOLUTION AUTHORIZING REFUND OF PARKS & RECREATION FEES – JULY 2016

IT IS HEREBY RESOLVED, by the Municipal Council of the City of Rahway that the Treasurer is authorized and directed to refund the following amount to the following people for fees incurred with the Department of Parks & Recreation:

Name/Company	Address	Amount	Event
Jeanette Deveau	672 Jaques Avenue	\$ 175.00	Hart Street Park
Safe Haven Christian Fellowship	811 King George Road Fords, NJ 08863	\$ 100.00	Hart Street Park
Latosha Huff	1823 Whitter Street	\$ 100.00	Hart Street Park
Elba Czeresko	375 Jensen Avenue	\$ 65.00	Spirit Cruise
Grace Musto	707 Stone Street	\$ 100.00	Hart Street Park
Alfred Bentley	268 E. Stearns Street	\$ 100.00	Hart Street Park
Mary Bialoglow	219 W. Scott Ave., Apt. 2	\$ 100.00	Hart Street Park
Thelma Heard	1181 Main Street, #5J	\$ 65.00	Spirit Cruise
Carol Mello	337 W. Milton Ave., #312	\$65.00	Spirit Cruise
Total		\$ 870.00	

BE IT FURTHER RESOLVED, the refunds be sent to the above names and addresses listed above.

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-139-16

Date of Adoption: _____

A RESOLUTION AUTHORIZING AN INTERLOCAL SERVICES AGREEMENT WITH THE RAHWAY PARKING AUTHORITY FOR SNOW REMOVAL, SALTING AND VEHICLE MAINTENANCE SERVICES

WHEREAS, the City has established a Division of Streets within the Department of Public Works; and

WHEREAS, the City has the ability to provide snow removal, salting and vehicle maintenance services;
and

WHEREAS, the Rahway Parking Authority is desirous of having the City of Rahway provide repair and
maintenance services of the Rahway Parking Authority vehicles; and

WHEREAS, the City and the Rahway Parking Authority have agreed to enter into an Interlocal Services
agreement pursuant to N.J.S.A. 40:8A-1 et. seq. for the removal of snow from the roof of
the parking garage, for the salting of Authority surface lots and vehicle maintenance.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Rahway, County
of Union and State of New Jersey that the Mayor and Municipal Clerk are hereby
authorized to execute an Interlocal Services Agreement between the City of Rahway and
the Rahway Parking Authority, substantially in the form attached hereto, for snow removal,
salting and vehicle maintenance services.

BE IT FURTHER RESOLVED that, pursuant to the Interlocal Services Act, N.J.S.A. 40:8A-1, et seq.,
such Agreement shall be filed with and open to the public for inspection at the offices of
the Municipal Clerk, and such Agreement shall take effect upon the adoption of appropriate
resolutions by all parties thereto.

RESOLUTION
CITY OF RAHWAY, NEW JERSEY

No. AR-140-16

Date of Adoption _____

**A RESOLUTION ENTERING INTO AN AGREEMENT WITH NEW JERSEY MEDICAL
SCHOOL GLOBAL TUBERCULOSIS INSTITUTE AT RUTGERS BIOMEDICAL AND
HEALTH SCIENCES AMENDMENT**

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-141-16

Date of Adoption: _____

A RESOLUTION AUTHORIZING REFUND OF SEWER AND WATER CONNECTION PERMIT FEE

IT IS HEREBY RESOLVED, by the Municipal Council of the City of Rahway that the Treasurer is authorized and directed to refund the following amount to the following people for fees incurred with the The Department of Building, Planning and Economic Development, Building Division:

Name/Company	Address	Property Address	Amount	Permit
Asit Govil	3 Venezia Dr,	407 W. Inman Avenue,	\$ 1487.00	Sewer
Scion Realty LLC	Monroe, NJ 08831	Rahway, NJ 07065	\$ 2292.00	Water Connection
Total			\$ 3779.00	

BE IT FURTHER RESOLVED, the refunds be sent to the above names and addresses listed above.

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-142-16

Date of Adoption: _____

A RESOLUTION AUTHORIZING THE MAYOR AND MUNICIPAL CLERK OF THE CITY OF RAHWAY TO EXECUTE AN AGREEMENT WITH THE COUNTY OF UNION TO MODIFY THE COOPERATIVE AGREEMENT FOR CONDUCTING CERTAIN COMMUNITY DEVELOPMENT ACTIVITIES FOR FISCAL YEAR 2016-2017

WHEREAS, certain Federal funds are potentially available to the County of Union under Title I of the Housing and Community Development Block Grant Act of 1974, as amended, commonly known as the Community Development Block Grant program; and

WHEREAS, certain Federal funds are potentially available to the County of Union under Title II of the National Affordable Housing Act of 1990, commonly known as the HOME Investment Partnerships program; and

WHEREAS, substantial Federal funds provided through subtitle B of Title IV of the McKinney-Vento Homeless Assistance Act commonly known as the Emergency Solutions Grants program (ESG) are allocated to prevent homelessness and to enable homeless individuals and families to move toward independent living; and

WHEREAS, it is necessary to amend an existing Cooperative Agreement for the County of Union and its people to benefit from this program; and

WHEREAS, it is in the best interest of the City of Rahway and the County of Union in cooperation with each other to enter into a modification of the existing Cooperative Agreement pursuant to N.J.S.A. 40A:65-1 et seq;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Governing Body of the City of Rahway that the agreement entitled “**COOPERATIVE AGREEMENT BETWEEN THE COUNTY OF UNION AND CERTAIN MUNICIPALITIES FOR CONDUCTING CERTAIN COMMUNITY DEVELOPMENT ACTIVITIES**,” for the Purpose of Inserting a Description of Activities for Fiscal Year 2016-2017 of the Union County Community Development Block Grant program, the HOME Investment Partnerships program, and the Emergency Solutions Grants program (ESG), a copy of which is attached hereto; be executed by the Mayor and Municipal Clerk in accordance with the provisions of law;

BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon its adoption.

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-143-16

Date of Adoption: _____

A RESOLUTION AUTHORIZING REFUND OF OVERPAYMENT OF WATER BILLS – JULY 2016

WHEREAS, it appears on the books and records of the Division of Water Accounts,
That the following Water Accounts have been overpaid; and

WHEREAS, the owner is due a refund of overpayment.

NOW, THEREFORE BE IT RESOLVED that the Municipal Comptroller be and is hereby
Authorized and directed to refund the overpayment, to be made payable to:

<u>ACCOUNT NUMBER</u>	<u>NAME & ADDRESS</u>	<u>AMOUNT OF REFUND</u>
1270500000	ABC Supply Company, Inc One ABC Parkway Beloit, Wisconsin 53511 S/A: 670 E. Lincoln Avenue	\$1,956.31

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-144-16

Date of Adoption: _____

A RESOLUTION AUTHORIZING THE RELEASE OF RIGHT OF WAY CONSTRUCTION BOND FEE TO EUGENE A. SFORZA FOR PERMIT #06-15-072 DATED 06/10/2015 FOR DRIVEWAY APRON AND 20' CURB AT 720 WEST MEADOW AVE., BLOCK 56, LOT 18

WHEREAS Bohler Engineering has requested release of Right of Way Construction Bond to Eugene A. Sforza for Permit #06-15-072 dated 06/7/2015 for driveway apron and 20' curb at 720 West Meadow Ave., per Bohler letter dated June 16, 2016 (attached); and

IT IS HEREBY RESOLVED by the Municipal Council of the City of Rahway that the Treasurer is Authorized and directed to refund \$800.00 from the Right of Way Construction account #07-206-55-700-256 for bond posted on Right of Way Construction permit #06-15-072 Dated 06/15/2015 for driveway apron and 20' curb at 720 West Meadow Ave.; and

BE IT FURTHER RESOLVED the refund of \$800.00 from the Right of Way Construction Permit Account #07-206-55-700-256 is sent to Eugene A. Sforza, 720 West Meadow Ave., Rahway, New Jersey 07065.

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-145-16

Date of Adoption: _____

RESOLUTION AUTHORIZING THE REFUND OF ZONING PERMIT FEE TO ALAN TABAK FOR OVERPAYMENT

IT IS HERE BY RESOLVED by the Municipal Council of the City of Rahway that the Treasurer is Authorized and directed to refund \$20.00 paid by Alan Tabak for an overpayment of Zoning Permit fee for 132 Coddington Street, Rahway, New Jersey; and

BE IT FURTHER RESOLVED the refund of \$20.00 be sent to Alan Tabak, 208 Lenox Avenue #305, Westfield, New Jersey 07090.

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-146-16

Date of Adoption: _____

A RESOLUTION AUTHORIZING AN INTERLOCAL SERVICES AGREEMENT WITH THE TOWNSHIP OF UNION FOR PLUMBING SERVICES

WHEREAS, the City of Rahway is occasionally in need of a substitute Plumbing Inspector to provide plumbing services of a technical and professional nature; and

WHEREAS, the Township of Union currently employs a part-time Plumbing Inspector possessing the experience and certifications required to perform services to the city; and

WHEREAS, the Township of Union has agreed to provide the service of the Plumbing Inspector as outlined in the attached Interlocal Services Agreement; and

WHEREAS, the City of Rahway and the Township of Union have agreed to enter into an Interlocal Services agreement pursuant to N.J.S.A. 40A:65-4 et seq. for Plumbing Inspector services for August 1, 2016 through July 31, 2017; and

WHEREAS, the City of Rahway shall pay the Township of Union \$35.00 per hour, for said services.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Rahway, County of Union, and State of New Jersey that the Mayor and Municipal Clerk are hereby authorized to execute an Interlocal Services Agreement between the City of Rahway and the Township of Union, substantially in the form on file with the City Clerk, for Plumbing Inspector services.

BE IT FURTHER RESOLVED that, pursuant to the Interlocal Services Act, N.J.S.A. 40A:65-5(b) et seq., such Agreement shall be filed with and open to the public for inspection at the offices of the Municipal Clerk, and such Agreement shall take effect upon the adoption of appropriate resolutions by all parties thereto.

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-147-16

Date of Adoption: _____

RESOLUTION OF THE CITY OF RAHWAY, IN THE COUNTY OF UNION, NEW JERSEY AUTHORIZING THE MAKING OF AN APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A 58:26-19 et seq., AND APPROVING THE SUBMISSION THEREOF.

WHEREAS, THE CITY RAHWAY, IN THE COUNTY OF UNION, NEW JERSEY (the “City”), desires to make application to the Local Finance Board (the “Board”) for the Board’s approval of the adoption of an ordinance awarding a contract operator services agreement for the City’s water system (“Services Agreement”) pursuant to N.J.S.A 58:26-24(d) of the New Jersey Water Supply Public-Private Contracting Act, (referred to herein as the “Act”); and

WHEREAS, the City believes:

- (a) it is in the public interest to accomplish such purpose;
- (b) said purpose or improvements are for the health, wealth, convenience or betterment of the inhabitants of the City;
- (c) the amounts to be expended for said purposes or improvements are not unreasonable or exorbitant; and
- (d) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the City and will not create an undue financial burden to be placed upon the City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RAHWAY, IN THE COUNTY OF UNION, NEW JERSEY, as follows:

Section 1. The application to the Local Finance Board is hereby approved (the “Application”), and the Chief Financial Officer, and DeCotiis, FitzPatrick & Cole, LLP, Special Counsel to the City, along with other representatives of the City, are each hereby authorized and directed to prepare and submit such Application and to represent the City in matters pertaining thereto.

Section 2. The Clerk of the City is hereby authorized and directed to file a certified copy of this Resolution and a certified copy of the Services Agreement Authorization Ordinance as passed upon first reading, both part of the Application, with the Local Finance Board to obtain the Board’s consent as part of such application.

Section 3. The Local Finance Board is hereby respectfully requested to consider such Application and to record its findings, recommendations and/or approvals as provided by the applicable New Jersey Statutes and to cause its consent to be endorsed upon the Services Agreement Authorization Ordinance.

STATEMENT

This Resolution authorizes the preparation and submission of an Application to the Local Finance Board (“Board”) for the Board’s approval of the City’s execution of the Services Agreement.

The above has been reviewed
and approved as to form.

,
City Attorney

President, City Council

ATTEST: _____
City Clerk

Recorded Vote:

AYE NAY ABSTAIN ABSENT

The foregoing is a true copy of a resolution adopted by the City Council of the City of Rahway, in the County of Union, State of New Jersey on July 11, 2016.

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-148-16

Date of Adoption: _____

**A RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE
IN THE BUDGET OF THE CITY OF RAHWAY PURSUANT TO
N.J.S.A. 40A:4-87 (Chapter 159, P.L. 1948)
UNION COUNTY HISTORY GRANT - \$1,125.00**

WHEREAS, N.J.S.A. 40A: 4-87 provided that the Director of Local Government Services may approve the insertion of any special item of revenue in the Budget of any County or Municipality when such items shall have been made available by law and the amount thereof was undetermined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amounts.

Section 1.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the City of Rahway hereby requests that the Director of Local Government Services to approve the insertion of an item of revenue in the Calendar Year 2016 Budget, in the sum of \$1,125.00 which is now available as revenue from:

PUBLIC & PRIVATE REVENUES – OFFSET BY APPROPRIATIONS:
Union County History Grant - \$1,125.00

Section 2.

BE IT FURTHER RESOLVED that a like sum of \$1,125.00 and the same is hereby appropriated under the caption of General Appropriations Excluded from “CAPS”

PUBLIC & PRIVATE PROGRAMS – OFFSET BY REVENUES:
Union County History Grant - \$1,125.00

Section 3.

BE IT FURTHER RESOLVED that the above is a result of a grant from the
County of Union

BE IT FURTHER RESOLVED that three (3) certified copies of this resolution be submitted to the Director of the Division of Local Government Services.

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-149-16

Date of Adoption _____

A RESOLUTION OF THE CITY OF RAHWAY AUTHORIZING THE AWARD OF A CONTRACT TO USGOVBID/AUCTION LIQUIDATION SERVICES AND THE SALE ON AN ONLINE AUCTION WEBSITE OF SURPLUS PROPERTY NO LONGER NEEDED FOR PUBLIC USE

WHEREAS, the Local Unit Electronic Technology Pilot Program and Study Act has been enacted by the New Jersey Legislature to permit local units to purchase bulk commodities and services and sell surplus property through means of the internet and related technologies; and

WHEREAS, the City of Rahway (the “City”) has surplus equipment and vehicles that are no longer used and useful in providing municipal services to the citizens of the City and wishes to dispose of these goods through an efficient and effective process; and

WHEREAS, the City has received a proposal from an Internet-based entity that offers auction services for the disposal of surplus goods, and the City wishes to award a contract to USGovBid/Auction Liquidation Services, PO Box 1216, Eatontown, NJ 07724 to conduct the Public Auction, which will place on its Web Site (www.usgovbid.com) for auction any surplus and unclaimed property (“Property”) in the various departments in the City; and

WHEREAS, the award of a contract to USGovBid/Auction Liquidation Services is necessary for the efficient operations of the City and the sale of Property no longer used and useful by the City for the provision of municipal services is in the best interests of its citizens; and

WHEREAS, the Local Public Contracts Law recognizes such services as “extraordinary unspecifiable services” as it is not reasonably possible to draft bid specifications for these services, and a contract may be awarded for these services without public bidding; and

WHEREAS, the City’s Chief Financial Officer has certified that the compensation arrangement in the contract with Auction Liquidation Services is in accordance with the requirement of the regulations of the State of New Jersey governing contracts for municipal services.

NOW, THEREFORE, BE IT RESOLVED by Mayor and Council of the City of Rahway as follows:

1. That Auction Liquidation Services be and is hereby awarded a contract for the sale of surplus Property in the City.
2. That the Mayor be and is hereby authorized to execute an agreement with Auction Liquidation Services in accordance with its proposal.
3. That notice of the contract award be published in accordance with the provisions of N.J.S.A. 40A:11-1 et seq.

BE IT FURTHER RESOLVED that the Chief Financial Officer certifies that the compensation arrangement in the contract with USGovBid/Auction Liquidation Services is in accordance with the requirement of the regulations of the State of New Jersey governing contracts for municipal services.

BE IT FURTHER RESOLVED that the original proposal and contract be made available in the City Clerk's Office.

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-150-16

Date of Adoption _____

A RESOLUTION AUTHORIZING THE PURCHASE OF TWO 2017 FORD POLICE VEHICLE UNDER THR MORRIS COUNTY COOPERATIVE PRICING COUNCIL FOR THE RAHWAY POLICE DEPARTMENT

WHEREAS, the Rahway Police Department is in need of new police vehicles; and

WHEREAS, it has been determined that purchase of said vehicles under Morris County Cooperative Pricing Council is the most practical way to proceed at this time.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Rahway, that the purchase of the following police vehicles from Beyer Ford, 170 Ridgedale Avenue Morristown, NJ 07960, is hereby authorized for an amount not to exceed \$53,500.00.

Description	MCCPC Contract #	Quantity	Delivery Date	Equipment Cost
2017 Ford Utility Police Interceptor	15A, Item #5	2	TBD	\$53,500.00

Attached hereto is the certification of the Chief Financial Officer of the City of Rahway, which states that there are legally appropriated sufficient funds within the Current Fund – Account 01-201-25-240-025, to cover the cost of this contract.

This certification is required on all contracts as per regulations of the Director of Local Government Services.

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-151-16

Date of Adoption _____

A RESOLUTION AUTHORIZING THE LEASE/PURCHASE OF A 2016 DODGE DURANGO AWD VEHICLE UNDER STATE CONTRACT FOR THE POLICE DEPARTMENT

WHEREAS, the Rahway Police Department is in need of a new police vehicle, and

WHEREAS, it has been determined that purchase of said vehicle under State Contract is the most practical way to proceed at this time.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Rahway, that the purchase of the following police vehicle from Beyer Chrysler Dodge, 200 Ridgedale Avenue Morristown, NJ 07960 and financed through Ford Motor Credit, is hereby authorized for a total of up to \$27,244.50 payable in six (6) semi-annual payments.

Description	State Contract#	Delivery Date	Equipment Cost
2016 Dodge Durango AWD	A88731 T2776	TBA	\$27,244.50

Attached hereto is the certification of the Chief Financial Officer of the City of Rahway, which states that there are legally appropriated sufficient funds within the Current Fund – Account 01-201-25-240-025, and subject to inclusion of sufficient fund in the next two subsequent budgets, to cover the cost of this contract.

This certification is required on all contracts as per regulations of the Director of Local Government Services.

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-152-16

Date of Adoption: _____

RESOLUTION PROVIDING FOR THE COMBINATION OF CERTAIN ISSUES AND DETERMINING THE FORM AND OTHER DETAILS OF THE OFFERING OF \$8,627,000 GENERAL OBLIGATION BONDS, SERIES 2016 OF THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY AND PROVIDING FOR THE SALE OF SUCH BONDS AND \$7,154,931 BOND ANTICIPATION NOTES

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. Pursuant to the provisions of N.J.S.A. 40A:2-26(f), the bonds of the City, authorized pursuant to the bond ordinances of the City heretofore adopted and described in Section 2 hereof, shall be combined into a single issue of General Obligation Bonds, Series 2016 in the aggregate principal amount of \$8,627,000 (the “Bonds” or “General Obligation Bonds”).

Section 2. The principal amount of bonds authorized by each ordinance to be combined into a single issue as above provided, the bond ordinances authorizing the Bonds described by reference to the ordinance number, description and date of final adoption, amount of issue and average period of usefulness determined in each of the bond ordinances are respectively as follows:

<u>Ordinance Number</u>	<u>Description and Date of Final Adoption</u>	<u>Amount of Issue</u>	<u>Useful Life</u>
O-33-12	Improvements to Police Department 911 Dispatch Center, Finally Adopted 12/10/12	\$247,500	7 years
O-35-12, as amended by O-16-13, as amended by O-24-13	Various 2012 Capital Improvements, Finally Adopted 12/10/12 (O-35-12), 4/8/13 (O-16-13) and 6/12/13 (O-24-13)	\$1,304,757	10 years

<u>Ordinance Number</u>	<u>Description and Date of Final Adoption</u>	<u>Amount of Issue</u>	<u>Useful Life</u>
O-9-13, as amended by O-38-13	Various 2013 Capital Improvements and Electrical Upgrades, Finally Adopted 3/11/13 (O-9-13) and 9/9/13 (O-38-13)	1,475,945	15 years
O-10-13	Acquisition of Police Ballistic Equipment, Finally Adopted 3/11/13	38,000	5 years
O-22-13	Investigation of Groundwater Contamination and Remediation, Finally Adopted 6/12/13	190,400	5 years
O-37-13	Acquisition of Equipment for the Department of Public Works and the Fire Department Finally Adopted 9/9/13	522,500	5 years
O-44-13 as amended by O-12-14	2013 Road Reconstruction and Resurfacing Program, Finally Adopted 11/12/13 (O-44-13) and 5/12/14 (O-12-14)	691,942	15 years
O-50-13	Acquisition of Traffic Maintenance Pickup Truck, Acquisition and Installation of AM Radio, VOIP Phone and Desktop Computer Equipment, Finally Adopted 1/13/14	147,250	7 years
O-3-14	Various High School Park Improvements, Finally Adopted 3/10/14	490,771	15 years
O-6-14	2014 Sidewalk Replacement Program, Finally Adopted 3/10/14	\$ 142,500	10 years
O-7-14	Rahway River Park Athletic Field Improvements, Finally Adopted 3/10/14	1,238,000	19.57 years

<u>Ordinance Number</u>	<u>Description and Date of Final Adoption</u>	<u>Amount of Issue</u>	<u>Useful Life</u>
O-13-14	Various 2014 Capital Improvements, Finally Adopted 5/12/14	571,427	11.90 years
O-26-14	Rahway Redevelopment Agency – Purchase of Real Property, Finally Adopted 8/11/14	750,000	40 years
O-27-14	2014 Road Construction and Resurfacing Program, Finally Adopted 8/11/14	744,608	15 years
O-30-14	Asbestos Remediation, Finally Adopted 8/11/14	71,400	5 years
TOTAL		\$8,627,000	

Section 3. The following matters are hereby determined with respect to the combined issue of Bonds:

(a) The average period of usefulness, computed on the basis of the respective amounts of Bonds presently authorized to be issued pursuant to each of the bond ordinances and the respective periods or average periods of usefulness therein determined, is not more than 15.47 years.

(b) The Bonds of the combined issue shall be designated “General Obligation Bonds, Series 2016” and shall mature within the average period of usefulness hereinabove determined.

(c) The Bonds of the combined issue shall be sold and issued in accordance with the provisions of the Local Bond Law that are applicable to the sale and issuance of bonds authorized by a single bond ordinance and accordingly may be sold with other issues of bonds.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) None of the Bonds described in Section 2 hereof have been sold or issued heretofore, and the several bond ordinances described in Section 2 have not been rescinded heretofore and now remain in full force and effect as authorizations for the respective amounts of bonds set opposite the descriptions of the bond ordinances set forth in Section 2 hereof.

(b) The several purposes or improvements authorized by the respective bond ordinances described in Section 2 hereof are purposes for which bonds and notes may be issued lawfully pursuant to the Local Bond Law and some of such improvements or purposes, if applicable and permitted by law, a deduction may be taken in any annual or supplemental debt statement.

Section 5. The Bonds shall mature in the principal amounts on August 1 in each of the years as follows:

<u>Year</u>	<u>Principal Amount</u>	<u>Year</u>	<u>Principal Amount</u>
2017	\$400,000	2025	\$600,000
2018	400,000	2026	600,000
2019	400,000	2027	750,000
2020	400,000	2028	750,000
2021	425,000	2029	750,000
2022	500,000	2030	755,000
2023	500,000	2031	797,000
2024	600,000		

The Bonds of this issue maturing prior to August 1, 2027 are not subject to redemption prior to their stated maturities. The Bonds of this issue maturing on or after August 1, 2027 are subject to redemption at the option of the County, in whole or in part, on any date on or after August 1, 2026 in accordance with the terms provided in the Notice of Sale authorized herein and attached hereto as Exhibit B (the “Notice of Sale”). The Bonds shall be fifteen (15) in number, unless the purchaser shall structure a portion of the serial maturities as one or more term bonds in accordance with the Local Bond Law and the Notice of Sale, with one bond certificate being issued for each year of maturity, and shall be designated and numbered GO-1 to GO-15, inclusive.

Section 6. The General Obligation Bonds are sometimes referred to hereinafter as the “Bonds”.

Section 7. The Bonds will be issued in fully registered book-entry only form, without coupons. One certificate shall be issued for the aggregate principal amount of the Bonds maturing in each year. Both principal of and interest on the Bonds will be payable in lawful money of the United States of America. Each certificate will be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York (“DTC”), which will act as Securities Depository (the “Securities Depository”) for the Bonds. The certificates will be on deposit with DTC. DTC will be responsible for maintaining a book-entry system for recording the interests of its participants or the transfers of the interests among its participants. The participants will be responsible for maintaining records recording the beneficial ownership interests in the Bonds on behalf of individual purchasers. Individual purchases of the Bonds may be made in the principal amount of in \$5,000 or any integral multiple thereof, through book entries made on the books and records of DTC and its participants. The Bonds will be dated the date of delivery and shall bear interest from the date of delivery, which interest shall be payable semiannually on the first day of February

and August of each year (each an “Interest Payment Date”), until maturity or prior redemption, as applicable, commencing February 1, 2017, at such rate or rates of interest per annum as proposed by the successful bidder in accordance with the Notice of Sale authorized herein. The principal of and the interest on the Bonds will be paid to the Securities Depository by the City, or some other paying agent as the City may designate and appoint, on the maturity dates and due dates and will be credited on the maturity dates and due dates to the participants of DTC as listed on the records of DTC as of each January 15 and July 15 preceding an Interest Payment Date (the “Record Dates”). The Bonds shall be executed by the manual or facsimile signatures of the Mayor or the Business Administrator of the City (when serving as Acting Mayor) and the Chief Financial Officer of the City under the official seal (or facsimile thereof) affixed, printed, engraved or reproduced thereon and attested to by the manual signature of the Clerk of the City (the “Clerk” or “City Clerk”). The following matters are hereby determined with respect to the Bonds:

Date of Bonds	Date of Delivery
Principal Payment Dates:	August 1, 2017 and each August 1 thereafter until maturity or prior redemption, as applicable
Interest Payment Dates:	Semiannually on each February 1 and August 1 until maturity or prior redemption, as applicable, commencing February 1, 2017
Place of Payment:	Cede & Co., New York, New York

Section 8. The Bonds shall be substantially in the form set forth in Exhibit A attached hereto with such additions, deletions and omissions as may be necessary for the City to market the Bonds in accordance with the requirements of DTC, upon advice of Bond Counsel (as hereinafter defined).

Section 9. The Bonds shall be sold upon receipt of electronic proposals on Thursday, July 21, 2016 at 11:00 a.m. by the Mayor, Business Administrator or Chief Financial Officer of the City via Grant Street Group’s MuniAuction website (“MuniAuction”) in accordance with the Notice of Sale authorized herein. The use of the services provided by MuniAuction and the fees associated therewith are hereby approved. Archer & Greiner P.C. (“Bond Counsel”), on behalf of the City Clerk, is hereby authorized and directed, to arrange for (i) the publication of a summary of such Notice of Sale to be published not less than seven (7) days prior to the date of sale in The Bond Buyer, a financial newspaper published and circulating in the City of New York, New York, (ii) the publication of the full text of such Notice of Sale in the Home News Tribune and/or the Union County Local Source, and as to the Home News Tribune, a newspaper having its publication offices in Neptune, New Jersey and printed daily in each week at Freehold, New Jersey, and circulating in the City, and as to the Union County Local Source, a newspaper having its publication offices in Union, New Jersey and printed Thursday in each week at Union, New

Jersey, and circulating in the City, such Notice of Sale to be published not less than seven (7) days prior to the date of sale, and (iii) the posting of the full text of the Notice of Sale on the website provided by or for MuniAuction, and any of the aforesaid actions of Bond Counsel undertaken heretofore are hereby ratified and confirmed. Pursuant to N.J.S.A. 40A:2-34, the City hereby designates the Mayor, Business Administrator or Chief Financial Officer of the City as the financial officer authorized to sell and to award the Bonds in accordance with the Notice of Sale authorized herein, and such financial officer shall report in writing the results of the sale to the City Council at its regularly scheduled meeting thereafter. The Mayor, Business Administrator or Chief Financial Officer is hereby further authorized and directed to do and accomplish all matters and things necessary or desirable to effectuate the offering and sale of the Bonds.

Section 10. The Notice of Sale shall be substantially in the form set forth in Exhibit B attached hereto with such additions, deletions and omissions as may be necessary for the Mayor, Business Administrator or Chief Financial Officer to market the Bonds, upon advice of Bond Counsel to the City.

Section 11. The Bonds shall have affixed thereto a copy of the written opinion with respect to such Bonds that is to be rendered by Bond Counsel. The Clerk of the City is hereby authorized and directed to file a signed duplicate of such written opinion in the office of the Clerk of the City.

Section 12. Bond Counsel is hereby authorized and directed, as applicable, to arrange for the printing of the Bonds and for the printing and electronic posting of the Preliminary Official Statement (as hereinafter defined) and the Official Statement (as hereinafter defined), and any and all fees associated therewith, and any such actions undertaken heretofore are hereby ratified and confirmed. The Preliminary Official Statement and the Official Statement are hereby authorized to be prepared by Bond Counsel, Lerch, Vinci & Higgins, LLP, Fair Lawn, New Jersey, auditor to the City (the "Auditor") and other City officials and professionals, and any such actions undertaken heretofore are hereby ratified and confirmed. Bond Counsel is also authorized and directed to arrange for the distribution of the Preliminary Official Statement on behalf of the City to those financial institutions that customarily submit bids for such Bonds and the \$7,154,931 Bond Anticipation Notes to be dated August 4, 2016 (the "Notes"), and any such actions undertaken heretofore are hereby ratified and confirmed. The Mayor and the Chief Financial Officer are each authorized and directed to execute and deliver any certificates necessary in connection with the distribution of the Preliminary Official Statement and the Official Statement. Bond Counsel and the Auditor are further authorized and directed to obtain ratings on the Bonds and Notes and to prepare and submit financial and other information on the City to each rating agency and the preparation and submission of any such application is hereby ratified and confirmed.

Section 13. The City hereby covenants that it will comply with any conditions subsequently imposed by the Internal Revenue Code of 1986, as amended (the "Code"), to preserve the exemption from taxation of interest on the Bonds and Notes, including the

requirement to rebate all net investment earnings on the gross proceeds above the yield on the Bonds and Notes, if necessary.

Section 14. The City is hereby authorized to make representations and warranties, to enter into agreements and to make all arrangements with DTC, as may be necessary to provide that the Bonds and Notes will be eligible for deposit with DTC and to satisfy any obligation undertaken in connection therewith.

Section 15. In the event DTC may determine to discontinue providing its services with respect to the Bonds and Notes or is removed by the City and if no successor Securities Depository is appointed, the Bonds and Notes which were previously issued in book-entry form shall be converted to Registered Bonds (the "Registered Bonds") in denominations of \$5,000 or any integral multiple thereof. The beneficial owner under the book-entry system, upon registration of the Bonds and Notes held in the beneficial owner's name, will become the registered owner of the respective Registered Bonds and Notes. The City shall be obligated to provide for the execution and delivery of the respective Registered Bonds and Notes in certified form.

Section 16. The Chief Financial Officer or Business Administrator are each hereby authorized and directed to "deem final" the Official Statement (the "Official Statement") prepared with respect to the issuance of the Bonds and Notes and pursuant to the provisions of the Rule (as hereinafter defined) and to execute a certificate regarding same, and any such actions undertaken heretofore are hereby ratified and confirmed. The Chief Financial Officer or Business Administrator are each hereby authorized and directed to authorize and approve the use and distribution of the Official Statement in preliminary form (the "Preliminary Official Statement") in connection with the offering and sale of the Bonds and Notes, and any such actions undertaken heretofore are hereby ratified and confirmed. Upon the sale of the Bonds and Notes, the Preliminary Official Statement shall be modified, in consultation with Bond Counsel, to reflect the effect of the sale of the Bonds and Notes and said modified Preliminary Official Statement shall constitute the final Official Statement (the "Final Official Statement"). The Chief Financial Officer or Business Administrator are each hereby authorized and directed to execute and deliver the Final Official Statement to the purchasers of the Bonds and Notes in accordance with the provisions of the Rule, for its use in the sale, resale and distribution of the Bonds and Notes, where and if applicable.

Section 17. The final Official Statement to be dated on or about July 21, 2016 (the "Final Official Statement"), prepared with respect to the issuance of the Bonds and Notes, is hereby authorized to be executed on behalf of the City by the Chief Financial Officer or Business Administrator of the City, and delivered to the purchaser of the Bonds and Notes or for its in connection with the sale, resale and distribution of the Bonds and Notes, where and if applicable. The Mayor, Business Administrator or Chief Financial Officer of the City are each hereby further authorized and directed to deliver any certificates necessary in connection with the distribution of the Official Statement.

Section 18. The City hereby covenants and agrees that it will comply with and carry out all of the provisions of the respective Continuing Disclosure Certificate (the "Certificate") which will set forth the obligation of the City to file, as applicable, budgetary, financial and operating data on an annual basis and notices of certain enumerated events deemed material in accordance with the provisions of Rule 15c2-12, as amended and supplemented (the "Rule"), promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934, as amended and supplemented. The Mayor, Business Administrator or Chief Financial Officer of the City are each hereby authorized and directed to execute and deliver the Certificate to the purchasers of the Bonds and Notes, evidencing the City's undertaking with respect to the Rule. Notwithstanding the foregoing, failure of the City to comply with the Certificate shall not be considered a default on the Bonds and Notes, as applicable; however, any Bondholder may take such actions as may be necessary and appropriate, including seeking mandamus or specific performance, to cause the City to comply with its obligations hereunder and thereunder.

Section 19. The Mayor, Business Administrator or Chief Financial Officer of the City are each hereby authorized and directed to sell the aforesaid Bonds and Notes and to determine all matters in connection with the Bonds and Notes (including adjusting the maturity schedule or any other matters set forth in this resolution that are deemed necessary and advisable to change by the Mayor, Business Administrator or Chief Financial Officer of the City prior to the sale or closing of the Bonds and Notes, all in consultation with Bond Counsel and the Auditor), and the manual or facsimile signature of the Mayor, Business Administrator or Chief Financial Officer of the City upon any documents shall be conclusive as to all such determinations. The Mayor, Business Administrator, Chief Financial Officer, Clerk of the City and any other City Official or professional, including but not limited to Bond Counsel, the Auditor, the City Engineer and the City Attorney (collectively, the "City Officials"), are each hereby authorized and directed to execute and deliver such documents as are necessary to consummate the sale and closing of the Bonds and Notes, and to take such actions or refrain from such actions as are necessary for the issuance of the Bonds and Notes and all such actions or inactions taken by the aforesaid City Officials heretofore are hereby ratified and confirmed.

Section 20. This resolution shall take effect immediately.

CERTIFICATION

I, RAYNA E. HARRIS, Clerk of the City of Rahway, in the County of Union, State of New Jersey (the "City"), DO HEREBY CERTIFY that the annexed resolution entitled, "RESOLUTION PROVIDING FOR THE COMBINATION OF CERTAIN ISSUES AND DETERMINING THE FORM AND OTHER DETAILS OF THE OFFERING OF \$8,627,000 GENERAL OBLIGATION BONDS, SERIES 2016 OF THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY AND PROVIDING FOR THE SALE OF SUCH BONDS AND \$7,154,931 BOND ANTICIPATION NOTES" is a copy of a resolution which was duly adopted by the City Council at a meeting of the City Council duly called and held on July 11, 2016 in full compliance with the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., at which meeting a quorum was present and acting throughout and which resolution has been compared by me with the original thereof as contained in the minutes as officially recorded in my office in the Minute Book of such 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 within and aforesaid resolution has not been repealed, amended or rescinded but remains in full force and effect on and as of the date hereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said City as of this ____ day of _____, 2016.

(SEAL)

RAYNA E. HARRIS,
City Clerk

EXHIBIT A

**UNITED STATES OF AMERICA
STATE OF NEW JERSEY
COUNTY OF UNION
CITY OF RAHWAY**

GENERAL OBLIGATION BOND, SERIES 2016

NUMBER GO- _____

<u>DATE OF ORIGINAL ISSUE</u>	<u>MATURITY DATE</u>	<u>RATE OF INTEREST PER ANNUM</u>	<u>CUSIP NUMBER</u>
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August 4, 2016	August 1, _____	_____ %	
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REGISTERED OWNER: Cede & Co.

PRINCIPAL SUM: _____ Dollars
(\$ _____)

The CITY OF RAHWAY, a body politic and corporate of the State of New Jersey (the "City"), hereby acknowledges itself indebted and for value received promises to pay to CEDE & CO., as nominee of The Depository Trust Company ("DTC"), New York, New York, which will act as Securities Depository (the "Securities Depository"), on the Maturity Date specified above, the Principal Sum specified above, and to pay interest on such sum from the Date of Original Issue of this Bond at the Rate of Interest Per Annum specified above semiannually on the first day of February and August (each an "Interest Payment Date") in each year until maturity or prior redemption, as applicable, commencing February 1, 2017. Principal of and interest on this Bond will be paid to the Securities Depository by the City, or a duly designated paying agent, and will be credited to the participants of DTC as listed on the records of DTC as of the fifteenth day of January and July preceding each Interest Payment Date (the "Record Dates" for such payments).

This Bond is not transferable as to principal or interest except to an authorized nominee of DTC. DTC shall be responsible for maintaining the book-entry system for recording the interests of its participants or the transfers of the interests among its participants. The participants are responsible for maintaining records regarding the beneficial ownership interests in the Bonds on behalf of individual purchasers.

The Bonds of this issue maturing prior to August 1, 2027 are not subject to redemption prior to their stated maturities. The Bonds of this issue maturing on or after August 1, 2027 are subject to redemption at the option of the County, in whole or in part, on any date on or after August 1, 2026, upon notice as required herein at one hundred percent

(100%) of the principal amount being redeemed (the "Redemption Price"), plus accrued interest to the date fixed for redemption.

Notice of redemption ("Notice of Redemption") shall be given by mailing such notice at least thirty (30) days but not more than sixty (60) days before the date fixed for redemption by first class mail in a sealed envelope with postage prepaid to the registered owners of such Bonds at their respective addresses as they last appear on the registration books kept for that purpose by the County or a duly appointed Bond Registrar. So long as DTC (or any successor thereto) acts as Securities Depository for the Bonds, Notice of Redemption shall be sent to such Securities Depository and shall not be sent to the beneficial owners of the Bonds. Any failure of the Securities Depository to advise any of its participants or any failure of any participant to notify any beneficial owner of any Notice of Redemption shall not affect the validity of the redemption proceedings. If the County determines to redeem a portion of the Bonds prior to maturity, such Bonds shall be selected by the County; the Bonds to be redeemed having the same maturity shall be selected by the Securities Depository in accordance with its regulations.

If Notice of Redemption has been given as provided herein, the Bonds or the portion thereof called for redemption shall be due and payable on the date fixed for redemption at the Redemption Price, together with accrued interest to the date fixed for redemption. Interest shall cease to accrue on the Bonds after the date fixed for redemption.

This Bond is one of an authorized issue of Bonds issued pursuant to the provisions of the Local Bond Law (N.J.S.A. 40A:2-1 et seq.), as amended and supplemented, a resolution duly adopted by the City Council on July 11, 2016, entitled, "RESOLUTION PROVIDING FOR THE COMBINATION OF CERTAIN ISSUES AND DETERMINING THE FORM AND OTHER DETAILS OF THE OFFERING OF \$8,627,000 GENERAL OBLIGATION BONDS, SERIES 2016 OF THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY AND PROVIDING FOR THE SALE OF SUCH BONDS AND \$7,154,931 BOND ANTICIPATION NOTES", and the various bond ordinances referred to therein, all such ordinances being published as required by law.

The full faith and credit of the City are hereby irrevocably pledged for the punctual payment of the principal of and the interest on this Bond according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or the statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or in the issuance of this Bond exist, have happened and have been performed and that the issue of Bonds of which this is one, together with all other indebtedness of the City, is within every debt and other limit prescribed by such Constitution or statutes.

IN WITNESS WHEREOF, the City of Rahway, in the County of Union, State of New Jersey has caused this Bond to be executed in its name by the manual or facsimile signatures of its Mayor or Acting Mayor and its Chief Financial Officer, its corporate seal to be hereunto imprinted or affixed, this Bond and the seal to be attested to by the manual signature of its Clerk, and this Bond to be dated the Date of Original Issue as specified above.

ATTEST:

CITY OF RAHWAY

By: _____
RAYNA E. HARRIS,
City Clerk

By: _____
SAMSON STEINMAN,
Mayor

By: _____
FRANK C. RUGGIERO,
Chief Financial Officer

EXHIBIT B

**CITY OF RAHWAY
IN THE COUNTY OF UNION, STATE OF NEW JERSEY
NOTICE OF SALE**

\$8,627,000 GENERAL OBLIGATION BONDS, SERIES 2016

(BOOK-ENTRY ONLY) (CALLABLE)

SUMMARY

ISSUER: City of Rahway, in the County of Union, State of New Jersey (the "City")

PAR AMOUNT: \$8,627,000 General Obligation Bonds, Series 2016 (the "Bonds")

SECURITY: General Obligations of the City as to all Bonds

TAX EXEMPT: Yes

RATING: Standard & Poor's – Expected

INSURANCE: The Winning Bidder of the Bonds may, at its sole option and expense, purchase a policy of municipal bond insurance

TYPE OF SALE: Electronic Auction with Two Minute Rule (See Bidding Details Item (8) herein)

AUCTION AGENT: MuniAuction

BID/AWARD DATE: July 21, 2016 at 11:00 a.m. to 11:15 a.m. with the Two Minute Rule applicable. Award by 2:00 p.m.

DATED DATE: Date of Delivery

DELIVERY DATE: On or about August 4, 2016

INTEREST PAYMENT DATES: February 1 and August 1, commencing February 1, 2017

CALL DATE: August 1, 2026

MINIMUM BID: \$8,627,000 (Par); the Bonds will be sold on the basis of the maturity schedule set forth herein

BID SECURITY: Good Faith Check or Wire Transfer in the amount of \$172,540 received by the City prior to bidding as provided in this Notice

BASIS OF AWARD: True Interest Cost

OFFERING STATEMENT: Preliminary Official Statement available at www.GrantStreet.com.

NOTICE

NOTICE IS HEREBY GIVEN that bids will be received by the City of Rahway, in the County of Union, State of New Jersey (the "City") for the purchase of the City's \$8,627,000 aggregate principal amount of General Obligation Bonds, Series 2016 (the "General Obligation Bonds" or the "Bonds"). **All Bids (as defined below) must be submitted in their entirety on Grant Street Group's MuniAuction website ("MuniAuction") prior to 11:00 a.m., prevailing New Jersey time, on July 21, 2016, unless otherwise extended by the two-minute rule described herein (see "Bidding Details").** The auction will begin at 11:00 a.m., prevailing New Jersey time, on July 21, 2016 (the "Bid Date"). To bid via MuniAuction, Bidders (as defined below) must have: (1) completed the registration form on either the MuniAuction or Grant Street Group website (parent of MuniAuction, herein referred to as "Grant Street"), (2) requested and received admission to the City's auction, as described herein (see "Registration and Admission to Bid") and (3) submitted a good faith check or wire transfer payable to the City in the amount of \$172,540 prior to the Bid Date (see "Bidding Details" below). The use of MuniAuction shall be at the Bidder's risk and expense, and the City shall have no liability with respect thereto.

Preliminary and Final Official Statement

The City's Preliminary Official Statement (the "POS" or "Preliminary Official Statement") is available for viewing in electronic format on MuniAuction. The MuniAuction address is www.GrantStreet.com. In addition, broker dealers registered with the National Association of Securities Dealers (the "NASD") and dealer banks with The Depository Trust Company, New York, New York ("DTC") clearing arrangements may either: (a) print out a copy of the POS on their own printer, or (b) at any time prior to July 21, 2016, elect to receive a copy of the POS in the mail by requesting it on MuniAuction or by contacting the City's bond counsel, Archer & Greiner P.C., 10 Highway 35, Red Bank, New Jersey 07701. Calls should be directed to John M. Cantalupo, Esq. at (732) 268-8009 and emails should be directed to jcantalupo@archerlaw.com. In order to print a copy or request a photocopy of the POS from MuniAuction, click the "View POS" button on the MuniAuction Selections Page and follow the instructions. All Bidders must review the POS and certify that they have done so prior to participating in the bidding.

The POS is deemed by the City to be final as of its date, for purposes of Rule 15c2-12 (the "Rule") promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934, as amended and supplemented, except for the omission of information concerning the offering price(s), interest rate(s), selling compensation, aggregate principal amount of the Bonds and any other terms or provisions to be determined from the successful Bid(s) or depending on such matters, and the identity of the underwriter(s). The POS is, however, subject to such further revisions, amendments and completion in a Final Official Statement (the "Official Statement"), as may be necessary.

The City at its expense, will make available to the Winning Bidder (as defined herein) a reasonable number of Official Statements within seven (7) business days following the date of acceptance of the Bid.

Types of Bids Allowed

Subject to the Bid requirements described below, Bids for the Bonds must be submitted on an “All-or-None” (“AON”) basis for the entire amount of \$8,627,000. First, a Bidder must submit a conforming Bid for the entire issue, and if such Bid is accepted by the City, the Bidder will be required to purchase the entire issue in accordance with such Bid.

Insurance

If the Bonds qualify for the issuance of any policy of municipal bond insurance, the Bidder of the Bonds may, at its sole option and expense, purchase such insurance. The insurance premium, if any, will be paid by the Bidder. Any failure of the Bonds to be so insured shall not in any way relieve the Winning Bidder of its contractual obligations arising from the acceptance of its proposal for the purchase of the Bonds.

Interest Payment Dates; Description of the Bonds

The Bonds will be dated their date of delivery and will bear interest from such date payable semiannually on each February 1 and August 1 (each an “Interest Payment Date”), commencing February 1, 2017, in each year until maturity or prior redemption, as applicable, by payment of money to DTC or its authorized nominee. DTC will credit payments of principal of and interest on the Bonds to the Participants of DTC as listed on the records of DTC as of each January 15 and July 15 preceding each Interest Payment Date for the Bonds (the "Record Dates").

Principal Amortization

The Bonds will consist of one series of serial bonds maturing on August 1 in each year, commencing August 1, 2017, as indicated in the maturity schedule set forth below, subject to the applicable limitations set forth herein under “Term Bond Option”.

<u>Year</u>	<u>Principal Amount</u>	<u>Year</u>	<u>Principal Amount</u>
2017	\$400,000	2025	\$600,000
2018	400,000	2026	600,000
2019	400,000	2027	750,000
2020	400,000	2028	750,000
2021	425,000	2029	750,000
2022	500,000	2030	755,000
2023	500,000	2031	797,000
2024	600,000		

Book-Entry Only

The Bonds will be issued in book-entry only form, and each certificate will be registered in the name of Cede & Co., as nominee of DTC, which will act as securities depository for the Bonds. The Bonds will be issued in the form of one certificate for the aggregate principal amount of the Bonds maturing in each year and will be payable as to both principal and interest in lawful money of the United States of America. The certificates will be on deposit with DTC. DTC will be responsible for maintaining a book-entry system for recording the interests of its Participants or the transfers of the interests among its Participants. The Participants will be responsible for maintaining records regarding the beneficial ownership interests in the Bonds on behalf of the individual purchasers. The Winning Bidder will not receive certificates representing its interests in the Bonds. Individual purchases may be made in the principal amount of \$5,000 each or any integral multiple thereof, through book entries made on the books and records of DTC and its participants. Payments of principal, interest and redemption premium, if any, will be made by the City or a designated paying agent to DTC for subsequent disbursement to Participants to then be remitted to the Beneficial Owners of the Bonds. It shall be the obligation of the Winning Bidder to furnish to DTC an underwriter's questionnaire and the denominations of the Bonds not less than seventy-two (72) hours prior to the delivery of the Bonds.

Redemption Provisions

The Bonds of this issue maturing prior to August 1, 2027 are not subject to redemption prior to their stated maturities. The Bonds of this issue maturing on or after August 1, 2027 are subject to redemption at the option of the County, in whole or in part, on any date on or after August 1, 2026, upon notice as required herein at one hundred percent (100%) of the principal amount being redeemed (the "Redemption Price"), plus accrued interest to the date fixed for redemption.

Notice of redemption ("Notice of Redemption") shall be given by mailing such notice at least thirty (30) days but not more than sixty (60) days before the date fixed for redemption by first class mail in a sealed envelope with postage prepaid to the registered owners of such Bonds at their respective addresses as they last appear on the registration books kept for that purpose by the County or a duly appointed Bond Registrar. So long as DTC (or any successor thereto) acts as Securities Depository for the Bonds, Notice of Redemption shall be sent to such Securities Depository and shall not be sent to the beneficial owners of the Bonds. Any failure of the Securities Depository to advise any of its participants or any failure of any participant to notify any beneficial owner of any Notice of Redemption shall not affect the validity of the redemption proceedings. If the County determines to redeem a portion of the Bonds prior to maturity, such Bonds shall be selected by the County; the Bonds to be redeemed having the same maturity shall be selected by the Securities Depository in accordance with its regulations.

If Notice of Redemption has been given as provided herein, the Bonds or the portion thereof called for redemption shall be due and payable on the date fixed for redemption at the Redemption Price, together with accrued interest to the date fixed for redemption. Interest shall cease to accrue on the Bonds after the date fixed for redemption.

Term Bond Option

Bidders may elect to structure the issue to include term bonds (the "Term Bond Option"), which term bonds, if selected by the Bidder, will be subject to mandatory redemption prior to maturity, in the years and amounts shown above as serial maturities, upon payment of one hundred percent (100%) of the principal amount of the Bonds to be redeemed, together with accrued interest to the date fixed for such mandatory redemption of such amounts. If the Bonds are awarded and no term bonds are designated in the Winning Bid (as defined herein), the Bonds will mature serially as shown in the preceding schedules.

Registration and Admission to Bid

To bid by MuniAuction, Bidders must first visit MuniAuction where, if they have never registered with either MuniAuction or Grant Street, they can register and then request admission to bid on the Bonds. Bidders will be notified prior to the scheduled bidding time of their eligibility to bid. Only NASD registered broker-dealers or dealer banks with DTC clearing arrangements will be eligible to bid. Bidders who have previously registered with MuniAuction may call MuniAuction at (412) 391-5555 (ext. 370 Auction Support) for their ID Number or password. Rules governing the sale and the rules applicable to MuniAuction are available in the full Notice of Sale at www.muniauction.com.

Bidding Details

Bidders should be aware of the following bidding details associated with the sale of the Bonds:

- (1) **THE BONDS ARE BEING SOLD ON THE BASIS OF THE MATURITY SCHEDULE SET FORTH ABOVE. ALL BIDDERS SUBMITTING PROPOSALS MUST BID ON ALL OF THE BONDS.**
- (2) **BIDDERS MUST SUBMIT EITHER A GOOD FAITH CHECK OR WIRE IN THE AMOUNT OF \$172,540 PAYABLE TO THE CITY PRIOR TO THE TIME FOR SUBMISSION OF BIDS AT THE FOLLOWING ADDRESS:**

**Frank C. Ruggiero
Chief Financial Officer
City of Rahway**

1 City Hall Plaza
Rahway, New Jersey 07065

BIDDERS SUBMITTING GOOD FAITH CHECKS SHOULD ALSO ENCLOSE A RETURN ENVELOPE FOR USE BY THE CITY. TO OBTAIN WIRE TRANSFER INSTRUCTIONS PLEASE CONTACT THE CITY'S BOND COUNSEL, JOHN M. CANTALUPO, ESQ., ARCHER & GREINER P.C., 10 HIGHWAY 35, RED BANK, NEW JERSEY 07701, OR BY TELEPHONE AT (732) 268-8009 OR BY EMAIL AT JCANTALUPO@ARCHERLAW.COM.

- (3) All Bids must be submitted on the MuniAuction website at www.GrantStreet.com. **No telephone, telefax, telegraph or personal delivery Bids will be accepted.**
- (4) All Bids for the Bonds must be submitted on an AON basis.
- (5) Bidders may bid to purchase Bonds from the City with a bid premium payable to the City not to exceed \$750,000. No Bid shall be considered that offers to pay an amount less than the total principal amount of Bonds offered for sale or under which the total loan is made at an interest cost higher than the lowest True Interest Cost to the City under any legally acceptable Bid.
- (6) Bidders must specify a rate of interest for each maturity of the Bonds which rate of interest must be expressed in multiples of one-eighth (1/8) or one-twentieth (1/20) of one percent (1%). If more than one rate of interest is named, no interest rate named for any maturity may exceed a subsequent interest rate by more than one percent (1%) per annum and not more than one rate of interest may be named for the Bonds of the same maturity. There is no limitation on the number of rates of interest that may be named.
- (7) Bidders are only permitted to submit Bids for the Bonds during the bidding period.
- (8) If any Bid on the auction becomes a leading Bid two (2) minutes, or less, prior to the end of the auction, then the auction will be automatically extended by two (2) minutes from the time such Bid was received by MuniAuction. The auction end time will continue to be extended, indefinitely, until a single leading Bid remains the leading Bid for at least two (2) minutes.
- (9) Bidders may change and submit Bids as many times as they like during the bidding time period; provided however, each and any Bid submitted subsequent to a Bidder's initial Bid must result in a lower True Interest Cost (as defined herein and referred to as "TIC") when compared to the

immediately preceding Bid of such Bidder. In the event that the revised Bid does not produce a lower TIC, the prior Bid will remain valid.

- (10) The last Bid submitted by a Bidder before the end of the bidding time period will be compared to all other final Bids submitted by others to determine the Winning Bidder or Bidders.
- (11) During the bidding, no Bidder will see any other Bidder's Bid, but Bidders will be able to see the ranking of their Bid relative to other Bids (i.e., "Leader", "Cover", "3rd", etc.).
- (12) The Winning Bidder shall be obligated to furnish to the City within forty-eight (48) hours prior to the date of delivery of the Bonds a certificate satisfactory to Bond Counsel to the City to the effect that: (i) each maturity of the Bonds has been the subject of a bona fide initial offering to the public (excluding bond houses, brokers or similar persons or organizations acting in the capacity of underwriters or wholesalers) at the initial public offering price set forth in such certificate; (ii) ten percent (10%) or more in par amount of the Bonds of each maturity were sold to the public (excluding bond houses, brokers or similar persons or organizations acting in the capacity of underwriters or wholesalers) at the initial public offering price for such maturity set forth in such certificate; and (iii) at the time the Winning Bidder submitted its Bid to the City, based upon then prevailing market conditions, the Winning Bidder had no reason to believe that any maturity of the Bonds would be sold to the public (excluding bond houses, brokers or similar persons or organizations acting in the capacity of underwriters or wholesalers) at a price greater than the initial public offering price for that maturity, or that the fair market of any maturity of the Bonds would be in excess of the initial public offering price for that maturity. Such certificate shall state that it is made to the best knowledge, information and belief of the Winning Bidder.
- (13) Additionally, the Winning Bidder shall be obligated to furnish to the City within forty-eight (48) hours of the Bid Date (i) the public offering prices and reoffering yields for each maturity of the Bonds, and (ii) the arbitrage yield for the Bonds, and provide an initial issue price certificate as of the date of closing with regard to same.

Rules of MuniAuction

The rules of MuniAuction (the "Rules") can be viewed on MuniAuction and are incorporated herein by reference. Bidders must comply with the Rules in addition to the requirements of this Notice of Sale for the City's Bonds (the "Notice of Sale"). To the extent there is a conflict between the Rules and this Notice of Sale, this Notice of Sale shall control.

Rules

- (1) A Bidder submitting a Winning Bid is irrevocably obligated to purchase the Bonds at the rates and prices of the Winning Bid, if acceptable to the City, as set forth in this Notice of Sale. **Winning Bids are not officially awarded to the Bidder until formally accepted by the City.**
- (2) Neither the City, the Bond Counsel, nor MuniAuction (the "Auction Administrator") are responsible for technical difficulties that result in a loss of the Bidder's internet connection with MuniAuction, slowness in transmission of Bids, or other technical problems.
- (3) If for any reason a Bidder is disconnected from MuniAuction's Auction Page during the auction after having submitted a Winning Bid, such Bid is valid and binding upon the Bidder, unless the City exercises its right to reject Bids, as set forth herein.
- (4) Bids which generate error messages are not accepted until the error is corrected and the Bid is received prior to the deadline.
- (5) Bidders accept and agree to abide by all terms and conditions specified in this Notice of Sale (including amendments, if any) related to each auction.
- (6) Neither the City, the Bond Counsel, nor the Auction Administrator is responsible to any Bidder for any defect or inaccuracy in this Notice of Sale, amendments, or the POS as they appear on MuniAuction.
- (7) Only Bidders who requested and received admission to an auction and who have submitted a good faith check or wire transfer as required by the terms of this Notice of Sale may submit Bids. The Bond Counsel and the Auction Administrator reserve the right to deny access to MuniAuction to any Bidder, whether registered or not, at any time and for any reason whatsoever, in their sole and absolute discretion.
- (8) None of the City, the Bond Counsel or the Auction Administrator is responsible for protecting the confidentiality of a Bidder's MuniAuction password.
- (9) If two (2) Bids are submitted in the auction by the same or two or more different Bidders and result in the same TIC, the first confirmed Bid received by MuniAuction prevails. Any change to a submitted Bid constitutes a new Bid, regardless of whether there is a corresponding change in TIC.
- (10) Bidders must compare their final Bids to those shown on the Observation Pages immediately after the bidding time period ends, and if they disagree with the final results shown on the Observation Pages they must report them

to MuniAuction within fifteen (15) minutes after the bidding time period ends. Regardless of the final results reported by MuniAuction, bonds are definitively awarded to Winning Bidders only upon official award by the City. If, for any reason, the City fails to: (i) award bonds to the Winning Bidder reported by MuniAuction, or (ii) deliver bonds to the Winning Bidder at settlement, neither the Bond Counsel nor the Auction Administrator will be liable for damages.

Definitions

- “Bid” any confirmed purchase offer received by MuniAuction on or before the auction deadline.
- “Bidder” any firm registered with either MuniAuction or Grant Street and approved for participation in auctions.
- “True Interest Cost” computed by determining the interest rate, compounded semiannually, necessary to discount the debt service payments to the date of the bonds and to the price bid, excluding accrued interest to the delivery date. The True Interest Cost serves as the basis for awarding bonds to Winning Bidders.
- “Winning Bid” any purchase offer made by a Bidder by clicking the “Submit Bid” button and received by MuniAuction which, at the end of the bidding time period, results in the lowest TIC which is acceptable to the City.

Bid Procedure and Basis of Award

Subject to the right reserved by the City to reject any or all Bids, the Bonds will be sold to the Bidder whose Bid produces the lowest TIC for the City and otherwise complies with this Notice of Sale.

Bids must remain valid until at least 2:00 p.m., prevailing New Jersey time, on the date of the sale, and if accepted by the City, prior to such time, shall be irrevocable except as otherwise provided in this Notice of Sale. Upon selection of the Winning Bidder, the City will execute an award certificate to award the Bonds and will promptly communicate with the Winning Bidder by telephone, e-mail or fax.

Bid Security and Method of Payment for Bonds

A Good Faith Deposit (“Deposit”) in the form of a certified or cashier’s or treasurer’s check or wire transfer in the amount of \$172,540, payable to the order of the City, is required for each Bid to be considered. Wire instructions may be obtained by contacting the City’s Bond Counsel, John M. Cantalupo, Esq., Archer & Greiner P.C., 10 Highway 35, Red Bank, New Jersey 07701, or by telephone at (732) 268-8009 or by email at jcantalupo@archerlaw.com, prior to 10:30 A.M.,

prevailing New Jersey time on the date of Sale, and such wire must be received and confirmed by the City prior to the time for bids to be submitted. If a check is used, it must be a certified or cashier's or treasurer's check and must be provided to the City prior to the time for Bids to be submitted. Each Bidder accepts responsibility for delivering such check or wire on time and the City is not responsible for any check or wire that is not received on time. No interest on the Deposit will accrue to the Winning Bidder. The Deposit will be applied to the purchase price of the Bonds. In the event the Winning Bidder fails to honor its accepted Bid or fails (other than for reasons permitted under this Notice) to accept delivery of and pay for the Bonds on the closing date, the Deposit shall be retained by the City as and for full liquidated damages to secure the City from any loss resulting from such failure by the Winning Bidder. Award of the Bonds to the Winning Bidder or rejection of all Bids is expected to be made within two hours after opening of the Bids, but such Winning Bidder may not withdraw its proposal until after 2:00 p.m. of the day for receipt of such Bids and then only if such award has not been made prior to the withdrawal. The balance of the purchase price shall be paid in Federal Funds by wire transfer to the City on or about August 4, 2016.

Right to Reject Bids; Waive Irregularities

The City reserves the right to reject any and all Bids and to the extent permitted by law to waive any irregularity or informality in any Bid.

Delivery of the Bonds

The Bonds will be delivered on or about August 4, 2016 (UNLESS A NOTICE OF A CHANGE IN THE DELIVERY DATE IS PUBLISHED ON MUNIAUCTION NOT LATER THAN TWO (2) HOURS PRIOR TO ANY ANNOUNCED DATE FOR RECEIPT OF BIDS) in New York, New York at the offices of DTC against payment of the purchase price therefor (less the amount of the good faith deposit). PAYMENT FOR THE BONDS AT THE TIME OF ORIGINAL ISSUANCE AND DELIVERY SHALL BE BY WIRE TRANSFER OF IMMEDIATELY AVAILABLE FUNDS.

There will also be furnished the usual closing papers, including (1) a certificate, in form and tenor satisfactory to Bond Counsel and dated as of the date of such delivery of the Bonds, to the effect that there is no litigation pending or (to the knowledge of the signer or signers thereof) threatened affecting the validity of the Bonds, (2) certificates in form satisfactory to Bond Counsel evidencing the proper execution and delivery of the Bonds, the receipt of payment therefor and compliance with the requirements of the Code necessary to preserve tax exemption, (3) a certificate signed by the City relating to the Official Statement, and (4) a Continuing Disclosure Certificate evidencing compliance with SEC Rule 15c2-12 and the undertaking of the City with respect thereto.

CUSIP Identification Numbers

CUSIP Identification Numbers will be applied for with respect to the Bonds. Obtaining such CUSIP Identification Numbers and the CUSIP Service Bureau charge for the assignment of the numbers shall be the responsibility of and shall be paid for by the Winning Bidder of the Bonds. The City will assume no obligation for the assignment or printing of such numbers on the Bonds or for the correctness of such numbers, and neither the failure to print such numbers on any Bond nor any error with respect thereto shall constitute cause for a failure or refusal by the Winning Bidder thereof to accept delivery of and make payment for the Bonds.

Legal Opinion

The approving opinion of Archer & Greiner P.C., Red Bank, New Jersey, Bond Counsel to the City, will be furnished without cost to the Winning Bidder, such opinion to be substantially in the form set forth in the Official Statement distributed in preliminary form in connection with the sale of the Bonds, to the effect that the Bonds are valid and legally binding obligations of the City, unless paid from other sources, that all the taxable property therein will be subject to the levy of *ad valorem* taxes to pay the Bonds and the interest thereon without limitation as to rate or amount and that interest on the Bonds is not includable as gross income under current law if the City complies with all conditions subsequent contained in the Code, except to the extent that interest on the Bonds held by a corporate taxpayer is included in the income computation for calculation of the corporate alternative minimum tax, and that interest on the Bonds and any gain on the sale thereof is not includable as gross income under the existing New Jersey Gross Income Tax Act.

Postponement

The City reserves the right to postpone, from time to time, the date and time established for receipt of Bids. **ANY SUCH POSTPONEMENT WILL BE PUBLISHED ON MUNIAUCTION, BEFORE 11:00 A.M. ON THE DAY OF THE SALE.** If any date fixed for the receipt of Bids and the sale of the Bonds is postponed, an alternative sale date will be announced via MuniAuction at least forty-eight (48) hours prior to such alternative sale date. On any such alternative sale date, any Bidder may submit a Bid for the purchase of the Bonds in conformity in all respects with the provisions of this Notice of Sale, except for the date of sale and except for the changes announced on MuniAuction at the time the sale date and time are announced.

Termination

The Winning Bidder at its option may refuse to accept the Bonds if prior to their delivery any change in any income tax law of the United States of America, shall provide that the interest thereon is includable or shall be includable in gross income at a future date for Federal income tax purposes. In such case, the deposit made by such Winning Bidder shall be returned and such bidder will be relieved of its contractual obligations arising from the acceptance of its Winning Bid.

Clarification of Notice of Sale Terms

The City may, in its sole discretion and prior to the electronic receipt of proposals, clarify any term hereof, including, without limitation, its decision to discontinue use of electronic bidding via MuniAuction, by publishing the clarification on MuniAuction, or any other available means, no later than 3:00 p.m., prevailing New Jersey time, on the last business day prior to the Bid Date.

Maturity Schedule Adjustment By The City

The Chief Financial Officer of the City may, up to 24 hours prior to the date of advertised sale of and within 4 hours after the award of the Bonds, adjust the maturity schedule of the Bonds in increments of \$5,000, provided, however, that after the award of the Bonds (i) no maturity schedule adjustment shall exceed 10% upward or downward of the principal for any maturity as specified herein (or as adjusted prior to the date of advertised sale) and (ii) the aggregate adjustment to the maturity schedule shall not exceed 10% upward or downward of the aggregate principal amount of bonds as specified herein (or as adjusted prior to the date of advertised sale) and as adjusted will not exceed the amount authorized by the ordinance(s) authorizing the issuance of the Bonds. NOTICE OF ANY ADJUSTMENT TO THE MATURITY SCHEDULE OF THE BONDS PRIOR TO THE DATE OF THE ADVERTISED SALE SHALL BE GIVEN BY CAUSING A NOTICE THEREOF TO BE PUBLISHED VIA TM3. The dollar amount bid by the successful bidder shall be adjusted to reflect any adjustments in the aggregate principal amount of bonds to be issued. The adjusted bid price will reflect changes in the dollar amount of the underwriter's discount and the original issue premium or discount, but will not change the per bond underwriter's discount as calculated from the bid and the Initial Public Offering Prices required to be delivered to the City as stated herein. The City shall notify the successful bidder of the final maturity schedule and the resulting adjusted purchase price no later than 5:00 p.m., New Jersey time, on the day of the sale and award of the Bonds. The interest rate or rates specified by the successful bidder for each maturity will not be altered.

Successful Bidder ELEC Filing

The successful bidder is advised of its responsibility to file an annual disclosure statement on political contributions with the New Jersey Election Law Enforcement Commission ("ELEC") pursuant to N.J.S.A. 19:44A-20.13 (P.L. 2005, c.271, s.3) if the successful bidder enters into agreements or contracts, such as its agreement to purchase the Bonds, with a public entity, such as the City and receives compensation or fees in excess of \$50,000 in the aggregate from public entities, such as the City, in a calendar year. It is the successful bidder's responsibility to determine if filing is necessary. Failure to do so can result in the imposition of financial penalties by ELEC. Additional information about this requirement is available from ELEC at 888-313-3532 or at www.elec.state.nj.us.

Additional Information

For further information relating to the Bonds, reference is made to the POS prepared for and authorized by the City. This Notice of Sale and the POS may be viewed on MuniAuction. However, the City makes no assurance or representation with respect to the form of this Notice of Sale and the POS on MuniAuction, and no investment decision should be made in reliance thereon. Printed copies of the POS and this Notice of Sale may be obtained from the Bond Counsel at the address and phone number stated below. Additional information relating to the auction or a private bidding tutorial may be obtained by calling the Auction Administrator at (412) 391-5555 (ext. 370 Auction Support). Additional information relating to the financing of the City can be obtained by contacting Frank C. Ruggiero, Chief Financial Officer, 1 City Hall Plaza, Rahway, New Jersey 07065, or by telephone at (732) 827-2019 or by email at fruggiero@cityofrahway.com; or John M. Cantalupo, Esq., Archer & Greiner P.C., 10 Highway 35, Red Bank, New Jersey 07701, or by telephone at (732) 268-8009 or by email at jcantalupo@archerlaw.com.

/s/ Frank C. Ruggiero

Frank C. Ruggiero
Chief Financial Officer
City of Rahway
County of Union
State of New Jersey

Dated: July 14, 2016

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-153-16

Date of Adoption _____

A RESOLUTION DESIGNATING BUS STOP LOCATIONS IN THE CITY OF RAHWAY AT THE REQUEST OF NJ TRANSIT

BE IT RESOLVED by the Mayor and Council of the City of Rahway, County of Union, State of New Jersey that pursuant to N.J.S.A. 39:4-8(e) the following described locations are designated bus stops:

ADDED BUS STOPS:

County Road

1. Along East Hazelwood Avenue, eastbound, on the southerly side thereof at:
 - a. Frontage Road – Near Side
Beginning at the Westerly curb line of Frontage Road and extending 105 feet westerly therefrom.

2. Along east Hazelwood, westbound, on the northerly side thereof at:
 - a. Frontage Road – Far Side (Prolongation)
Beginning at the prolongation of the westerly curblines of Frontage Road and extending 100 feet westerly therefrom.

That the Mayor and Council of the City of Rahway will enforce the needed traffic regulations governing the aforementioned bus stops location and provide the necessary police security to endure the safety of the travelling public.

DATED:

(Mayor, Manager or Executive)

(Municipal Clerk, Clerk of the Board, etc.)

(Chairman, Union county Board of Freeholders)

(County Clerk, Union County)

Please Notarize

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-154-16

Date of Adoption _____

A RESOLUTION AUTHORIZING THE REFUND OF OVERPAYMENT OF TAXES FOR THE 2016 CALENDAR YEAR

WHEREAS, it has been found that the following 2016 CY taxes have been overpaid in error.

NOW, THEREFORE, BE IT RESOLVED, that the City Clerk be and she is hereby authorized and directed to draw a warrant on the Chief Financial Officer in the following names and amounts to refund said overpayments.

BE IT FURTHER RESOLVED, that the Chief Financial Officer deliver the checks to the Municipal Tax Collector to be delivered to said taxpayers after proper notation of the refund has been made on the tax records and Tax computer.

2016 CALENDAR YEAR TAXES

<u>BLOCK</u>	<u>LOT</u>	<u>OWNERS</u>	<u>PROPERTY ADDRESS</u>	<u>REFUND</u>
168	41	Joan Hagan Selene Finance LP Attn: Cash 9990 Richmond Ave STE 400 S Houston TX 77042	1463 Church Street	\$2226.74
27	06	Michael & Martucci, Alison Diakalo 419 Orchard Street Rahway NJ 07065	419 Orchard Street	\$2444.68

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-155-16

Date of Adoption: _____

**A RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF TAX
SALE CERTIFICATES
2012 TAX LIENS**

WHEREAS, the City of Rahway held a Tax Lien Sale on April 20, 2012 for unpaid Fiscal Year Taxes and Municipal Charges, and various Tax Sale Certificates were struck off and sold to the following Lien Holders, on the following Block and Lots; and

WHEREAS, the owners of said properties has paid all money due to the Tax Collector for the Redemption of said Tax Sale Certificates.

NOW, THEREFORE, BE IT RESOLVED that the City Clerk be and is hereby authorized and directed to draw a warrant on the Chief Financial Officer in the following names and amounts to refund said money.

BE IT FURTHER RESOLVED that the Chief Financial Officer deliver the checks to the Municipal Tax Collector to be delivered to said persons, after proper notation of the refund has been made on the tax records.

2012 Tax Liens

BLOCK/LOT	PROPERTY ADDRESS	CERT OWNER	REFUND	PREMIUM
309 33	New Brunswick Ave	FWDSL & Associates LP 17 West Cliff Street Somerville NJ 08876	\$ 15,182.93	\$ 0.00
Certificate 2012-0336				

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-156-16

Date of Adoption: _____

**A RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF TAX
SALE CERTIFICATES
2013 TAX LIENS**

WHEREAS, the City of Rahway held a Tax Lien Sale on May 17, 2013 for unpaid Fiscal Year Taxes and Municipal Charges, and various Tax Sale Certificates were struck off and sold to the following Lien Holders, on the following Block and Lots; and

WHEREAS, the owners of said properties has paid all money due to the Tax Collector for the Redemption of said Tax Sale Certificates.

NOW, THEREFORE, BE IT RESOLVED that the City Clerk be and is hereby authorized and directed to draw a warrant on the Chief Financial Officer in the following names and amounts to refund said money.

BE IT FURTHER RESOLVED that the Chief Financial Officer deliver the checks to the Municipal Tax Collector to be delivered to said persons, after proper notation of the refund has been made on the tax records.

2013 Tax Liens

<u>BLOCK/LOT</u>	<u>PROPERTY ADDRESS</u>	<u>CERT OWNER</u>	<u>REFUND</u>	<u>PREMIUM</u>
140 12	953 Jefferson Ave	Us Bank Cus for BVOO1 Trust 50 S. 16th Street STE 1950 Philadelphia PA 19102	\$ 49,690.59	\$ 15,600.00
Certificate 2013-0050				

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-157-16

Date of Adoption: _____

**A RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF TAX
SALE CERTIFICATES
2014 TAX LIENS**

WHEREAS, the City of Rahway held a Tax Lien Sale on November 7, 2014 for unpaid Fiscal Year Taxes and Municipal Charges, and various Tax Sale Certificates were struck off and sold to the following Lien Holders, on the following Block and Lots; and

WHEREAS, the owners of said properties has paid all money due to the Tax Collector for the Redemption of said Tax Sale Certificates.

NOW, THEREFORE, BE IT RESOLVED that the City Clerk be and is hereby authorized and directed to draw a warrant on the Chief Financial Officer in the following names and amounts to refund said money.

BE IT FURTHER RESOLVED that the Chief Financial Officer deliver the checks to the Municipal Tax Collector to be delivered to said persons, after proper notation of the refund has been made on the tax records.

2014 Tax Liens

<u>BLOCK/LOT</u>	<u>PROPERTY ADDRESS</u>	<u>CERT OWNER</u>	<u>REFUND</u>	<u>PREMIUM</u>
153 17	1516 Irving Street	MTAG Cust Alterna Funding I P.O. Box 54817 New Orleans LA 70154	\$ 37,861.23	\$ 31,000.00
Certificate 2014-0028				

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-158-16

Date of Adoption: _____

**A RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF TAX
SALE CERTIFICATES
2015 TAX LIENS**

WHEREAS, the City of Rahway held a Tax Lien Sale on November 13, 2015 for unpaid Fiscal Year Taxes and Municipal Charges, and various Tax Sale Certificates were struck off and sold to the following Lien Holders, on the following Block and Lots; and

WHEREAS, the owners of said properties has paid all money due to the Tax Collector for the Redemption of said Tax Sale Certificates.

NOW, THEREFORE, BE IT RESOLVED that the City Clerk be and is hereby authorized and directed to draw a warrant on the Chief Financial Officer in the following names and amounts to refund said money.

BE IT FURTHER RESOLVED that the Chief Financial Officer deliver the checks to the Municipal Tax Collector to be delivered to said persons, after proper notation of the refund has been made on the tax records.

2015 Tax Liens

<u>BLOCK/LOT</u>	<u>PROPERTY ADDRESS</u>	<u>CERT OWNER</u>	<u>REFUND</u>	<u>PREMIUM</u>
10 9	1516 Irving Street	MTAG Cust for Empire VII NJ Portfol P.O. Box 2096 Hicksville NY 11802	\$ 19,177.77	\$ 0.00
Certificate 2015-0002				

**ORDINANCE
CITY OF RAHWAY, NEW JERSEY**

No. O-10-16

**AN ORDINANCE AMENDING CHAPTER 401 OF THE CODE OF THE CITY OF
RAHWAY (VEHICLES AND TRAFFIC) - HANDICAPPED PARKING**

**BE IT ORDAINED BY THE MAYOR AND THE MUNICIPAL COUNCIL OF THE
CITY OF RAHWAY, THE FOLLOWING CHAPTER BE AMENDED AS FOLLOWS:**

401-79 Schedule XXI: Handicapped Parking

Add:

In front of 109 W. Cherry Street

North Side – From the apex of Esterbrook Ave heading east 172’ and extending to a point 22’ east thereof.

**ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT WITH THE
PROVISIONS OF THIS ORDINANCE ARE HEREBY REPEALED.**

**THIS ORDINANCE SHALL TAKE EFFECT UPON FINAL PASSAGE AND
PUBLICATION AS PROVIDED BY LAW**

ORDINANCE

CITY OF RAHWAY, NEW JERSEY

No. O-13-16

AN ORDINANCE TO AMEND AND SUPPLEMENT ORDINANCE NO. O-7-16 OF THE CITY OF RAHWAY

WHEREAS, the City of Rahway has adopted an Administration of Government Ordinance to create and set forth the duties of the offices, departments, boards, bodies and agencies of the City’s government; and

WHEREAS, the City of Rahway desires to amend and supplement portions of Chapter 5, Administration of Government, of the Code of the City of Rahway.

NOW, THEREFORE, be it ordained, by the City Council of the City of Rahway, County of Union, State of New Jersey, as follows:

Section 1. “Chapter 5, Article XVIII, Department of Fire,” of the Code of the City of Rahway is amended to include the following:

§ 5-73. Special-duty jobs, salary and vehicle fees.

A. Any and all special-duty assignments for fire personnel shall be determined and approved by the Chief of Fire or his or her designee. No fire personnel shall perform special-duty assignments for private parties or non-law enforcement entities for compensation other than through the procedure set forth in this article. The Chief of Fire or his or her designee shall obtain such information as he or she determines necessary and is authorized to approve such special-duty fire work in accordance with this article. The Chief of Fire or his or her designee may assign a fire vehicle for use in performing special-duty if and in the event it is determined that the use of a fire vehicle is necessary to perform the contracted duty. A separate fee shall be charged for the use of such fire vehicle. The Chief of Fire or his or her designee may deny the assignment or use of firemen vehicles and/or may impose any condition or requirement as in his or her sole discretion and determination is in the best interest of the City or public safety. The Chief of Fire or his or her designee shall be guided by the nature of the assignment and may refuse to approve those with conflict of interest and/or significant risk of injury. This section does not apply to assignments or work performed for or at the direction of any special task force or similar assignments by other law enforcement or firefighting agencies.

B. Assignments to be voluntary. Fire personnel may volunteer to participate in the special-duty jobs program. All special assignments shall be administered by the Chief of Fire or his or her designee in accordance with a fair and reasonable system, which shall take into account the seniority of the fire personnel, unless exigent circumstance such as time constraints or special skills dictate otherwise. Work assignments under the program shall be considered voluntary and participants shall be compensated in accordance with the rates set forth herein.

C. Fire personnel on duty; agreement; payment and costs. Fire personnel engaged in special-duty assignments shall be deemed on duty for all purposes, including, but not limited to, worker's compensation, public liability and third-party claims for damages and shall conform to all Fire Department rules, regulations and procedures. All such agreements for special-duty assignments shall be contracted for in writing by the completion of a form available from the Fire Department, which contracts shall be kept on record as other such public documents. Delinquent parties shall be liable for all costs, fees and attorneys' fees associated with the collection of any amounts due. Private parties or attorneys who utilize fire personnel in civil cases by subpoena will be responsible to reimburse the City for the costs incurred for the fire personnel's time while complying with the subpoena. The time incurred will be billed by the City to the requesting private attorney or party at the rate established for special-duty assignments. Fire personnel will continue to be compensated by the City as per past practice and the collective bargaining agreement for time responding to subpoena(s). This section does not apply to internal administrative or disciplinary matters in which reimbursement to the City is not applicable.

D. Work to be done within municipality; outside assistance. All special-duty assignments shall be within the City, unless specific written approval is given by the Chief of Fire and/or the Business Administrator to the fire personnel to work outside of the City. The Chief of Fire or his or her designee may contact adjoining municipal fire departments to see if they are willing to perform such special assignments. This does not apply to assignments crossing municipal boundaries in which the work is partially performed within the City.

E. Special fund.

(1) All payments for special-duty assignments shall be deposited in and be made through a special fire trust fund established by the City's Chief Financial Officer, from which payment shall be made to the individual fire personnel performing such service. All payments from the trust fund shall be made to the fire personnel in a timely manner as provided by law, subject to required deductions and an administrative fee to be retained by the municipality. Any dispute between the contractor and the fire personnel on assignment as to services required or compensation due shall be determined by the Chief of Fire or his or her designee. The Chief of Fire's decision, or that of his or her designee, shall be final and binding.

(2) All requests by private and/or non-law enforcement parties for special-duty services shall be made no later than 1600 hours on the day prior to the scheduled workday, except in the event of exigent circumstances. This time period may be waived by the Chief of Fire or his or her designee. Upon filing the request, the requesting party shall deposit with the City, or have on deposit, in the Special Duty Fire Trust Fund at least sufficient funds to pay for the services requested, including all administrative charges. The amount required to be deposited shall be subject to the determination and approval of the Chief of Fire or his or her designee and must at all times be sufficient to pay for special-duty services before said services are rendered, and no services shall be rendered unless prepaid. In the event that the request for special services was not made by 1600 hours on the day prior to the scheduled workday, the "emergency traffic/security rates" as enumerated in § 5-73E(5) herein shall come into effect.

(3) Parties that utilize special-duty services on a regular basis for a week or longer shall maintain a minimum balance of the average weekly expenditure in the fund. Parties that utilize special-duty services on a regular or frequent basis shall maintain a minimum deposit of \$500 in the fund. The Chief of Fire or his or her designee shall have the authority to determine the appropriate minimum balance for a particular party utilizing services to ensure adequate funds are on deposit to timely pay the officers and administrative fees for services provided. The Chief of Fire or his or her designee, with the approval of the Business Administrator, may waive or adjust the minimum balance required for assignments for municipalities, government agencies, utilities or nonprofit organizations.

(4) No services shall be rendered for any party that does not have funds on deposit sufficient to cover the services. No services shall be rendered to any party that is delinquent on payment for past services rendered. Delinquent parties shall be liable for interest at 18% per annum on any funds noticed to the party as delinquent, together with any damages or attorneys' fees or costs incurred by reason of their delinquency. If the Chief of Fire or his or her designee determines a detail poses a hazardous condition or a concern for public safety when not properly staffed, he or she may cancel any proposed assignment. The Chief of Fire or his or her designee shall have the right to cancel special-duty job services when a party is delinquent in payment.

(5) Hourly rates/charges.

(a) The hourly rate/charge payable to fire personnel shall be as follows:

Job	Rate Per Hour Under 8 hours	In Excess of 8 Hours
Fire Watch	\$50.00	\$75.00

(b) A four-hour minimum is applicable to all jobs unless waived by the Chief of Fire or his or her designee.

(6) Any work performed on the following days shall be paid at a rate of time and a half; in excess of eight hours shall be paid at a rate of double time:

- (a) New Year's Eve.
- (b) New Year's Day.
- (c) Easter.
- (d) Memorial Day.
- (e) July 4th.
- (f) Labor Day.
- (g) Thanksgiving.
- (h) Christmas Eve.

(i) Christmas Day.

(7) The hourly rate/charge payable for fire vehicles shall be an additional \$15 per hour, or portion thereof, per each vehicle used. The City shall also charge \$12 per hour as a surcharge for administrative costs, to be retained by the City. The Chief of Fire or his or her designee may waive the minimum hours on a particular assignment should he or she determine this is in the interests of the City. In continuing assignments, the Chief of Fire or his or her designee may waive the hourly minimum on a continuing basis. The Chief of Fire or his or her designee, with the approval of the Business Administrator, may waive or adjust the administrative fee for assignments for municipalities, government agencies or nonprofit organizations.

(8) Hours will be billed in full-hour increments only. If fire personnel work 15 minutes or greater into an hour, a full hour will be billed.

F. Cancellation. Any assignment which is canceled on less than two hours' notice shall be charged against the party. Upon cancellation, the contractor shall be responsible for the minimum payment of four hours, per each fire personnel assigned plus vehicle and administrative fees, at the specified rate plus any administrative fees that may apply.

G. Authority to terminate assignment. The Chief of Fire or his or her designee has the authority to order any fire personnel to vacate or terminate any special-duty assignment in response to emergency situations or whenever the assignment creates an unacceptable risk to health, safety and welfare of fire personnel and/or public in the sole determination and discretion of the Chief of Fire or his or her designee. The contractor shall not be responsible for any compensation for the time that fire personnel is away from the special-duty assignments and shall have no claim for any costs or damages against the municipality, the Chief of Fire or his or her designee or any firemen arising from the termination of any special-duty assignment other than the prorated return of any fees prepaid to the City for the time.

H. Insurance coverage. The City shall be responsible to provide all necessary insurance coverage as required by law for all special-duty assignments for fire personnel, including but not limited to workers' compensation, public liability and claims for damage or personal injury, including death or damage to property, which may arise as a result from the City's performance under the contract.

I. Conformance with agreement. All special-duty assignments and related work shall be performed in accordance with the agreement for special-duty assignment of fire personnel entered into between the contractor and the municipality.

J. The Chief of Fire or his or her designee, subject to the approval of the Business Administrator, has the authority to set reasonable rules and regulations for fire personnel, as well as contractors/vendors, for the administration of the special-duty jobs program.

Section 2. § 5-73 through § 5-75 within "Chapter 5, Article XXI, "Meeting Times Starting Times of Agencies, Boards and Commissions," shall be renumbered § 5-74 through § 5-76.

Section 3. § 5-76 through § 5-77 within “Chapter 5, Article XXII, “Affirmative Action Policy” shall be renumbered § 5-77 through § 5-78.

Section 4. All Ordinances or parts of Ordinances inconsistent herewith are repealed.

Section 5. If any section, subsection, sentence, clause, phrase, or a portion of this Ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

Section 6. This Ordinance shall become effective after second reading and publication as required by law.

ORDINANCE
CITY OF RAHWAY, NEW JERSEY

No. O-14-16

**AN ORDINANCE OF THE CITY OF RAHWAY, COUNTY OF UNION, NEW JERSEY,
TO AMEND THE CODE OF THE CITY OF RAHWAY, TO CREATE CHAPTER ____
“ABANDONED PROPERTIES”**

WHEREAS, pursuant to the Abandoned Property Rehabilitation Act (N.J.S.A. 55:19-78 et seq.), the Mayor and Council of the City of Rahway has the power to establish an Abandoned Property List and to establish and adopt specific municipal powers that are authorized to municipalities under the New Jersey Abandoned Property and Rehabilitation Act, N.J.S.A. 55:19-78 et seq., (the “Act”).

WHEREAS, the Mayor and Council of the City of Rahway (“City”), strongly agree with the Act that abandoned properties create a wide range of problems for municipalities, including but not limited to, the fostering of criminal activity, creating public health problems and otherwise diminishing the quality of life for residents and business operators in those areas; and

WHEREAS, the Mayor and Council of the City strongly agree with the Act that abandoned properties diminish the property values of neighboring properties and have a negative effect on the quality of life of adjacent property owners, increasing the risk of property damage through arson and vandalism and discouraging neighborhood stability and revitalization; and

WHEREAS, the Mayor and Council of the City strongly agree with the Act that, based upon the above, abandoned properties are presumptively considered nuisances in view of their negative effects on nearby properties and the residents or users of those nearby properties; and

WHEREAS, the Mayor and Council of the City strongly agree with the Act that the continued presence of abandoned properties in the City of Rahway acts as a significant barrier to the City's continued development and revitalization; and

WHEREAS, the Mayor and Council of the City strongly agree with the Act that it is the responsibility of the property owner to maintain his/her property in sound condition and prevent it from becoming a nuisance, that this responsibility extends to properties which are not in use, and failure of a property owner to comply with legitimate orders to pay his/her property taxes, demolish, stabilize or otherwise repair his or her property after due notice and the passage of the requisite time period, creates a presumption that the owner has abandoned the property,

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Rahway that the Code of the City of Rahway is hereby amended to establish and adopt the municipal powers authorized by the Act, N.J.S.A. 55:19-78 et seq., and related statutory provisions, by adopting new chapter ____ entitled “Abandoned Properties” as follows:

§1. DEFINITIONS.

As used in this chapter, the following terms shall have the meanings indicated:

ABANDONED PROPERTY

Any property that is determined to be abandoned pursuant to N.J.S.A. 55:19-78 et al.

ABANDONED PROPERTY LIST

An inventory list of Abandoned Property, created pursuant to N.J.S.A. 55:19-55.

DEPARTMENT

The New Jersey Department of Community Affairs.

INTERESTED PARTY

Any resident of the City of Rahway, any owner or operator of a business within the City of Rahway, or any organization representing the interests of residents, business owners or otherwise engaged in furthering the revitalization and improvement of the neighborhood in which the property is located.

LIEN HOLDER or MORTGAGE HOLDER

Any person or entity holding a note, mortgage or other interest secured by the building or any part thereof.

OWNER

The holder or holders of title to an Abandoned Property.

PROPERTY

Any building or structure and the land appurtenant thereto.

PROPERTY IN NEED OF REHABILITATION

Improved, legally vacant property in a state of disrepair as set forth in N.J.S.A. 40A:12A-3 or 14, except that it need not be in an area in need of rehabilitation.

PUBLIC OFFICER

A person designated or appointed by the municipal governing body pursuant to N.J.S.A. 40:48-2.5, or any officer of the City qualified to carry out the responsibilities set forth in N.J.S.A. 55:19-78 et al., or the Construction Code Official or his/her designee.

QUALIFIED REHABILITATION ENTITY

An entity organized or authorized to do business under the New Jersey statutes which shall have as one of its purposes the construction or rehabilitation of residential or non-residential buildings, the provision of affordable housing, the restoration of abandoned property, the revitalization and improvement of urban neighborhoods, or similar purpose, and which shall be well qualified by virtue of its staff, professional

consultants, financial resources, and prior activities set forth in the Act to carry out the rehabilitation of vacant buildings in urban areas.

All undefined terms in this ordinance are given the definition set forth in the Act or otherwise at law.

§2. ABANDONED PROPERTY CRITERIA.

A. Except as provided in N.J.S.A. 55:19-83, any improved vacant property that has not been legally occupied for a period of six (6) months and which meets any one of the following additional criteria may be deemed to be Abandoned Property upon a determination by the Public Officer that:

(1) The property is a Property In Need of Rehabilitation in the reasonable judgment of the Public Officer and no rehabilitation has taken place during that same six (6) month period; or

(2) Construction was initiated on the property and was discontinued prior to completion, leaving the building unsuitable for occupancy, and no construction has taken place for at least six (6) months as of the date of a determination by the Public Officer pursuant to this section; or

(3) At least one installment of property tax remains unpaid and delinquent on that property as of the date of a determination by the Public Officer pursuant to this section; or

(4) The property has been determined to be a nuisance by the Public Officer in accordance with N.J.S.A. 55:19-82 for one or more of the following reasons:

(a) The Property has been found to be unfit for human habitation, occupancy or use pursuant to N.J.S.A. 40:48-2.3;

(b) The condition and vacancy of the Property materially increases the risk of fire to the Property and adjacent properties;

(c) The Property is subject to unauthorized entry leading to potential health and safety hazards; the Owner has failed to take reasonable and necessary measures to secure the property; or the City has secured the property in order to prevent such hazards after the Owner has failed to do so;

(d) The presence of vermin or the accumulation of debris, uncut vegetation or physical deterioration of the structure or grounds have created potential health and safety hazards and the Owner has failed to take reasonable and necessary measures to remove the hazards; or

(e) The dilapidated appearance or other condition of the Property materially affects the welfare, including the economic welfare, of the residents of the area in close proximity to the Property, and the Owner has failed to take reasonable and necessary measures to remedy the conditions.

(5) The Public Officer must comply with the notice provisions of N.J.S.A. 40:48-2.3 et seq., after making the determination that the Property is a nuisance.

B. A Property which contains both residential and non-residential space may be considered abandoned pursuant to N.J.S.A. 55:19-78 et seq. so long as two-thirds or more of the total net square footage of the building was previously legally occupied as residential space and none of the residential space has been legally occupied for at least six (6) months at the time of the determination of abandonment by the Public Officer and the property meets the criteria of Subparagraph (1) or (4) of Paragraph “A.” of this Section.

§3. PROPERTY DEEMED NOT ABANDONED, CRITERIA.

A. If an entity other than the City has purchased or taken assignment from the City of a tax sale certificate on a Property that has not been legally occupied for a period of six (6) months, that Property will not be placed on the Abandoned Property List pursuant to N.J.S.A. 55:19-55 if, as set forth in N.J.S.A. 55:19-83:

(1) The Owner of the tax sale certificate has continued to pay all municipal taxes and liens on the Property in the tax year when due; **and**

(2) The Owner of the tax sale certificate has initiated foreclosure proceedings within six (6) months of the date the property is eligible for foreclosure, pursuant to either subsection a. or subsection b. of N.J.S.A. 54:5-86, and diligently pursues foreclosure proceedings in a timely fashion thereafter.

B. If the Property is used on a seasonal basis, it shall be considered abandoned only if it meets two (2) of the four (4) criteria set forth in Section II.A.(1) through (4).

C. A determination that a Property is abandoned property under the provisions N.J.S.A. 55:19-78 et al., shall not constitute a finding that the use of the Property has been abandoned for purposes of municipal zoning or land use regulation.

D. Upon the request of a purchaser or assignee of a tax sale certificate seeking to bar the right of redemption on an Abandoned Property pursuant to N.J.S.A. 54:5-86(b.), the Public Officer or the Tax Collector shall, in a timely fashion, provide the requester with a certification that the property fulfills the definition of abandoned according to the criteria set forth in Sections 4 and 5 of P.L. 2003, c. 210 (N.J.S.A. 55:19-81 and N.J.S.A. 55:19-82).

§4. ESTABLISHMENT OF ABANDONED PROPERTY LIST.

A. The City hereby directs the Public Officer to identify Abandoned Property and to establish an Abandoned Property List throughout the City or within those parts of the City as the Governing Body may, from time to time, designate. The Abandoned Property List shall include, for each Abandoned Property identified, the tax block and lot number, the name of the owner of record, if known, and the street address of the lot. The City, by resolution, may add properties to the Abandoned Property List at any time.

B. An Interested Party may request that a property be included on the Abandoned Property List following that procedure set forth in N.J.S.A. 55:19-105.

C. Abandoned Property shall not be included on the Abandoned Property List if rehabilitation is being performed in a timely manner, as evidenced by building permits issued and diligent pursuit of rehabilitation work authorized by those permits.

D. A property on which an entity other than the City of Rahway has purchased or taken assignment from the City of a tax sale certificate which has been placed on the Abandoned Property List may be removed in accordance with the provisions of Section 29 of N.J.S.A. 55:19-103.

E. The Public Officer shall establish the Abandoned Property List or any additions thereto by publication in the official newspaper of the City, which publication shall constitute public notice, and, within ten (10) days after publication, shall send a notice by certified mail, return receipt requested, and by regular mail to the owner of record of every property included on the list. The published and mailed notices shall identify property determined to be abandoned, setting forth the owner of record, if known, the tax lot and block number and street address. The Public Officer, in consultation with the Tax Collector, shall also send out a notice by regular mail to any mortgagee, servicing organization, or property tax processing organization that receives a duplicate copy of the tax bill pursuant to N.J.S.A. 54:4-64(d). When the owner of record is not known for a particular property and cannot be ascertained by the exercise of reasonable diligence by the Tax Collector, notice shall not be mailed but instead shall be posted on the property in the manner as provided in N.J.S.A. 40:48-2.7. The mailed notice shall indicate the factual basis for the Public Officer's finding that the property is Abandoned Property as that term is defined in N.J.S.A. 55:19-54, and shall specify the information relied upon in making such finding. In all cases a copy of the mailed or posted notice shall also be filed by the Public Officer in the office of the Union County Clerk. This filing shall have the same force and effect as a notice of *lis pendens* under N.J.S.A. 2A:15-6. The notice shall be indexed by the name of the Property Owner as defendant and the name of the City as plaintiff, as though an action had been commenced by the City against the Owner.

F. The Public Officer, within ten days of establishment of the Abandoned Property List, or any additions thereto, shall send, by regular mail, facsimile, or electronic mail, a copy of the Abandoned Property List to the Electric and Gas Utilities serving the City.

G. An Owner or Lien Holder may challenge the inclusion of his property on the Abandoned Property List by appealing that determination to the Public Officer within thirty (30) days of the Owner's receipt of the certified notice or forty (40) days from the date upon which the notice was sent. An Owner whose identity was not known to the Public Officer shall have forty (40) days from the date upon which notice was published or posted, whichever is later, to challenge the inclusion of a property on the Abandoned Property List. For good cause shown, the public officer shall accept a late filing of an appeal.

H. Within thirty (30) days of receipt of a request for an appeal of the findings contained in the notice pursuant to Paragraphs E. and F. of this Section, the Public Officer shall schedule a hearing for redetermination of the matter. Any property included on the list shall be presumed to be Abandoned Property unless the Owner, through the submission of an affidavit or certification by

the property Owner averring that the property is not abandoned and stating the reasons for such averment, can demonstrate that the property was erroneously included on the list. The affidavit or certification shall be accompanied by supporting documentation, such as but not limited to photographs, and repair invoices, bills and construction contracts. The sole ground for appeal shall be that the property in question is not Abandoned Property as that term is defined in N.J.S.A. 55:19-54. The Public Officer shall decide any timely filed appeal within ten (10) days of the hearing on the appeal and shall promptly, by certified mail, return receipt requested, and by regular mail, notify the Property Owner of the decision and the reasons therefore.

I. The Property Owner may challenge an adverse determination as the result of an appeal with the Public Officer pursuant to Paragraphs G. and H. of this section, by instituting, in accordance with the New Jersey Court Rules, a summary proceeding in the Superior Court, Law Division, Union County, which action shall be tried de-novo. Such action shall be instituted within 20 days of the date of the notice of decision mailed by the Public Officer pursuant to Subsection 'H' of this section. The sole ground for appeal shall be that the Property in question is not Abandoned Property as that term is defined in N.J.S.A. 55:19-54. The failure to institute an action of appeal on a timely basis shall constitute a jurisdictional bar to challenging the adverse determination, except that, for good cause shown, the court may extend the deadline for instituting the action. The Public Officer shall promptly remove any property from the Abandoned Property List that has been determined not to be abandoned on appeal.

J. The Abandoned Property List shall become effective, and the City shall have the right to pursue any legal remedy with respect to properties on the Abandoned Property List at such time as any one Property has been placed on the list in accordance with the provisions of this section, upon the expiration of the period for appeal with respect to that Property or upon the denial of an appeal brought by the Property Owner.

K. Any Interested Party may submit a written request to the Public Officer asserting that any property within the City of Rahway should be included on the Abandoned Property List. The written request must specify the street address and block and lot number of the property to be included, and the grounds for its inclusion. Within thirty (30) days of receipt of any such request, the Public Officer shall provide a written response to the party, either indicating that the property will be added to the List or, if not, the reasons for not adding the property.

L. Any Interested Party may participate in a redetermination hearing regarding the inclusion of a property on the Abandoned Property List. Upon written request by any interested party, the Public Officer shall provide that party with at least twenty (20) days notice of any such hearing. The party shall provide the Public Officer with notice at least ten (10) days before the hearing of its intention to participate, and the nature of the testimony or other information that is proposes to submit at the hearing.

§5. REMOVAL OF PROPERTY FROM THE ABANDONED PROPERTY LIST.

A. Upon a finding and recommendation by the Public Officer, the City, *sua sponte*, may delete properties at any time, when the Public Officer finds and recommends that the property no longer meets the definition of an Abandoned Property.

B. An Owner may request removal of their Property from the Abandoned Property List prior to sale of the tax sale certificate, in accordance with N.J.S.A. 55:19-57, by paying all taxes and City liens due, including interest and penalties, and:

(1) by posting cash or a bond equal to the cost of remediating all conditions because of which the Property has been determined to be abandoned pursuant to N.J.S.A. 55:19-55 and by posting cash or a bond to cover the cost of any environmental cleanup required on the property, evidenced by a certification by a licensed engineer retained by the Owner and reviewed and approved by the Public Officer, stating that the cash or bond adequately covers the cost of the cleanup; or

(2) by demonstrating to the satisfaction of both the Public Officer and the Governing Body that the conditions rendering the Property abandoned have been remediated in full; provided, however, that where the Public Officer finds that the Owner is actively engaged in remediating the conditions because of which the Property was determined to be abandoned, as evidenced by significant rehabilitation activity on the Property, the Public Officer may grant an extension of time of not more than 120 days for the Owner to complete all work, during which time no further proceedings will be taken against the Owner or the Property.

C. If the Owner has posted cash or a bond in order to have a Property removed from the Abandoned Property List and the conditions because of which the Property was determined to be abandoned have not been fully remediated within one (1) year of the date of posting the cash or bond, or, in the case of a Property which requires a remediation of any known, suspected or threatened release of contaminants, if the Owner has failed to enter into a memorandum of agreement with the N.J. Department of Environmental Protection or an administrative consent order, as the case may be, or if an agreement or order is in effect but the Owner has failed to perform the remediation in conformance with the agreement or order, then the cash or bond shall be forfeited to the City which shall use the cash or bond and any interest which has accrued thereon for the purpose of demolishing or rehabilitating the Property or performing the environmental remediation. Any funds remaining after the Property has been demolished, rehabilitated or cleaned up shall be returned to the Owner.

§6. SALE OF TAX LIENS ON ABANDONED PROPERTY/REMEDIATION.

A. Sale

(1) Notwithstanding the provisions of N.J.S.A. 54:5-19, or the provisions of any other law to the contrary, if a Property is included on the Abandoned Property List and the property taxes or other City liens due on the Property are delinquent for 6 or more quarters as of the date of expiration of the right to appeal the Property's inclusion on the Abandoned Property List, or, if an appeal has been filed, as of the date that all opportunities for appeal of inclusion on the Abandoned Property List have been exhausted, then the tax lien on the Property may be sold in accordance with the procedures of the "Tax Sale Law," N.J.S.A.

54:5-1 et seq., on or after the 90th day following the expiration of that time of appeal or final determination on an appeal.

(2) The City may, at its option, require that the sale of the tax sale certificate or any subsequent assignment or transfer of a tax sale certificate held by the City be subject to the express condition that the purchaser or assignee shall be obliged to perform and conclude any rehabilitation or repairs necessary to remove the property from the Abandoned Property List pursuant to N.J.S.A. 55:19-55 and to post a bond in favor of the City to guarantee the rehabilitation or repair of the Property. The Public Officer may waive a requirement to post a bond imposed by the City for any purchaser, assignee or transferee of a tax sale certificate that provides documentation acceptable to the Public Officer that the purchaser, assignee or transferee is a Qualified Rehabilitation Entity, as defined infra in Section I. The cost of rehabilitation and repairs and the cost of the bond shall be added to the amount required to be paid by the Owner for redemption of the Property. The purchaser, assignee or transferee of the tax sale certificate who is required to rehabilitate and repair the Property shall be required to file the appropriate affidavits with the tax collector, pursuant to N.J.S.A. 54:5-62, representing the amounts of monies expended periodically toward the rehabilitation or repair of the Property. A purchaser, assignee or transferee shall be entitled to interest on the amounts expended, as set forth in the affidavits, at the delinquent rate of interest for delinquencies in excess of \$1,500 in effect for the time period when the amounts were expended, pursuant to N.J.S.A. 54:4-67. The tax sale certificate purchaser, assignee or transferee, with the authority of the City, shall be permitted to enter in and upon the Property for the purposes of appraising the costs of rehabilitation and repair and to perform all other acts required to guarantee the completion of the rehabilitation or repair of the Property. No rehabilitation or repair work shall be commenced, however, until proof of adequate liability insurance and an indemnification agreement, holding the City of Rahway harmless, has been filed with the Public Officer.

B. Remediation.

(1) If the City acquires the tax sale certificate for a Property on the Abandoned Property List, then, upon ten (10) days written notice to the Property Owner and any mortgagee as of the date of the filing of the notice pursuant to N.J.S.A. 55:19-55, the City shall be permitted to enter upon the Property and remediate any conditions that caused the Property to be included on the Abandoned Property List. No remediation shall be commenced, however, if within that 10-day period the Owner or mortgagee shall have notified the City in writing that the Owner or Mortgagee has elected to perform the remediation itself. When the Owner or Mortgagee elects to perform the remediation itself, it shall be required to post bond in favor of the City of Rahway in order to ensure performance. The amount and conditions of the bond shall be determined by the Public Officer.

(2) The cost of remediation incurred by the City, as so certified by the entity incurring the cost upon completion of the remediation, shall constitute a lien upon the property first in time and right to any other lien, whether the other lien was filed prior to, or after the filing of any lien by the City, except for City taxes, liens and assessments and any lien imposed pursuant to the “Spill Compensation and Control Act,” N.J.S.A. 58:10-23.11 et seq.,

together with any interest thereon. The certification of cost shall be filed and recorded as a lien by the entity incurring the cost with the Union County Clerk.

(3) Failure of an Owner or Lien Holder to cause the removal of a Property from the Abandoned Property List within the period of time for appeal of inclusion of the property on the list pursuant to N.J.S.A. 55:19-55, shall be prima facie evidence of the intent of the Owner to continue to maintain the Property as Abandoned Property.

C. The clearance, development, redevelopment, or repair of Property being maintained as an Abandoned Property pursuant to this Ordinance is considered a public purpose and public use, for which the power of eminent domain may be lawfully exercised. N.J.S.A. 55:19-56(c)(2).

§7. ACQUISITION OF TAX SALE CERTIFICATE; ACTION TO FORECLOSE RIGHT OF REDEMPTION.

A. When a person other than the City acquires a tax sale certificate for a Property on the Abandoned Property List at tax sale, the purchaser may institute an action to foreclose the right of redemption at any time after the expiration of six months following the date of the sale of the tax sale certificate, in accordance with N.J.S.A. 55:19-58.

B. When the City is the purchaser at tax sale of any Property on the Abandoned Property List pursuant to N.J.S.A. 54:5-34, an action to foreclose the right of redemption may be instituted in accordance with the provisions of subsection b. of N.J.S.A. 54:5-77.

C. After the foreclosure action is instituted, the right to redeem shall exist and continue to exist until barred by the judgment of the Superior Court; provided, however, that no redemption shall be permitted except where the Owner:

(1) Posts cash or a bond equal to the cost of remediating the conditions because of which the Property was determined to be abandoned pursuant to N.J.S.A. 55:19-56, as determined by the court; or

(2) Demonstrates to the court that the conditions because of which the Property was determined to be abandoned pursuant to N.J.S.A. 55:19-56 have been remedied in full.

D. Once a final judgment barring the right of redemption with respect to a property on the list of abandoned properties has been recorded, no court shall reopen such judgment at any time except on the grounds of lack of jurisdiction or fraud in the conduct of the action; in any such proceeding, the provisions of N.J.S.A. 55:19-20 et al. shall be construed liberally in favor of the purchaser, assignee or transferee of the tax sale certificate.

§8. SPECIAL TAX SALE AND CRITERIA FOR BIDDERS.

A. The City Tax Collector may hold a special tax sale with respect to those Properties eligible for tax sale pursuant to N.J.S.A. 54:5-19 which are also on the Abandoned Property List.

B. The Public Officer, with the advice and consent of the Mayor and Council of the City, shall establish criteria for eligibility to bid on Properties at the sale, which may include, but need not be limited to:

(1) documentation of the bidder's ability to rehabilitate or otherwise reuse the Property consistent with City's plans and regulations; commitments by the bidder to rehabilitate or otherwise reuse the Property, consistent with City's plans and regulations;

(2) commitments by the bidder to take action to foreclose on the tax lien by a date certain; and

(3) such other criteria as the Public Officer, with the advice and consent of the Mayor and Council of the City, may determine are necessary to ensure that the Properties to be sold will be rehabilitated or otherwise reused in a manner consistent with the public interest.

C. The Public Officer, with the advice and consent of the Mayor and Council of the City, may establish minimum bid requirements for a special tax sale that are less than the full amount of the taxes, interest and penalties due, to help ensure that the Properties will be rehabilitated or otherwise utilized in a manner consistent with the public interest.

D. The Public Officer, with the advice and consent of the Mayor and Council of the City, may combine Properties in said special tax sale into bid packages, and require that bidders place a single bid on each package, rejecting any and all bids on individual Properties that are submitted.

E. The Public Officer, with the advice and consent of the Mayor and Council of the City, may sell said Properties subject to provision that, if the purchaser fails to carry out any commitment that has been set forth as a condition of sale or misrepresents any material qualification that has been established as a condition of eligibility to bid pursuant thereto, then the Properties and any interest thereto acquired by the purchaser shall revert to the City, and any amount paid by the purchaser at the special tax sale shall be forfeited to the City.

F. In the event there are two (2) or more qualified bidders for any Property or bid package in a special tax sale, the City may designate the unsuccessful qualified bidder whose bid was closest to the successful bid, as an eligible purchaser. In the event that the selected purchaser of that Property or bid package fails to meet any of the conditions of sale established by the City pursuant and their interest in the Property or Properties reverts to the City, the City may subsequently designate the entity previously designated as an eligible purchaser as the winning bidder for the Property or Properties, and assign the tax sale certificates to that entity on the basis of that entity's bid at the special tax sale, subject to the terms and conditions of the special tax sale.

G. The City of Rahway shall provide notice of a special tax sale pursuant to N.J.S.A. 54:5-26. The notice shall include any special terms of sale established by the City pursuant to this section. Nothing shall prohibit the City from holding a special tax sale on the same day as a standard or accelerated tax sale.

§9. EMINENT DOMAIN PROCEEDINGS AND VALUATION.

With respect to any eminent domain proceedings carried out under N.J.S.A. 55:19-56, the fair market value of the Property will be established on the basis set forth in N.J.S.A. 55:19-102.

§10. ACTION FOR CONTROL AND POSSESSION OF ABANDONED PROPERTY.

A. Transfer of possession and control.

(1) A summary action or other action to transfer possession and control of abandoned property in need of rehabilitation to the City may be brought by the City in the Superior Court, Union County, pursuant to N.J.S.A. 55:19-84, 85, and 86, for the relief set forth in those statutes.

(2) Where the City has been granted possession and control, the City may commence and maintain those further proceedings for the conservation, protection or disposal of the property, or any part thereof, that are required to rehabilitate the property, recoup the cost and expenses of rehabilitation, and for the sale of the Property.

(3) Failure by the Owner, Mortgage Holder or Lien Holder to submit a plan for rehabilitation to the City, obtain appropriate construction permits or, in the alternative, submit formal applications for funding the cost of rehabilitation to Local, State or Federal agencies providing such funding within the initial six (6) month period, shall be deemed clear evidence that the Owner has failed to take any action to further the rehabilitation of the Property (N.J.S.A. 55:19-84).

B. A complaint filed pursuant to N.J.S.A. 55:19-84 shall include:

(1) Documentation that the Property is on the Abandoned Property List or a certification by the Public Officer that the Property is abandoned; and

(2) A statement by an individual holding appropriate professional qualifications that there are sound reasons that the building should be rehabilitated rather than demolished based upon the physical, aesthetic or historical character of the building or the relationship of the building to other buildings and lands within its immediate vicinity.

C. Notice requirements for complaint (N.J.S.A. 55:19-86).

(1) Within 10 days of filing a complaint pursuant to N.J.S.A. 55:19-78 et al., the plaintiff must file a notice of *lis pendens* with the Union County Clerk.

(2) At least 30 days before filing the complaint, the City shall serve a notice of its intention to take possession of an abandoned building. The notice must inform the Owner and Interested Party that the Property has not been legally occupied for six (6) months and also advise of those criteria that led to a determination of abandonment pursuant to N.J.S.A. 55:19-81.

(3) The notice will additionally provide that unless the Owner or an Interested Party prepares and submits a rehabilitation plan to the appropriate City officials, the City will

seek to gain possession of the building to rehabilitate the Property and the associated cost shall be a lien against the Property, which may be satisfied by the sale of the Property, unless the owner applies to the court for reinstatement of control of the property as provided in N.J.S.A. 55:19-92.

(4) After the complaint is filed, the complaint must be served in accordance with the New Jersey Rules of Court.

D. After serving the notice of intent pursuant to Subsection ‘C’ of this section, the City or its designee may enter upon that Property after written notice to the Owner by certified mail, return receipt requested, in order to secure, stabilize or repair the Property, or in order to inspect the Property for purposes of preparing a rehabilitation plan to be submitted to the court pursuant to N.J.S.A. 55:19-89.

§11. PROPERTY OWNER DEFENSE AGAINST COMPLAINT.

A. An Owner may defend against a complaint filed pursuant to N.J.S.A. 55:19-84 through 86, by submitting a plan for the rehabilitation and reuse of the Property, which is the subject of the complaint, and by posting a bond equal to 125% of the amount otherwise determined by the Public Officer of the court to be the projected cost of rehabilitation in accordance with N.J.S.A. 55:19-87.

B. Any plan submitted by an Owner to defend against a complaint shall be submitted within sixty (60) days after the complaint has been filed, unless the Court provides the Owner with an extension of time for good cause shown.

C. A plan submitted by an Owner pursuant to this section shall include, but not be limited to the requirements set forth in N.J.S.A. 55:19-87.

D. Where the Court approves the rehabilitation plan of the Owner or other party in interest, then it may appoint the Public Officer to act as monitor of compliance and progress. If the Owner or Interested Party fails to carry out any step in the approved plan, then the City may apply to the Court to have the posted bond forfeited, to transfer possession of the building to the City to complete the rehabilitation plan, and to grant authorization to use the bond proceeds for the rehabilitation. The Owner or other party in interest shall provide quarterly reports to the Public Officer on its activities and progress toward rehabilitation and reuse of the Property.

§12. MORTGAGE OR LIEN HOLDERS DESIGNATED IN POSSESSION.

A. If an Owner is unsuccessful in defending against a complaint filed pursuant to N.J.S.A. 55:19-84, the Mortgage Holder or Lien Holder may seek to be designated in possession of the Property by submitting a plan and posting a bond meeting the same conditions as set forth in N.J.S.A. 55:19-87. Their plan must be submitted within 60 days following the Court’s rejection of the Owner’s plan, unless the Court provides the Mortgage Holder or Lien Holder with an extension of time for good cause shown. If the Court approves any such Mortgage Holder or Lien Holder’s plan, it shall

designate that party to be in possession of the Property for purposes of ensuring its rehabilitation and reuse, and may appoint the Public Officer to act as monitor of the party's compliance.

B. The Mortgage Holder or Lien Holder, as the case may be, shall provide quarterly reports to the Court and the Public Officer on its activities and progress toward rehabilitation and reuse of the Property. If the Mortgage Holder or Lien Holder fails to carry out any material step in the approved plan, then the Public Officer shall notify the Court, which may order the posted bond forfeit, grant the City possession of the Property, and authorize the City to use the proceeds of the bond for rehabilitation of the Property.

C. Any sums incurred or advanced for the purpose of rehabilitating the Property by a Mortgage Holder or Lien Holder granted possession of a Property, including Court costs and reasonable attorney's fees, may be added to the unpaid balance due to that Mortgage Holder or Lien Holder, with interest calculated at the same rate set forth in the note or security agreement; or, in the case of a tax Lien Holder, at the statutory interest rate for subsequent liens.

§13. CITY REHABILITATION OR DESIGNATION OF QUALIFIED REHABILITATION ENTITY.

A. If no Mortgage Holder or Lien Holder meets the conditions of N.J.S.A. 55:19-88, then the City may submit a plan to the Court which conforms to the provisions of N.J.S.A. 55:19-87. Such plan shall designate whether the City or a qualified rehabilitation entity shall undertake the rehabilitation plan in accordance with the provisions of N.J.S.A. 55:19-90.

B. The Mayor and Council of the City may designate a Qualified Rehabilitation Entity for the purpose of exercising the City's rights, where that designation will further the rehabilitation and reuse of the Property consistent with City's plans and objectives.

C. Regardless of whether the City exercises its rights directly or the Mayor and Council designates a Qualified Rehabilitation Entity pursuant to this section, while in possession of a Property, the City shall maintain, safeguard, and maintain insurance on the Property. Notwithstanding the City's possession of the Property, the Owner of the Property shall not be relieved of any civil or criminal liability or any duty imposed by reason of acts or omissions of the Owner.

§14. CITY DEEMED POSSESSOR; BORROWING OF FUNDS; REPORTING AND FILING REQUIREMENTS.

A. If the City is granted possession of a Property pursuant to N.J.S.A. 55:19-89, the City shall be deemed to have an ownership interest in the Property for the purposes set forth in N.J.S.A. 55:19-91.

(1) Notwithstanding the granting of possession to the City, nothing in N.J.S.A. 55:19-78 et al., shall be deemed to relieve the Owner of any obligation for the payment of taxes or other City liens and charges, or mortgages or liens to any party, whether those taxes, charges or liens are incurred before or after the granting of possession.

(2) The granting of possession shall not suspend any obligation the Owner may have as of the date of the granting of possession for payment of any operating or maintenance expense associated with the Property, whether or not billed at the time of the granting of possession.

B. The Court may approve the borrowing of funds by the City to rehabilitate the Property and may grant a lien or security interests with priority over all other liens or mortgages other than municipal liens in accordance with N.J.S.A. 55:19-91. The City shall record any lien authorized by the court with the Union County Clerk.

C. Where the City has designated a Qualified Rehabilitation Entity to act on its behalf, the qualified rehabilitation entity shall provide bi-monthly reports to the Public Officer on its activities and progress toward rehabilitation and reuse of the Property. The City or qualified rehabilitation entity, as the case may be, shall provide such reports to the Court as the Court determines to be necessary.

D. The City shall file a Notice of Completion with the Court, and shall also serve a copy on the Owner and any Mortgage Holder or Lien Holder, at such time as the City has determined that no more than six (6) months remain to the anticipated date on which rehabilitation will be complete. This notice shall include an affidavit of the Public Officer, attesting that the rehabilitation is anticipated to be completed within six (6) months, and a statement setting forth the actions as it plans to undertake consistent with the plan.

§15. PETITION FOR REINSTATEMENT OF CONTROL AND POSSESSION BY OWNER.

A. An Owner may petition for reinstatement of the Owner's control and possession of the property, pursuant to N.J.S.A. 55:19-92, at any time after one (1) year from the Court's removal of possession, but no later than thirty (30) days after the City of Rahway has filed a Notice of Completion with the Court or, in the event the Notice of Completion is filed within less than one (1) year of the grant of possession, within thirty (30) days after the City has filed said Notice.

B. The Court may allow additional time for good cause if that additional time does not materially delay completion of the rehabilitation, place undue hardship on the City or affect any of the terms or conditions under which the City has applied for or received financing for the rehabilitation of the Property.

§16. PROCEDURE FOR CITY TO PLACE LIENS, OBTAIN TITLE AND SELL PROPERTY. [N.J.S.A. 55:19-98]

A. The Public Officer, with the approval of the Court, may place a lien on the Property to cover any costs of the City in connection with any proceeding under N.J.S.A. 55:19-78 et seq. incurred prior to the grant by the Court of an order of possession, which may include costs incurred to stabilize or secure the Property to ensure that it can be rehabilitated in a cost-effective manner. Any such lien shall be considered a City lien for the purposes of N.J.S.A. 54:5-9, with the rights and status of a City lien pursuant thereto.

B. Where the City seeks to gain title to the Property, pursuant to N.J.S.A. 55:19-96, it shall purchase the Property for fair market value on such terms as the Court shall approve, and may place the proceeds of sale in escrow with the Court.

C. The Court may authorize the City to sell the Property free and clear of liens, claims and encumbrances, in which event all such liens, claims and encumbrances shall be transferred to the proceeds of sale with the same priority as existed prior to resale in accordance with the provisions of this section, except that municipal liens shall be paid at settlement. The proceeds of the purchase of the Property shall be distributed as set forth in N.J.S.A. 55:19-97.

D. The municipality may seek approval of the court to sell the property to a third party when the court finds that such conveyance will further the effective and timely rehabilitation and reuse of the property. Upon approval by the Court, the City shall sell the Property on such terms and at such price as the Court shall approve, and may place the proceeds of sale in escrow with the Court.

E. With the exception of the holding of special tax sales pursuant to N.J.S.A. 55:19-101, the remedies available under N.J.S.A. 55:19-78 et seq. shall be available to the City of Rahway with respect to any Abandoned Property, whether or not the City has established an Abandoned Property List and whether or not the property at issue has been included on any such list.

§17. POWERS OF CONSTRUCTION CODE OFFICIAL NOT AFFECTED.

No provision of this Chapter shall be construed as restricting or otherwise abrogating the enforcement and other powers of the City’s Construction Code Official under the New Jersey Uniform Construction Code, including without limitation N.J.S.A. 52:27D-123 et seq., and N.J.A.C. 5:23-1.1 et seq. (collectively, the “Code”). The provisions of this Chapter shall be construed as consistent with the enforcement and other powers of the City’s Construction Code Official under the Code.

§18. STATUTORY CONSISTENCY.

All sections hereof arising from or citing a specific statutory reference shall be deemed as automatically adopting any amendment to such statute(s) as may be consistent with the City’s purposes in enacting this ordinance.

§19. SEVERABILITY AND REPEALER.

If any provision or portion of a provision of this ordinance is held to be unconstitutional, preempted by Federal or State law, or otherwise invalid by any court of competent jurisdiction, the remaining provisions of the ordinance shall not be invalidated. All prior ordinances or parts of ordinances, which are inconsistent with any provisions of this ordinance, are hereby repealed as to the extent of such inconsistencies.

§20. EFFECTIVE DATE.

This ordinance shall take effect following adoption and publication in accordance with the laws of the State of New Jersey.

ATTEST:

Rayna E. Harris, RMC, City Clerk

Samson Steinman, Mayor

SYNOPSIS: Abandoned properties create a wide range of problems for municipalities, including the City of Rahway, and are presumptively considered nuisances in view of their negative effects on nearby properties, property values and the residents or users of those nearby properties. This Ordinance establishes and adopts the municipal powers that are authorized under the New Jersey Abandoned Property and Rehabilitation Act, N.J.S.A. 55:19-78 et seq.; thereby providing the City of Rahway with the ability to preserve and restore vacant buildings that are at risk of being lost through neglect or disinvestment.

ORDINANCE
CITY OF RAHWAY, NEW JERSEY

No. O-15-16

AN ORDINANCE OF THE CITY OF RAHWAY, COUNTY OF UNION, NEW JERSEY, TO ACQUIRE, BY PURCHASE OR CONDEMNATION 1044 EAST HAZELWOOD AVENUE, BLOCK 340, LOT 1 ON THE OFFICIAL TAX MAP OF THE CITY OF RAHWAY

WHEREAS, the City of Rahway, plans to expand the Department of Public Works facility located at 999 Hart Avenue, Rahway, New Jersey; and

WHEREAS, 1044 East Hazelwood Avenue is adjacent to the Department of Public Works facility located at 999 Hart Avenue and has been identified for acquisition to expand the Department of Public Works; and

WHEREAS, pursuant to N.J.S.A. 40:48-2, the City of Rahway is authorized to adopt an ordinance for the preservation of public health, safety and welfare; and

WHEREAS, pursuant to N.J.S.A. 40A:12-1, et seq., the City has the power to acquire any real property for public purpose; and

WHEREAS, the City has determined that it would serve a public purpose for it to acquire 1044 East Hazelwood Avenue for the expansion of the Department of Public Works facility located at 999 Hart Avenue, Rahway, New Jersey.

NOW, THEREFORE, BE IT ORDAINED, by the Municipal Council of the City of Rahway, Union County, New Jersey that the acquisition of Block 340, Lot 1 commonly referred to as 1044 East Hazelwood Avenue, Rahway, by purchase or condemnation is hereby authorized:

BE IT FURTHER ORDAINED that this ordinance shall take effect following adoption and approval in a time and manner prescribed by law.

ORDINANCE

CITY OF RAHWAY, NEW JERSEY

No. O-16-16

AN ORDINANCE TO AMEND AND SUPPLEMENT THE CENTRAL BUSINESS DISTRICT REDEVELOPMENT PLAN OF THE CITY OF RAHWAY PURSUANT TO N.J.S.A. 40A:12A-7

WHEREAS, pursuant to the “Local Redevelopment and Housing Law,” P.L.1992, c.79 (C.40A:12A-1 et seq.) (the “Redevelopment Law”), by an ordinance approved on March 11, 2013, the Rahway City Council (“City Council”), adopted an Amended and Supplemented Redevelopment Plan for the Central Business District Redevelopment Area (the “Redevelopment Plan”); and

WHEREAS, the City of Rahway desires to amend and supplement portions of the Redevelopment Plan; and

NOW, THEREFORE, be it ordained, by the City Council of the City of Rahway, County of Union, State of New Jersey, as follows:

Section 1. “Section IV. Specific Development Regulations, B. Development Regulations for Subdistricts CBD-1, CBD-2 and CBD-3, Subsection 1, Permitted Principal Uses In Any Location, paragraph h, Personal Service Uses” of the Redevelopment Plan is amended to read as follows:

h. Personal service uses. No personal service use shall be located within 500 feet of the same (type) use.

Section 2. Upon introduction of this Ordinance to adopt the proposed amendments to the Amended and Supplemented Redevelopment Plan, it shall be referred to the Rahway Planning Board (the “Planning Board”) for its consideration pursuant to N.J.S.A. 40A:12A-7.e.

Section 3. The proposed amendment to the Amended and Supplemented Redevelopment Plan is substantially consistent with the Master Plan of the City of Rahway.

Section 4. Prior to the adoption of the proposed amendments to the Amended and Supplemented Redevelopment Plan, Planning Board shall, within 45 days after referral, transmit to the City Council, a report containing its recommendation concerning the amendments to the Amended and Supplemented Redevelopment Plan, pursuant to N.J.S.A. 40A:12A-7.e.

Section 5. Upon receipt of the Planning Board’s recommendation or if the Planning Board fails to transmit a recommendation within 45 days after referral, the City Council may act

upon this Ordinance adopting the proposed amendments to the Amended and Supplemented Redevelopment Plan pursuant to N.J.S.A. 40A:12A-7.e.

Section 6. Upon adoption of this Ordinance, the Amended and Supplemented Redevelopment Plan shall be amended to include the amendment as set forth above in Section 1 of this Ordinance.

Section 7. All Ordinances or parts of Ordinances inconsistent herewith are repealed.

Section 8. If any section, subsection, sentence, clause, phrase, or a portion of this Ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

Section 9. This Ordinance shall take effect twenty (20) days after approval in accordance with applicable law.

Certified to be a true copy of an ordinance introduced and adopted upon first reading by the Municipal Council of the City of Rahway at the duly held Meeting on 6/13/16.

M– Mojica

S –Giacobbe

YES: Brown, Cox, Farrar, Giacobbe, Miles, Mojica, Baker

ABSENT: Bresenhan, Wenson Maier

Rayna E. Harris, City Clerk

ORDINANCE

CITY OF RAHWAY, NEW JERSEY

No. O-17-16

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 421, ZONING, OF THE CODE OF THE CITY OF RAHWAY TO PERMIT TOWERS AND ANTENNAS FOR TELECOMMUNICATIONS SERVICES ON PUBLICLY OWNED PROPERTY

WHEREAS, the City of Rahway (“City”) desires to create the opportunity to locate communication facilities in areas in which, in the opinion of the City, will have no appreciable adverse impact on the character of the community, nor will it encroach on the reasonable expectations of the residents of the City and their homes and personal safety remain protected; and

WHEREAS, the City of Rahway desires to limit the location of such facilities to areas which are both acceptable to communication companies wishing to provide such services that are consistent with the City’s objectives stated above; and

WHEREAS, the overriding objective of this ordinance is to establish general guidelines for the siting of wireless communication towers and antennas, to insure that the public health, safety and welfare is safeguarded and that the purposes of the Municipal Land Use Law (“MLUL”) are advanced.

NOW, THEREFORE, be it ordained, by the Municipal Council of the City of Rahway, County of Union, and State of New Jersey, that Chapter 421 of the Municipal Code is hereby amended, revised and supplemented as follows:

Section 1. Article II, §421-4, “Terms defined” is amended to include the following:

"Alternative tower structure" means structures that camouflage or conceal the presence of antennas or towers.

"Antenna" means any exterior transmitting or receiving device mounted on a tower, building or structure and used in communications that radiate or capture electromagnetic waves, digital signals, analog signals, radio frequencies (excluding radar signals), wireless telecommunications signals or other communication signals.

"Height" means, when referring to a tower or other structure, the distance measured from the finished grade of the parcel to the highest point on the tower or other structure, including the base pad and any antenna.

“Publically-owned property” means property owned, leased or otherwise controlled by the City of Rahway, the City of Rahway Board of Education, or the County of Union or any agency or subdivision thereof.

Section 2. “Article V, ‘Supplementary Use Regulations’” is amended to include a new section entitled “Towers and Antennas” to read as follows:

A. Permitted Uses.

1. General. The uses listed in this Section are deemed to be permitted uses and shall not require administrative approval or a conditional use permit.

2. Permitted Uses. The following uses are specifically permitted: Antennas, towers, or alternate tower structures located on Publically-owned property, provided an agreement authorizing such antenna or tower has been entered into with the public owner of the property.

B. General Requirements.

1. Principal or Accessory Use. Antennas and towers may be considered either principal or accessory uses. A different existing use of an existing structure on the same lot shall not preclude the installation of an antenna or tower on such lot.

2. Lot Size. For purposes of determining whether the installation of a tower or antenna complies with district development regulations, including but not limited to setback requirements, lot-coverage requirements, and other such requirements, the dimensions of the entire lot shall control, even though the antennas or towers may be located on leased parcels within such lot.

3. Inventory of Existing Sites. Each applicant for an antenna and/or tower shall provide to the City Zoning Officer an inventory of its existing towers, antennas, or sites approved for towers or antennas, that are either within the jurisdiction of the City of Rahway or within one mile of the border thereof, including specific information about the location, height, and design of each tower. The City Zoning Officer may share such information with other applicants applying for administrative approvals or special use permits under this ordinance or other organizations seeking to locate antennas within the jurisdiction of the City of Rahway, provided, however, that the City Zoning Officer is not, by sharing such information, in any way representing or warranting that such sites are available or suitable.

4. Aesthetics. Towers and antennas shall meet the following requirements:

a. Towers shall either maintain a galvanized steel finish or, subject to any applicable standards of the Federal Aviation Association (“FAA”), be painted a neutral color so as to reduce visual obtrusiveness.

b. At a tower site, the design of the buildings and related structures shall, to the extent possible, use materials, colors, textures, screening, and landscaping that will blend towers and related structure into the natural setting and surrounding buildings.

c. If an antenna is installed on a structure other than a tower, the antenna and supporting electrical and mechanical equipment must be of a neutral color that is identical to, or closely compatible with, the color of the supporting structure so as to make the antenna and related equipment as visually unobtrusive as possible.

5. Lighting. Towers shall not be artificially lighted, unless required by the FAA or other applicable authority. If lighting is required, the lighting alternatives and design chosen must cause the least disturbance to the surrounding views.

6. State or Federal Requirements. All towers must meet or exceed current standards and regulations of the FAA, the Federal Communications Commission and any other agency of the state or federal government with the authority to regulate towers and antennas. If such standards and regulations are changed, then the owners of the towers and antennas governed by this ordinance shall bring such towers and antennas into compliance with such revised standards and regulations within six (6) months of the effective date of such standards and regulations, unless a different compliance schedule is mandated by the controlling state or federal agency. Failure to bring towers and antennas into compliance with such revised standards and regulations shall constitute grounds for the removal of the tower or antenna at the owner's expense.

7. Building Codes: Safety Standards. To ensure the structural integrity of towers, the owner of a tower shall ensure that it is maintained in compliance with standards contained in applicable state or local building codes and the applicable standards for towers that are published by the Electronic Industries Association, as amended from time to time. If, upon inspection, the City of Rahway concludes that a tower fails to comply with such codes and standards and constitutes a danger to persons or property, then upon notice being provided to the owner of the tower, the owner shall have thirty (30) days to bring such tower into compliance with such standards. Failure to bring such tower into compliance within said thirty (30) days shall constitute grounds for the removal of the tower or antenna at the owner's expense.

8. Measurement. For purposes of measurement, tower setbacks and separation distances shall be calculated and applied to facilities located in the City of Rahway irrespective of municipal and county jurisdictional boundaries.

9. Not Essential Services. Towers and antennas shall be regulated and permitted pursuant to this ordinance and shall not be regulated or permitted as essential services, public utilities, or private utilities.

10. Franchises. Owners and/or operators of towers or antennas shall certify that all franchises required by law for the construction and/or operation of a wireless communication system in the City of Rahway have been obtained and shall file a copy of all required franchises with the City Zoning Officer.

11. Signs. No signs shall be allowed on an antenna or tower.

12. Multiple Antenna/Tower Plan. The City of Rahway encourages the users of towers and antennas to submit a single application for approval of multiple towers and/or antenna sites.

C. Area, Bulk and Yard Requirements:

1. Minimum front yard setback - 50 feet or the height of the structure, whichever is greater.
2. Minimum rear yard setback - 50 feet or the height of the structure, whichever is greater.
3. Minimum side yard setback - 5 feet.
4. Maximum height of tower - 130 feet.
5. Maximum height of associated structures - 8 feet.
6. Maximum square footage of associated structures - 150 square feet.

D. Additional Requirements

1. All facilities shall be suitably secured and enclosed in a fence of not less than 6 feet high.
2. Site plan approval by the Rahway Planning Board shall be required and the following information shall be provided:
 - a. A scaled site plan clearly indicating the location, type and height of the proposed tower, on-site land uses and zoning, adjacent land uses and zoning within 200' (including when adjacent to other municipalities), Master Plan classification of the site and all properties within the applicable separation distances set forth in Section C, adjacent roads, proposed means of access, setbacks from property lines, elevation drawings of the proposed means of access, setbacks from property lines, elevation drawings of the proposed tower and any other structures, topography, parking and other information deemed by the City Zoning Officer to be necessary to assess compliance with this ordinance.
 - b. Legal description of the parent tract and leased parcel (if applicable).
 - c. The setback distance between the proposed tower and the nearest residential unit or residentially zoned properties, whether platted or unplatted,
 - d. The separation distance from other towers shall be shown on an updated site plan or map, The applicant shall also identify the type of construction of the existing tower(s)

and the owner/operator of the existing tower(s), if known.

- e. A landscape plan showing specific landscape materials.
 - f. Method of fencing, finished color, if applicable, and methods of camouflage and illumination.
 - g. A description of compliance with this Section and all applicable federal, state or local laws.
 - h. A notarized statement by the applicant as to whether construction of the tower will accommodate collocation of additional antennas for future users.
 - i. Identification of the entities providing the backhaul network for the tower(s) described in the application and other cellular sites owned or operated by the applicant in the municipality.
 - j. A description of the suitability of the use of existing towers, other structures or alternative technology not requiring the use of towers or structures to provide the services to be provided through the use of the proposed new tower.
 - k. A description of the feasible location(s) of future towers or antennas within the City of Rahway based upon existing physical, engineering, technological or geographical limitations in the event the proposed tower is erected.
3. In the event a communication tower is abandoned or not operated for a period of one year, the same shall be removed along with all ancillary equipment, at the option of the City, at the sole expense of the operator.
4. Noise levels generated by the operation of the antenna operation at any property line shall be not more than 50 decibels.
5. Site lighting used to illuminate tower shall be oriented inward toward the tower to minimize spillage and glare onto adjacent properties.
6. The tower and antennae shall be designed in accordance with the current edition of the Building Officials and Code Administrators National Building Code.
7. Any generator located on the site shall be within an equipment structure. All fuel shall be contained in accordance with New Jersey Department of Environmental Protection requirements.
8. Site clearing shall be minimized to preclude the removal of vegetation beyond that necessary to install and maintain the facility.
9. Towers and antennas shall not cause a disruption to, or interfere with other radio,

communications, or television transmissions or equipment. If such disruption or interference is found to be caused by the operation of the towers and antennas, the subscribers and/or lessees shall modify their equipment operations to abate the deficiencies.

E. Availability of Suitable Existing Towers, Other Structures, or Alternative Technology. No new tower shall be permitted unless the applicant demonstrates to the reasonable satisfaction of the City Planning Board that no existing tower, structure or alternative technology that does not require the use of towers or structures can accommodate the applicant's proposed antenna. An applicant shall submit information requested by the City Planning Board related to the availability of suitable existing towers, other structures or alternative technology. Evidence submitted to demonstrate that no existing tower, structure or alternative technology can accommodate the applicant's proposed antenna may consist of any of the following:

- (i) No existing towers or structures are located within the geographic areas which meet applicant's engineering requirements.
- (ii) Existing towers or structures are not of sufficient height to meet applicant's engineering requirements.
- (iii) Existing towers or structures do not have sufficient structural strength to support applicant's proposed antenna and related equipment.
- (iv) The applicant's proposed antenna would cause electromagnetic interference with the antenna on the existing towers or structures, or the antenna on the existing towers or structures would cause interference with the applicant's proposed antenna.
- (v) The fees, costs, or contractual provisions required by the owner in order to share an existing tower or structure or to adapt an existing tower or structure for sharing are unreasonable. Costs exceeding new tower development are presumed to be unreasonable.
- (vi) The applicant demonstrates that there are other limiting factors that render existing towers and structures unsuitable.
- (vii) The applicant demonstrates that an alternative technology that does not require the use of towers or structures, such as a cable microcell network using multiple low-powered transmitters/receivers attached to a wireline system, is unsuitable. Costs of alternative technology that exceed new tower or antenna development shall not be presumed to render the technology unsuitable.

Section 3. All Ordinances or parts of Ordinances inconsistent herewith are repealed.

Section 4. If any section, subsection, sentence, clause, phrase, or a portion of this Ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

Section 5. This Ordinance shall become effective after second reading and publication as required by law.

Certified to be a true copy of an ordinance introduced and adopted upon first reading by the Municipal Council of the City of Rahway at the duly held Meeting on 6/13/16.

M– Giacobbe

S – Miles

YES: Brown, Cox, Farrar, Giacobbe, Miles, Mojica, Baker

ABSENT: Bresenhan, Wenson Maier

Rayna E. Harris, City Clerk

ORDINANCE
CITY OF RAHWAY, NEW JERSEY

No. O-18-16

BOND ORDINANCE PROVIDING FOR THE 2016 ROAD RECONSTRUCTION AND RESURFACING PROGRAM, BY AND IN THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY; APPROPRIATING \$1,250,000 THEREFOR (INCLUDING A NEW JERSEY DEPARTMENT OF TRANSPORTATION TRUST FUND GRANT, A COMMUNITY DEVELOPMENT BLOCK GRANT AND A UNION COUNTY INFRASTRUCTURE GRANT EXPECTED TO BE RECEIVED BY THE CITY) AND AUTHORIZING THE ISSUANCE OF \$1,190,476 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST THEREOF

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

SECTION 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized as a general improvement or purpose to be undertaken by the City of Rahway, in the County of Union, State of New Jersey (the “City”). For the said improvement or purpose stated in Section 3, there is hereby appropriated the sum of \$1,250,000, which is inclusive of a grant expected to be received from the New Jersey Department of Transportation Trust Fund in the amount of \$195,825, a Community Development Block Grant expected to be received in the amount of \$250,000, and a Union County Infrastructure Grant expected to be received in the amount of \$50,000 (collectively, the Grants), and \$59,524 as the amount of down payment for said improvement or purpose required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the “Local Bond Law”). Said down payment is now available therefor by virtue of a provision or provisions in a previously adopted budget or budgets of the City for down payment or for capital improvement purposes or from moneys actually held by the City.

SECTION 2. For the financing of said improvement or purpose described in Section 3 hereof and to meet the part of said \$1,250,000 appropriation not provided for by application of said down payment, and until the Grants have been received, negotiable bonds of the City are hereby authorized to be issued in the principal amount of \$1,190,476 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to

temporarily finance said improvement or purpose, negotiable notes of the City in a principal amount not exceeding \$1,190,476 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

SECTION 3. (a) The improvement hereby authorized and purpose for the financing of which said bonds or notes are to be issued is the 2016 Road Reconstruction and Resurfacing Program (the "Program"), said Program to include, but is not limited to, improvements to the following portions of the following roadways: Jackson Avenue (from Price Street to Elizabeth Avenue); Newton Street (from W. Grand Avenue to Cottage Street); Cottage Street (from Whittier Street to Newton Street); Lewis Street (from Irving Street to Main Street); Fernote Street (from Seminary Avenue to W. Grand Avenue); Holly Place (from Regina Avenue to E. Lake Avenue); Washington Street (from Rutherford Street to Montgomery Street); Richmond Terrace (from Bramhall Road to W. Inman Avenue); Jaques Avenue (from W. Milton Avenue to Maple Street); Madison Avenue (from Stone Street to Central Avenue); Rudolph Avenue (from W. Inman Avenue to Grove Street); Montgomery Street (from E. Milton Avenue to Washington Street); Lafayette Street and East Milton Avenue; which improvements shall include, as applicable, excavation, milling, paving, reconstruction and boxing out and resurfacing or full depth pavement replacement, and where necessary, the sealing of pavement cracks, the repairing and/or installation of curbs, sidewalks and driveway aprons, installation of curb ramps in compliance with ADA, installation of bicycle safety grates, resetting utility castings, drainage work, roadway painting, landscaping and aesthetic improvements including, but not limited to, seeding and installing top soil, and also including all engineering and design work, surveying, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, and all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto, all in accordance with the plans therefor on file in the office of the City Clerk and available for public inspection and hereby approved.

(b) Until the Grants are received, the estimated maximum amount of bonds or notes to be issued for said improvement or purpose is \$1,190,476.

(c) The estimated cost of said improvement or purpose is \$1,250,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued

therefor, and until the Grants have been received, being the amount of \$59,524 is comprised of the down payment for said improvement or purpose.

SECTION 4. In the event the United States of America, the State of New Jersey, and/or the County of Union make a contribution or grant in aid to the City, including the Grants, for the improvement and purpose authorized hereby and the same shall be received by the City 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 Union. 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 Union, including the Grants, shall be received by the City 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 City 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 City, provided that no note shall mature later than one (1) year from its date or otherwise authorized by the Local Bond Law. 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 of the City 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 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 improvement or purpose described in Section 3 of this bond ordinance is not a current expense and is an improvement which the City may lawfully undertake as a general improvement, 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 improvement or purpose 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 15 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 City 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 City as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$1,190,476 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 \$400,000 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 purpose or improvement hereinbefore described.

SECTION 8. The full faith and credit of the City 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 City, and the City shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the City

for the payment of the bonds or notes and the interest thereon without limitation as to rate or amount.

SECTION 9. The City hereby declares the intent of the City to issue the bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use proceeds to payor reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 9 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 10. The City Chief Financial Officer 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 City and to execute such disclosure document on behalf of the City. The City Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the City 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 City 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 City fails to comply with its undertaking, the City shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 11. The City covenants to maintain the exclusion from gross income under section 103(a) of the Code of the interest on all bonds and notes issued under this ordinance.

SECTION 12. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**ADOPTED ON FIRST READING
DATED: June 13, 2016**

**RAYNA E. HARRIS,
Clerk of the City of Rahway**

**ADOPTED ON SECOND READING
DATED: July 11, 2016**

**RAYNA E. HARRIS,
Clerk of the City of Rahway**

APPROVAL BY THE MAYOR ON THIS _____ DAY OF _____, 2016

**SAMSON STEINMAN,
Mayor of the City of Rahway**

CITY COUNCIL OF THE CITY OF RAHWAY

PUBLIC NOTICE

NOTICE OF PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the governing body of the City of Rahway, in the County of Union, State of New Jersey, on June 13, 2016. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at City Hall, Municipal Court/Council Chambers, First Floor, 1 City Hall Plaza, Rahway, New Jersey, on July 11, 2016 at 7:00 p. m. During the week prior to and up to and including the date of such meeting copies of the full 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 PROVIDING FOR THE 2016 ROAD RECONSTRUCTION AND RESURFACING PROGRAM, BY AND IN THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY; APPROPRIATING \$1,250,000 THEREFOR (INCLUDING A NEW JERSEY DEPARTMENT OF TRANSPORTATION TRUST FUND GRANT, A COMMUNITY DEVELOPMENT BLOCK GRANT AND A UNION COUNTY INFRASTRUCTURE GRANT EXPECTED TO BE RECEIVED BY THE CITY) AND AUTHORIZING THE ISSUANCE OF \$1,190,476 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST THEREOF

Purpose(s): 2016 Road Reconstruction and Resurfacing Program

Appropriation: \$1,250,000

Bonds/Notes Authorized: \$1,190,476

Grants: A Grant From The New Jersey Department Of Transportation Trust Fund In The Amount Of \$195,825, A Community Development Block Grant In The Amount Of \$250,000, And A Union County Infrastructure Grant In The Amount Of \$50,000 Are Expected To Be Received

Section 20 Costs: \$400,000

Useful Life: 15 years

RAYNA E. HARRIS,
Clerk of the City of Rahway

CITY COUNCIL OF THE CITY OF RAHWAY

PUBLIC NOTICE

BOND ORDINANCE STATEMENTS AND SUMMARY

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the City Council of the City of Rahway, in the County of Union, State of New Jersey on July 11, 2016 and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such 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 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 PROVIDING FOR THE 2016 ROAD RECONSTRUCTION AND RESURFACING PROGRAM, BY AND IN THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY; APPROPRIATING \$1,250,000 THEREFOR (INCLUDING A NEW JERSEY DEPARTMENT OF TRANSPORTATION TRUST FUND GRANT, A COMMUNITY DEVELOPMENT BLOCK GRANT AND A UNION COUNTY INFRASTRUCTURE GRANT EXPECTED TO BE RECEIVED BY THE CITY) AND AUTHORIZING THE ISSUANCE OF \$1,190,476 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST THEREOF

Purpose(s): 2016 Road Reconstruction and Resurfacing Program

Appropriation: \$1,250,000

Bonds/Notes Authorized: \$1,190,476

Grants: A Grant From The New Jersey Department Of Transportation Trust Fund In The Amount Of \$195,825, A Community Development Block Grant In The Amount Of \$250,000, And A Union County Infrastructure Grant In The Amount Of \$50,000 Are Expected To Be Received

Section 20 Costs: \$400,000

Useful Life: 15 years

RAYNA E. HARRIS,
Clerk of the City of Rahway

DOWN PAYMENT CERTIFICATE

I, the undersigned Chief Financial Officer of the City of Rahway, in the County of Union, State of New Jersey, DO HEREBY CERTIFY that prior to final adoption of the bond ordinance entitled,

“BOND ORDINANCE PROVIDING FOR THE 2016 ROAD RECONSTRUCTION AND RESURFACING PROGRAM, BY AND IN THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY; APPROPRIATING \$1,250,000 THEREFOR (INCLUDING A NEW JERSEY DEPARTMENT OF TRANSPORTATION TRUST FUND GRANT, A COMMUNITY DEVELOPMENT BLOCK GRANT AND A UNION COUNTY INFRASTRUCTURE GRANT EXPECTED TO BE RECEIVED BY THE CITY) AND AUTHORIZING THE ISSUANCE OF \$1,190,476 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST THEREOF”

there was available as a down payment for the improvement or purpose authorized by said bond ordinance \$59,524, which was available by virtue of a provision or provisions in a previously adopted budget or budgets of the City for down payment or for capital improvement purposes.

IN WITNESS WHEREOF, I have hereunto set my hand this _____ day of _____, 2016.

FRANK C. RUGGIERO,
Chief Financial Officer

CERTIFICATE OF INTRODUCTION

I, the undersigned Clerk of the City of Rahway, in the County of Union, State of New Jersey, DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a meeting of the governing body of the City duly called and held on June 13, 2016 at 7:00 p.m. at City Hall, Municipal Court/Council Chambers, First Floor, 1 City Hall Plaza, Rahway, in said County, and that the following was the roll call:

Present:

Absent:

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 City this ____ day of _____, 2016.

(SEAL)

RAYNA E. HARRIS,
Clerk of the City of Rahway

CERTIFICATE OF FINAL ADOPTION

I, the undersigned Clerk of the City of Rahway, in the County of Union, State of New Jersey, DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a meeting of the governing body of the City duly called and held on July 11, 2016, at 7:00 p.m. at City Hall, Municipal Court/Council Chambers, First Floor, 1 City Hall Plaza, Rahway, in said County, and that the following was the roll call:

Present:

Absent:

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 City this ____ day of _____, 2016.

(SEAL)

RAYNA E. HARRIS,
Clerk of the City of Rahway

CLERK'S CERTIFICATE

I, RAYNA E. HARRIS, DO HEREBY CERTIFY that I am the Clerk of the City of Rahway, in the County of Union (the "City"), 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 City. In such capacity, I have the responsibility to maintain the minutes of the meetings of the governing body of the City and the records relative to all resolutions and ordinances of the City. The representations made herein are based upon the records of the City. I DO HEREBY FURTHER CERTIFY THAT:

1. Attached hereto is the bond ordinance introduced on June 13, 2016 and finally adopted on July 11, 2016.

2. After introduction, the bond ordinance was published as required by law on _____, 2016 in _____ (the name of the newspaper).

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 City 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 City 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 _____, 2016 and was duly published as required by law on _____, 2016 in _____ (the name of the newspaper). 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 ordinance is now in full force and effect.

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

7. The official seal of the City 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 City this ____ day of _____, 2016.

(SEAL)

RAYNA E. HARRIS,
Clerk of the City of Rahway

CERTIFICATE OF SUPPLEMENTAL DEBT STATEMENT

I, the undersigned, Clerk of the City of Rahway, in the County of Union, State of New Jersey, DO HEREBY CERTIFY, that the attached Supplemental Debt Statement was prepared, executed and sworn to by Frank C. Ruggiero, the Chief Financial Officer as of June 13, 2016, that such Supplemental Debt Statement was filed in my office on or by June 13, 2016 and with the Director of the Division of Local Government Services prior to July 11, 2016.

RAYNA E. HARRIS,
Clerk of the City of Rahway

ORDINANCE
CITY OF RAHWAY, NEW JERSEY

No. O-19-16

BOND ORDINANCE PROVIDING FOR THE IMPROVEMENTS OF THE WITHERSPOON STREET OUTFALL AND MONROE STREET SEWER LINES, BY AND IN THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY; APPROPRIATING \$325,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$325,000 IN BONDS OR NOTES TO FINANCE THE COST THEREOF

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

SECTION 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the City of Rahway, in the County of Union, State of New Jersey (the “City”) as a general improvement. For the said improvement or purpose stated in Section 3, there is hereby appropriated the sum of \$325,000 from the Sewer Utility of the City, said sum being inclusive of all appropriations heretofore made therefor. Pursuant to the provisions of N.J.S.A. 40A:2-7(h) and 40A:2-11(c) of the Local Bond Law, N.J.S.A. 40A:2-1 et seq., as amended and supplemented (the “Local Bond Law”), no down payment is required as the Sewer Utility of the City is self-liquidating.

SECTION 2. For the financing of said improvement or purpose described in Section 3 hereof and to meet the said \$325,000 appropriation, negotiable bonds of the Sewer Utility of the City are hereby authorized to be issued in the aggregate principal amount not exceeding \$325,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the City in an aggregate principal amount not exceeding \$325,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

SECTION 3. (a) The improvement hereby authorized and purposes for the financing of which said obligations are to be issued is the improvement of Witherspoon

Street outfall and Monroe Street Sewer lines including, but not limited to, improvements to the backflow systems.

(b) The estimated maximum amount of bonds or notes to be issued for said improvement or purpose is \$325,000.

(c) The aggregate estimated cost of said improvement or purpose is \$325,000.

(d) The above improvement and purpose set forth in Section 3(a) is more particularly described in documents on file in the Office of the City Clerk and shall also include, but is not limited to, the following, as applicable, as applicable, surveying, construction planning, engineering and design work, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, environmental testing and remediation and also all work, materials, equipment, labor and appurtenances as necessary therefor or incidental thereto.

SECTION 4. In the event the United States of America, the State of New Jersey, the County of Union or a private entity make a contribution or grant in aid, as applicable, to the City for the improvement or purpose authorized hereby and the same shall be received by the City 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 Union. In the event, however, that any amount so contributed or granted, as applicable, by the United States of America, the State of New Jersey, the County of Union or a private entity, shall be received by the City 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 City 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 City, 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 of the City 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 of the Sewer Utility of the City is hereby amended to conform with the provisions of this bond ordinance, and to the extent of any inconsistency herewith, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital programs of the Sewer Utility 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 improvement or purpose described in Section 3 of this bond ordinance is not a current expense and is an improvement or purpose which the City may lawfully undertake as a general improvement, 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 improvement or purpose within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 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 City 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 City as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$325,000 and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$100,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement hereinbefore described.

SECTION 8. The full faith and credit of the City 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 City, and the City shall be obligated to levy *ad valorem* taxes upon all the taxable property within the City for the payment of the obligations and the interest thereon without limitation as to rate or amount.

SECTION 9. The City hereby declares the intent of the City 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 9 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 10. The City Chief Financial Officer 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 City and to execute such disclosure document on behalf of the City. The City Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the City 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 City 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 City fails to comply with its undertaking, the City shall not be

liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 11. The City covenants to maintain the exclusion from gross income under Section 103(a) of the Code of the interest on all bonds and notes issued under this ordinance.

SECTION 12. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

**ADOPTED ON FIRST READING
DATED: June 13, 2016**

**RAYNA E. HARRIS,
Clerk of the City of Rahway**

**ADOPTED ON SECOND READING
DATED: July 11, 2016**

**RAYNA E. HARRIS,
Clerk of the City of Rahway**

APPROVAL BY THE MAYOR ON THIS ____ DAY OF _____, 2016

**SAMSON STEINMAN,
Mayor**

CITY COUNCIL OF THE CITY OF RAHWAY

PUBLIC NOTICE

NOTICE OF PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the governing body of the City of Rahway, in the County of Union, State of New Jersey, on June 13, 2016. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at City Hall, Municipal Council/Court Chambers, First Floor, 1 City Hall Plaza, Rahway, New Jersey, on July 11, 2016 at 7:00 p. m. During the week prior to and up to and including the date of such meeting copies of the full 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 PROVIDING FOR THE IMPROVEMENTS OF THE WITHERSPOON STREET OUTFALL AND MONROE STREET SEWER LINES, BY AND IN THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY; APPROPRIATING \$325,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$325,000 IN BONDS OR NOTES TO FINANCE THE COST THEREOF

Purpose(s): Improvements Of The Witherspoon Street Outfall And Monroe Street Sewer Lines, All As More Particularly Described In Documents On File In The Office Of The City Clerk And Available For Public Inspection

Appropriation: \$325,000

Bonds/Notes Authorized: \$325,000

Grants Appropriated: None

Section 20 Costs: \$100,000

Useful Life: 20 years

RAYNA E. HARRIS,
Clerk of the City of Rahway

CITY COUNCIL OF THE CITY OF RAHWAY

PUBLIC NOTICE

BOND ORDINANCE STATEMENTS AND SUMMARY

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the City Council of the City of Rahway, in the County of Union, State of New Jersey on June 13, 2016 and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such 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 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 PROVIDING FOR THE IMPROVEMENTS OF THE WITHERSPOON STREET OUTFALL AND MONROE STREET SEWER LINES, BY AND IN THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY; APPROPRIATING \$325,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$325,000 IN BONDS OR NOTES TO FINANCE THE COST THEREOF

Purpose(s): Improvements Of The Witherspoon Street Outfall And Monroe Street Sewer Lines, All As More Particularly Described In Documents On File In The Office Of The City Clerk And Available For Public Inspection

Appropriation: \$325,000

Bonds/Notes Authorized: \$325,000

Grants Appropriated: None

Section 20 Costs: \$100,000

Useful Life: 20 years

RAYNA E. HARRIS,
Clerk of the City of Rahway

CERTIFICATE OF INTRODUCTION

I, the undersigned Clerk of the City of Rahway, in the County of Union, State of New Jersey, DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a meeting of the governing body of the City duly called and held on June 13, 2016 at 7:00 p.m. at City Hall, Municipal Council/Court Chambers, First Floor, 1 City Hall Plaza, Rahway, in said County, and that the following was the roll call:

Present:

Absent:

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 City this ____ day of _____, 2016.

(SEAL)

RAYNA E. HARRIS,
Clerk of the City of Rahway

CERTIFICATE OF FINAL ADOPTION

I, the undersigned Clerk of the City of Rahway, in the County of Union, State of New Jersey, DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a meeting of the governing body of the City duly called and held on July 11, 2016, at 7:00 p.m. at City Hall, Municipal Council/Court Chambers, First Floor, 1 City Hall Plaza, Rahway, in said County, and that the following was the roll call:

Present:

Absent:

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 City this ____ day of _____, 2016.

(SEAL)

RAYNA E. HARRIS,
Clerk of the City of Rahway

CLERK'S CERTIFICATE

I, RAYNA E. HARRIS, DO HEREBY CERTIFY that I am the Clerk of the City of Rahway, in the County of Union (the "City"), 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 City. In such capacity, I have the responsibility to maintain the minutes of the meetings of the governing body of the City and the records relative to all resolutions and ordinances of the City. The representations made herein are based upon the records of the City. I DO HEREBY FURTHER CERTIFY THAT:

1. Attached hereto is the bond ordinance introduced on June 13, 2016 and finally adopted on July 11, 2016.

2. After introduction, the bond ordinance was published as required by law on _____, 2016 in _____ (the name of the newspaper).

3. Following the passage of the 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 City at the place where public notices are customarily posted, a copy of said ordinance or a summary thereof and a notice that copies of the ordinance would be made available to the members of the general public of the City who requested copies, up to and including the time of further consideration of the ordinance by the governing body. Copies of the ordinance were made available to all who requested same.

4. After final passage, the ordinance was duly approved by the Mayor on _____, 2016 and was duly published as required by law on _____, 2016 in _____ (the name of the newspaper). No protest signed by any person against making any improvements or incurring the indebtedness authorized

therein, nor any petition requesting that a referendum vote be taken on the action proposed in the 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 ordinance has not been amended, added to, altered or repealed and said ordinance is now in full force and effect.

6. A certified copy of this ordinance and a copy of the amended capital budget form has been filed with the Director of the Division of Local Government Services, as applicable.

7. The official seal of the City 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 City this ____ day of _____, 2016.

(SEAL)

RAYNA E. HARRIS,
Clerk of the City of Rahway

CERTIFICATE OF SUPPLEMENTAL DEBT STATEMENT

I, the undersigned, Clerk of the City of Rahway, in the County of Union, State of New Jersey, DO HEREBY CERTIFY, that the attached Supplemental Debt Statement was prepared, executed and sworn to by Frank C. Ruggiero, the Chief Financial Officer as of June 13, 2016, that such Supplemental Debt Statement was filed in my office on or by June 13, 2016 and with the Director of the Division of Local Government Services prior to July 11, 2016.

RAYNA E. HARRIS,
Clerk of the City of Rahway