

ORDINANCE NO. 2014-04

AN BOND ORDINANCE BOND OF THE BOROUGH OF ISLAND HEIGHTS, IN THE COUNTY OF OCEAN, NEW JERSEY, AMENDING IN PART BOND ORDINANCE NO. 2010-05 ADOPTED ON APRIL 27, 2010 AND FURTHER AMENDED ON AUGUST 14, 2012, PROVIDING FOR THE CONSTRUCTION OF THE REPLACEMENT FOR EXISTING WATER TREATMENT PLANT IN ORDER TO AMEND THE ITEMS OF EXPENSE PERMITTED UNDER N.J.S.A. 40A2-20,

WHEREAS, the Borough of Island Heights, in the County of Ocean, New Jersey (the "Borough") finally adopted a Bond Ordinance No. 2010-05 on April 27, 2010, (the "Bond Ordinance"), and further amended on August 14, 2012 providing for the preliminary and final design, construction costs and administrations costs for the replacement of the existing water treatment plant; and

WHEREAS, the Borough has determined that the items of expense permitted under N.J.S.A. 40A:2-20 set forth in the Bond Ordinance needs to be increased by \$100,000 without increasing the aggregate appropriation of debt authorization for said purpose.

NOW, THEREFORE, be it ORDAINED by the MUNICIPAL COUNCIL of the BOROUGH OF ISLAND HEIGHTS, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. Section 6(d) of the Bond Ordinance is hereby amended to read as follows:

(d) An aggregate amount not exceeding \$410,000 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 purposes or improvements.

Section 2. The aggregate appropriation, the aggregate debt authorization, the aggregate down payment, and other authorizations set forth in the Bond Ordinance remain unchanged and are hereby confirmed.

Section 3. All ordinances or parts of ordinances in conflict or inconsistent with any of the terms of this ordinance are hereby repealed to the extent that they are in such conflict or are inconsistent. In the event that any section, part or provision of this ordinance shall be held to be unconstitutional or invalid by any court, such holding shall not affect the validity of this ordinance as a whole, or any part hereof other than the part so held unconstitutional or invalid.

Section 4. This amendatory bond ordinance shall take effect twenty days after the first publication thereof after final passage, as provided in the Local Bond Law, N.J.S.A. 40A:2-1, et seq.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was duly introduced and passed upon first reading at a regular meeting of the governing body of the Borough of Island Heights held on April 22, 2014. Further notice is hereby given that said ordinance was considered for final passage and adopted, after a public hearing thereon, at a regular meeting of said governing body held at the Island Heights Municipal Building, East End & Van Sant Avenues, Island Heights, New Jersey on May 13, 2014.



Ellie Rogalski, RMC/MMC

STATEMENT

The Bond Ordinance published herewith has been fully adopted and the twenty (20) day period of limitation with 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.



Ellie Rogalski, RMC/MMC