

**BOND ORDINANCE OF THE CITY OF VINELAND, ON  
BEHALF OF THE LANDIS SEWERAGE AUTHORITY,  
PROVIDING FOR THE SANITARY SEWER EXTENSION  
PROJECT FOR CAVALLO DRIVE IN AND BY THE CITY  
OF VINELAND, IN THE COUNTY OF CUMBERLAND,  
NEW JERSEY, APPROPRIATING \$210,000 THEREFOR,  
AUTHORIZING THE ISSUANCE OF \$200,000 BONDS OR  
NOTES OF THE CITY FOR FINANCING PART OF THE  
COST THEREOF AND DIRECTING THE SPECIAL  
ASSESSMENT OF THE COST THEREOF.**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VINELAND, IN THE COUNTY OF CUMBERLAND, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the City of Vineland, in the County of Cumberland, New Jersey (the "City") as a local improvement. For the improvement or purpose described in Section 3, there is hereby appropriated the sum of \$210,000, including the sum of \$10,000 as the down payment on the bonds herein authorized as required by the Local Bond Law. The down payment is now available by virtue of funds available from The Landis Sewerage Authority (the "Authority") pursuant to a shared services agreement between the City and the Authority as referenced in Section 3 hereof.

Section 2. In order to finance the cost of the improvement or purpose, negotiable bonds are hereby authorized to be issued in the principal amount of \$200,000 pursuant to the Local

Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes 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 by the City is on behalf of the Authority and is being done pursuant to the provisions of a shared services agreement authorized pursuant to the Uniform Shared Services and Consolidation Act, *N.J.S.A. 40A:65-1 et seq.*, (the “Shared Services Agreement”) and the purpose for the financing for which the bonds are to be issued is the installation of sanitary sewer on Cavallo Drive in the City, consisting of approximately 600 feet of 8” PVC gravity sewer pipe, two 4 foot diameter manholes, house laterals, connections into existing manholes, paving and restoration including all work and materials necessary therefor and incidental thereto, all as shown on and in accordance with the plans and specifications on file in the office of the City Clerk and hereby approved. The City Block and Lot numbers for the properties to be assessed are as follows: Block 6901, Lots 12, 13, 14, 15, 16, 17, 18, 19, 20 and 21.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial

officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8.1. 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 purchasers thereof upon receipt of payment of the purchase price plus accrued interest 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 ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget of the City is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. Notice is hereby given to the owners of all lots and parcels of real estate benefitted by the improvement described in Section 3 hereof and affected by the improvement described therein that the City intends to make and to levy special assessments against all such lots and parcels of real estate in an aggregate amount of not exceeding \$210,000. Such special assessments shall be made and levied in the manner provided by law and shall be as nearly as possible in proportion to and not in excess of the peculiar benefit, advantage or increase in value that the respective lots and parcels of real estate shall be deemed to receive by reason of the improvement. It is expected that the City will contribute \$0 to the cost of the improvement; but if the amount of the benefit conferred upon the properties referenced herein and paid by the

special assessments as finally confirmed is less than \$210,000, then the City will also contribute the difference to the cost of the improvement and be reimbursed by the Authority pursuant to the Shared Services Agreement.

Section 7. The owner of any land upon which an assessment for the local improvement shall have been made may pay such assessment in the number of equal yearly installments determined herein with legal interest on the unpaid balance of the assessment. The first of such installments shall be due and payable two months after the confirmation of the assessment, and each subsequent annual installment and interest shall be payable in each successive year at such time as the governing body shall determine by resolution, provided that any owner of land so assessed shall have the privilege of paying the whole of any assessment or any balance of installments with accrued interest thereon at one time. In case any such installment shall remain unpaid for thirty (30) days after the time it shall become due and payable, the whole assessment or the balance thereof shall become and be immediately due and payable, shall draw interest at the rate imposed upon the arrearage of taxes in the City and shall be collected in the same manner as provided by law for other past-due assessments. Such assessment shall remain a lien upon the land described herein until the assessment, with all installments and accrued interest thereon, shall be paid and satisfied. Notwithstanding anything herein to the contrary, the City shall have the right to waive default as may be permitted by law.

Section 8. The following additional matters are hereby determined, declared, recited and stated:

(a) The purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement that the City lawfully may undertake as a local improvement, the cost of which shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 40 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the 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 Department of Community Affairs of the State of New Jersey. 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 in this bond ordinance by \$200,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount of not exceeding \$25,000 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.

(e) The number of annual installments within which the special assessments are to be levied on the lots and parcels of real estate benefitted by the improvement is 10.

(f) The estimated maximum aggregate amount of the special assessments is not to exceed \$210,000.

Section 9. Any grant moneys received for the purpose described in Section 3(a) hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 10. The chief financial officer of the City 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 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. The Mayor and/or chief financial officer are each hereby authorized to execute a shared services agreement with The Landis Sewerage Authority in order to accomplish and complete the sanitary sewer improvement work described herein upon the terms set forth in such shared services agreement.

Section 11. 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 real property within the City for the payment of the obligations and the interest thereon without limitation of rate or amount.

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



DEBT STATEMENT CERTIFICATE

I, Keith Petrosky, Clerk of the City of Vineland, in the County of Cumberland, New Jersey (herein called the "City"), HEREBY CERTIFY that annexed hereto is a true and complete copy of the Supplemental Debt Statement of the City that was prepared as of \_\_\_\_\_, 2021 by Susan M. Baldosaro, who was then comptroller of the City and filed in my office on \_\_\_\_\_, 2021, and that a complete, executed copy of such statement was filed in the office of the Director of the Division of Local Government Services of the State of New Jersey on \_\_\_\_\_, 2021.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the City this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
Keith Petrosky, Clerk

(SEAL)



CERTIFICATE OF DOWN PAYMENT

I, Susan M. Baldosaro, Chief Financial Officer of the City of Vineland, in the County of Cumberland, New Jersey (the "City") HEREBY CERTIFY that prior to the final adoption on \_\_\_\_\_, 2021 of a bond ordinance entitled:

BOND ORDINANCE OF THE CITY OF VINELAND, ON BEHALF OF THE LANDIS SEWERAGE AUTHORITY, PROVIDING FOR THE SANITARY SEWER EXTENSION PROJECT FOR CAVALLO DRIVE IN AND BY THE CITY OF VINELAND, IN THE COUNTY OF CUMBERLAND, NEW JERSEY, APPROPRIATING \$210,000 THEREFOR, AUTHORIZING THE ISSUANCE OF \$200,000 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE COST THEREOF AND DIRECTING THE SPECIAL ASSESSMENT OF THE COST THEREOF.

there was available as a down payment for the purposes authorized by the bond ordinance the sum of \$10,000, which amount was appropriated as a down payment by the bond ordinance and was made available from funds received from The Landis Sewerage Authority.

IN WITNESS WHEREOF, I have hereunto set my hand this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
Susan M. Baldosaro, Chief Financial Officer

EXTRACT from the minutes of a \_\_\_\_\_ meeting of the City Council of  
the City of Vineland, in the County of Cumberland, New Jersey held at the  
\_\_\_\_\_ in the City on \_\_\_\_\_, 2021 at \_\_\_\_\_ o'clock \_\_\_\_ .m.

PRESENT:

ABSENT:

[Attach appropriate minutes hereto]

CERTIFICATE

I, Keith Petrosky, Clerk of the City of Vineland, in the County of Cumberland, State of New Jersey, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the governing body of the City duly called and held on \_\_\_\_\_, 2021 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 \_\_\_\_\_, 2021.

\_\_\_\_\_  
Keith Petrosky, Clerk

(SEAL)

EXTRACT from the minutes of a \_\_\_\_\_ meeting of the City Council of the City of Vineland, in the County of Cumberland, New Jersey held at the \_\_\_\_\_ in the City on \_\_\_\_\_, 2021 at \_\_\_\_\_ o'clock \_\_\_\_ .m.

PRESENT:

ABSENT:

[Attach appropriate minutes hereto]

CERTIFICATE

I, Keith Petrosky, Clerk of the City of Vineland, in the County of Cumberland, State of New Jersey, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the governing body of the City duly called and held on \_\_\_\_\_, 2021 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 \_\_\_\_\_, 2021.

\_\_\_\_\_  
Keith Petrosky, Clerk

(SEAL)

CLERK’S CERTIFICATE

I, Keith Petrosky, Clerk of the City of Vineland, in the County of Cumberland, State of New Jersey, HEREBY CERTIFY as follows:

1. I am the duly appointed Clerk of the City of Vineland, in the County of Cumberland, State of New Jersey (herein called the “City”). In this 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 ordinances and resolutions of the City. The representations made herein are based upon the records of the City.

2. Attached hereto is a true and complete copy of an ordinance passed by the governing body of the City on first reading on \_\_\_\_\_, 2021 and finally adopted by the governing body on \_\_\_\_\_, 2021 and, where necessary, approved by the Mayor on \_\_\_\_\_, 2021.

3. On \_\_\_\_\_, 2021, a copy of the ordinance and a notice that copies of the ordinance would be made available to the members of the general public of the municipality who requested copies, up to and including the time of further consideration of the ordinance by the governing body, was posted in the principal municipal building of the City at the place where public notices are customarily posted. Copies of the ordinance were made available to all who requested them.

4. 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.

5. After final passage, the ordinance, a copy of which is attached hereto, was duly published on \_\_\_\_\_, 2021. No protest signed by any person against making the

improvement 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 20 days after the publication or at any other time after the final passage thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

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Keith Petrosky, Clerk

[SEAL]

CLERK'S CERTIFICATE AS TO  
LOCAL IMPROVEMENT ORDINANCE

I, Keith Petrosky, Clerk of the City of Vineland, in the County of Cumberland, New Jersey, hereby certify with respect to the local improvement ordinance of the Township introduced on \_\_\_\_\_, 2021 and finally adopted on \_\_\_\_\_, 2021, that the ordinance was published at least once, not less than 10 days prior to the time fixed for consideration on second reading of the ordinance and that at least one week prior to the time, a copy of the ordinance together with a notice of the introduction thereof and the time and place where such ordinance was to be further considered for final passage was mailed to every person whose lands might be affected by the ordinance or by any assessment that may be made in pursuance thereof so far as it could be ascertained.

I further certify that [only the/no] persons below filed written objections with me prior to final passage of the ordinance pursuant to N.J.S. 40:49-7:

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Township this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

[SEAL]

\_\_\_\_\_  
Keith Petrosky, Clerk



## 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 Vineland, in the County of Cumberland, State of New Jersey, on \_\_\_\_\_, 2021. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the \_\_\_\_\_, in the City on \_\_\_\_\_, 2021 at \_\_\_\_\_ o'clock \_\_.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 Of The City Of Vineland, On Behalf Of The Landis Sewerage Authority, Providing For The Sanitary Sewer Extension Project For Cavallo Drive In And By The City Of Vineland, In The County Of Cumberland, New Jersey, Appropriating \$210,000 Therefor, Authorizing The Issuance Of \$200,000 Bonds Or Notes Of The City For Financing Part Of The Cost Thereof And Directing The Special Assessment Of The Cost Thereof."

Purpose: The improvement hereby authorized by the City is on behalf of The Landis Sewerage Authority and is being done pursuant to the provisions of a shared services agreement authorized pursuant to the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., and the purpose for the financing for which the bonds are to be issued is the installation of sanitary sewer on Cavallo Drive in the City, consisting of approximately. 600 feet of 8" PVC gravity sewer pipe, two 4 foot diameter manholes, house laterals, connections into existing manholes, paving and restoration including all work and materials necessary therefor and incidental thereto, all as shown on and in accordance with the plans and specifications on file in the office of the City Clerk. The City Block and Lot numbers for the properties to be assessed are as follows: Block 6901, Lots 12, 13, 14, 15, 16, 17, 18, 19, 20 and 21.

Appropriation: \$210,000

Bonds/Notes Authorized: \$200,000

Grants Appropriated: N/A

Section 20 Costs: \$25,000

Useful Life: 40 years

Keith Petrosky, Clerk

This Notice is published pursuant to N.J.S.A. 40A:2-17.

## BOND ORDINANCE STATEMENT AND SUMMARY

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the City of Vineland, in the County of Cumberland, State of New Jersey on \_\_\_\_\_, 2021 and the 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 Of The City Of Vineland, On Behalf Of The Landis Sewerage Authority, Providing For The Sanitary Sewer Extension Project For Cavallo Drive In And By The City Of Vineland, In The County Of Cumberland, New Jersey, Appropriating \$210,000 Therefor, Authorizing The Issuance Of \$200,000 Bonds Or Notes Of The City For Financing Part Of The Cost Thereof And Directing The Special Assessment Of The Cost Thereof."

Purpose: The improvement hereby authorized by the City is on behalf of The Landis Sewerage Authority and is being done pursuant to the provisions of a shared services agreement authorized pursuant to the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., and the purpose for the financing for which the bonds are to be issued is the installation of sanitary sewer on Cavallo Drive in the City, consisting of approximately. 600 feet of 8" PVC gravity sewer pipe, two 4 foot diameter manholes, house laterals, connections into existing manholes, paving and restoration including all work and materials necessary therefor and incidental thereto, all as shown on and in accordance with the plans and specifications on file in the office of the City Clerk. The City Block and Lot numbers for the properties to be assessed are as follows: Block 6901, Lots 12, 13, 14, 15, 16, 17, 18, 19, 20 and 21.

Appropriation: \$210,000

Bonds/Notes Authorized: \$200,000

Grants Appropriated: N/A

Section 20 Costs: \$25,000

Useful Life: 40 years

Keith Petrosky, Clerk

September 3, 2021

Susan M. Baldosaro  
Chief Financial Officer  
City of Vineland  
640 Wood Street  
Vineland, New Jersey 08362

**Re: \$210,000/\$200,000 Special Assessment Bond Ordinance**

Dear Susan:

In accordance with your request, I have prepared and enclose herewith the above referenced form of bond ordinance. The ordinance should be adopted in accordance with the procedure set forth below for your convenience.

The electronic Supplemental Debt Statement should be prepared on the date of introduction of the bond ordinance and sent to the Clerk on that same date. The Supplemental Debt Statement should also be filed electronically with the Division of Local Government Services prior to final adoption of the bond ordinance. Please retain a copy of the electronic receipt sent to you by the Division of Local Government Services, as we will need a copy for our records. In order to comply with the capital budget regulations, the bond ordinance contains a provision amending the capital budget to the extent of any inconsistency with the bond ordinance and it should be sent to Trenton and filed along with the resolution of the governing body in the form required by the Local Finance Board showing the details of the amended capital budget. It will not be necessary to publish the resolution.

The ordinance may be introduced and read by title only and adopted by a majority of the members of the governing body present, assuming a quorum. **After introduction, the Notice of Pending Bond Ordinance and Summary must be published in the local newspaper, a form of which I have enclosed for your use. Also, the ordinance should be posted on the bulletin board customarily used for notices, together with the Notice of Pending Bond Ordinance and Summary, and copies of the ordinance should be made available to anyone who requests them of the Clerk after introduction.**

**At least ten days before the public hearing on the ordinance, a copy of the ordinance together with the Notice of Pending Bond Ordinance and Summary in the form enclosed should be served on every person whose land may be affected by the ordinance or any assessment that may be made pursuant to it, all as set forth in N.J.S.A. 40:56-1.** The Notice must be **served personally** on the affected owner or by leaving it at his or her usual place of residence with a member of the family above the age of 14 or as otherwise set forth in N.J.S.A. 40:56-1. Alternatively, notice of the improvement may be given prior to awarding a contract for

Susan M. Baldosaro  
Chief Financial Officer  
City of Vineland  
September 3, 2021  
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the improvement as set forth in N.J.S.A. 40:56-1.

**The bond ordinance can be considered for final adoption not less than ten days after the introduction and publication of the Notice of Pending Bond Ordinance.** Please note that this procedure is different from the adoption procedure for general improvement ordinances, under which a general improvement bond ordinance may be considered for final adoption only seven days after the publication of the Notice of Pending Bond Ordinance.

If the ordinance has been posted and copies made available as indicated above, the ordinance can be read at the second hearing by title only. If the ordinance posting procedure has not been followed, the ordinance must be read in full at the second hearing. After the ordinance is read for the second time, the governing body should hold a public hearing and should give all members of the public a chance to be heard on the ordinance. After the public hearing, the ordinance can be finally adopted by the affirmative vote of not less than two-thirds of the full membership of the governing body. **After final adoption, the Bond Ordinance Statement and Summary must be published, a copy of which I have enclosed for your use.** Note that if the approval of an officer is required to make the ordinance effective, the ordinance must be approved by that officer, or passed over veto, before it is published after final adoption.

After the ordinance is finally adopted, it will be necessary for us to establish a record of proceedings documenting the proper adoption of the bond ordinance. In order to do this, we will need one completely executed set of the documents enumerated on the attached checklist. By copy of this letter, I am sending the Clerk a copy of the checklist along with a copy of the ordinance. With the exception of the Affidavits of Publication, I am also sending the Clerk the necessary certificates to be completed, executed and returned to us along with the necessary attachments to provide us with this documentation. It should be noted that the Clerk's Certificate must be executed no sooner than 21 days following the final publication in order to attest that there has been no protest within the statutory twenty-day protest period.

If you or the Clerk have any questions about the form of the ordinance, the adoption procedure or the form of the certificates, please call me.

Susan M. Baldosaro  
Chief Financial Officer  
City of Vineland  
September 3, 2021  
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Thank you for this opportunity to have been of assistance.

Very truly yours,

Edward J. McManimon

Enclosures

cc: Keith Petrosky, Clerk, w/encl.  
Richard P. Tonetta, Esq., w/encl.  
Leon Costello, C.P.A., w/encl.