

2<sup>ND</sup>

CITY OF LINDEN

**AN ORDINANCE PROVIDING FUNDING FOR THE RAIL FREIGHT PROJECT FOR THE CITY OF LINDEN AND APPROPRIATING \$2,558,270 FOR SUCH PURPOSE.**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LINDEN, IN THE COUNTY OF UNION AND STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. The City of Linden, in the County of Union, New Jersey, authorizes the Rail Freight Project to be undertaken and to be funded from the sources specified in Section 2 of the Ordinance.

Section 2. The amount of \$2,558,270 is hereby appropriated for the purposes stated in Section 1 of the Ordinance, which sum includes \$2,302,443 expected to be received from the New Jersey Department of Transportation Rail Freight Assistant Program, and the amount contributed by the City in the amount of \$255,827 is funded from the Capital Improvement Fund.

Section 3. In connection with the purpose and the amount authorized in Sections 1 and 2 hereof, the City determines the purpose described in Section 1 hereof is not a Current Expense and is an improvement which the City of Linden may lawfully make as a general improvement.

Section 4. All ordinances or parts of ordinances which are inconsistent with the terms of this Ordinance be and the same are hereby repealed to the extent of their inconsistency.

Section 5. This Ordinance shall take effect immediately upon due passage and publication according to law.

PASSED:

APPROVED:

ATTEST:

\_\_\_\_\_  
President of Council

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

**(TO BE PUBLISHED WITH THE ORDINANCE, IN FULL OR BY TITLE, AND POSTED WITH THE ORDINANCE, IN FULL, AFTER INTRODUCTION AND AT LEAST SEVEN DAYS PRIOR TO THE PUBLIC HEARING)**

**AN ORDINANCE PROVIDING FUNDING FOR THE RAIL FREIGHT PROJECT FOR THE CITY OF LINDEN AND APPROPRIATING \$2,558,270 FOR SUCH PURPOSE.**

**NOTICE OF PENDING ORDINANCE**

The ordinance, the title of which is published herewith, was introduced and passed upon first reading at a meeting of the City Council of the City of Linden, in the County of Union, New Jersey, held on August 18, 2020. It will be further considered for final passage after public hearing thereon, at a meeting of said City Council to be held at the Municipal Building, 301 North Wood Avenue, in said City on September 15, 2020 at 7:00 o'clock P.M., and during the week prior to and up to and including the date of such meeting, copies of said ordinance will be made available at the Clerk's Office in the Municipal Building said City to the members of the general public who shall request the same. The purpose of said ordinance is to make an appropriation in the amount of \$2,558,270 for the Rail Freight Project, which sum includes \$2,302,443 expected to be received from the New Jersey Department of Transportation Rail Freight Assistant Program.

/s/ Joseph J. Bodek  
City Clerk

**(TO BE PUBLISHED WITH THE ORDINANCE, IN FULL OR BY TITLE, AFTER  
FINAL PASSAGE)**

**AN ORDINANCE PROVIDING FUNDING FOR THE RAIL  
FREIGHT PROJECT FOR THE CITY OF LINDEN AND  
APPROPRIATING \$2,558,270 FOR SUCH PURPOSE.**

ADOPTED: September 15, 2020

APPROVED: September 15, 2020

ATTEST:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
/s/ Joseph J. Bodek  
City Clerk

**NOTICE OF ADOPTION**

The ordinance, the title of which is published herewith, was duly and finally adopted by the City Council of the City of Linden, New Jersey on September 15, 2020.

\_\_\_\_\_  
/s/ Joseph J. Bodek  
City Clerk

**Re: CITY OF LINDEN  
COUNTY OF UNION, NEW JERSEY**

**\$2,558,270 FUNDING FOR VARIOUS CAPITAL PURPOSES**

N/A Certified copy of the Supplemental Debt Statement prepared as of the date of introduction of the ordinance. This should show filing in the Clerk's office as well as in Trenton.

N/A Down Payment Certificate.

\_\_\_\_\_ Certified copy of the minutes of the meeting of the City Council held \_\_\_\_\_  
\_\_\_\_\_ showing introduction of the ordinance.

\_\_\_\_\_ Affidavit of Publication in local newspaper following introduction of the ordinance.

\_\_\_\_\_ Certified copy of the minutes of the meeting of the City Council held \_\_\_\_\_  
\_\_\_\_\_ showing public hearing and final adoption of the ordinance.

\_\_\_\_\_ Affidavit of Publication in local newspaper following final adoption of the ordinance.

\_\_\_\_\_ Clerk's Certificate executed no sooner than 21 days following final publication of the ordinance.

EXTRACT from the minutes of a \_\_\_\_\_ meeting of the City Council  
of the City of Linden, in the County of Union, New Jersey held at the Municipal Building in the \_  
\_\_\_\_\_ on \_\_\_\_\_ at \_\_\_\_\_ o'clock \_ .m.

PRESENT:

ABSENT:

[Attach appropriate minutes hereto]

**CERTIFICATE**

I, Joseph J. Bodek, City Clerk of the City of Linden, in the County of Union, 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 \_\_\_\_\_ 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 \_\_\_\_\_, 2020.

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Joseph J. Bodek, City Clerk

(SEAL)

EXTRACT from the minutes of a \_\_\_\_\_ meeting of the City Council  
of the City of Linden, in the County of Union, New Jersey held at the Municipal Building in the \_  
\_\_\_\_\_ on \_\_\_\_\_ at \_\_\_\_ o'clock \_\_.m.

PRESENT:

ABSENT:

[Attach appropriate minutes hereto]

**CERTIFICATE**

I, Joseph J. Bodek, City Clerk of the City of Linden, in the County of Union, 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 \_\_\_\_\_ 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 \_\_\_\_\_, 2020.

\_\_\_\_\_  
Joseph J. Bodek, City Clerk

(SEAL)

**CLERK’S CERTIFICATE**

I, Joseph J. Bodek, City Clerk of the City of Linden, in the County of Union, State of New Jersey, HEREBY CERTIFY as follows:

1. I am the duly appointed Clerk of the City of Linden, in the County of Union, State of New Jersey (herein called the “Local Unit”). In this capacity I have the responsibility to maintain the minutes of the meetings of the governing body of the Local Unit and the records relative to all ordinances and resolutions of the Local Unit. The representations made herein are based upon the records of the Local Unit.

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

3. On \_\_\_\_\_ 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 Local Unit 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 \_\_\_\_\_. 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 \_\_\_\_\_, 2020.

\_\_\_\_\_  
Joseph J. Bodek, City Clerk

[SEAL]