RESOLUTION 190-12

RESOLUTION PROVIDING FOR THE INSERTION OF
A SPECIAL ITEM OF REVENUE IN THE BUDGET
PURSUANT TO N.J.S.A. 40A:4-87

BOROUGH OF CLAYTON, COUNTY OF GLOUCESTER

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Borough Council of the Borough of Clayton in the County of Gloucester, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2012 in the sum of $38,475.00, which is now available as a revenue from the Hazardous Discharge Site Remediation Fund Program (HDSRF) for the project known as "Wayne's Auto" pursuant to the provisions of statute.

BE IT FURTHER RESOLVED that the like sum of $38,475.00 is hereby appropriated under the caption Hazardous Discharge Site Remediation Fund for the project known as "Wayne's Auto"; and

BE IT FURTHER RESOLVED that a certified copy of the required certification, together with supporting documentation, be filed in the office of the Director of Local Government Service for certification.

ADOPTED at a meeting of the Mayor and Council of the Borough of Clayton on Thursday, September 13, 2012.

Recorded Vote:

Rogers	yes
Vondran	yes
Brown	yes
Saban	absent
Simon	yes
Bicking	yes

BOROUGH OF CLAYTON

Thomas Bianco, Mayor

I, hereby certify that the foregoing is a true copy of a resolution adopted by the Borough of Clayton at a meeting held on September 13, 2012.

Christine Newcomb

Christine Newcomb, Municipal Clerk

STATE OF NEW JERSEY
DEPARTMENT OF COMMUNITY AFFAIRS
DIVISION OF LOCAL GOVERNMENT SERVICES

Pursuant to N.J.S.A. 40A:4-87 I hereby certify that the following resolution has been duly adopted by the governing body of: [redacted]
Name of Municipality

Christine Newcomb
Clerk's Signature

I hereby certify the [redacted] has realized or is in receipt of written notification of the state or federal monies cited in the following resolution, which meets all statutory requirements and will be included in the [redacted] municipal budget.
Name of Municipality
Year

Signature, Chief Financial Officer

Resolution Number: [redacted]

Date of Adoption: [redacted]

Revenue Title: [redacted] Amount: $[redacted]

Appropriation Title: [redacted] Amount: $[redacted]

Local Match - Source: [redacted] Amount: $[redacted]

Approval is hereby given to the cited resolution adopted by the governing body pursuant to N.J.S.A. 40A: 4-87

For Director, Division of Local Government Services

by: _____
Duly Appointed Designee Date Certified

THIS CERTIFICATION FORM MAY BE REPRODUCED
TO BE USED FOR STATE AND FEDERAL GRANTS ONLY

FOR DCA USE ONLY

Municode: _____

Doc. No. : _____

NEW JERSEY ECONOMIC DEVELOPMENT AUTHORITY

July 15, 2012

Clayton Borough
Sue Miller
125 North Delsea Drive
Clayton, NJ 08312

RE: **Hazardous Discharge Site Remediation Fund Program**
Clayton Borough(Wayne's Auto)
P18077
Closed Date: 6/15/2007
Last Disbursement Date (if applicable): 6/13/2007
Available Balance: $38,475

Dear Sue Miller:

An audit of the above captioned grant revealed there has been no disbursement in over a year.

To help us determine if the available balance is needed to continue the project, please forward a written status to the undersigned no later than 30 days from the date of this letter. Please return same by email (tanks@njeda.com), fax (1-609-278-4774), or mail (PO Box 990, Trenton, NJ 08625). In the event the project is completed, please submit the Project Completion Certificate/Schedule B attached to the original grant agreement and the unexpended grant proceeds.

Pursuant to Section 6.8 of the grant agreement, Further Assurances, "the Authority and the Grantee shall, from time to time, execute, acknowledge and deliver, or cause to be executed, acknowledged and delivered, such supplements hereto and such further instruments as may be required for carrying out the intention of or facilitating the performance of this Agreement". Failure to comply with the request for further assurances within 30 days may be considered an Event of Default under Section 5.1 of the Grant Agreement. Upon an Event of Default, the Authority has the right to exercise certain remedies, including but not limited to termination of the Grant Agreement (Section 5.2).

In order to avoid an Event of Default, please provide the requested status update to the Authority no later than 30 days from the date of this letter.

Should you have any questions, please call 1-866-534-7789 or email tanks@njeda.com.

Sincerely,

Incentives Portfolio Management

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36 WEST STATE STREET | TRENTON, NJ 08625 | 609.292.1800 | e-mail: njeda@njeda.com | www.njeda.com

THE BOROUGH OF CLAYTON

August 1, 2012

125 NORTH DELSEA DRIVE, CLAYTON, NEW JERSEY 08312

Fax: (856) 881-0153 Phone: (856) 881-2882 www.claytonnj.com

Lisa Petrizzi
NJ EDA
PO Box 990
Trenton, NJ 08625-0990

Re: Hazardous Discharge Site Remediation Fund Program
Borough of Clayton (Wayne's Auto)
P18077

Dear Lisa:

I am responding to your letter dated July 15, 2012 regarding the status of the Borough of Clayton's project, Wayne's Auto, P18077.

As of the date of this letter, I am certifying the Borough's balance of $38,475.00 is in agreement to your available balance and this project is currently open. Please see the attached correspondence from our Borough Solicitor, Tim Scaffidi, regarding project status.

Please contact me if you have any questions.

Sincerely,

Donna Nestore
Chief Financial Officer
Borough of Clayton