

# Borough of Fair Lawn



## ORDINANCE NO. 2650-2023

**AN ORDINANCE TO PROVIDE FOR CERTAIN CAPITAL IMPROVEMENTS IN THE BOROUGH OF FAIR LAWN, AND TO PROVIDE FOR THE RECEIPT, ACCEPTANCE AND DEPOSIT OF GRANT FUNDS THEREFOR FROM THE COUNTY OF BERGEN OPEN SPACE, RECREATION, FLOODPLAIN PROTECTION, FARMLAND & HISTORIC PRESERVATION TRUST FUND AND TO AUTHORIZE APPROPRIATIONS OF \$75,000 (ETLER PLAYGROUND PROJECT)**

**WHEREAS**, the Borough of Fair Lawn, in the County of Bergen, State of New Jersey (the "Borough") made a grant application to the County of Bergen Open Space, Recreation, Floodplain Protection, Farmland & Historic Preservation Trust Fund to receive funds for the Etlar Playground (n.k.a. "the project"); and

**WHEREAS**, the grant requires the Borough's commitment of \$ 115,000 towards the project; and

**WHEREAS**, Borough has been approved to receive grant funding from the County of Bergen Open Space, Recreation, Floodplain Protection, Farmland & Historic Preservation Trust Fund Association in the amount of \$75,000 for the project; and

**WHEREAS**, the Borough desires to appropriate the required matching appropriation in accordance with the grant award from municipal funds from Capital Ordinances 2566-2021 and 2530-2020, in the amounts of \$100,000 and \$15,000, respectively for the project; and

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Council of the Borough of Fair Lawn, in the County of Bergen, State of New Jersey as follows:

**SECTION 1.** The Borough of Fair Lawn in the County of Bergen shall proceed with the improvements detailed in the grant application at the cost following the items hereinafter set forth.

### **ETLAR PLAYGROUND PROJECT \$75,000**

**SECTION 2.** The cost of completing said improvements set forth in Section 1 shall be paid by the Borough out of funds to be received specially for said purpose for \$75,000 through the County of Bergen Open Space, Recreation, Floodplain Protection, Farmland & Historic Preservation Trust Fund and \$ 115,000 from Capital Ordinances 2566-2021 and 2530-2020.

**SECTION 3.** It is hereby determined and stated:

(a) That said purposes are not a current expense. That the project is an improvement that the Borough may lawfully make or acquire and that no part of the cost of said improvement has been or shall be specifically assessed on properties specifically benefited.

(b) It is not necessary to finance said purpose by the issuance of obligations by the Borough pursuant to the Local Bond Law of the State of New Jersey for the reason that monies sufficient to cover the whole cost, as set forth herein, is authorized and available through the Bergen County Open Space, Recreation, Floodplain, Farmland, & Historical Preservation Trust Fund Municipal Park Improvement Program.

**SECTION 4.** It is hereby determined and stated that no supplemental debt statement is required to be made and signed in connection with said purpose, since the gross debt of the Borough, as defined under the Local Bond Law, is not increased by this ordinance and no obligations in the matter of notes or bonds are authorized by this ordinance.

**SECTION 5.** This Ordinance shall take effect upon passage and publication as required by law.

**Introduced:** February 28, 2023

	<b>Motion</b>	<b>Second</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>	<b>Absent</b>
Reinitz			X			
Rottenstrich	X		X			
Cutrone		X	X			
Krause			X			
Peluso			X			

**Adopted:** March 21, 2023

	<b>Motion</b>	<b>Second</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>	<b>Absent</b>
Reinitz			X			
Rottenstrich	X		X			
Cutrone			X			
Krause		X	X			
Peluso			X			

**Attest:**



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Nicholas J. Magarelli, RMC  
Municipal Clerk

**Approved:**



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Kurt Peluso  
Mayor