

**RESOLUTION NO. 10 – 40**

WHEREAS, pursuant to Sections 5(m) and 9 (a) of the New Jersey Environmental Infrastructure Trust Act (N.J.S.A. 58:11B-1 et seq.) (the "Act"), the New Jersey Environmental Infrastructure Trust (the "Trust") is authorized to make and contract to make loans to local government units or public water utilities (the "Borrowers") to finance a portion of the cost of environmental infrastructure projects which may lawfully undertake or acquire and for which they are authorized by law to borrow funds; and

WHEREAS, the Legislature has authorized in P.L. 2010, \_\_\_\_\_ (A2927) the expenditure of Trust funds to finance a portion of the allowable costs of the projects of certain Borrowers designated in Sections 2, 3, and 4 of this legislation (constituting the "State Fiscal Year 2011 Project Priority List"); and

WHEREAS, the Borrowers having projects listed in P.L. 2010, \_\_\_\_\_ (A2927) and in the Trust's Financial Plan submitted to the Legislature in May, 2010 pursuant to N.J.S.A. 58:11B-21 submitted applications to the Trust for Trust loans under the 2010 Environmental Infrastructure Financing Program (as described in the Trust's Financial Plan) to finance a portion of the allowable costs of their environmental infrastructure projects; and

WHEREAS, representatives of the Department of Environmental Protection (DEP) and the staff of the Trust have reviewed and evaluated these applications in accordance with the provisions of N.J.A.C. 7:22-4.13 and 4.46, have advised the Trust as to which of these applications may be deemed complete, have made recommendations as to which applications for Trust loans may be approved or conditionally approved by the Trust for funding, and have determined the amounts presently constituting the allowable costs which may be financed with Trust loans; and

WHEREAS, the Commissioner of DEP has provided the Trust with certification that certain projects are in conformity with P.L. 1985, c.329 the Wastewater Treatment Bond Act of 1985, P.L. 1992, c.88, P.L. 2003, c162 (Dam, Lake, Stream, Flood Control, Water Resources, and Wastewater Treatment Project Bond Act of 2003) the Green Acres, Clean Water, Farmland and Historic Preservation Bond Act), N.J.S.A. 58:12A-2 Et. Seq., and/or P.L. 1981, c.261 and any rules and regulations adopted pursuant thereto; and with respect to certain other projects, certification conditioned upon such projects satisfying certain contingencies required by the DEP pursuant to its regulations (a copy of the certification is attached hereto);

NOW THEREFORE BE IT RESOLVED THAT the Trust Board of Directors does hereby approve the project applications certified by Commissioner Martin in his memoranda dated June 30, 2010, and August 6, 2010, set forth in Appendices A and B for Trust loans under the 2010

Environmental Infrastructure Financing Program (State Fiscal Year 2011) pursuant to the provisions of Section 2 of P.L. 2010, \_\_\_\_\_ (A2927) as being in conformity with the provisions of the Act and the rules and regulations adopted pursuant thereto, and pursuant to the provisions of Section 4 of P.L. 2010, \_\_\_\_\_ (A2927) as being in conformity with the provisions of the Act and the rules and regulations adopted pursuant thereto.

Adopted Date: August 12, 2010

Motion Made By: Ms. Rendeiro

Motion Seconded By: Mr. Plonski

Ayes: 5

Nays: 0

Abstentions: 0



Robert A. Briant, Sr., Chairman  
Warren H. Victor, Vice Chairman  
Herbert Barrack, Treasurer  
Steven Gardner, Secretary  
Andrew P. Sidamon-Eristoff  
Bob Martin, DEP Commissioner  
Lori Grifa, DCA Commissioner

Maryclaire D'Andrea, Acting Executive Director

August 12, 2010

I, Robert A. Briant Sr., Chairman, New Jersey Environmental Infrastructure Trust (Trust), do hereby certify the following projects as being in conformity with the provisions of the rules and regulations adopted pursuant to P.L.1985, c.329 (the Wastewater Treatment Bond Act), P.L.1992 c.88 (the Green Acres, Clean Water, Farmland and Historic Preservation Bond Act), N.J.S.A. 58:12A-1 et seq., P.L.2003, c.162 (Dam, Lake, Stream, Flood Control, Water Resources, and Wastewater Treatment Project Bond Act of 2003) and/or P.L.1981, c.261 (Water Supply Bond Act).

Local Unit	Project No.	Certified Amount
Bergen County UA	S340386-07-1	\$ 525,000
Camden County MUA	S340640-06,09,11-1	\$20,160,000
Jersey City MUA	S340928-02-1	\$ 3,885,000
Madison Borough	S340715-04B-1	\$ 420,000
Montgomery Township	S340130-02-1	\$10,815,000
Pequanock, Lincoln Park & Fairfield SA	S340880-03-1	\$ 2,835,000
West Milford Township MUA	S340701-09-1	\$ 1,050,000
Trenton City	S340416-11	\$ 2,520,000
Newark City	S340815-20	\$19,320,000
Pompton Lakes Borough MUA	S340636-07	\$ 1,050,000
Newark City	0714001-006	\$ 9,345,000
Aqua New Jersey Inc.	1103001-003	\$ 1,365,000
Beach Haven Borough	1503001-002	\$ 2,730,000
Township of Maple Shade	0319001-005	\$ 1,575,000
	Sub-Total	\$77,595,000
City of Perth Amboy	1216001-004-1	\$ 2,730,000
Township of Ocean	152001-001	\$ 1,365,000
	Sub-Total	\$ 4,095,000
	TOTAL	\$81,690,000

Maryclaire D'Andrea  
Acting Executive Director

Robert A. Briant, Sr.  
Chairman

NJ Environmental Infrastructure Trust NJ Environmental Infrastructure Trust



State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION

CHRIS CHRISTIE  
Governor

KIM GUADAGNO  
Lt. Governor

BOB MARTIN  
Commissioner

I, Bob Martin, Commissioner, New Jersey Department of Environmental Protection, do hereby certify the following projects as being in conformity with the provisions of the rules and regulations adopted pursuant to P.L.1985, c.329 (the Wastewater Treatment Bond Act), P.L.1992c.88 (the Green Acres, Clean Water, Farmland and Historic Preservation Bond Act), N.J.S.A. 58:12A-1 et seq., P.L.2003, c162 (Dam, Lake, Stream, Flood Control, Water Resources, and Wastewater Treatment Project Bond Act of 2003) and P.L.1981, c261 (Water Supply Bond Act).


<u>Local Unit</u>	<u>Project No.</u>	<u>Amount</u>
City of Perth Amboy	1216001-004-1	\$2,730,000
Township of Ocean	1520001-001	\$1,365,000

Total \$4,095,000

These projects have undergone programmatic, technical, environmental and scientific evaluations to determine merit and relevance to the Department's objectives. In addition, in order to ensure the best use of public funds, these projects were evaluated to determine the cost effectiveness and whether the project cost is reasonable, applicable and allowable under the program, pursuant to the provisions of N.J.A.C. 7:22-5.1, Determination of Allowable Costs; Fund and Trust.

Date:

6/30/2010

  
\_\_\_\_\_  
Bob Martin  
Commissioner



# State of New Jersey

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

CHRIS CHRISTIE  
Governor

BOB MARTIN  
Commissioner


KIM GUADAGNO  
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Township of Maple Shade	0319001-005	\$ 1,575,000
<b>Sub-Total</b>		<b>\$77,595,000</b>

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Date: 8/6/2010

  
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Bob Martin  
Commissioner