

RESOLUTION NO. 194-2020

AUTHORIZING BONDS AGGREGATING THE PRINCIPAL SUM NOT TO EXCEED \$8,300,214 AUTHORIZED BY TWENTY-TWO BOND ORDINANCES HERETOFORE ADOPTED TO FINANCE PART OF THE COST OF VARIOUS GENERAL IMPROVEMENTS IN THE BOROUGH OF SEA BRIGHT, COUNTY OF MONMOUTH, NEW JERSEY INTO ONE CONSOLIDATED ISSUE OF BONDS AND PROVIDING FOR THE FORM, MATURITIES AND OTHER DETAILS OF SAID CONSOLIDATED ISSUE.

Councilmember Keeler introduced and offered for adoption the following Resolution; seconded by Councilmember Birdsall:

WHEREAS, the Borough Council of the Borough of Sea Bright, in the County of Monmouth, New Jersey (the "Borough"), has heretofore adopted twenty-two bond ordinances authorizing bonds to finance part of the cost of various general improvements in said Borough; and

WHEREAS, it is necessary to issue bonds pursuant to said ordinances in an aggregate principal amount not to exceed \$8,300,214 and it is deemed advisable and in the best interests of the Borough, for the purpose of the orderly marketing of said bonds and for other financial reasons, to combine the bonds authorized under said twenty-two ordinances into one consolidated issue in the aggregate principal amount not to exceed \$8,300,214 pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey;

NOW, THEREFORE, BE IT RESOLVED BY BOROUGH COUNCIL OF THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) that:

Section 1. There shall be issued bonds of the Borough in the following principal amounts pursuant to the following bond ordinances:

A. An amount not to exceed \$993,497 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 16-2016):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$7,900,000 FOR CONSTRUCTION OF MUNICIPAL COMPLEX FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$3,942,500 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The average period of usefulness is 30 years.

B. An amount not to exceed \$79,480 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 13-2018):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$200,000 FOR THE RECONSTRUCTION OF EAST OCEAN AVENUE AND MOUNTAINVIEW WAY FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$40,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

as amended on May 7, 2019 by an ordinance entitled (Ordinance No. 10-2019)

BOND ORDINANCE AMENDING BOND ORDINANCE NUMBER 2018-13 FINALLY ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF SEA BRIGHT, NEW JERSEY ON DECEMBER 18, 2018."

heretofore finally adopted. The average period of usefulness is 20 years.

C. An amount not to exceed \$141,573 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 11-2019):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$150,000 FOR ACQUISITION OF VEHICLES AND EQUIPMENT FOR THE POLICE DEPARTMENT, DEPARTMENT OF PUBLIC WORKS AND FIRE DEPARTMENT FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$142,500 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The period of usefulness is 6.08 years.

D. An amount not to exceed \$66,068 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 12-2019):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$170,000 FOR IMPROVEMENTS TO RIVERSIDE PARK FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$66,500 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The average period of usefulness is 15 years.

E. An amount not to exceed \$94,382 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 14-2019):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$100,000 FOR THE BEACH WAY STORM WATER PIPE EXTENSION PROJECT FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$95,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The average period of usefulness is 40 years.

F. An amount not to exceed \$295,258 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 10-2012):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$1,850,000 FOR THE HAZARD MITIGATION PROJECT – BULKHEADS AND PUMP STATION FOR AND BY THE BOROUGH OF SEA BRIGHT, IN THE COUNTY OF MONMOUTH, NEW JERSEY AND; AUTHORIZING THE ISSUANCE OF \$452,235 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

As amended by a bond ordinance adopted on March 17, 2015 and entitled: (#02-2015)

"AMENDING BOND ORDINANCE NUMBER 10-2012 FINALLY ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF SEA BRIGHT, NEW JERSEY ON AUGUST 7, 012."

heretofore finally adopted. The average period of usefulness is 24.40 years.

G. An amount not to exceed \$321,034 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 15-2016):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$1,400,000 FOR CONSTRUCTION OF THE COMMUNITY CENTER FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND; AUTHORIZING THE ISSUANCE OF \$332,500 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The average period of usefulness is 30 years.

H. An amount not to exceed \$142,500 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 14-2017):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$150,000 FOR THE ACQUISITION OF VARIOUS CAPITAL ITEMS FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND; AUTHORIZING THE ISSUANCE OF \$142,500 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The average period of usefulness is 12.73 years.

I. An amount not to exceed \$80,750 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 07-2018):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$85,000 FOR ACQUISITION OF VARIOUS CAPITAL EQUIPMENT FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND; AUTHORIZING THE ISSUANCE OF \$80,750 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The average period of usefulness is 5 years.

J. An amount not to exceed \$138,073 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 14-2015):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$175,000 FOR ACQUISITION OF VARIOUS CAPITAL EQUIPMENT FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$166,250 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The average period of usefulness is 20 years.

K. An amount not to exceed \$507,444 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 21-2013):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$600,000 FOR THE IMPROVEMENTS TO MUNICIPAL FACILITIES FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$570,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The average period of usefulness is 14 years.

L. An amount not to exceed \$157,943 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 11-2015):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$380,000 FOR VARIOUS GENERAL IMPROVEMENTS FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$171,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The average period of usefulness is 20 years.

M. An amount not to exceed \$1,358,550 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 18-2013):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$1,800,000 FOR ROADWAY AND PUBLIC PARKING LOT IMPROVEMENTS FOR AND BY THE BOROUGH OF SEA BRIGHT, IN THE COUNTY OF MONMOUTH, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$1,710,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The average period of usefulness is 20 years.

N. An amount not to exceed \$330,000 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 06-2020):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$600,000 FOR VARIOUS ROAD IMPROVEMENTS FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$330,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The average period of usefulness is 20 years.

O. An amount not to exceed \$826,018 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 12-2012):

"BOND ORDINANCE FOR THE BEACH UTILITY PROVIDING AN APPROPRIATION OF \$1,200,000 FOR THE SAND REPLENISHMENT PROJECT FOR AND BY THE BOROUGH OF SEA BRIGHT, IN THE COUNTY OF MONMOUTH, NEW JERSEY AND; AUTHORIZING THE ISSUANCE OF \$1,140,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The average period of usefulness is 15 years.

P. An amount not to exceed \$470,962 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 19-2013):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$600,000 FOR BEACH UTILITY IMPROVEMENTS FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$570,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The average period of usefulness is 15 years.

Q. An amount not to exceed \$156,666 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 02-2014):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$200,000 FOR BEACH UTILITY IMPROVEMENTS FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$190,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The period of usefulness is 15 years.

R. An amount not to exceed \$1,461,551 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 17-2016):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$3,600,000 FOR CONSTRUCTION OF BUILDING FOR THE EACH UTILITY FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND; AUTHORIZING THE ISSUANCE OF \$1,486,750 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The average period of usefulness is 30 years.

S. An amount not to exceed \$380,000 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 15-2017):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$400,000 FOR SEWER UTILITY IMPROVEMENTS FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$380,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The average period of usefulness is 35.31 years.

T. An amount not to exceed \$298,465 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 01-2014):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$350,000 FOR SEWER UTILITY IMPROVEMENTS FOR AND BY THE BOROUGH OF SEA BRIGHT, IN THE COUNTY OF MONMOUTH, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$309,931 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The average period of usefulness is 15 years.

Section 2. The bonds referred to in Section 1 hereof are hereby combined into one consolidated issue of bonds in the aggregate principal amount not to exceed \$8,300,214 and are sometimes hereinafter collectively referred to as the "Bonds." The bonds referred to in Subsections A to N shall be designated "General Improvement Bonds, Series 2020" and shall be numbered with the prefix G from one (1) consecutively upward. The bonds referred to in Subsections O to R shall be designated "Beach Utility Bonds, Series 2020" and shall be numbered with the prefix BU from one (1) consecutively upward. The bonds referred to in Subsections S and T shall be designated "Sewer Utility Bonds, Series 2020" and shall be numbered with the prefix SU from one (1) consecutively upward. The bonds of said consolidated issue shall be dated the date of delivery of the Bonds and will be issued in fully registered form. The Bonds of said issue (i) shall be dated the date of delivery of the Bonds, (ii) shall mature in the years 2021 through 2040, or such other years as may be determined by the Chief Financial Officer, (iii) shall bear interest at the interest rates per annum as determined by the Chief Financial Officer, (iv) shall be sold at such price or prices as determined by the Chief Financial Officer, and (v) may be subject to redemption prior to their stated maturities as determined by the Chief Financial Officer, as shall be set forth in the proposal for the purchase of the Bonds acceptance of which is authorized pursuant to Section 5 hereof. The Bonds shall be numbered one consecutively upward and will be issued in fully registered form.

Section 3. The Bonds shall be payable as to interest at the corporate trust office of U.S. Bank National Association, Edison, New Jersey, payable on the May 15 and November 15 prior to each June 1 and December 1, commencing June 1, 2021, in an amount equal to the interest accruing to each such June 1 and December 1, and payable as to principal at the corporate trust office of U.S. Bank National Association, payable on the fifteenth day of the month immediately preceding the due date therefor. Interest on the Bonds shall be calculated on the basis of a 360-day year or twelve 30-day calendar months.

Section 4. The Bonds shall be signed by the Mayor or Deputy Mayor and the Borough Chief Financial Officer (each an "Authorized Officer"), by their manual or facsimile signatures, and the corporate seal of the Borough shall be affixed thereto, or imprinted or reproduced thereon and shall be attested by the manual or facsimile signature of the Clerk or Deputy Clerk of the Borough.

Section 5. The Bonds are hereby sold and awarded to the Monmouth County Improvement Authority (the "Authority") by an Authorized Officer at a price determined by the Authorized Officer pursuant to the terms of a Bond Purchase Agreement between the Borough and the Authority (the "Bond Purchase Agreement"). The Mayor and Deputy Mayor are hereby authorized on behalf of the Borough to execute the Bond Purchase Agreement by and between the Borough and the Monmouth County Improvement Authority and the Continuing Disclosure Agreement by and between the Borough and U.S. Bank National Association, if necessary.

Section 6. The Bonds and the registration provisions endorsed thereon shall be in substantially the following form:

No. 2020 G-___, BU- or SU-___

**UNITED STATES OF AMERICA
STATE OF NEW JERSEY
COUNTY OF MONMOUTH
BOROUGH OF SEA BRIGHT**
GENERAL IMPROVEMENT BOND, SERIES 2020
OR
BEACH UTILITY BOND, SERIES 2020
OR

DATE OF
ORIGINAL
ISSUE: December ___, 2020

BOROUGH OF SEA BRIGHT in the County of Monmouth, New Jersey, hereby acknowledges itself indebted and for value received promises to pay to

THE MONMOUTH COUNTY IMPROVEMENT
AUTHORITY (the "Authority")
c/o U.S. BANK NATIONAL ASSOCIATION
(the "Trustee")

the principal sums on the dates and in the amounts set forth on Schedule A attached hereto and made a part hereof and to pay interest on such sum from the DATE OF ORIGINAL ISSUE of this bond until payment in full at the interest rates per annum and in the amounts shown on Schedule A attached hereto and made a part hereof. Interest is payable to the Authority at the corporate trust office of the Trustee on the May 15 and November 15 prior to each June 1 and December 1, commencing June 1, 2021, in an amount equal to the interest accruing to each such June 1 and December 1. This bond as to principal will be payable on the fifteenth day of the month immediately preceding the due date therefor at the corporate trust office of the Trustee. Amounts not paid when due hereunder shall bear interest at the Late Payment Rate until paid. This bond shall be prepayable as set forth in Section 1303 of the bond resolution adopted by the Authority on November 5, 2020 (as the same may be supplemented and amended, the "Bond Resolution").

Both principal of and interest on this bond is payable in lawful money of the United States of America and in immediately available funds.

As used herein, "Business Day" shall mean any day that is not a Saturday, a Sunday or a legal holiday in the State of New Jersey or the State of New York or a day on which the Trustee is legally authorized to close. "Late Payment Rate" shall mean a rate per annum equal to the lower of (i) the greater of (a) three percent above the interest rate that JPMorgan Chase publicly announces from time to time as its prime lending rate, such interest rate to change on the effective date of each announced change in such rate and (b) the rate then payable on this bond, and (ii) the maximum interest rate allowed by law.

The Bonds are subject to redemption prior to their stated maturities.

This bond is one of an authorized issue of bonds and is issued pursuant to the Local Bond Law of New Jersey, and is one of the Bonds referred to in a resolution of the Borough of Sea Bright adopted on November 17, 2020 and entitled "Resolution Authorizing Bonds Aggregating The Principal Sum Not To Exceed \$8,300,214 Authorized By Twenty-Two Bond Ordinances Heretofore Adopted To Finance Part Of The Cost Of Various General Improvements In The Borough Of Sea Bright, County Of Monmouth, New Jersey Into One Consolidated Issue Of Bonds And Providing For The Form, Maturities And Other Details Of Said Consolidated Issue," and the bond ordinance referred to therein, in all respects duly approved and published as required by law.

The full faith and credit of the Borough of Sea Bright are hereby irrevocably pledged for the punctual payment of the principal of and the interest on, and all other amounts due under, this bond according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or in the issuance of this bond exist, have happened and have been performed and that the issue of bonds of which this is one, together with all other indebtedness of the Borough of Sea Bright, is within every debt and other limit prescribed by such Constitution or statutes.

The Borough of Sea Bright agrees to pay (i) all costs and expenses (including legal fees) in connection with the administration and enforcement of this bond, which includes but is not limited to costs in connection with the enforcement of the County Guaranty (as defined in the Bond Resolution) and (ii) its share of the amounts payable pursuant to Section 9(vi)(B) of the Bond Purchase Agreement between the Borough of Sea Bright and the Authority.

IN WITNESS WHEREOF, the BOROUGH OF SEA BRIGHT, in the County of Monmouth, New Jersey has caused this bond to be executed in its name by the manual or facsimile signatures of its Mayor or Deputy Mayor and its Chief Financial Officer, its corporate seal to be hereunto imprinted or affixed, this bond and the seal to be attested by the manual signature of its Borough Clerk, and this bond to be dated the DATE OF ORIGINAL ISSUE as specified above.

BOROUGH OF SEA BRIGHT

By: _____
Brian P. Kelly, Mayor

Christine Pfeiffer,
Clerk

By: _____
Michael Bascom,
Chief Financial Officer

(Assignment Provision on Back of Bond)

ASSIGNMENT

FOR VALUE RECEIVED _____ hereby sells, assigns and transfers unto
_____. (Please Print or Type Name and Address of Assignee) the within
bond and irrevocably appoints _____ as Attorney to transfer this bond
on the registration books of the _____ with full power of substitution and
revocation.

NOTICE

The signature of this assignment must correspond with the name as it appears on the face of the
within bond in every particular.

Dated:

Signature of Guarantee:

SCHEDULE A

BOROUGH OF SEA BRIGHT

GENERAL IMPROVEMENT BONDS, SERIES 2020

OR

BEACH UTILITY BONDS, SERIES 2020

OR

SEWER UTILITY BONDS, SERIES 2020

Schedule of Principal and Interest Payments

Section 7. The Borough Chief Financial Officer is hereby authorized and directed (a) to cause a copy of the written opinion with respect to the Bonds which is to be rendered by the firm of Gibbons P.C. (complete except for omission of its date) to be printed or referred to on the Bonds, and at the time of the original delivery of payment for the Bonds and when such written opinion is rendered, to cause the Borough Clerk to certify to the truth and correctness of such copy of opinion by executing on each of said Bonds, by manual or facsimile signature, a certificate subjoined to each such copy, and to file a signed duplicate of such written opinion in such Clerk's office and at each place at which the Bonds are payable, (b) to cause the applicable CUSIP number (if any) assigned for each of said Bonds by the CUSIP Global Services, which is managed on behalf of the American Bankers Association by S&P Global Market Intelligence, to be printed on each of the Bonds, and (c) to cause, in the event that the Bonds shall qualify for issuance of any policy of municipal bond insurance at the option of the purchaser thereof, such legend or reference (if any) of such insurance to be printed (at the expense of such purchaser) on the Bonds.

Section 8. Upon the date of issue of the Bonds, being the date of delivery of the Bonds to the Authority and the payment of the purchase price thereof in accordance with the Bond Purchase Agreement, the Borough Chief Financial Officer is hereby authorized and directed as of said date of issue, to execute and deliver to said purchaser (a) an arbitrage certification with respect to the Bonds under and for the purpose of Section 148 of the Internal Revenue Code of 1986, as amended (the "Code"), and (b) an accompanying opinion of Gibbons P.C. as of said date of issue with respect to said arbitrage certification for the purposes of said Section 148.

Section 9. The proceeds of the Bonds shall be applied in the amounts and for the purposes provided in Section 1 hereof, and to pay and fund any bond anticipation notes theretofore issued for such purpose and then outstanding.

Section 10. The Mayor or Deputy Mayor and Borough Chief Financial Officer are hereby authorized and directed, as is the Borough Clerk, to execute all documents and certificates, necessary for the sale and delivery of said Bonds.

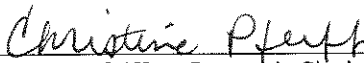
Section 11. This resolution shall take effect immediately.

Roll Call:	Birdsall,	Catalano,	Keeler,	Leckstein,	Rooney,	Schwartz
	Yes	Yes	Yes	Yes	Yes	Absent

November 17, 2020

CERTIFICATION

I, Christine Pfeiffer, Borough Clerk, do hereby certify that the foregoing is a Resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on November 17, 2020.


Christine Pfeiffer, Borough Clerk

