

**R09-41**  
**RESOLUTION OF THE BOROUGH COUNCIL OF  
THE BOROUGH OF MERCHANTVILLE, COUNTY  
OF CAMDEN, NEW JERSEY, AUTHORIZING THE  
PREPARATION AND SUBMISSION OF AN  
APPLICATION TO THE NEW JERSEY  
ENVIRONMENTAL INFRASTRUCTURE TRUST**

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**BACKGROUND**

**WHEREAS**, the Borough Council of the Borough of Merchantville, County of Camden, New Jersey ("Borough") has determined to undertake a capital improvement program consisting of the construction of various improvements to the Borough's sewer infrastructure, all as more particularly described in the information on file in the offices of the Borough and the Borough's Consulting Engineer and available for inspection during normal business hours (collectively, the "Project"); and

**WHEREAS**, the Borough desires to seek low cost financing from the New Jersey Environmental Infrastructure Trust ("NJEIT") for the Project ("Project Financing"); and

**WHEREAS**, the Borough desires to authorize its Mayor, Chief Financial Officer, Borough Clerk, Consulting Engineer, Solicitor, Auditor and Bond Counsel to prepare and submit an application and other documentation to the NJEIT with respect to said Project financing; and

**WHEREAS**, the Borough desires to authorize the Mayor to execute any and all documents necessary to implement the Borough's participation in the Project Financing.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN, NEW JERSEY, AS FOLLOWS:**

**Section 1.** The preparation and submission of application to the NJEIT and the New Jersey Department of Environmental Protection ("DEP") for the Project Financing is hereby approved, and the Borough's Bond Counsel, Consulting Engineer, Solicitor and Auditor along with other representatives of the Borough, are hereby authorized to prepare and submit such application to the NJEIT and the DEP and to represent the Borough in matters pertaining thereto.

**Section 2.** The Borough Clerk is hereby directed to prepare and file a copy of this resolution with the NJEIT and the DEP as part of such application.

**Section 3.** The Mayor is hereby directed to execute any and all documents necessary to implement the Project Financing of the NJEIT.

**Section 4.** All other resolutions, or parts thereof, inconsistent herewith are hereby rescinded and repealed to the extent of any such inconsistency.

**Section 5.** This Resolution shall take effect immediately upon adoption this 23rd day of February, 2009.

ATTEST:

Denise L. Brouse  
BOROUGH CLERK

Frank M. North  
MAYOR

February 23, 2009

The foregoing is a true copy of a resolution adopted by the Borough Council on February 23, 2009.

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**DENISE BROUSE, Acting Borough Clerk**

[SEAL]