

**NEW ISSUE**

**RATINGS:** Fitch IBCA: AAA  
Moody's: Aaa  
Standard & Poor's: AAA

In the opinion of Bond Counsel to the County, assuming compliance by the County with certain tax covenants described herein, based upon existing statutes, regulations, rulings and court decisions, interest on the Series 1999 Bonds is not includable for Federal income tax purposes in the gross income of the owners of the Series 1999 Bonds pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and interest on the Series 1999 Bonds is not an item of tax preference under Section 57 of the Code for purposes of computing alternative minimum tax. Based upon existing law, interest on the Series 1999 Bonds and any net gains from the sale of the Series 1999 Bonds are not includable in gross income under the New Jersey Gross Income Tax Act. In the case of certain corporate holders of the Series 1999 Bonds, interest on the Series 1999 Bonds will be included in the calculation of Federal income tax liability under certain Federal income taxes not solely based on items includable in gross income, including the calculation of the alternative minimum tax as a result of the inclusion of interest on the Series 1999 Bonds in "adjusted current earnings." See "LEGAL MATTERS-Tax Exemption" herein.

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**\$34,200,000**

**COUNTY OF MONMOUTH**

**New Jersey**

General Obligation Bonds, Series 1999

Consisting of

\$27,000,000 General Improvement Bonds, Series 1999

\$7,200,000 County College Bonds, Series 1999 (County College Bonds Act, P.L. 1971, c.12)

**Dated: July 15, 1999**

**Due: As shown below**

The \$27,000,000 General Improvement Bonds and the \$7,200,000 County College Bonds (County College Bonds Act, P.L. 1971, c.12) (collectively, the "Series 1999 Bonds"), will be issued by the County of Monmouth, New Jersey (the "County") in fully registered form and, when issued, the Series 1999 Bonds will be registered in the name of Cede & Co., as nominee for The Depository Trust Company, New York, New York ("DTC"), an automated depository for securities and clearing house transactions, which will act as securities depository for the Series 1999 Bonds. Individual purchases will be made in book-entry form (without certificates) through DTC Participants, as hereinafter defined, in the principal amount of \$5,000 or any integral multiple thereof. Provided DTC or its nominee Cede is the registered owner of the Series 1999 Bonds, principal of, redemption premium, if any, and interest (payable semi-annually on January 15, 2000 and on each July 15 and January 15 thereafter until maturity), on the Series 1999 Bonds will be paid to DTC or its nominee which is obligated to remit such principal, redemption premium, if any, and interest to DTC Participants, as defined herein. DTC Participants and Indirect Participants, as defined herein, will be responsible for remitting such payments

to the Beneficial Owners of the Series 1999 Bonds. See “OTHER INFORMATION - The DTC Book-Entry-Only System.”

The Series 1999 Bonds are being issued pursuant to the Local Bond Law of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended, Title 18A, Education, of the New Jersey Statutes and various ordinances and resolutions of the County, to permanently finance specified general improvements.

The full faith and credit of the County are irrevocably pledged for the payment of the principal of, redemption premium, if any, and interest on the Series 1999 Bonds. The Series 1999 Bonds will be valid and binding general obligations of the County, payable as to principal, redemption premium, if any, and interest from the levy of ad valorem taxes upon all taxable real property within the County, without limitation as to rate or amount. The Series 1999 Bonds maturing on or after July 15, 2009 are subject to redemption prior to maturity as set forth herein.

**\$27,000,000 General  
Improvement Bonds, Series 1999**

<u>Date</u>	<u>Amount</u>	<u>Interest Rate</u>	<u>Yield</u>
July 15, 2000	\$ 980,000	4.75%	3.643%
July 15, 2001	1,180,000	4.75	3.950
July 15, 2002	1,320,000	4.75	4.100
July 15, 2003	1,960,000	4.75	4.230
July 15, 2004	1,960,000	4.80	4.330
July 15, 2005	1,960,000	4.80	4.430
July 15, 2006	1,960,000	4.80	4.530
July 15, 2007	1,960,000	4.80	4.630
July 15, 2008	1,960,000	4.80	4.730
July 15, 2009	1,960,000	4.80	4.780
July 15, 2010	1,960,000	4.80	4.870
July 15, 2011	1,960,000	4.80	4.970
July 15, 2012	1,960,000	4.80	5.000
July 15, 2013	1,960,000	4.80	5.050
July 15, 2014	1,960,000	4.80	5.100

(Accrued interest to be added)

**\$7,200,000**  
**County College Bonds, Series 1999**  
**(County College Bonds Act, P.L. 1971, c. 12)**

<u>Date</u>	<u>Amount</u>	<u>Interest Rate</u>	<u>Yield</u>
July 15, 2000	\$720,000	4.75%	3.643%
July 15, 2001	720,000	4.75	3.950
July 15, 2002	720,000	4.75	4.100
July 15, 2003	720,000	4.75	4.230
July 15, 2004	720,000	4.80	4.330
July 15, 2005	720,000	4.80	4.430
July 15, 2006	720,000	4.80	4.530
July 15, 2007	720,000	4.80	4.630
July 15, 2008	720,000	4.80	4.730
July 15, 2009	720,000	4.80	4.780

(Accrued interest to be added)

The issuance of the Series 1999 Bonds is subject to the approving legal opinion of Gibbons, Del Deo, Dolan, Griffinger & Vecchione, a Professional Corporation, Newark, New Jersey, Bond Counsel to the County, and certain other conditions described herein. It is anticipated that the Series 1999 Bonds will be available for delivery to DTC on or about July 15, 1999, in New York, New York, or at such other place and time as may be agreed to by the County.

Dated: July 7, 1999

**COUNTY OF MONMOUTH**  
**STATE OF NEW JERSEY**

**BOARD OF CHOSEN FREEHOLDERS**

Harry Larrison, Jr.	Director of the Board
Thomas J. Powers	Deputy Director
Theodore J. Narozanick	Freeholder
Amy H. Handlin	Freeholder
Edward J. Stominski	Freeholder

**COUNTY OFFICIALS**

Robert J. Collins	County Administrator
Richard C. Wenner	Clerk of the Board of Chosen Freeholders
Mark E. Acker	Director of Finance
Malcolm V. Carton	County Counsel
Benjamin H. Danskin	County Treasurer

**PROFESSIONALS**

Gibbons, Del Deo, Dolan, Griffinger & Vecchione	Bond Counsel
Armour Hulsart & Co.	Independent Auditor
Public Resources Advisory Group	Financial Advisor

No dealer, broker, salesman or other person has been authorized by the County to give any information or to make any representations with respect to the Series 1999 Bonds, other than those contained in this Official Statement, in connection with the offering of the Series 1999 Bonds. If given or made, such information or representation must not be relied upon as having been authorized by the County. This Official Statement does not constitute an offer to sell nor the solicitation of any offer to buy, nor shall there be any sale of the Series 1999 Bonds by any person in any jurisdiction in which it is unlawful for such person to make such offer, solicitation or sale. This Official Statement is submitted in connection with the sale of the Series 1999 Bonds referred to herein and may not be used, in whole or in part, for any other purpose. This Official Statement is not to be construed as a contract or agreement between the County and the purchasers or the holders of any of the Series 1999 Bonds. The information and expressions of opinion herein are subject to change without notice, and neither the delivery of this Official Statement nor any sale hereunder shall under any circumstances create any implication that there has been no change in the affairs of the County since the date hereof or any earlier date as of which any information contained herein is given.

Certain information set forth herein has been obtained from sources other than the County that are believed to be reliable. Such information is not guaranteed as to accuracy or completeness by the County, and the provision of such information herein is not to be construed as a representation of the County.

# COUNTY OF MONMOUTH, NEW JERSEY

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**OFFICIAL STATEMENT  
OF  
THE COUNTY OF MONMOUTH  
STATE OF NEW JERSEY**

**Relating to its  
General Obligation Bonds, Series 1999**

**I. DESCRIPTION OF THE SERIES 1999 BONDS**

**Introduction**

This Official Statement, which includes the cover page and appendices attached hereto, has been prepared by officials of the County of Monmouth (the "County"), State of New Jersey (the "State"), in connection with the sale and issuance of \$34,200,000 aggregate principal amount of the County's General Obligation Bonds, Series 1999 (the "Series 1999 Bonds") dated July 15, 1999, consisting of \$27,000,000 General Improvement Bonds, Series 1999 (the "General Improvement Bonds") and \$7,200,000 County College Bonds, Series 1999 (County College Bond Act, P.L. 1971, c.12) (the "County College Bonds").

The Series 1999 Bonds are issued pursuant to the Local Bond Law of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended (the "Local Bond Law"), and with respect to the County College Bonds, Title 18A, Education, of the New Jersey Statutes. The Series 1999 Bonds have been authorized by various ordinances duly adopted by the County and a resolution of the County adopted at meeting of the Board of Freeholders of the County (the "County Board") held on June 10, 1999. The Series 1999 Bonds will be general obligations of the County, whose full faith and credit are pledged to the payment of the principal of, redemption premium, if any, and interest on the Series 1999 Bonds, and for which the County shall, unless otherwise paid, levy ad valorem taxes upon all taxable real property within the County without limitation as to rate or amount.

**Term**

The Series 1999 Bonds will be dated July 15, 1999, and will mature on the dates (the "Principal Payment Dates") and in the years and in the amounts set forth on the cover page hereof. The Series 1999 Bonds will bear interest payable semi-annually on January 15, 2000 and on each July 15 and January 15 thereafter.

**Denomination and Place of Payments**

The Series 1999 Bonds will initially be issued in fully registered form, without coupons, in the name of Cede & Co. ("Cede"), as nominee for The Depository Trust Company ("DTC") which will act as securities depository for the Series 1999 Bonds under its book-entry-only system (the "DTC Book-Entry-Only System"). An individual purchaser (the "Beneficial Owner") may purchase a Series 1999

Bond in book-entry form (without certificates) in denominations of \$5,000, or any integral multiple thereof.

Provided Cede is the registered owner of the Series 1999 Bonds, the principal, redemption premium, if any, and interest on, the Series 1999 Bonds will be paid to DTC or Cede, as its nominee, and credited to the participants of DTC as listed on the records of DTC as of each next preceding January 1 and July 1 (the "Record Dates" for the payment of interest on the Series 1999 Bonds). See "OTHER INFORMATION - The DTC Book-Entry-Only System" herein.

### **Redemption Provisions**

The Series 1999 Bonds maturing on or prior to July 15, 2008 shall not be subject to redemption prior to their respective maturity dates. The Series 1999 Bonds maturing on or after July 15, 2009 shall be subject to redemption prior to their respective maturity dates, on or after July 15, 2008 at the option of the County, either in whole or in part at any time in any order of maturity at the respective redemption prices for the respective period (expressed as a percentage of the principal amount of the Series 1999 Bonds) (the "Redemption Price") set forth below, and accrued interest thereon to the date of redemption.

Redemption Period (both dates inclusive)	Redemption Price
July 15, 2008 to July 14, 2009	101%
July 15, 2009 to July 14, 2010	100.5
July 15, 2010 and thereafter	100

Notice of Redemption shall be given by publishing such notice once a week for two (2) successive weeks in a newspaper of general circulation that carries financial news, is printed in the English language and is customarily published on each business day in the State of New York, the first of such publications to be at least thirty (30) but not more than sixty (60) days before the date fixed for redemption. A Notice of Redemption shall also be mailed by first class mail in a sealed envelope with postage prepaid to the registered owners of such Series 1999 Bonds at their respective addresses as they last appear on the registration books kept for that purpose by the County or a duly appointed bond registrar. However, so long as DTC (or any successor thereto) acts as Securities Depository for the Series 1999 Bonds, Notices of Redemption shall be sent to such depository and shall not be sent to the beneficial owners of the Series 1999 Bonds, nor shall the notice be published as provided herein. Any failure of such depository to advise any of its participants or any failure of any participant to notify any beneficial owner of any Notice of Redemption shall not affect the validity of the redemption proceedings. If the County determines to redeem a portion of the Series 1999 Bonds of a maturity, such Series 1999 Bonds shall be selected by the County by lot. If Notice of Redemption has been given as described herein, the Series 1999 Bonds, or the portion thereof called for redemption, shall be due and payable on the date fixed for redemption at the Redemption Price, together with accrued

interest to the date fixed for redemption. Payment shall be made upon surrender of the Series 1999 Bonds redeemed.

### **Authorization**

The Series 1999 Bonds have been authorized and are to be issued in accordance with the Local Bond Law and with respect to the County College Bonds, Title 18A, Education, of the New Jersey Statutes and various ordinances and a resolution adopted by the Board of Chosen Freeholders of the County. The ordinances included in the sale of the Series 1999 Bonds were published in full after their adoption along with the statement that the twenty-day period of limitation within which a suit, action or proceeding questioning the validity of the authorizing bond ordinances can be commenced began to run from the date of the first publication of such estoppel statement. The Local Bond Law provides that after issuance all obligations shall be conclusively presumed to be fully authorized and issued by all laws of the State, and any person shall be estopped from questioning the sale, execution or delivery of the Series 1999 Bonds by the County.

### **Security for the Series 1999 Bonds**

The Series 1999 Bonds are general obligations of the County whose full faith and credit are pledged to the payment of the principal of, redemption premium, if any, and interest thereon. The County is authorized and required by law to levy ad valorem taxes upon all the taxable real property within the County without limitation as to rate or amount for the payment of the principal of and interest on the Series 1999 Bonds.

The County College Bonds are entitled to the benefits of the provisions of the County College Bond Act, P.L. 1971, c.12 (N.J.S.A. 18A:64A-22.1 et seq.) (the "Act"). Under the provisions of the Act, the State shall appropriate and pay annually on behalf of the County an amount equal to the amount of principal and interest due on the County College Bonds. The amount paid by the state pursuant to the Act are paid directly to the paying agent for the County College Bonds and therefore must be used for the payment of the principal of an interest on the County College Bonds. Any obligations issued by the County that are entitled to the benefits of the provisions of the Act are not debts or liabilities of the State, but are dependent for repayment upon appropriations provided by law from time to time.

### **Purpose of the Issue**

The proceeds of the Series 1999 Bonds will be used to finance the acquisition and construction of capital improvements authorized by an ordinance of the Board of Chosen

Freeholders of the County adopted on the date as set forth in the table below:

<b>General Improvement Project</b>	<b>Amount of Bonds Authorized</b>	<b>Amount of General Improvements Bonds Issued</b>	<b>Adoption Dates</b>
Various Improvements and Purposes for and by the County (Ord. No. 90-2, as amended)	\$ 3,562,000	\$ 2,600,000	June 12, 1990
Various Improvements and Purposes for and by the County (Ord. No. 91-1)	305,000	305,000	May 23, 1991
Various Improvements and Purposes for and by the County (Ord. No. 96-2)	12,604,000	9,520,000	May 9, 1996
Various Improvements - Vocational Technical School District (Ord. No. 97-1)	500,000	500,000	May 8, 1997
Various Improvements and Purposes for and by the County (Ord. No. 97-3)	9,107,000	2,995,000	May 8, 1997
Various Improvements and Purposes for and by the County (Ord. No. 98-1)	35,520,000	8,080,000	March 19, 1998
Various Improvements - Vocational Technical School District (Ord. No. 98-4)	3,000,000	3,000,000	June 25, 1998
<b>TOTAL</b>	<b>\$61,598,000</b>	<b>\$27,000,000</b>	

  

<b>County College Project</b>	<b>Amount of Bonds Authorized</b>	<b>Amount of County College Bonds Issued</b>	<b>Adoption Dates</b>
Various Improvements - Brookdale Community College (Ord. No. 98-5)	\$12,870,000	\$7,200,000	June 25, 1998
<b>TOTAL</b>	<b>\$12,870,000</b>	<b>\$7,200,000</b>	

## COMBINED MATURITY SCHEDULE

<u>Date</u>	<u>General Improvement Bonds</u>	<u>County_ College Bonds</u>	<u>Total</u>
July 15, 2000	\$ 980,000	\$720,000	\$1,700,000
July 15, 2001	1,180,000	720,000	1,900,000
July 15, 2002	1,320,000	720,000	2,040,000
July 15, 2003	1,960,000	720,000	2,680,000
July 15, 2004	1,960,000	720,000	2,680,000
July 15, 2005	1,960,000	720,000	2,680,000
July 15, 2006	1,960,000	720,000	2,680,000
July 15, 2007	1,960,000	720,000	2,680,000
July 15, 2008	1,960,000	720,000	2,680,000
July 15, 2009	1,960,000	720,000	2,680,000
July 15, 2010	1,960,000	-0-	1,960,000
July 15, 2011	1,960,000	-0-	1,960,000
July 15, 2012	1,960,000	-0-	1,960,000
July 15, 2013	1,960,000	-0-	1,960,000
July 15, 2014	1,960,000	-0-	1,960,000

## II. COUNTY OF MONMOUTH, NEW JERSEY, GENERAL INFORMATION

### Description of the County

The County of Monmouth, with a land area of 471 square miles and water area of 60 square miles, is located in central New Jersey and is bordered on the west by Mercer and Middlesex Counties, on the south by Burlington and Ocean Counties, on the east by the Atlantic Ocean and on the north by the Raritan and Sandy Hook Bays. The County consists of fifty-three municipalities, whose populations range from 380 to 68,153.

### County Government

The County is governed by a Board of Chosen Freeholders composed of five members, all of whom are elected at large. The County Administrator is responsible for the day-to-day operations of County government under the guidelines and policy supervision of the Board.

### Board of Chosen Freeholders

		<u>Expiration of Term</u>
Harry Larrison, Jr.	Director of the Board	January 2000
Thomas J. Powers	Deputy Director	January 2000
Theodore J. Narozanick	Freeholder	January 2001
Amy H. Handlin	Freeholder	January 2002
Edward J. Stominski	Freeholder	January 2002

### County Officials

Richard C. Wenner	Clerk of the Board of Chosen Freeholders
Robert J. Collins	County Administrator
Mark E. Acker	Director of Finance
Malcolm V. Carton, Esq.	County Counsel
Benjamin H. Danskin	County Treasurer

### Reclamation Center Utility

On February 14, 1985, the Board of Chosen Freeholders unanimously approved the creation of the Monmouth County Reclamation Center Utility to operate the County landfill and various recycling and reclamation programs. The Reclamation Center Utility is currently a self-liquidating utility under the Local Bond Law and its activity has been shown as a separate fund in each year beginning with calendar year 1985. See "Statement of Operations and Changes in Fund Balance - Reclamation Center Utility Fund - (1994-1998)" herein.

## **Solid Waste Disposal**

The County presently uses solid waste processing and landfill facilities at the Monmouth County Reclamation Center (MCRC) in Tinton Falls for disposal of non-hazardous solid waste generated in the County that is not recycled. Although some County waste is disposed at out-of-state landfills since federal court decisions dismantled the NJ “waste flow control” regulations, the MCRC still accepts most solid waste from local businesses and municipalities. At current monthly deliveries, the MCRC is expected to accept more than 440,000 tons during 1999. Much of the waste has been shredded since the MCRC opened in 1976, making more efficient use of the available capacity. A new Materials Processing and Recovery Facility (MPRF) began operation in December 1996, and now accepts all municipal and bulky waste brought to the facility. Trucks dump regular and bulky waste in separate areas of an enclosed building, where waste is inspected, and some recyclables removed, before municipal waste is baled, and bulky waste sent to the shredding facility. A new phase III landfill area opened in August 1997, designed specifically as a balefill. With its new landfill space and MPRF operation, and conversion of the old shredder plant to handle the bulky waste, sufficient landfill capacity will be available for the County past the year 2017. This landfill capacity and facility have been included in the Monmouth County Solid Waste Management Plan, and certified by the NJDEP Commissioner. The Phase III Landfill and MPRF have received all necessary permits from the NJ Department of Environmental Protection. The County has also opened a permanent “Household Hazardous Waste Facility” adjacent to the landfill, to complement existing efforts to keep potentially toxic household paints and chemicals from reaching the landfill.

The County has also developed a comprehensive mandatory recycling program as part of its Solid Waste Plan. The program began in 1987 with a phased-in approach (over 12 months) for multi-material municipal private collection of residential, commercial and institutional recyclables. Many towns recycle additional materials not required by the County. The mandatory recycling program, in conjunction with the recovery operations at the Reclamation Center MPRF, results in an approximate over 50% recycling rate for the County as a whole. Current efforts focus on source reduction, such as backyard composting and environmental shopping, to reduce the total amount of waste requiring recycling or disposal.

## **Transportation**

The County's transportation network provides convenient access to destinations within New Jersey and the major cities beyond: New York, Boston, Philadelphia and Washington, D.C. There are in excess of 2,700 highway miles in Monmouth County. The Garden State Parkway runs the length of the County with seven interchanges located in the County. State Highways 9, 18, 33, 34, 35, 36 and 79 and Interstate 195 traverse the County. Other transportation facilities include the New Jersey coast railroad line with fourteen stations, six regional and four local bus systems, and the Monmouth County Airport. The Monmouth County Airport has all weather flight capabilities and serves as a base for business travel.



### III. FINANCIAL INFORMATION

#### County Taxes

County taxes are collected by the constituent municipalities and paid to the County Treasurer. The municipal levy includes all county, school and municipal taxes.

Each municipality is required to pay to the County Treasurer its share of the County Purpose Tax on the fifteenth day of February, May, August and November of each year. The County receives its share of the taxes collected by each municipality from the first taxes collected. The County has received 100% of its tax levy for each of the last five years.

#### CAP Limitations

Chapter 89, Public Laws of 1990, extended and amended Chapter 203, Public Laws of 1986, and Chapter 68, Public Laws of 1976, commonly referred to as the "CAP Laws", places limits on county and municipal expenditures. The increase in the County tax levy is either 5% or the index rate when the index rate is lower than 5%. However, in any year for which the index rate exceeds 5% a county may, by resolution, provide that the tax levy of the county for such year be increased by a percentage rate, greater than 5% but not to exceed the index rate, over the previous year's levy. The index rate is defined as the annual percentage increase in the Implicit Price Deflator for State and Local Government purchases of Goods and Services for the year preceding the current year. The index rate for 1999 is 1.5%.

#### **ASSESSED VALUATION OF REAL PROPERTY AND EQUALIZED VALUATIONS TAXABLE AND TAX RATES**

<b><u>Year</u></b>	<b><u>Net Valuation Taxable</u></b>	<b><u>Net Valuation Divided by Equalized Valuation</u></b>	<b><u>Valuations as Equalized</u></b>	<b><u>Tax Rate Per \$100</u></b>
1995	38,374,558,635	95.76	40,073,206,201	0.454944930
1996	38,724,700,139	94.97	40,776,998,313	0.453876303
1997	39,189,313,059	93.99	41,697,169,177	0.444869474
1998	40,136,754,115	93.96	42,716,356,592	0.445257775
1999	41,151,055,725	92.35	44,560,096,550	0.436243045

**DISTRIBUTION OF ASSESSED VALUATION**

	<b><u>1995</u></b>	<b><u>1996</u></b>	<b><u>1997</u></b>	<b><u>1998</u></b>	<b><u>1999</u></b>
Vacant Land	\$ 1,225,055,570	\$ 1,130,525,200	\$ 1,085,786,110	\$ 1,113,290,735	\$ 1,076,449,055
Residential	29,802,795,798	30,411,220,847	30,931,418,267	31,696,484,054	32,668,666,649
Farm Regular	419,085,870	406,522,170	392,401,450	389,818,200	391,454,800
Farm Qualified	32,692,824	34,372,764	95,157,874	33,717,474	35,432,654
Commercial	4,957,206,515	4,872,494,277	4,812,878,427	4,976,687,377	5,090,548,661
Industrial	863,379,150	833,311,413	849,276,850	809,535,550	809,691,550
Apartments	<u>735,901,400</u>	<u>\$715,677,315</u>	<u>690,563,615</u>	<u>723,687,615</u>	<u>735,215,300</u>
	\$38,036,117,127	\$38,404,123,986	\$38,857,482,593	\$39,743,221,005	\$40,807,458,669

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Source: Abstract of Ratables, County of Monmouth.

Note: Difference between Assessed Valuation and Net Valuation Taxable is the “Taxable Value of Machinery, Implements and Equipment of Telephone, Telegraph and Messenger System Companies”(c.138, L.1966).

**LIST OF MONMOUTH COUNTY TWELVE LARGEST TAXPAYERS**

**DECEMBER 31, 1998**

<b><u>Owner of Record</u></b>	<b><u>Property Location</u></b>	<b><u>1998 Total Assessed Value</u></b>	<b><u>Total 1998 Taxes</u></b>
<b>1. Freehold Raceway Mall</b>			
The May Department Stores Co	Freehold Township	\$ 9,175,200	\$ 191,762
Freemall Associates	Freehold Township	148,281,100	3,099,075
Nordstrom, Inc	Freehold Township	14,257,000	297,971
Sears D/768TAX B2-109A	Freehold Township	10,157,000	212,281
Lowe's Theater Lessee, % Freemall	Freehold Township	12,557,600	262,454
JC Penney Properties, Inc	Freehold Township	<u>12,050,600</u>	<u>251,858</u>
		\$206,478,500	\$4,315,401
<b>2. NS-MPG, Inc. Lucent Tech.</b>			
	Holmdel Township	\$176,907,600	\$4,175,019
<b>3. Monmouth Mall</b>			
Lord & Taylor c/o Jay Mason	Eatontown Borough	\$ 9,228,500	\$ 246,862
R H Macy Inc. Attn: Tax Dept. SHF	Eatontown Borough	12,246,000	327,581
Zell and Lurie c/o Equity Group	Eatontown Borough	116,900,000	3,127,075
JC Penney 1150-0 Property Tax Off.	Eatontown Borough	<u>11,066,000</u>	<u>296,016</u>
		\$149,440,500	\$3,997,533
<b>4. Laurel Assoc. Steiner Equit. Grp. LLC</b>			
	Middletown Township	\$106,327,700	\$2,804,925
<b>5. International Flavors &amp; Fragrances</b>			
International Flavors & Fragrances	Hazlet Township	\$ 17,002,000	\$ 477,926
International Flavors & Fragrances	Union Beach Borough	<u>41,358,500</u>	<u>1,248,200</u>
		\$ 58,360,500	\$1,726,126
<b>6. New Jersey Sports &amp; Exposition Auth</b>			
N J Sports & Expo Auth	Long Branch City	\$ 1,139,200	\$ 36,739
New Jersey Sports & Exposition Auth	Oceanport Borough	<u>51,874,800</u>	<u>1,286,495</u>
		\$53,014,000	\$1,323,234
<b>7. One Rvr. Assoc. Bellcore, RM.IJ008G</b>			
	Middletown Township	\$48,140,100	\$1,269,936
<b>8. Seaview Square Mall</b>			
Sears Roebuck & Co Dept D970 Tax	Ocean Township	\$ 9,643,000	\$ 266,436
Equitable Life John Guice STE200-D	Ocean Township	<u>22,545,000</u>	<u>622,918</u>
		\$32,188,000	\$ 889,354
<b>9. Four Ponds Att Lease Adm.</b>			
	Middletown Township	\$31,000,000	\$817,780

<u>Owner of Record</u>	<u>Property Location</u>	<u>1998 Total Assessed Value</u>	<u>Total 1998 Taxes</u>
<b>10. Weill, Maurice</b>			
Weill, Maurice M. Trustee	Middletown Township	\$ 526,700	\$ 13,894
Weill, M. Trust. Lucent Tech. Adm	Middletown Township	<u>28,637,500</u>	<u>755,457</u>
		\$29,164,200	\$769,352
<b>11. Prud. Prop &amp; Casual Facility Manag</b>	Holmdel Township	\$30,000,000	\$708,000
<b>12. TCW Trammell Crow NE, Inc.</b>	Holmdel Township	\$28,531,100	\$673,334

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Source: Monmouth County Board of Taxation (May 17, 1999).

### **The Local Budget Law (N.J.S.A. 40A:4-1, et seq.)**

The foundation of the New Jersey local finance system is the annual budget. Every local unit must adopt an operating budget in the form required by the Division of Local Government Services, Department of Community Affairs, State of New Jersey (the "Division"). Items of revenue and appropriation are regulated by law and must be certified by the Director of the Division ("Director") prior to final adoption of the budget. The budget law requires each local unit to appropriate sufficient funds for payment of current debt service, and the Director is required to review the adequacy of such appropriations.

Tax anticipation notes are limited in amount by law and must be paid off in full by a county within six months of the close of the fiscal year. The County has no tax anticipation notes outstanding and presently does not anticipate issuing such notes.

The Director has no authority over individual operating appropriations, unless a specific amount is required by law, but the review functions focusing on anticipated revenues serve to protect the solvency of all local units.

The budgets of local units must be in balance; i.e., the total of anticipated revenues must equal the total of appropriations (N.J.S.A. 40A:4-22).

If in any year a county's expenditures exceed its realized revenues for that year, then such excess (deficit) must be raised in the succeeding year's budget.

### **Miscellaneous Revenues**

N.J.S.A. 40A:4-26 provides that: “no miscellaneous revenues from any source shall be included as an anticipated revenue in the budget in an amount in excess of the amount actually realized in cash from the same source during the next preceding fiscal year, unless the Director shall determine upon application by the governing body that the facts clearly warrant the expectation that such excess amount will actually be realized in cash during the fiscal year and shall certify such determination in writing to the local unit”.

No budget or amendment thereof shall be adopted unless the Director shall have previously certified his approval thereof with the exception of the inclusion of categorical grants-in-aid contracts for their face amount with an offsetting appropriation.

### **Deferral Of Current Expenses**

Emergency appropriations made under N.J.S.A. 40A:4-46, after the adoption of the budget and the determination of the tax rate, may be authorized by the Board of Freeholders. However, with minor exceptions set forth below, such appropriations must be included in full in the following year’s budget.

The exceptions are certain enumerated quasi-capital projects such as ice, snow, and flood damage to streets, roads, and bridges, which may be amortized over three years, and tax map preparation, revision of ordinances, and master plan preparations, which may be amortized over five years.

Under the amended “CAP” law, emergency resolutions aggregating less than 3% of the previous year’s final current operating appropriations may be raised in that portion of the budget outside the “CAP” if approved by at least two-thirds of the members of the Board of Freeholders and the Director of the Division of Local Government Services. Emergency resolutions that aggregate more than 3% of the previous year’s final current operating appropriations must be raised within the “CAP”. Emergency resolutions for debt service, capital improvements, the County’s share of Federal or State grants and other statutorily permitted items are outside the “CAP”.

### **Budget Transfers**

Budget transfers provide a degree of flexibility and afford a control mechanism. Transfers between major appropriation accounts are prohibited until the last two months of the year. Subaccounts (line items) within an appropriation are not subject to the same year-end transfer restriction; however, they are subject to internal review and approval.

### **Capital Budget**

In accordance with the local budget law, each local unit must adopt and annually revise a six-year capital program budget. The capital budget, when adopted, does not constitute the approval or appropriation of funds, but sets forth a plan of the possible capital expenditures which the local unit may

contemplate over the next six years. Expenditures for capital purposes may be made either by ordinances adopted by the Board of Freeholders setting forth the items and the method of financing or from the annual operating budget if the items were detailed. See "Anticipated Capital Needs" herein.

**The Local Fiscal Affairs Law (N.J.S.A. 40A:5-1, et seq.)**

This law regulates the nonbudgetary financial activities of local governments. The chief financial officer of every local unit must file annually with the Director a verified statement of the financial condition of the local unit. The County's statement is on file with the Clerk of the Board of Freeholders.

An independent examination of the County's financial statements must be performed annually by a registered municipal accountant. The audit, conforming to the Division of Local Government Services "Requirements of Audit," includes recommendations for improvement of the local unit's financial procedures and must be filed with the Director prior to June 1 of each year. A synopsis of the audit report, together with all recommendations made, must be published in a local newspaper within 30 days of its completion.

The report of Armour S. Hulsart & Co., the County's independent auditor, for the calendar year ending December 31, 1998 appears in Appendix A to this Official Statement.

**COUNTY OF MONMOUTH**

**CURRENT FUND**

**STATEMENT OF OPERATIONS AND CHANGES IN FUND BALANCE**

	<u>1994</u>	<u>1995</u>	<u>1996</u>	<u>1997</u>	<u>Unaudited 1998</u>
Revenues and Other Additions:					
Fund Balance Utilized	\$ 17,000,000	\$21,000,000	\$24,500,000	\$ 27,500,000	\$ 29,000,000
Miscellaneous Revenue					
Anticipated	111,597,366	113,898,271	115,828,030	117,052,692	112,928,992
Miscellaneous Revenue Not					
Anticipated	8,901,892	8,538,879	11,541,630	12,719,546	13,709,117
Receipts from Current Taxes	177,835,000	181,292,000	183,900,000	184,600,000	189,700,000
Other Credits to Revenue	317,758	2,186,057	130,526	144,955	2,197,540
Unexpended Balance of					
Appropriations Lapsed	3,931,653	5,717,241	6,669,565	7,180,369	8,035,083
<b>Total Revenues and Other Additions</b>	<b>\$319,583,669</b>	<b>\$332,632,448</b>	<b>\$342,569,751</b>	<b>\$349,197,562</b>	<b>355,570,732</b>
Expenditures:					
Budget Appropriations*	\$299,286,541	\$306,789,317	\$312,193,007	\$318,384,910	323,789,117
Other Charges	14,597	314,859			
<b>Total Expenditures</b>	<b>\$299,301,138</b>	<b>\$307,104,176</b>	<b>\$312,193,007</b>	<b>\$318,384,910</b>	<b>323,789,117</b>
Excess in Revenue	20,282,531	25,528,271	30,376,744	30,812,652	31,781,615
Adjustment to Income Before					
Surplus: Emergency Authorization	1,316,000	--	--	450,000	
Fund Balance, January 1	22,214,150	26,812,681	31,340,952	37,217,696	40,980,348
	43,812,681	52,340,952	61,717,696	68,480,348	72,761,963
Decreased by:					
Utilized as Anticipated Revenue	17,000,000	21,000,000	24,500,000	27,500,000	29,000,000
<b>Fund Balance, December 31</b>	<b>\$ 26,812,681</b>	<b>\$31,340,952</b>	<b>\$37,217,696</b>	<b>\$ 40,980,348</b>	<b>43,761,963</b>
Fund Balance, as a percentage of Total Expenditures	8.96%	10.21%	11.92%	12.87%	13.52%
* Paid or Charged	\$291,471,591	\$295,037,354	\$303,171,978	\$308,221,789	\$312,881,997
Appropriation Reserves	7,511,666	10,568,086	8,890,502	10,018,166	10,780,782
Current Appropriations Cancelled	303,284	1,183,877	130,527	144,955	126,338
	\$299,286,541	\$306,789,317	\$312,193,007	\$318,384,910	\$323,789,117

Current Fund operating results reflect a policy of conservatively estimating revenues so that at year-end positive fund balances are maintained. Revenue growth, plus the benefits of a tightly monitored hiring freeze and a new, managed budget approach, analogous to zero based budgeting, both implemented in the early nineties, have resulted in increased fund balances. Fund balance, as a percentage of expenditures, has increased from 5.7% in 1990 to 13.5% in 1998. This has allowed the County to relax its reliance on the property tax to balance budgets. In fact, since 1990 the average annual property tax increase has been 1.9%, well below corresponding rates of inflation throughout the decade. Revenue growth is expected to continue through 1999, as a result of the strong local economy as well as an increase in the overall reimbursements from the State of New Jersey.

**FIVE YEAR SUMMARY OF CURRENT FUND BUDGET AND ACTUAL RESULTS**

	1994		1995		1996		1997		1998	
	Budget	Actual	Budget	Actual	Budget	Actual	Budget	Actual	Budget	Actual
<b>Revenues:</b>										
County Clerk	\$5,100,000	\$5,379,292	\$5,100,000	\$4,729,135	\$4,400,000	\$5,077,916	\$4,400,000	\$5,533,496	\$4,600,000	\$6,534,353
Interest on Investments	3,600,000	4,593,409	3,600,000	6,881,172	3,600,000	7,220,206	3,600,000	7,446,755	3,600,000	8,096,365
Parks & Recreation	3,180,000	3,294,358	3,180,000	3,731,766	3,180,000	3,662,634	3,180,000	4,138,635	4,100,000	5,329,077
Medical Homes	16,000,000	17,549,805	16,450,000	16,330,522	15,850,000	16,038,814	15,695,000	15,634,490	15,150,000	15,251,931
Division of Social Services	19,598,730	21,394,089	20,507,050	23,146,716	20,056,050	20,825,575	19,412,257	19,904,642	19,281,850	19,433,572
Stated N.J. Social Service Reimbursement	17,112,751	16,983,608	17,492,172	17,492,173	16,284,120	16,284,120	15,631,253	15,631,253	15,571,808	15,571,808
State of N.J. - Inmate Reimbursement	3,800,000	5,921,299	5,350,000	6,571,888	5,350,000	9,414,230	5,350,000	8,683,097	5,350,000	4,521,231
State of N.J. - Remaining Aid	3,387,743	3,874,783	1,307,165	1,934,357	1,308,607	1,742,366	1,279,532	1,544,259	2,246,545	2,412,340
State & Federal Grants	15,204,989	15,204,989	13,656,578	13,656,578	21,826,331	21,826,331	24,672,594	24,672,594	23,426,875	23,426,875
Miscellaneous Revenue	16,151,328	26,303,626	17,854,000	27,962,843	11,937,899	25,277,467	12,614,275	26,583,017	11,762,040	26,060,557
Fund Balance Utilized	17,000,000	17,000,000	21,000,000	21,000,000	24,500,000	24,500,000	27,500,000	27,500,000	29,000,000	29,000,000
County Tax Levy	<u>177,835,000</u>	<u>177,835,000</u>	<u>181,292,000</u>	<u>181,292,000</u>	<u>183,900,000</u>	<u>183,900,000</u>	<u>184,600,000</u>	<u>184,600,000</u>	<u>189,700,000</u>	<u>189,700,000</u>
<b>TOTAL REVENUES</b>	<b>\$297,970,541</b>	<b>\$315,334,258</b>	<b>\$306,789,317</b>	<b>\$324,729,150</b>	<b>\$312,193,007</b>	<b>\$335,769,659</b>	<b>\$317,934,911</b>	<b>\$341,872,238</b>	<b>\$323,789,118</b>	<b>\$345,338,109</b>
<b>Appropriations:</b>										
General Government	\$44,408,270	\$43,028,373	\$44,750,027	\$40,786,925	\$45,906,253	\$43,370,513	\$46,671,860	\$44,600,435	\$52,396,713	\$50,485,008
Judiciary	15,774,190	15,511,171	14,851,939	14,843,867	10,787,409	10,779,170	8,714,167	8,711,273	570,859	557,802
Regulation	10,451,711	10,176,807	10,935,562	10,616,534	11,643,578	11,283,030	12,480,382	11,911,093	12,845,107	12,392,728
Public Works & Engineering	22,946,545	22,058,262	23,826,685	22,673,511	24,406,186	23,556,564	23,410,000	22,639,744	25,196,733	24,207,320
Penal Institutions	19,639,025	19,347,519	21,865,088	21,617,412	24,233,796	23,522,012	25,623,978	24,996,320	26,489,140	26,084,609
Health & Human Services	74,755,288	72,415,719	76,136,444	73,443,519	75,180,694	72,404,943	76,451,952	72,449,796	77,766,425	73,258,388
Education	30,179,743	29,925,023	30,400,242	29,215,581	31,017,737	30,765,861	31,288,440	31,038,862	32,121,458	31,868,087
Parks & Recreation	11,081,441	10,909,472	11,416,207	11,148,142	11,867,490	11,709,435	12,355,234	12,156,743	13,410,125	13,075,443
State & Federal Grants	16,004,989	16,004,989	14,656,578	14,407,475	22,926,331	22,770,397	25,772,594	25,628,401	24,526,875	24,286,968
Capital Improvements	7,997,000	6,586,523	8,168,000	7,649,967	9,329,000	8,363,460	9,247,000	8,541,417	10,625,000	10,265,477
Debt Service	37,100,939	36,797,655	38,535,545	38,351,667	34,396,606	34,266,079	34,658,421	34,513,466	35,621,396	35,495,057
Statutory Expenditures	8,701,000	8,478,785	10,391,000	9,472,207	9,853,927	9,760,073	11,320,883	10,842,388	11,813,252	10,714,462
Unclassified/Contingent	<u>246,400</u>	<u>231,293</u>	<u>856,000</u>	<u>810,547</u>	<u>644,000</u>	<u>620,441</u>	<u>390,000</u>	<u>191,851</u>	<u>406,035</u>	<u>190,648</u>
<b>TOTAL APPROPRIATIONS</b>	<b>\$299,286,541</b>	<b>\$291,471,591</b>	<b>\$306,789,317</b>	<b>\$295,037,354</b>	<b>\$312,193,007</b>	<b>\$303,171,978</b>	<b>\$318,384,911</b>	<b>\$308,221,789</b>	<b>\$323,789,118</b>	<b>\$312,881,997</b>
Excess in Revenues		\$23,862,667		\$29,691,796		\$32,597,681		\$33,650,449		\$32,456,112
Appropriation Reserve		<u>7,511,666</u>		<u>10,568,086</u>		<u>8,890,502</u>		<u>10,018,166</u>		<u>10,780,782</u>
Excess in Revenues, Net		\$16,351,001		\$19,123,710		\$23,707,179		\$23,632,283		\$21,675,330
<b>Other Credits to Income:</b>										
Refund of Prior Year Loan to Grant Fund		(123)		634,663						2,020,629
Unexpended Balance of Previous Year										
Appropriation Reserve		3,931,653		5,717,241		6,669,566		7,180,369		8,035,083
Emergency Authorization		1,316,000						450,000		
Other				<u>52,657</u>						<u>50,572</u>
		<u>\$21,598,531</u>		<u>\$25,528,271</u>		<u>\$30,376,745</u>		<u>\$31,262,652</u>		<u>\$31,781,614</u>
Fund Balance, Beginning of Year		<u>5,214,150</u>		<u>5,812,681</u>		<u>6,840,952</u>		<u>9,717,697</u>		<u>11,980,349</u>
Fund Balance, End of Year		<u>\$26,812,681</u>		<u>\$31,340,951</u>		<u>\$37,217,697</u>		<u>\$40,980,349</u>		<u>\$43,761,963</u>



**COUNTY OF MONMOUTH  
COMPARATIVE COUNTY BUDGETS  
AS APPROVED AND ADOPTED**

	<u>1998(1)</u>	<u>1999(2)</u>
Anticipated Revenues:		
Fund Balance Utilized	\$29,000,000	\$31,000,000
State Aid	40,850,203	38,113,026
State and Federal Grants	8,187,809	9,724,916
Miscellaneous Revenue	40,812,040	42,503,607
County Tax Levy	<u>189,700,000</u>	<u>193,900,000</u>
Total Anticipated Revenues	<u>\$308,550,052</u>	<u>\$315,241,549</u>
Appropriations:		
Operations	\$250,479,404	\$255,802,470
Capital Improvements	10,625,000	11,581,000
Debt Service	35,621,396	36,120,942
Pension Contributions and Social Security Taxes	<u>11,824,252</u>	<u>11,737,137</u>
Total Appropriations	<u>\$308,550,052</u>	<u>\$315,241,549</u>

- (1) The 1998 County Budget was adopted by the Board of Freeholders on February 26, 1998.  
(2) The 1999 County Budget was adopted by the Board of Freeholders on February 25, 1999.

**COUNTY OF MONMOUTH  
RECLAMATION CENTER UTILITY FUND  
STATEMENTS OF OPERATIONS AND CHANGE IN FUND BALANCE**

	<u>1994</u>	<u>1995</u>	<u>1996</u>	<u>1997</u>	<b>Unaudited <u>1998</u></b>
<b><u>REVENUES</u></b>					
Fund Balance	\$12,000,000	\$14,000,000	\$24,000,000	\$26,000,000	\$20,124,282
Utility Fees	30,193,562	28,976,572	31,542,923	30,680,396	22,144,136
Miscellaneous Revenue Not Anticipated	2,548,751	3,957,828	3,502,682	4,023,208	9,129,792
Other Income	519,975	312,865	87,546	224,074	552,143
Unexpended Appropriations	5,072,418	3,965,784	2,270,718	6,530,319	3,502,238
Total Revenue	<u>\$50,334,706</u>	<u>\$51,213,049</u>	<u>\$61,403,869</u>	<u>\$67,457,997</u>	<u>\$55,452,591</u>
<b><u>EXPENDITURES</u></b>					
Operations with Reserves	\$21,374,281	\$22,481,328	39,225,458	\$42,803,258	\$30,377,365
Other Expenditures and Commitments	--	--	180,438	29,268	920
Total Expenditures	<u>\$21,374,281</u>	<u>\$22,481,328</u>	<u>\$39,405,896</u>	<u>\$42,832,526</u>	<u>\$30,378,285</u>
Net Revenues	<u>\$28,960,425</u>	<u>\$28,731,721</u>	<u>\$21,997,973</u>	<u>\$24,625,471</u>	<u>\$25,074,306</u>
Debt Service	<u>10,213,485</u>	<u>12,959,962</u>	<u>2,774,542</u>	<u>2,696,742</u>	<u>6,114,624</u>
Change in Fund Balance	\$18,746,940	\$15,771,759	\$19,223,431	\$21,928,729	\$18,959,682
Fund Balance, January 1	<u>\$31,034,876</u>	<u>\$37,781,816</u>	<u>\$39,553,575</u>	<u>\$34,777,006</u>	<u>\$30,706,088</u>
	\$49,781,816	\$53,553,575	\$58,777,006	\$56,705,735	\$49,665,770
Utilized as Revenue	<u>12,000,000</u>	<u>14,000,000</u>	<u>24,000,000</u>	<u>26,000,000</u>	<u>20,124,282</u>
Fund Balance, December 31	<u><u>\$37,781,816</u></u>	<u><u>\$39,553,575</u></u>	<u><u>\$34,777,006</u></u>	<u><u>\$30,705,735</u></u>	<u><u>\$29,541,488</u></u>

## Anticipated Capital Needs

The Board of Freeholders annually adopts a six-year capital improvement program setting forth its anticipated capital expenditures during that period. The program adopted by the Board of Freeholders on February 25, 1999 calls for expenditures of \$199,417,000 through the year 2004. Of this \$199,417,000 total, \$18,166,000 is anticipated to be paid from cash and Federal and State grants; the remaining amount will be financed by the issuance of bond anticipation notes or bonds of the County. Many of the projects represented in the capital improvement program have not received a funding commitment from the Board of Freeholders and their inclusion in the program represents a planning mechanism for future decisions of the Board.

## Investment of Funds

The Director of Finance is responsible for the investment of funds for the County. Permitted investments for local governmental units in New Jersey pursuant to New Jersey Statute 40A:5-15.1 (the "Statute") are presented below:

1. Bonds or other obligations of the US or obligations guaranteed by the US.
2. Government money market mutual funds.
3. Fixed rate obligations issued by federal agency or federal instrumentality in accordance with an act of Congress, with maturity of not more than 397 days.
4. Bonds or other obligations of Monmouth County or of school districts within Monmouth County.
5. Bonds or other obligations with maturity of not more than 397 days, approved by the Division of Investment of the Department of the Treasury for investment by local units.
6. Local government investment pools, as defined by the Statute.
7. Deposits with the State of New Jersey Cash Management Fund established pursuant to section 1 of P.L. 1997, c.281 (C.52:18A-90.4).
8. Repurchase agreements fully collateralized by securities outlined in (1) and (3) above, with custody of collateral transferred to a third party, maturity not exceeding 30 days, underlying securities purchased through a public depository and an executed master repurchase agreement providing for the custody and security of collateral.

The composition of the County's current portfolio is presented in the table below:

<u>Type of Security</u>	Amount	Percent
New Jersey Cash Management Fund (1)	\$160,479,995	66.73%
Federal Home Loan Bank (2)	80,000,000	33.27%
	\$240,479,995	100.00%

(1) A money market fund administered and approved for investment by local units by the Division of Investment of the Department of Treasury

(2) Maturity value.

None of the County's investments have a maturity date of more than 397 days from the date of purchase.

### **Pension Funds**

County employees, who are eligible for a pension plan, are enrolled in one of three pension systems administered by the Division of Pensions; Treasury Department of the State of New Jersey. The three plans are: The Public Employees' Retirement System, Police and Firemen's Retirement System of New Jersey and the Judicial Retirement System of New Jersey. The Division annually charges counties and other participating governmental units for their respective contributions to the plans based upon actuarial methods. A portion of the cost is contributed by the employees. The County's share of pension costs, which is based upon the annual billings received from the State, amounted to \$2,185,343 for 1998 and \$2,593,406 for 1999.

### **Year 2000 Compliance**

The County expects to be fully Year 2000 (Y2K) compliant (as it relates to County services) by September 1999. The County has been reviewing its Year 2000 readiness since June 1995. The areas of review have included equipment, operating systems, and applications (main frame, client server and PC network).

- Main frame operating system and 95% of the programs are Y2K compliant.
- Client server systems are under service contract, the vendors are upgrading to insure Y2K compliance. (Purchasing, Surrogate, and Care Centers systems have been replaced)
- All personal computers are Y2K capable. The County's Local and Wide Area Networks are Y2K compliant.

### **Debt and Financial Management Policies**

The Board of Chosen Freeholders adopted debt and financial management policies pursuant to a resolution adopted on September 14, 1995. The policies adopted were as follows:

1. The County will annually adopt a five year capital improvement program showing the projected capital expenditures and the source of funding for those expenditures. The County will determine the effect of the projected debt issuance on its net tax-supported debt ratios such as debt to full value, debt per capita, debt to personal income and debt service to revenues.
2. The County will maintain a target of net tax-supported debt service to revenues ratio, excluding debt service on Recreational Facilities Revenue Bonds, of 10%. The target is to be achieved over a period of time, but the maximum level will be 12.0%.
3. The County will maintain a minimum rapidity repayment rate of 70% of its net tax-supported debt to be retired in 10 years.
4. The County's ratio of net tax-supported debt to full value will not exceed 0.75%.

5. The ratio of net tax-supported debt to personal income will not exceed 2.0%.
6. The County will plan to have a minimum ratio of year-end Current Fund Balance to revenues of 3% and a target of at least 5%. This Current Fund Balance policy can be violated in times of fiscal stress as long as the County has a plan to restore the Fund Balance to appropriate levels.

## **IV. DEBT INFORMATION**

### **Local Bond Law**

The Local Bond Law generally governs the issuance of bonds and notes by local units to finance certain capital expenditures. Among its provisions are requirements that bonds must mature within the statutory period of usefulness of the projects bonded and that bonds be retired in serial installments. A five percent cash down payment is generally required toward the financing of capital expenditures. All bonds and notes issued by the County are general (“full faith and credit”) obligations.

### **Debt Limits**

The authorized bond indebtedness of the County is limited by statute, subject to the exceptions noted below, to an amount equal to two percent of its average equalized assessed valuation. The equalized valuation basis of the County is set by statute as the average for the last three years, of the equalized value of all taxable real property and certain Class II railroad property within its boundaries as annually determined by the State Board of Taxation.

### **Exceptions To Debt Limits - Extensions of Credit**

The debt limit of the County may be exceeded with the approval of the Local Finance Board, a state regulatory agency, and as permitted by other statutory exceptions. If all or any part of a proposed debt authorization would exceed its debt limit, the County must apply to the Local Finance Board for an extension of credit. If the Local Finance Board determines that a proposed debt authorization would not materially impair the ability of the County to meet its obligations or to provide essential services, or makes other statutory determinations, approval is granted. In addition, debt in excess of the debt limit may be issued by the County under N.J.S.A. 40A:2-7(g) for purposes permitted under the Local Bond Law if the amount (exclusive of utility and assessment obligations) of such obligations and all others authorized pursuant to such provision during the then current fiscal year do not exceed an amount equal to two-thirds of the amount budgeted for the retirement of outstanding obligations. The County’s net debt as of April 30, 1999 is .6599% of its equalized valuation basis, compared to the statutory debt limit of 2.00%.

### **Short-Term Financing**

The County has the authority to sell short-term “bond anticipation notes” to temporarily finance a capital improvement or project in anticipation of the issuance of bonds, if the bond ordinance so provides. Under the Local Bond Law, bond anticipation notes, which are full faith and credit obligations of the issuer, may be issued for a period not exceeding one year and may be renewed from time to time, again for a period that does not exceed one year. All bond anticipation notes, including all renewals, must be paid not later than three years from their original date, unless the issuer begins to amortize such notes beginning in the third year. If the appropriate amortization is commenced in the

third year, such notes must finally mature, and be paid not later than first day of the fifth month following the close of the tenth fiscal year next following the date of the original notes. The County has not issued any short-term debt since September 1997.

**COUNTY OF MONMOUTH**  
**STATEMENT OF STATUTORY NET DEBT**

**April 30, 1999**

**GROSS DEBT:**

General Bonds Issued and Outstanding		\$165,670,000.00
Self-Liquidating Utility		27,215,000.00
County College Bonds Issued and Outstanding		8,445,000.00
County Vocational Bonds Issued and Outstanding		4,276,764.53
NJDEP-Green Trust Program		<u>15,113,302.49</u>
		<u>\$220,720,067.02</u>

**BONDS/NOTES AUTHORIZED:**

General Improvements:

Notes Issued	-0-	
Authorized but not Issued	115,834,000.00	

Self-Liquidating Utility:

Notes Issued:	-0-	
Authorized but not Issued	-0-	<u>\$115,834,000.00</u>

**TOTAL GROSS DEBT**

336,554,067.02

**LESS: STATUTORY DEDUCTIONS:**

Guaranty Equipment Lease Program:

M.C.I.A.	\$17,330,000.00 <sup>1</sup>	
County College Bonds	8,445,000.00	
Vocational School Bonds	599,000.00	
Self-Liquidating Utility	27,215,000.00 <sup>2</sup>	
		<u>60,789,000.00</u>

**STATUTORY NET DEBT**

\$275,765,067.02

Three-Year Average (1996-1998)  
 Equalized Valuation of Real  
 Property (Pursuant to  
 N.J.S.A. 15:1-35.1)

\$41,788,606,983.00

Net Debt Expressed as a Percentage of  
 Average Equalized Valuation of Real  
 Property

.6599%

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<sup>1</sup> The County has unconditionally guaranteed \$17,330,000 M.C.I.A. Capital Equipment Pooled Lease Revenue Bonds. The guaranty is an allowable deduction from gross debt pursuant to the Local Bond Law and the County Improvement Authorities Law (N.J.S.A. 40:37A-80).

<sup>2</sup> The Reclamation Center indebtedness is an allowable deduction for self-liquidating purposes pursuant to the Local Bond Law (N.J.S.A. 40A:2-44(c)).



Debt Limitation Per N.J.S.A. 40A:2-6 (Counties) 2% of Three-Year Average Equalized Valuation	835,772,139.66
Total Net Debt	<u>275,765,067.02</u>
Remaining Net Debt Capacity	\$560,007,072.64

**COUNTY OF MONMOUTH  
SCHEDULE OF DEBT SERVICE  
DECEMBER 31, 1998**

<u>Year</u>	<u>General</u>	<u>County College</u>	<u>Vocational School</u>	<u>NJDEP Green Trust</u>	<u>Total Principal</u>	<u>Interest</u>	<u>Total</u>	<u>Principal Reclamation Center</u>	<u>Interest Reclamation Center</u>	<u>Total Including Reclamation Center</u>
1999	20,965,000	1,405,000	363,256.42	551,495.73	23,284,752.15	8,815,047.18	32,099,799.33	4,765,000.00	1,320,616.25	38,185,415.58
2000	20,480,000	930,000	367,153.50	562,580.79	22,339,734.29	7,423,509.41	29,763,243.70	1,310,000.00	1,109,647.50	32,182,891.20
2001	19,100,000	930,000	370,809.64	573,888.66	20,974,698.30	6,364,629.26	27,339,327.56	2,220,000.00	1,024,110.00	30,583,437.56
2002	17,685,000	930,000	374,592.86	585,423.82	19,575,016.68	5,390,053.48	24,965,070.16	2,230,000.00	876,010.00	28,071,080.16
2003	14,285,000	930,000	377,848.89	597,190.84	16,190,039.73	4,502,132.03	20,692,171.76	2,190,000.00	775,447.50	23,657,619.26
2004	12,255,000	930,000	233,216.38	609,194.38	14,027,410.76	3,780,106.50	17,807,517.26	2,150,000.00	676,685.00	20,634,202.26
2005	10,455,000	930,000	237,745.62	621,439.19	12,244,184.81	3,147,149.99	15,391,334.80	2,110,000.00	579,710.00	18,081,044.80
2006	7,205,000	730,000	242,720.31	416,236.04	8,593,956.35	2,604,577.87	11,198,534.22	2,065,000.00	484,522.50	13,748,056.72
2007	6,830,000	730,000	247,890.26	204,731.37	8,012,621.63	2,219,764.22	10,232,385.85	2,105,000.00	391,347.50	12,728,733.35
2008	7,030,000	-	253,366.87	-	7,283,366.87	1,838,415.50	9,121,782.37	2,065,000.00	291,360.00	11,478,142.37
2009	7,230,000	-	258,927.61	-	7,488,927.61	1,486,253.26	8,975,180.87	2,025,000.00	192,240.00	11,192,420.87
2010	7,430,000	-	264,916.11	-	7,694,916.11	1,123,696.94	8,818,613.05	1,980,000.00	95,040.00	10,893,653.05
2011	7,580,000	-	271,214.09	-	7,851,214.09	750,723.96	8,601,938.05	-	-	8,601,938.05
2012	5,030,000	-	277,993.62	-	5,307,993.62	367,205.44	5,675,199.06	-	-	5,675,199.06
2013	<u>2,110,000</u>	<u>-</u>	<u>285,112.36</u>	<u>-</u>	<u>2,395,112.36</u>	<u>110,815.96</u>	<u>2,505,928.32</u>	<u>-</u>	<u>-</u>	<u>2,505,928.32</u>
	<u>\$165,670,000</u>	<u>\$8,445,000</u>	<u>\$4,426,764.54</u>	<u>\$4,722,180.82</u>	<u>\$183,263,945.36</u>	<u>\$49,924,081.00</u>	<u>\$233,188,026.36</u>	<u>\$27,215,000.00</u>	<u>\$7,816,736.25</u>	<u>\$268,219,762.61</u>

## DEBT ANALYSIS

	<u>December 31, 1994<sup>(1)</sup></u>	<u>December 31, 1995<sup>(1)</sup></u>	<u>December 31, 1996<sup>(1)</sup></u>	<u>December 31, 1997<sup>(1)</sup></u>	<u>December 31, 1998<sup>(1)</sup></u>
Full Valuation Per Capita	\$71,254.00	\$72,453.00	\$73,725.00	\$75,389.00	\$77,231.00
County Net Debt as a					
Percentage of Full Value	.51%	.53%	.53%	.56%	.59%
County Net Debt Per Capita	\$ 365.52	\$ 380.60	\$ 387.18	\$ 422.59	\$ 454.52
Overlapping Net Debt as a					
Percentage of Full Value	1.95%	2.06%	2.26%	2.38%	2.46%
Overlapping Net Debt Per Capita	\$1,391.89	\$1,493.05	\$1,665.86	\$1,793.89	1,898.64

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Per capita figures have been calculated utilizing 1990 Census Data.

**COUNTY OF MONMOUTH  
GROSS DEBT AND NET DEBT OF CONSTITUENT MUNICIPALITIES**

**December 31, 1998**

	<u>GROSS DEBT</u>			<u>DEDUCTIONS</u>			<u>Net Statutory Debt</u>	<u>Average Equalized Valuations</u>	<u>Statutory % of Net Debt</u>
	<u>School</u>	<u>Utility</u>	<u>Other</u>	<u>School</u>	<u>Utility</u>	<u>Other</u>			
Aberdeen Township	\$4,114,702.18	\$19,299,097.09	\$8,130,386.94	\$4,114,702.18	\$19,299,097.09	0.00	\$8,130,386.94	\$848,400,251.33	0.96%
Allenhurst Borough	\$ 0.00	\$416,233.20	\$2,975,915.12	\$ 0.00	\$416,233.20	\$238,500.00	\$2,737,415.12	\$116,354,760.00	2.35%
Allentown Borough	\$1,860,406.82	\$2,417,710.47	\$457,869.20	\$1,860,406.82	\$2,417,710.47	\$ 0.00	\$457,869.20	\$96,034,147.00	0.47%
Asbury Park City	\$16,497,104.00	\$ 0.00	\$3,954,000.00	\$13,605,438.00	\$ 0.00	\$ 0.00	\$6,845,666.00	\$334,963,568.00	2.04%
Atlantic Highlands Borough	\$400,000.00	\$11,587,696.68	\$7,594,134.55	\$400,000.00	\$11,587,696.68	\$ 0.00	\$7,594,134.55	\$315,072,044.00	2.41%
Avon-By-The-Sea Borough	\$ 0.00	\$3,535,542.50	\$4,729,960.00	\$ 0.00	\$2,539,168.50	\$1,770,256.00	\$3,956,078.00	\$232,583,672.33	1.70
Belmar Borough	\$1,471,105.81	\$3,878,576.15	\$3,676,723.81	\$1,471,105.81	\$3,878,576.15	\$150,732.60	\$3,525,991.21	\$416,199,803.67	0.85%
Bradley Beach Borough	\$ 0.00	\$967,500.00	\$1,737,177.54	\$ 0.00	\$431,863.00	\$37,500.00	\$2,235,314.54	\$267,182,361.67	0.84%
Brielle Borough	\$ 0.00	\$1,731,128.10	\$1,336,939.00	\$ 0.00	\$1,731,128.10	\$ 0.00	\$1,336,939.00	\$531,500,246.33	0.25%
Colts Neck Township	\$14,577,239.25	\$ 0.00	\$5,530,150.00	\$14,577,239.25	\$ 0.00	\$ 0.00	\$5,530,150.00	\$1,167,816,190.00	0.47%
Deal Borough	\$ 0.00	\$666,900.00	\$635,595.25	\$ 0.00	\$570,756.80	\$ 0.00	\$731,738.45	\$518,151,929.33	0.14%
Eatontown Borough	\$3,438,766	\$ 0.00	\$11,295,389.00	\$3,438,766.00	\$ 0.00	\$1,365,403.00	\$9,929,986.00	\$973,132,806.00	1.02%

**COUNTY OF MONMOUTH  
GROSS DEBT AND NET DEBT OF CONSTITUENT MUNICIPALITIES**

**December 31, 1998**

	<u>GROSS DEBT</u>			<u>DEDUCTIONS</u>			<u>Net Statutory Debt</u>	<u>Average Equalized Valuations</u>	<u>Statutory % of Net Debt</u>
	<u>School</u>	<u>Utility</u>	<u>Other</u>	<u>School</u>	<u>Utility</u>	<u>Other</u>			
Englishtown Borough	\$1,580,268.00	\$1,142,333.00	\$911,613.80	\$1,580,268.00	\$1,142,333.00	\$ 0.00	\$911,613.80	\$67,637,369.00	1.35%
Fair Haven Borough	\$5,279,270.04	\$ 0.00	\$2,980,508.30	\$5,279,270.04	\$ 0.00	\$ 0.00	\$2,980,508.30	\$563,467,481.00	0.53%
Farmingdale Borough	\$786,016.21	\$2,660,977.40	\$411,418.97	\$786,016.21	\$2,660,977.40	\$ 0.00	\$411,418.97	\$69,703,875.00	0.59%
Freehold Borough	\$6,449,341.41	\$2,478,250.00	\$6,888,367.00	\$6,449,341.41	\$2,478,250.00	\$3,040,469.39	\$3,847,897.61	\$466,208,466.33	0.83%
Freehold Township	\$30,560,871.56	\$24,044,113.00	\$28,895,837.52	\$30,560,871.56	\$24,044,113.00	\$ 0.00	\$28,895,837.52	\$2,162,219,402.00	1.34%
Hazlet Township	\$ 0.00	\$129,735.00	\$7,554,702.50	\$ 0.00	\$129,735.00	\$152.00	\$7,554,550.50	\$1,070,892,946.00	0.71%
Highlands Borough*	\$604,116.51	\$ 0.00	\$3,713,000.00	\$604,116.51	\$ 0.00	\$ 0.00	\$3,713,000.00	\$245,588,401.00	1.51%
Holmdel Township	\$23,324,000.00	\$4,901,400.05	\$14,825,795.83	\$23,324,000.00	\$4,901,400.05	\$78,127.25	\$14,747,668.58	\$1,945,133,229.00	0.76%
Howell Township	\$49,623,067.40	\$10,862,800.00	\$9,784,411.28	\$49,623,067.40	\$10,862,800.00	\$1,629,534.23	\$8,154,877.05	\$2,393,104,720.00	0.341%
Interlaken Borough	\$ 0.00	\$ 0.00	\$679,140.80	\$ 0.00	\$ 0.00	\$ 0.00	\$679,140.80	\$95,001,401.33	0.71%

\* As of June 30, 1998.

**COUNTY OF MONMOUTH  
GROSS DEBT AND NET DEBT OF CONSTITUENT MUNICIPALITIES**

**December 31, 1998**

	<u>GROSS DEBT</u>			<u>DEDUCTIONS</u>			<u>Net Statutory Debt</u>	<u>Average Equalized Valuations</u>	<u>Statutory % of Net Debt</u>
	<u>School</u>	<u>Utility</u>	<u>Other</u>	<u>School</u>	<u>Utility</u>	<u>Other</u>			
Keansburg Borough	\$12,510,000.00	\$45,000.00	\$5,107,760.00	\$11,530,236.32	\$45,000.00	\$356,500.00	\$5,731,023.68	\$288,255,908.00	1.99%
Keyport Borough	\$ 0.00	\$1,701,450.00	\$2,411,650.00	\$ 0.00	\$1,701,450.00	\$156,828.37	\$2,254,821.63	\$296,115,064.33	0.77%
Little Silver Borough	\$3,597,048.46	\$ 0.00	\$5,040,307.18	\$3,597,048.46	\$ 0.00	\$ 0.00	\$5,040,307.18	\$643,626,467.00	0.78%
Loch Arbour Village	\$331,891.64	\$ 0.00	\$216,000.00	\$331,891.64	\$ 0.00	\$39,053.34	\$176,946.66	\$34,880,751.33	0.50%
Long Branch City	\$485,000.00	\$ 0.00	\$12,061,148.15	\$485,000.00	\$ 0.00	\$ 0.00	\$12,061,148.15	\$1,319,975,594.00	0.91%
Manalapan Township	\$51,361,624.73	\$90,000.00	\$15,411,673.41	\$51,361,624.73	\$90,000.00	\$235,834.59	\$15,175,838.82	\$2,242,273,653.00	0.677%
Manasquan Borough	\$5,818,831.20	\$1,941,845.21	\$3,965,359.60	\$5,818,831.20	\$1,941,845.21	\$ 0.00	\$3,965,359.60	\$604,962,109.33	0.65%
Marlboro Township	\$21,788,816.72	\$160,000.00	\$13,194,867.71	\$21,788,816.72	\$160,000.00	\$168,460.18	\$13,026,407.53	\$2,582,124,717.33	0.51%
Matawan Borough	\$2,114,053.09	\$3,465,279.73	\$8,708,939.15	\$2,114,053.09	\$3,465,279.73	\$20,000.00	\$8,688,939.15	\$442,211,954.33	1.96%
Middletown Township	\$76,523,000.00	\$1,347,799.00	\$45,322,281.00	\$76,523,000.00	\$1,347,799.00	\$ 0.00	\$45,322,281.00	\$4,804,852,622.67	0.94%
Millstone Borough	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$29,740,653.00	0.00%

**COUNTY OF MONMOUTH  
GROSS DEBT AND NET DEBT OF CONSTITUENT MUNICIPALITIES**

**December 31, 1998**

	<u>GROSS DEBT</u>			<u>DEDUCTIONS</u>			<u>Net Statutory Debt</u>	<u>Average Equalized Valuations</u>	<u>Statutory % of Net Debt</u>
	<u>School</u>	<u>Utility</u>	<u>Other</u>	<u>School</u>	<u>Utility</u>	<u>Other</u>			
Monmouth Beach Borough	\$200,000.00	\$ 0.00	\$1,693,879.00	\$200,000.00	\$ 0.00	\$ 0.00	\$1,693,879.00	\$391,345,565.00	0.43%
Neptune City Borough	\$ 0.00	\$100,000.00	\$2,014,750.83	\$ 0.00	\$100,000.00	\$ 0.00	\$2,014,750.83	\$228,257,002.33	0.88%
Neptune Township	\$10,865,000.00	\$1,421,750.00	\$15,000,249.48	\$10,865,000.00	\$1,421,750.00	\$356,597.55	\$14,643,651.93	\$1,329,886,588.67	1.11%
Ocean Township	\$17,638,108.36	\$ 0.00	\$10,788,974.43	\$17,638,108.36	\$ 0.00	\$1,324,124.77	\$9,464,849.66	\$1,853,708,864.33	0.511%
Oceanport Borough	\$1,431,500.00	\$ 0.00	\$1,380,855.35	\$1,431,500.00	\$ 0.00	\$8,014.65	\$1,372,840.70	\$472,324,166.67	0.29%
Red Bank Borough	\$1,660,284.99	\$2,703,245.17	\$14,256,768.91	\$1,660,284.99	\$2,703,245.17	\$255,869.13	\$14,000,899.78	\$692,125,718.67	2.023%
Roosevelt Borough	\$818,000.00	\$2,671,392.14	\$210,275.60	\$818,000.00	\$2,332,969.74	\$ 0.00	\$548,698.00	\$39,232,002.00	1.40%
Rumson Borough	\$5,298,000.00	\$ 0.00	\$7,625,804.00	\$5,298,000.00	\$ 0.00	\$ 0.00	\$7,625,804.00	\$1,087,631,884.00	0.70%
Sea Bright Borough	\$ 0.00	\$523,452.00	\$5,219,487.00	\$ 0.00	\$523,452.00	\$751,447.65	\$4,468,039.35	\$197,261,036.00	2.27%
Sea Girt Borough	\$402,000.00	\$1,168,310.00	\$2,667,322.00	\$402,000.00	\$874,228.80	\$ 0.00	\$2,961,403.20	\$537,034,510.67	0.55%
Shrewsbury Borough	\$741,895.59	\$ 0.00	\$2,584,750.00	\$741,895.59	\$ 0.00	\$95,091.00	\$2,489,659.00	\$418,002,383.00	0.60%

**COUNTY OF MONMOUTH  
GROSS DEBT AND NET DEBT OF CONSTITUENT MUNICIPALITIES**

**December 31, 1998**

	<u>GROSS DEBT</u>			<u>DEDUCTIONS</u>			<u>Net Statutory Debt</u>	<u>Average Equalized Valuations</u>	<u>Statutory % of Net Debt</u>
	<u>School</u>	<u>Utility</u>	<u>Other</u>	<u>School</u>	<u>Utility</u>	<u>Other</u>			
Shrewsbury Township	\$594,317.27	\$ 0.00	\$207,920.13	\$594,317.27	\$ 0.00	\$89,800.00	\$118,120.13	\$27,216,031.00	0.43%
South Belmar Borough*	\$ 0.00	\$ 0.00	\$1,067,122.30	\$ 0.00	\$ 0.00	\$ 0.00	\$1,067,122.30	\$105,314,044.00	1.01%
Spring Lake Borough	\$ 0.00	\$3,116,279.31	\$5,812,838.86	\$ 0.00	\$1,477,409.31	\$ 0.00	\$7,451,708.86	\$866,289,930.33	0.86%
Spring Lake Heights Borough	\$308,120.00	\$ 0.00	\$1,668,763.10	\$308,120.00	\$ 0.00	\$ 0.00	\$1,668,763.10	\$429,817,872.33	0.39%
Tinton Falls Borough	\$21,381,916.29	\$846,216.85	\$11,356,952.63	\$21,381,916.29	\$846,216.85	\$140,083.15	\$11,216,869.48	\$979,158,660.00	1.15%
Union Beach Borough*	\$ 0.00	\$ 0.00	\$6,380,500.00	\$ 0.00	\$ 0.00	\$ 0.00	\$6,380,500.00	\$270,443,434.00	2.359%
Upper Freehold Township	\$5,939,593.18	\$ 0.00	\$1,312,000.00	\$5,939,593.18	\$ 0.00	\$ 0.00	\$1,312,000.00	\$306,601,630.00	0.42%
Wall Township	\$42,830,000.00	\$23,564,229.65	\$33,893,162.18	\$42,830,000.00	\$23,564,229.65	\$6,810,000.00	\$27,083,162.18	\$2,184,409,761	1.24%
West Long Branch Borough	\$ 0.00	\$ 0.00	\$3,465,012.21	\$ 0.00	\$ 0.00	\$ 0.00	\$3,465,012.21	\$558,535,603.67	0.62%

\* As of June 30, 1998.

\* As of June 30, 1998.



**COUNTY OF MONMOUTH  
GROSS DEBT AND NET DEBT OF CONSTITUENT MUNICIPALITIES**

**December 31, 1998**

	<b>GROSS DEBT</b>			<b>DEDUCTIONS</b>					
	<u>School</u>	<u>Utility</u>	<u>Other</u>	<u>School</u>	<u>Utility</u>	<u>Other</u>	<u>Net Statutory Debt</u>	<u>Average Equalized Valuations</u>	<u>Statutory % of Net Debt</u>
TOTAL	\$445,205,276.71	\$135,586,241.70	\$368,746,410.62	\$441,333,847.03	\$131,686,713.90	\$19,118,378.85	\$357,398,989.25		

## Other County Obligations

### Monmouth County Improvement Authority Correctional Facilities Revenue Bonds

The \$45,215,000 Correctional Facilities Revenue Bonds, Series 1991 and the \$30,330,000 Correctional Facilities Refunding Revenue Bonds, Series 1997 are direct and special obligations of the Monmouth County Improvement Authority (“Authority”) secured by a pledge of certain property, which includes the Authority’s right to receive rental payments from the County pursuant to the terms and provisions under the Lease and Agreement dated as of August 1, 1991 between the County and the Authority. The County is obligated to pay to the Authority such sums of money constituting lease rentals in amounts necessary to provide for the cost of acquisition and construction of additions and improvements to the existing correctional facilities located in the County, including payment of debt service on bonds associated with the financing of such acquisition and any administrative expenses of the Authority. The lease rental payments representing debt service on said bonds are irrevocably pledged by the Authority for the payment of principal of, or the redemption price, if any, and interest on such bonds. As of April 30, 1999 \$37,990,000 of the bonds were outstanding.

#### Maturities of Bonds Outstanding April 30, 1999

<u>Date</u>	<u>Amount</u>
1999	\$2,120,000
2000	2,245,000
2001	2,370,000
2002	2,510,000
2003	2,660,000
2004	2,775,000
2005	2,890,000
2006	3,015,000
2007	3,150,000
2008	3,310,000
2009	3,470,000
2010	3,645,000
2011	3,830,000

**Monmouth County Improvement Authority  
Recreational Facilities Revenue Bonds**

The \$36,000,000 Recreational Facilities Revenue Bonds, Series 1990 and the \$12,270,000 Recreational Facilities Refunding Revenue Bonds, Series 1997 are direct and special obligations of the Authority secured by a pledge of certain property, which includes the Authority's right to receive rental payments from the County pursuant to the terms and provisions under the Lease and Agreement dated as of January 1, 1990 between the County and the Authority. The County is obligated to pay to the Authority such sums of money constituting lease rentals in amounts necessary to provide for the cost of acquisition of certain parcels of real property located in the County, including payment of debt service on bonds associated with the financing of such acquisition and any administrative expenses of the Authority. The lease rental payments representing debt service on said bonds are irrevocably pledged by the Authority for the payment of principal of, or the redemption price, if any, and interest on such bonds. As of April 30, 1999, \$19,860,000 of the bonds were outstanding.

Maturities of Bonds  
Outstanding April 30, 1999

<u>Date</u>	<u>Amount</u>
1999	\$2,615,000
2000	2,785,000
2001	2,965,000
2002	3,160,000
2003	3,290,000
2004	3,430,000
2005	1,615,000

**Monmouth County Improvement Authority**  
**Capital Equipment Pooled Lease**  
**Revenue Bonds**

The \$5,435,000 Capital Equipment Pooled Lease Revenue Bonds, Series 1991, the \$10,825,000 Capital Equipment Pooled Lease Revenue Bonds, Series 1993, the \$8,530,000 Capital Equipment Pooled Lease Revenue Bonds, Series 1995 and the \$11,390,000 Capital Equipment Pooled Lease Revenue Bonds, Series 1997 (the "Bonds") are limited obligations of the Authority secured by a pledge of certain property, which includes the Authority's right to receive payments of principal and interest on bonds issued by the Authority ("Local Unit Bond") to finance the acquisition of equipment for lease to certain governmental units located within the County (the "Local Units"). The principal and interest on each Local Unit Bond is secured by a pledge of lease payments made by the applicable Local Unit pursuant to the terms and provisions of a lease agreement between the Authority and such Local Unit, with respect to the equipment leased by such Local Unit. Payment of principal and interest on each Local Unit Bond is unconditionally and irrevocably guaranteed by each of the Local Units. In addition, payment of principal and interest on each Local Unit Bond is unconditionally and irrevocably guaranteed by the County. As of April 30, 1999, \$17,330,000 of the bonds were outstanding.

Maturities of Bonds  
Outstanding April 30, 1999

<u>Date</u>	<u>Amount</u>
1999	\$4,050,000
2000	4,025,000
2001	3,345,000
2002	2,820,000
2003	1,045,000
2004	715,000
2005	755,000
2006	320,000
2007	255,000

## V. ECONOMIC AND DEMOGRAPHIC INFORMATION

### Population

Prior to 1950, the County's population growth rate was somewhat lower than the State and national growth rates. Since 1950, the strategic location of the County in the New York Metropolitan Area and the completion of the Garden State Parkway and State Routes 9, 35 and 36, and to the railroad lines serving the County, have resulted in high growth. The County's population increased 48.4% from 1950 (225,327) to 1960 (334,401), 38.1% from 1960 to 1970 (461,849), 8.9% from 1970 to 1980 (503,173) and 9.9% from 1980 to 1990 (553,093).

### Employment

Historic data of private (nongovernmental) employment in the County follows:

#### **MONMOUTH COUNTY PRIVATE EMPLOYMENT**

as of September 30

<b><u>Year</u></b>	<b><u>Number of Jobs</u></b>	<b><u>Percentage Change</u></b>
1993	172,426	4.8%
1994	177,467	2.9
1995	179,390	1.1
1996	181,804	1.3
1997	184,804	1.7

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Source: New Jersey Department of Labor

The economy of Monmouth County, as reflected in the number of jobs/industrial sector, is well diversified. The service industry sector employs the greatest portion of people in the County at 36.9%, with retail trade next at 27.1% and manufacturing at 7.7%. A breakdown of this data follows:

**EMPLOYMENT BY INDUSTRIAL SECTOR**

as of September 30

Sector	<u>Number Employed 1994</u>	<u>Number Employed 1995</u>	<u>Number Employed 1996</u>	<u>Number Employed 1997</u>
Services	67,662	67,838	68,207	68,241
Retail Trade	47,752	48,192	49,042	50,059
Manufacturing	14,978	14,825	14,564	14,282
FIRE	11,471	11,381	11,602	11,969
Construction	10,116	10,169	10,680	11,291
Wholesale Trade	10,013	9,858	9,970	10,633
Regulated Industry	12,558	14,718	14,648	15,052
Agriculture	<u>2,917</u>	<u>2,949</u>	<u>3,091</u>	<u>3,277</u>
TOTAL	177,467	179,390	181,804	184,804

Source: New Jersey Department of Labor

**MAJOR EMPLOYERS - MONMOUTH COUNTY**

The leading industries in the County by number of employees as of May 1999 are as follows:

Employer	<u>Municipality</u>	<u>Number of Employees</u>
1. AT&T/Lucent Technologies	Various	9,942
2. Meridian Health Care	Neptune and Red Bank	6,000
3. Fort Monmouth Army Base	Eatontown	5,873
4. County of Monmouth	Freehold	3,800
5. Naval Weapons Station Earle	Colts Neck	3,125
6. Monmouth Medical Center	Long Branch	2,500
7. CentraState Healthcare	Freehold	1,800
8. Foodarama Supermarkets Inc.	Freehold	1,730
9. Bayshore Hospital	Holmdel	1,500
10. Prudential Insurance	Holmdel	1,445
11. New Jersey Press, Inc. (Asbury Park Press)	Neptune	1,400

Source: The Monmouth County Planning Board

**COUNTY OF MONMOUTH**  
**LABOR FORCE DATA**

	<u>1994</u>	<u>1995</u>	<u>1996</u>	<u>1997</u>	<u>1998</u>	<u>April*</u> <u>1999</u>
Labor Force	294,386	298,464	305,118	309,794	305,543	307,482
Employment	277,469	282,260	289,054	296,184	293,295	296,348
Unemployment	16,917	16,204	16,054	13,610	12,248	11,134
Unemployment Rate	5.7%	5.4%	5.3%	4.4%	4.0%	3.6%
New Jersey						
Unemployment Rate	6.8%	6.4%	6.2%	5.1%	4.6%	4.2%
United States						
Unemployment Rate	6.1%	5.6%	5.4%	4.9%	4.5%	4.3%

Source: New Jersey Department of Labor and U.S. Bureau of Labor Statistics.

\*Not seasonally adjusted.

**Median Family Income**

According to the U.S. Census Bureau, the median family income in the County was \$24,526 in 1980 and \$53,590 in 1990, as opposed to \$22,906 in 1980 and \$47,589 in 1990 for New Jersey and \$19,917 in 1980 and \$35,225 in 1990 for the nation.

**Average Per Capita Personal Income**

<u>Year</u>	<u>Monmouth County</u>	<u>New Jersey</u>	<u>U.S.A.</u>
1993	\$28,898	\$27,457	\$21,220
1994	29,461	28,333	22,056
1995	30,999	29,568	23,059
1996	32,401	30,892	24,164
1997	33,952	32,356	25,288

Source: U.S. Department of Commerce, Bureau of Economic Analysis

## Effective Buying Income

Effective buying income (“EBI”) is a classification developed by Sales and Marketing Management Magazine. It consists primarily of disposable money income (i.e., personal income less personal tax and non-tax payments, which include fines, fees, penalties and personal contributions for social insurance).

The County’s median EBI is higher than that of New Jersey and the United States. The County has higher percentage of households with EBI of \$50,000 or more than New Jersey and the United States and lower percentage of households with EBI below \$35,000.

### PERCENTAGE OF HOUSEHOLDS IN INCOME CATEGORIES (1997 EBI)

	Under <u>\$19,999</u>	\$20,000- <u>\$34,999</u>	\$35,000- <u>\$49,999</u>	\$50,000- <u>and Over</u>	Median <u>EBI</u>
Monmouth County	17.7%	16.7%	18.1%	47.5%	\$48,031
New Jersey	20.1	18.1	17.7	44.1	45,069
United States	28.0	22.5	18.2	31.3	43,956

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Source: Sales and Marketing Management Magazine “1998 Survey of Buying Power” (August 1998)

## Housing and Construction Values

The U.S. Census Bureau lists 1990 census housing units in the County at 218,408, compared to the 1980 census housing units of 185,770, an increase of 17.6%. The following tables compare the County with the State relative to building permits and construction values for new, privately owned housing units.

### RESIDENTIAL BUILDING PERMITS

<u>Year</u>	<u>County of Monmouth</u>	<u>State of New Jersey</u>	<u>Monmouth’s Percentage of State Permits.</u>
1994	2,492	25,388	9.8%
1995	2,284	21,521	10.6
1996	2,284	24,173	9.4
1997	3,234	28,018	11.5
1998	3,277	31,345	10.5



**RESIDENTIAL CONSTRUCTION VALUES**  
(Thousands)

<u>Year</u>	<u>County of Monmouth</u>	<u>State of New Jersey</u>	<u>Monmouth's Percentage of State Construction Value</u>
1994	\$256,105	\$2,317,713	11.0%
1995	225,730	1,947,321	11.6
1996	245,701	2,134,127	11.5
1997	319,914	2,533,451	12.6
1998	350,432	2,936,016	11.9

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Source: U.S. Bureau of The Census

The following table sets forth the distribution of non-residential construction values in the County:

**NON-RESIDENTIAL CONSTRUCTION VALUES**

<u>Year</u>	<u>Commercial</u>	<u>Industrial</u>	<u>Office</u>	<u>Total</u>
1994	\$42,961,544	\$18,064,510	\$23,341,528	\$ 84,367,582
1995	33,745,212	11,568,294	35,116,940	80,430,446
1996	33,313,530	14,767,649	35,891,110	83,972,289
1997	65,553,932	11,664,894	44,621,246	121,840,072
1998	79,328,759	8,648,375	80,108,030	168,085,164

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Source: Monmouth County Department of Economic Development

## VI. LEGAL MATTERS

### **Legality of the Bonds**

The legality of the Series 1999 Bonds will be subject to the final approving opinion of Gibbons, Del Deo, Dolan, Griffinger and Vecchione, a Professional Corporation, Bond Counsel to the County. Such opinion will be to the effect that the Series 1999 Bonds are valid and legally binding obligations of the County, and the County is authorized and required by law to levy ad valorem taxes upon all taxable real property by said County for the payment of Series 1999 Bonds and the interest thereon without limitation as to rate or amount.

### **Tax Exemption**

*Exclusion of Interest on the Series 1999 Bonds from Gross Income for Federal Income Tax Purposes.* The Internal Revenue Code of 1986, as amended (the “Code”), imposes certain requirements which must be met on a continuing basis subsequent to the issuance of the Bonds in order to assure that interest on the Bonds will be excluded from gross income for purposes of Federal income taxation under Section 103 of the Code. Failure of the County to comply with such requirements may cause interest on the Series 1999 Bonds to lose the exclusion from gross income for Federal income tax purposes, retroactive to the date of the issuance of the Series 1999 Bonds. The County has covenanted to comply with the provisions of the Code applicable to the Series 1999 Bonds and has covenanted not to take any action or fail to take any action which would cause the interest on the Series 1999 Bonds to lose the exclusion from gross income under Section 103 of the Code.

Assuming the County observes its covenants with respect to continuing compliance with the Code, Gibbons, Del Deo, Dolan, Griffinger & Vecchione, Bond Counsel to the County, is of the opinion that, based upon existing statutes, regulations, rulings and court decisions, interest on the Series 1999 Bonds is not includable for Federal income tax purposes in the gross income of the owners of the Series 1999 Bonds pursuant to Section 103 of the Code and interest on the Series 1999 Bonds is not an item of tax preference under Section 57 of the Code for purposes of computing the alternative minimum tax.

*Additional Federal Income Tax Consequences.* Interest on the Series 1999 bonds will be included in calculating Federal income tax liability under certain Federal income taxes which are calculated by including items, such as interest on the Series 1999 Bonds, not included in gross income. The Code provides for an alternative minimum tax to be imposed on corporations at a rate of twenty (20%) percent. Alternative minimum taxable income is increased by seventy-five (75%) percent of the amount (if any) by which the “adjusted current earnings” of a corporation exceed the alternative minimum taxable income for the taxable year (determined without regard to this adjustment and the alternative tax net operating loss deduction). Interest on tax-exempt obligations, including the Series 1999 Bonds, would be taken into account in computing a corporation’s adjusted current earnings. Accordingly, a portion of any interest on the Series 1999 Bonds received or accrued by a corporate

bondholder will be included in computing such corporation's alternative minimum taxable income for such year.

Although Bond Counsel will render an opinion that interest on the Series 1999 Bonds is not includable for Federal income tax purposes in the gross income of the owners of the Series 1999 Bonds pursuant to Section 103 of the Code, prospective purchasers of the Series 1999 Bonds should be aware that ownership of, accrual of, receipt of, interest on, or disposition of, tax-exempt obligations, such as the Series 1999 Bonds, may have additional Federal income tax consequences for certain taxpayers, including without limitation, taxpayers eligible for the earned income credit, recipients of certain Social Security and certain Railroad Retirement benefits, taxpayers that may be deemed to have incurred or continued indebtedness to purchase or carry tax-exempt obligations, financial institutions, property and casualty companies, foreign corporations and certain S corporations.

Bond Counsel expresses no opinion regarding any Federal tax consequences other than its opinion with regard to the exclusion of interest on the Series 1999 Bonds from gross income pursuant to Section 103 of the Code and interest on the Series 1999 Bonds not constituting an item of tax preference under Section 57 of the Code. Prospective purchasers of the Series 1999 Bonds should consult their tax advisors with respect to all other tax consequences (including, but not limited to, those listed above) of holding the Series 1999 Bonds.

*State Taxation.* Bond Counsel is of the opinion that, based upon existing law, interest on the Series 1999 Bonds and gains from the sale of the Series 1999 Bonds are not includable in gross income under the New Jersey Gross Income Tax Act.

### **Legality For Investment**

The State and all public officers, municipalities, counties, political subdivisions and public bodies and agencies thereof, all banks, trust companies, savings and loan associations, savings banks and institutions, building and loan associations, investment companies and other persons carrying on banking business, all insurance companies and all executors, administrators, guardians, trustees and other fiduciaries may legally invest any sinking funds, moneys or other funds belonging to them or within their control in any bonds of the County including the Series 1999 Bonds, and such Series 1999 Bonds are authorized security for any and all public deposits.

### **Litigation**

In the opinion of the County Counsel, there is no litigation pending or threatened, restraining or enjoining the issuance or delivery of the Series 1999 Bonds offered for sale or the levy or collection of any taxes to pay interest or principal of the Series 1999 Bonds, or in any manner questioning the authority of proceedings for the issuance of the Series 1999 Bonds or for the levy or collection of said taxes or adversely affecting the financial position of the County.

## **VII. OTHER INFORMATION**

### **Report of Independent Public Accountants**

The financial statements of the County included in Appendix A have been audited by Armour S. Hulsart and Company, independent public accountants, as stated in its report appearing therein and are included in reliance upon the report of such firm and upon its authority as experts in accounting and auditing.

### **Ratings**

Fitch IBCA, Moody's Investors Service, Inc., and Standard & Poor's Rating Service, a division of The McGraw-Hill Companies Inc., have assigned the Series 1999 Bonds the ratings of AAA, Aaa and AAA, respectively. The ratings assigned reflect only the view of the organizations assigning such ratings, and an explanation of the significance of the ratings may be obtained only from those organizations. There can be no assurance that such ratings will be retained for any given period of time or that a particular rating will not be revised downward or withdrawn by the respective rating agency if in its judgment circumstances so warrant. Any downward revision or withdrawal of any rating may have an adverse impact on the market price of the Series 1999 Bonds.

### **The DTC Book-Entry-Only System**

DTC will act as securities depository for the Series 1999 Bonds. The Series 1999 Bonds will be issued as fully registered securities registered in the name of Cede & Co. as nominee for DTC. One fully registered Series 1999 Bond certificate will be issued for each maturity of the Series 1999 Bonds, each in the aggregate principal amount of Series 1999 Bonds maturing in each year, and will be deposited with DTC.

DTC is a limited purpose trust company organized under the New York Banking Law, a "banking organization" within the meaning of the New York Banking Law, a member of the Federal Reserve System, a "clearing corporation" within the meaning of the New York Uniform Commercial Code, and a "clearing agency" registered pursuant to the provisions of Section 17A of the Securities Exchange Act of 1934, as amended. DTC holds securities that its participants ("Participants") deposit with DTC. DTC also facilitates the settlement among Participants of securities transactions, such as transfers and pledges, in deposited securities through electronic computerized book-entry changes in Participants' accounts, thereby eliminating the need for physical movement of securities certificates. Direct Participants include securities brokers and dealers, banks, trust companies, clearing corporations, and certain other organizations. DTC is owned by a number of its Direct Participants and by the New York Stock Exchange, Inc., the American Stock Exchange, Inc., and the National Association of Securities Dealers, Inc. Access to the DTC system is also available to others such as securities brokers and dealers, banks and trust companies that clear through or maintain a custodial relationship with a Direct Participant, either directly or indirectly ("Indirect Participants"). The Rules applicable to DTC and its Participants are on file with the Securities and Exchange Commission.

Purchases of Series 1999 Bonds under the DTC system must be made by or through Direct Participants, which will receive a credit for the Series 1999 Bonds on DTC's records. The ownership interest of each actual purchaser of each Series 1999 Bond ("Beneficial Owner") is in turn to be recorded on the Direct and Indirect Participants' records. Beneficial Owners will not receive written confirmation from DTC of their purchase, but Beneficial Owners are expected to receive written confirmations providing details of the transaction, as well as periodic statements of their holdings, from the Direct or Indirect Participant through which the Beneficial Owner entered into the transaction. Transfers of ownership interests in the Series 1999 Bonds are to be accomplished by entries made on the books of Participants acting on behalf of Beneficial Owners. Beneficial Owners will not receive certificates representing their ownership interests in Series 1999 Bonds, except in the event that the book-entry system for the Bonds is discontinued.

To facilitate subsequent transfers, all Series 1999 Bonds deposited by Participants with DTC are registered in the name of DTC's partnership nominee, Cede & Co. The deposit of Series 1999 Bonds with DTC and their registration in the name of Cede & Co. effect no change in beneficial ownership. DTC has no knowledge of the actual Beneficial Owners of the Series 1999 Bonds; DTC's records reflect only the identity of the Direct Participants to whose accounts such Series 1999 Bonds are credited, which may or may not be the Beneficial Owners. The Participants will remain responsible for keeping account of their holdings on behalf of their customers.

Conveyance of notices and other communications by DTC to Direct Participants, by Direct Participants to Indirect Participants, and by Direct Participants and Indirect Participants to Beneficial Owners will be governed by arrangements among them, subject to any statutory or regulatory requirements as may be in effect from time to time.

Neither DTC nor Cede & Co. will consent or vote with respect to Series 1999 Bonds. Under its usual procedures, DTC mails an Omnibus Proxy to the County as soon as possible after the record date. The Omnibus Proxy assigns Cede & Co.'s consenting or voting rights to those Direct Participants to whose accounts the Series 1999 Bonds are credited on the record date (identified in a listing attached to the Omnibus Proxy).

Principal and interest payments on the Series 1999 Bonds will be made to DTC. DTC's practice is to credit Direct Participants' accounts on the payable date in accordance with their respective holdings shown on DTC's records unless DTC has reason to believe that it will not receive payment on the payable date. Payments by Participants to Beneficial Owners will be governed by standing instructions and customary practices, as is the case with securities held for the accounts of customers in bearer form or registered in "street name," and will be the responsibility of such Participant and not of DTC or the County, subject to any statutory or regulatory requirements as may be in effect from time to time. Payment of principal and interest to DTC is the responsibility of the County, disbursement of such payments to Direct Participants shall be the responsibility of DTC, and disbursement of such payments to the Beneficial Owners shall be the responsibility of Direct and Indirect Participants.

DTC may discontinue providing its services as securities depository with respect to the Series 1999 Bonds at any time by giving reasonable notice to the County. Under such circumstances, in the event that successor securities depository is not obtained, Bond certificates are required to be printed and delivered.

The County may decide to discontinue use of the system of book-entry transfers through DTC (or a successor securities depository). In that event, Bond certificates will be printed and delivered.

DTC management is aware that some computer applications, systems, and the like for processing data (“Systems”) that are dependent upon calendar dates, including dates before, on, and after January 1, 2000 may encounter “Year 2000 problems”. DTC has informed its Participants and other members of the financial community (the “Industry”) that it has developed and is implementing a program so that its Systems, as the same relate to the timely payment of distributions (including principal and income payments to securityholders, book-entry deliveries, and settlement of trades within DTC (“DTC Services”), continue to function appropriately. This program includes a technical assessment and a redemption plan, each of which is complete. Additionally, DTC’s plan includes a testing phase, which is expected to be completed within appropriate time frames.

However, DTC’s ability to perform properly its services is also dependent upon other parties, including, but not limited to issuers and their agents, as well as third party vendors from whom DTC licenses software and hardware, and third party vendors on whom DTC relies for information or other provision of services, including telecommunications and electrical utility service providers, among others. DTC has informed the Industry that it is contacting (and will continue to contact) third party vendors from whom DTC acquires services to: (i) impress upon them the importance of such services being Year 2000 compliant; and (ii) determine the extent of their efforts for Year 2000 redemption (and, as appropriate, testing) of their services. In addition, DTC is in the process of developing such contingency plans as it deems appropriate.

The information in this section concerning DTC and DTC’s book-entry system has been obtained from sources that the County believes to be reliable, but the County and the Underwriter take no responsibility for the accuracy thereof. According to DTC, the foregoing information with respect to DTC has been provided to the Industry for information purposes only and is not intended to serve as a representation, warranty or contract modification of any kind. The Beneficial Owners should confirm the foregoing information with DTC or the DTC Participants.

## **Secondary Market Disclosure**

The Securities and Exchange Commission (the “SEC”) pursuant to the Securities Exchange Act of 1934, as amended and supplemented (the “Securities Exchange Act”) has adopted amendments to its Rule 15c2-12 (“Rule 15c2-12”) effective July 3, 1995 which generally prohibits a broker, dealer, or municipal securities dealer (“Participating Underwriter”) from purchasing or selling municipal securities,

such as the Series 1999 Bonds, unless the Participating Underwriter has reasonably determined that an issuer of municipal securities or an obligated person has undertaken in a written agreement or contract for the benefit of holders of such securities to provide certain annual financial information and event notices to various information repositories (the “Continuing Disclosure Requirements”).

On the date of delivery of the Series 1999 Bonds, the County will enter into a Continuing Disclosure Certificate (“the Continuing Disclosure Certificate”) containing the Continuing Disclosure Requirements for the benefit of the beneficial holders of the Series 1999 Bonds pursuant to which the County will agree to comply on a continuing basis with the Continuing Disclosure Requirements of Rule 15c2-12. Specifically, the County will covenant for the benefit of the holders and beneficial owners of the Bonds to provide certain financial information and operating data relating to the County by not later than September 1 of each Fiscal Year of the County, commencing with the first Fiscal Year of the County ending after January 1, 1999 (which is currently scheduled to end on December 31, 1999) (the “Annual Report”), and to provide notices of the occurrence of certain enumerated events, if material. The Annual Report will be filed by the County with each Nationally Recognized Municipal Securities Information Repository (each, a “National Repository” and, collectively, the “National Repositories”) and with the State Information Depository (the “State Repository”). (As of the date of this Official Statement, the State of New Jersey has not designated a State Repository.) The notices of material events will be filed by the County with each of the National Repositories or the Municipal Securities Rulemaking Board and the State Repository. The specific nature of the information to be contained in the Annual Report or the notices of material events is set forth in “Appendix B - Form of Continuing Disclosure Certificate”. These covenants have been made in order to assist the Underwriter in complying with S.E.C. Rule 15c2-12(b)(5). The County has never failed to comply, in all material respects, with any previous undertakings to provide continuing disclosure compliance with the requirements of Rule 15c2-12.

### **Additional Information**

Inquiries regarding this Official Statement, including information additional to that contained herein, may be directed to the Director of Finance, Mark E. Acker, County of Monmouth, Hall of Records, P.O. Box 1256, Freehold, New Jersey 07728-1256 (Telephone: 732/431-7391).

### **Miscellaneous**

So far as any statements made in this Official Statement involve matters of opinion or estimates, whether or not expressly stated, they are set forth as such and not as representations of fact, and no representation is made that any of such statements will be realized. Neither this Official Statement nor any statement which may have been made verbally or in writing is to be construed as a contract with the holders of the Series 1999 Bonds.

This Official Statement has been duly executed and delivered by the Director of Finance for and on behalf of the County.

THE COUNTY OF MONMOUTH

By: /s/ Mark E. Acker  
Director of Finance



**APPENDIX A**

**COUNTY OF MONMOUTH**

**REPORT ON AUDITS OF FINANCIAL STATEMENTS**

**APPENDIX B**

**FORM OF CONTINUING DISCLOSURE CERTIFICATE**

## CONTINUING DISCLOSURE CERTIFICATE

**THIS CONTINUING DISCLOSURE CERTIFICATE** is made as of July 15, 1999 by the County of Monmouth, New Jersey, a political subdivision duly organized under the laws of the State of New Jersey (the "Issuer").

### WITNESSETH:

**WHEREAS**, the Issuer is issuing its General Obligation Bonds dated July 15, 1999 in the aggregate principal amount of \$34,200,000 (the "Bonds") on the date hereof; and

**WHEREAS**, the Bonds are being issued pursuant to bond ordinances adopted by the Issuer and a certificate signed by the Issuer on July 15, 1999; and

**WHEREAS**, the Securities and Exchange Commission (the "SEC") pursuant to the Securities Exchange Act of 1934, as amended and supplemented (codified on the date hereof at 15 U.S.C. 77 et seq.) (the "Securities Exchange Act") has adopted amendments to its Rule 15c2-12 (codified at 17 C.F.R. § 240.15c2-12) ("Rule 15c2-12") effective July 3, 1995 which generally prohibit a broker, dealer, or municipal securities dealer from purchasing or selling municipal securities, such as the Bonds, unless such broker, dealer or municipal securities dealer has reasonably determined that an issuer of municipal securities or an obligated person has undertaken in a written agreement or contract for the benefit of holders of such securities to provide certain annual financial information and event notices to various information repositories; and

**WHEREAS**, the Issuer represented in its Notice of Sale dated June 24, 1999 (the "Notice of Sale") that it would deliver on the closing date for the Bonds a "Continuing Disclosure Certificate" pursuant to which the Issuer will agree to provide at the times and to the persons described in Rule 15c2-12 the annual financial information and event notices to various information repositories required to be disclosed on a continual basis pursuant to Rule 15c2-12; and

**WHEREAS**, on July 7, 1999, the Issuer accepted the bid of Merrill Lynch & Co., on behalf of itself and each of the original underwriters for the Bonds (each, a "Participating Underwriter") for the purchase of the Bonds; and

**WHEREAS**, the execution and delivery of this Certificate has been duly authorized by the Issuer and all conditions, acts and things necessary and required to exist, to have happened, or to have been performed precedent to and in the execution and delivery of this Certificate, do exist, have happened and have been performed in regular form, time and manner; and

**WHEREAS**, the Issuer is executing this Certificate for the benefit of the Holders of the Bonds.

**NOW, THEREFORE**, for and in consideration of the premises and of the mutual representations, covenants and agreements herein set forth, the Issuer, its successors and assigns, do mutually promise, covenant and agree as follows:

## ARTICLE I

### DEFINITIONS

Section 1.1 Terms Defined in Recitals. The following terms shall have the meanings set forth in the recitals hereto:

Bonds	Participating Underwriter
Issuer	Rule 15c2-12
Notice of Sale	SEC
	Securities and Exchange Act

Section 1.2 Additional Definitions. The following additional terms shall have the meanings specified below:

“Annual Report” means Financial Statements and Operating Data provided at least annually.

“Bondholder” or “holder” or any similar term, when used with reference to a Bond or Bonds, means any person who shall be the registered owner of any outstanding Bond, including holders of beneficial interests in the Bonds.

“Business Day” means any day other than (a) a Saturday or Sunday, (b) a day on which commercial banks in New York, New York or in West Paterson, New Jersey are authorized or required by law to close or (c) a day on which the New York Stock Exchange is closed.

“Disclosure Event” means any event described in subsection 2.1(d) of this Certificate.

“Disclosure Event Notice” means the notice to the Repositories and the MSRB as provided in subsection 2.4(a).

“Disclosure Representative” means the Chief Financial Officer of the Issuer or his or her designee, or such other officer or employee as the Issuer shall designate from time to time.

“Dissemination Agent” means an entity acting in such capacity under this Certificate or any other successor entity designated in writing by the Issuer and which has filed a written acceptance of such designation.

“Final Official Statement” means the final Official Statement of the Issuer dated July 7, 1999 pertaining to the Bonds.

“Financial Statements” means the audited financial statements of the Issuer for each Fiscal Year and includes balance sheets, statements of changes in fund balances and statements of current funds, revenues, expenditures and other charges or statements which convey similar information.

“Fiscal Year” means the fiscal year of the Issuer. As of the date of this Certificate, the Fiscal Year of the Issuer begins on January 1 and closes on December 31 of each calendar year.

“GAAS” means generally accepted auditing standards as in effect from time to time, consistently applied.

“MSRB” means the Municipal Securities Rulemaking Board. The address of the MSRB as of the date of this Certificate is:

1818 N. Street, NW, Suite 800  
Washington, DC 20036-2491

“National Repository” means a “nationally recognized municipal securities information repository” within the meaning of Rule 15c2-12. As of the date of this Certificate, the National Repositories recognized by the SEC in accordance with Rule 15c2-12 are:

- (a) Kenny Information Services, Inc.  
The Repository Service  
65 Broadway, 16th Floor  
New York, New York 10014  
Phone: (212) 770-4595  
Telecopier: (212) 797-7994
- (b) Bloomberg Municipal Repositories  
P.O. Box 840  
Princeton, New Jersey 08542-0840  
Phone: (609) 279-3200  
Telecopier: (609) 279-5962
- (c) DPC Data, Inc.  
One Executive Drive  
Fort Lee, New Jersey 07024  
Phone: (201) 346-0701  
Telecopier: (201) 947-0107
- (d) Thomson NRMSIR  
395 Hudson Street  
New York, New York 10014  
Phone: (212) 807-5001  
Telecopier: (212) 989-2078

“Operating Data” means the financial and statistical information of the Issuer of the type included in the Final Official Statement under the headings “List of Twelve Largest Taxpayers”, “Assessed Valuation of Real Property and Equalized Valuations Taxable and Tax Rates”, “Distribution of

Assessed Valuation, “Statement of Statutory Net Debt,” “Schedule of Debt Service,” “Debt Analyses, “Other County Obligations” and “Comparative County Budgets”.

“Repository” means each National Repository and each State Repository.

“State” means the State of New Jersey.

“State Depository” means any public or private repository or entity designated by the State as a state information depository for purposes of Rule 15c2-12. As of the date of this Certificate, there is no State Repository.

Section 1.3 Interpretation. Words of masculine gender include correlative words of the feminine and neuter genders. Unless the context shall otherwise indicate, words importing the singular include the plural and vice versa, and words importing persons include corporations, associations, partnerships (including limited partnerships), trusts, firms and other legal entities, including public bodies, as well as natural persons. Articles and Sections referred to by number mean the corresponding Articles and Sections of this Certificate. The terms “hereby”, “hereof”, “hereto”, “herein”, “hereunder” and any similar terms as used in this Certificate, refer to this Certificate as a whole unless otherwise expressly stated.

As the context shall require, the disjunctive term “or” shall be interpreted conjunctively as required to insure that the Issuer performs any obligations, mentioned in the passage in which such term appears.

The headings of this Certificate are for convenience only and shall not defined or limit the provisions hereof.

## **ARTICLE II**

### **CONTINUING DISCLOSURE COVENANTS AND REPRESENTATIONS**

Section 2.1 Continuing Disclosure Covenants of the Issuer. The Issuer agrees that it will provide, or shall cause the Dissemination Agent to provide:

(a) Not later than September 1 of each year, commencing with the first Fiscal Year of the Issuer ending after January 1, 1999, an Annual Report to each Repository;

(b) Not later than fifteen (15) days prior to the date of each year specified in subsection 2.1(a), a copy of the Annual Report to the Dissemination Agent, if the Issuer has appointed or engaged a Dissemination Agent;

(c) If audited Financial Statements are not submitted as part of the filing as set forth in subsection 2.1(a), the Issuer will submit unaudited financial statements with such filing, and will subsequently submit audited Financial Statements when and if available, to each Repository;

(d) In a timely manner, to each National Repository or to the MSRB, and to the appropriate State Depository, if any, notice of any of the following events with respect to the Bonds, if material (each, a “Disclosure Event”);

- (i) Principal and interest payment delinquencies;
- (ii) Non-payment related defaults;
- (iii) Unscheduled draws on debt service reserves reflecting financial difficulties;
- (iv) Unscheduled draws on credit enhancements reflecting financial difficulties;
- (v) Substitution of credit or liquidity providers, or their failure to perform;
- (vi) Adverse tax opinions or events affecting the tax-exempt status of the Bonds;
- (vii) Modifications to rights of holders of the Bonds;
- (viii) Bond calls;
- (ix) Defeasances;
- (x) Release, substitution, or sale of property securing repayment of the Bonds; and
- (xi) Rating changes.

(e) In a timely manner, to each National Repository or to the MSRB and to the appropriate State Depository, if any, notice of a failure by the Issuer to provide the Annual Report within the period described in subsection 2.1(a) hereof.

Section 2.2 Continuing Disclosure Representations. The Issuer represents and warrants that:

(a) Financial Statements shall be prepared according to principles prescribed by the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey pursuant to chapter 5 of Title 40A of the New Jersey Statutes as in effect from time to time.

(b) Financial Statements prepared annually shall be audited in accordance with GAAS.

Section 2.3 Form of Annual Report.

(a) The Annual Report may be submitted as a single document or as separate documents comprising a package.

(b) Any or all of the items which must be included in the Annual Report may be incorporated by reference from other documents, including official statements of the Issuer or related public entities which have been submitted to each of the Repositories or filed with the SEC. If the document incorporated by reference is a final official statement, it must be available from the MSRB. The Issuer shall clearly identify each such other document so incorporated by reference.

(c) The audited Financial Statements of the Issuer, if any, may be submitted separately from the balance of the Annual Report.

#### Section 2.4 Responsibilities, Duties, Immunities and Liabilities of the Dissemination Agent.

(a) If the Issuer or the Dissemination Agent (if one has been appointed or engaged by the Issuer) has determined it necessary to report the occurrence of a Disclosure Event, the Issuer or Dissemination Agent (if one has been appointed or engaged by the Issuer) shall file a notice of such occurrence with each National Repository or with the MSRB and the State Repository (the "Disclosure Event Notice") in the form provided by the Issuer.

(b) The Issuer and/or the Dissemination Agent (if one has been appointed or engaged by the Issuer) shall:

- (i) determine each year prior to the date for providing the Annual Report the name and address of each National Repository and each State Repository, if any; and
- (ii) file a written report with the Issuer certifying that the Annual Report has been provided pursuant to this Certificate, stating the date it was provided and listing all the Repositories to which it was provided.

#### Section 2.5 Appointment, Removal and Resignation of the Dissemination Agent.

(a) The Issuer may, from time to time, appoint or engage a Dissemination Agent to assist it in carry out its obligations under this Certificate, and may discharge any such Dissemination Agent, with or without appointing a successor Dissemination Agent. If at any time there is not any other designated Dissemination Agent, the Issuer shall be the Dissemination Agent.

(b) The Dissemination Agent shall have only such duties as are specifically set forth in this Certificate, and the Issuer agrees to indemnify and save the Dissemination Agent, its officers, directors, employees and agents harmless against any loss, expense and liability which it may incur arising out of or in the exercise or performance of its powers and duties hereunder, including the costs and expenses (including attorneys fees) of defending against any claim of liability, but excluding liabilities due to the Dissemination Agent's negligence or willful misconduct. The obligations of the Issuer under this subsection shall survive resignation or removal of the Dissemination Agent and payment of the Bonds.



(c) The Dissemination Agent, or any successor thereto, may at any time resign and be discharged of its duties and obligations hereunder by giving not less than thirty (30) days written notice to the Issuer. Such resignation shall take effect on the date specified in such notice.

### **ARTICLE III**

#### **DISCLOSURE DEFAULT AND REMEDIES**

Section 3.1 Disclosure Default. The occurrence and continuation of a failure or refusal by the Issuer to observe, perform or comply with any covenant, condition or agreement on its part to be observed or performed in this Certificate and such failure or refusal shall remain uncured for a period of thirty (30) days shall constitute a Disclosure Default hereunder.

Section 3.2 Remedies on Default.

(a) Any Bondholder, for the equal benefit and protection of all Bondholders similarly situated, may take whatever action at law or in equity against the Issuer and of the officers, agents and employees of the Issuer which is necessary or desirable to enforce the specific performance and observance of any obligation, agreement or covenant of the Issuer under this Certificate and may compel the Issuer or any such officers, agents, or employees, except of the Dissemination Agent, to perform and carry out their duties under this Certificate; provided, that no person or entity shall be entitled to recover monetary damages hereunder under any circumstances.

(b) In case any Bondholder shall have proceeded to enforce its rights under this Certificate and such proceedings shall have been discontinued or abandoned for any reason or shall have been determined adversely to any Bondholder, then and in every such case the Issuer and any Bondholder shall be restored respectively to their several positions and rights hereunder, and all rights, remedies and powers of the Issuer and any Bondholder shall continue as though no such proceeding had been taken.

(c) A default under this Certificate shall not be deemed a default under the Bonds, and the sole remedy under this Certificate in the event of any failure or refusal by the Issuer to comply with this Certificate shall be as set forth in subsection 3.2(a) of this Certificate.

### **ARTICLE IV**

#### **MISCELLANEOUS**

Section 4.1 Purposes of the Continuing Disclosure Certificate. This Certificate is being executed and delivered by the Issuer for the benefit of the Bondholders and in order to assist the Participating Underwriters in complying with clause (b)(5) of Rule 15c2-12.

Section 4.2 Additional Information. Nothing in this Certificate shall be deemed to prevent the Issuer from (a) disseminating any other information, using the means of dissemination set forth in this Certificate or any other means of communication, or (b) including any other information in any Annual Report or any Disclosure Event Notice, in addition to that which is required by this Certificate. If the Issuer chooses to include information in any Annual Report or any Disclosure Event Notice in addition to that which is specifically required by this Certificate, the Issuer shall have no obligation under this Certificate, the Issuer shall have no obligation under this Certificate to update such information or include it in any future Annual Report or any future Disclosure Event Notice.

Section 4.3 Notices. All notices required to be given or authorized shall be in writing and shall be sent by registered or certified mail to the Issuer, Hall of Records, Finance Department, Freehold, New Jersey 07728, Attention: Mark E. Acker.

Section 4.4 Severability. If any provision of this Certificate shall be held or deemed to be or shall, in fact, be illegal, inoperative or unenforceable, the same shall not affect any other provision or provisions herein contained or render the same invalid, inoperative or unenforceable to any extent whatever.

Section 4.5 Amendments, Changes and Modifications.

(a) Without the consent of any Bondholders, the Issuer at any time and from time to time may enter into any amendments or modifications to this Certificate for any of the following purposes:

- (i) to add to covenants and agreements of the Issuer hereunder for the benefit of the Bondholders, or to surrender any right or power conferred upon the Issuer by this Certificate;
- (ii) to modify the contents, presentation and format of the Annual Report from time to time to conform to changes in accounting or disclosure principles or practices and legal requirements followed by or applicable to the Issuer or to reflect changes in the identity, nature or status of the Issuer or in the business, structure or operations of the Issuer or any mergers, consolidations, acquisitions or dispositions made by or affecting the Issuer; provided that any such modification shall comply with the requirements of Rule 15c2-12 as then in effect at the time of such modification; or
- (iii) to cure any ambiguity, to correct or supplement any provision hereof which may be inconsistent with any other provision hereof, or to include any other provisions with respect to matters or questions arising under this Certificate which, in each case, comply with Rule 15c2-12 as then in effect at the time of such modification.

provided, that prior to approving any such amendment or modification, the Issuer determines that such amendment or modifications does not adversely affect the interests of the Holders of the Bonds in any material respect.

(b) Upon entering into any amendment or modification required or permitted by this Certificate, the Issuer shall deliver, or cause the dissemination Agent to deliver, to each of the Repositories written notice of any such amendment or modification.

(c) The Issuer shall be entitled to rely exclusively upon an opinion of counsel nationally recognized as expert in federal securities law acceptable to the Issuer to the effect that such amendments or modifications comply with the conditions and provisions of this Section 4.5.

Section 4.6 Amendments Required by Rule 15c2-12. The Issuer recognizes that the provisions of this Certificate are intended to enable the participating Underwriters to comply with Rule 15c2-12. If, as a result of a change in Rule 15c2-12 or in the interpretation thereof, a change in this Certificate shall be permitted or necessary to assure continued compliance with Rule 15c2-12 and upon delivery by any Participating Underwriter of an opinion of counsel nationally recognized as expert in federal securities law acceptable to the Issuer to the effect that such amendment shall be permitted or necessary to assure continued compliance by the Participating Underwriter with Rule 15c2-12 as so amended or interpreted, then the Issuer shall amend this Certificate to comply with and be bound by any such amendment to this Certificate to the extent necessary or desirable to assure compliance with the provisions of Rule 15c2-12 and provide the written notice of such amendment as required by subsection 4.5(b) hereof.

Section 4.7 Governing Law. This Certificate shall be governed exclusively by and construed in accordance with the applicable laws of the State of New Jersey.

Section 4.8 Termination of Issuer's Continuing Disclosure Obligations. The continuing obligation of the Issuer under Section 2.1 hereof to provide the Annual Report and any Disclosure Event Notice and to comply with the other requirements of said Section shall terminate if and when either (a) the Bonds are no longer outstanding or (b) the Issuer no longer remains an "obligated person" (as defined in Rule 15c2-12(f)(10) with respect to the Bonds in either event, only after the Issuer delivers, or causes the Dissemination Agent to deliver, to each of the Repositories written notice to such effect. This Certificate shall be in full force and effect from the date hereof and shall continue in effect so long as any Bonds are Outstanding.

Section 4.9 Binding Effect. This Certificate shall inure to the benefit of and shall be binding upon the Issuer and its successors and assigns.

**IN WITNESS WHEREOF, THE COUNTY OF MONMOUTH, NEW JERSEY** has caused this Certificate to be executed in its name and its corporate seal to be hereunto affixed, all as of the date first above written.

[SEAL]

**THE COUNTY OF MONMOUTH, NEW JERSEY**

**By:** \_\_\_\_\_  
**Mark E. Acker, Director of Finance**

**APPENDIX C**

**OPINION OF GIBBONS, DEL DEO, DOLAN,  
GRIFFINGER & VECCHIONE, BOND COUNSEL  
TO THE COUNTY OF MONMOUTH, NEW JERSEY**

**FORM OF OPINION OF  
GIBBONS, DEL DEO, DOLAN, GRIFFINGER & VECCHIONE**

July \_\_, 1999

Board of Chosen Freeholders  
County of Monmouth  
Hall of Records  
Freehold, New Jersey 07728-1256

Dear Board Members:

We have examined certified copies of the proceedings of the Board of Chosen Freeholders of the County of Monmouth, State of New Jersey (the "County"), including ordinances, affidavits and certificates delivered by officials of the County, and other proofs submitted to us relative to the issuance and sale by the County of its \$34,200,000 aggregate principal amount of general obligation bonds, Series 1999, dated July 15, 1999 (the "Series 1999 Bonds"), consisting of \$27,000,000 General Improvement Bonds, Series 1999 (the "General Improvement Bonds") and \$7,200,000 County College Bonds, Series 1999 (County College Bond Act, P.L. 1971. c.12) (the "County College Bonds").

The Series 1999 Bonds are issued pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the New Jersey Statutes (the "Local Bond Law"), Title 18A, Education, of the New Jersey Statutes (the "Education Law"), a resolution of the Board of Chosen Freeholders adopted on June 10, 1999 (the "Resolution") and by virtue of various bond ordinances of the County (the "Bond Ordinance").

Each of the Series 1999 Bonds is dated July 15, 1999, bears interest at the interest rates set forth on the cover of the Official Statement relating to the Series 1999 Bonds and matures on the dates and in the principal amounts as set forth below:

Series 1999 - General Improvement Bonds

<u>Date</u>	<u>Amount</u>
July 15, 2000	\$980,000
July 15, 2001	1,180,000
July 15, 2002	1,320,000
July 15, 2003	1,960,000
July 15, 2004	1,960,000
July 15, 2005	1,960,000
July 15, 2006	1,960,000
July 15, 2007	1,960,000
July 15, 2008	1,960,000
July 15, 2009	1,960,000
July 15, 2010	1,960,000
July 15, 2011	1,960,000
July 15, 2012	1,960,000
July 15, 2013	1,960,000
July 15, 2014	1,960,000

Series 1999 - County College Bonds

<u>Date</u>	<u>Amount</u>
July 15, 2000	\$720,000
July 15, 2001	720,000
July 15, 2002	720,000
July 15, 2003	720,000
July 15, 2004	720,000
July 15, 2005	720,000
July 15, 2006	720,000
July 15, 2007	720,000
July 15, 2008	720,000
July 15, 2009	720,000

The Series 1999 Bonds are subject to redemption prior to maturity.

We have examined the Local Bond Law, the Education Law and such other laws and originals (or copies certified or otherwise identified to our satisfaction) of such instruments, certificates and documents as we deem necessary to render the opinions set forth herein. In such examination, we have assumed the genuineness of all signatures, the authenticity of all documents submitted to us as originals and the conformity to the original documents of all documents submitted to us as copies.

Based upon the foregoing and subject to the qualifications set forth herein, we are of the opinion that:

1. The aforementioned proceedings and proofs show lawful authority for the issuance and sale of the Series 1999 Bonds pursuant to the Local Bond Law, the Education Law and other applicable provisions of law, and that the Series 1999 Bonds have been duly authorized, executed and delivered and are valid and legally binding obligations of the County. The County College Bonds are entitled to the benefits of the provisions of the County College Bond Act, N.J.S.A. 18A:64A-22.1, et seq.

2. The County has the power and is obligated to levy ad valorem taxes upon all the taxable real property within the County for the payment of the principal of and interest on the Series 1999 Bonds, without limitation as to rate or amount.

3. Under existing statutes, regulations, rulings and court decisions, interest on the Series 1999 Bonds is not includable for Federal income tax purposes in the gross income of the owners of the Series 1999 Bonds pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and interest on the Series 1999 Bonds is not an item of tax preference under Section 57 of the Code for purposes of computing the alternative minimum tax. We express no opinion regarding any other Federal income tax consequences arising with respect to the Series 1999 Bonds.

4. Under existing law, interest on the Series 1999 Bonds and any gain on the sale thereof are not includable in gross income under the New Jersey Gross Income Tax Act.

The Code imposes certain requirements which may have to be met or must be met on a continuing basis subsequent to the issuance of the Series 1999 Bonds in order for interest on the Series 1999 Bonds to be excluded from gross income for Federal income tax purposes pursuant to Section 103 of the Code. The County has covenanted to comply with the provisions of the Code applicable to the Series 1999 Bonds and has covenanted not to take any action or fail to take any action which would cause the interest on the Series 1999 Bonds to lose the exclusion from gross income for Federal income tax purposes under Section 103 of the Code or cause interest on the Series 1999 Bonds to be treated as an item of tax preference under Section 57 of the Code. We have assumed continuing compliance by the County with the above covenants in rendering our opinion with respect to treatment of interest on the Series 1999 Bonds for Federal income tax purposes.



Board of Chosen Freeholders  
County of Monmouth  
July \_\_, 1999  
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Attention is called to the fact that we have not been requested to examine and have not examined any documents or information relating to the County other than the certified copies of the proceedings and proofs referred to hereinabove, and no opinion is expressed as to any financial or other information, or the adequacy thereof, which has been or may be supplied to any purchaser of said Series 1999 Bonds.

Our opinion concerning the enforceability of the Series 1999 Bonds is subject to federal and state laws regarding bankruptcy, insolvency, reorganization, moratorium and other similar laws affecting creditors' rights and remedies generally (including, without limitation, laws relating to fraudulent conveyance, and by general principles of law and equity (regardless of whether enforcement is considered or sought in proceedings at law or in equity) and by limitation on remedial rights under applicable law). Their enforcement may also be subject to the exercise of judicial discretion in appropriate cases.

The opinions stated herein are based upon current authorities, and there can be no assurance that future legislative or administrative changes or court decisions will not affect said opinions. We undertake no obligation to inform you of any matter occurring after the date of this letter which affects in any way the opinion given herein.

Except as stated above, we express no opinion as to any Federal or state tax consequences with respect to the Series 1999 Bonds.

Very truly yours,