

ORDINANCE 2022-03
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK FOR
CALENDAR YEAR 2022

WHEREAS, the Local Government CAP Law, N.J.S.A. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year’s final appropriation, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Mayor and Borough Council of the Borough of South River in the County of Middlesex finds it advisable and necessary to increase its CY 2022 budget by up to 3.5% over the previous year’s final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Mayor and Borough Council hereby determines that a 3.5% increase in the budget for said year, amounting to \$458,619.95 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the Mayor and Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Borough Council of the Borough of South River, County of Middlesex, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2022 budget year, the final appropriations of the Mayor and Borough Council shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$458,619.95 and that the CY 2022 municipal budget for the Borough of South River be approved and adopted in accordance with this ordinance.

BE IT FURTHER ORDAINED that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriations in either of the next two succeeding years.

BE IT FURTHER ORDAINED that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction.

BE IT FURTHER ORDAINED that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with the said Director within 5 days after such adoption.

This Ordinance shall take effect after final passage, adoption, and publication according to law.

Introduced 1/24/2022

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>			X			
<i>Councilman Guindi</i>		X	X			
<i>Councilman Gurchensky</i>			X			
<i>Councilwoman Meira</i>			X			
<i>Councilman Oliveira</i>						X
<i>Council President Ciulla</i>	X		X			

SUSAN A. MINOCK, RMC
BOROUGH CLERK

Adopted 2/7/2022

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>						
<i>Councilman Guindi</i>						
<i>Councilman Gurchensky</i>						
<i>Councilwoman Meira</i>						
<i>Councilman Oliveira</i>						
<i>Council President Ciulla</i>						

SUSAN A. MINOCK, RMC
BOROUGH CLERK

ATTESTED BY:

SIGNED:

SUSAN A. MINOCK, RMC
BOROUGH CLERK

JOHN M. KRENZEL
MAYOR

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Borough Council of the Borough of South River, in the County of Middlesex, State of New Jersey, held on January 24, 2022. The said Ordinance will be further considered for Final Passage on its Second Reading and Public Hearing at a meeting of the Mayor and Borough Council held on February 7, 2022 at 7 p.m. via video teleconference provided by Zoom link <https://zoom.us/j/9778674789?pwd=aTFiWTdySzI5cGJlUzFUSjg2WGZMz09> Meeting ID: 977 867 4789 Passcode: mf83fH due to the ongoing COVID-19 at which time and place all interested persons and/or parties were given ample opportunity to be heard on the said proposed Ordinance. A copy of this ordinance has been posted on the municipal website, and the bulletin board upon which public notices are customarily posted in the Municipal Complex of the Borough during the week prior to and up to and including the date of such meeting; copies of the ordinance were available to the general public of the Borough who requested such copies at the office of the Borough Clerk in said Borough of South River, in the County of Middlesex, New Jersey.