



Borough of Manville
Ordinance # 2023-1290

Ordinance To Exceed The Municipal Budget Appropriation Limits Providing For A 3.5% "Cap" For The 2023 Budget And To Establish A Cap Bank Pursuant To N.J.S.A 40a:4-45.14

Statement of Purpose

This purpose of this ordinance is to exceed the municipal budget appropriation limits providing for a 2.5% "cap" for the 2023 budget and to establish a cap bank pursuant to N.J.S.A 40a:4-45.14

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 appropriations, 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 the 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 Council of Manville Borough in the County of Somerset, finds it advisable and necessary to increase its CY 2023 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 Borough Council hereby determines that a 1.0% increase in the budget for said year, amounting to \$110,432.49, in excess of the increase in final appropriations otherwise permitted by the Local Government CAP Law, is advisable and necessary; and,

WHEREAS, the 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 Council of Manville Borough, in the County of Somerset, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2023 budget year, the final appropriations of Manville Borough shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to

\$386,513.72 and that the CY 2023 municipal budget for Manville Borough be approved and adopted in accordance with this ordinance; and,

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 appropriation in either of the next two succeeding years; and,

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; and

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

Borough of Manville,



Richard M. Onderko, Mayor

INTRODUCED this 13TH day of March, 2023

**ORDINANCE # 2023-1290
FIRST READING: 3/13/2023
ROLL CALL**

Introduced	Seconded	Council	Yes	No	Abstain	Absent
		Agans	x			
		DeVito	x			
	x	Lukac	x			
		Madak	x			
		Skirkanish	x			
x		Szabo	x			
		Onderko				



Attest:
GP Caminiti, Acting Clerk

INTRODUCED this 13th day of March, 2023

**SECOND READING AND FINAL ADOPTION:
ROLL CALL**

Introduced	Seconded	Council	Yes	No	Abstain	Absent
		Agans	x			
		DeVito	x			
	x	Lukac	x			
		Madak	x			
		Skirkanish	x			
x		Szabo	x			
		Onderko				



Attest:
GP Caminiti, Acting Clerk

ADOPTED this 27th day of March, 2023