

INTRO: 4/26/2010
ADOPTION: 5/10/2010

**TOWNSHIP OF FAIRFIELD
ORDINANCE #2010-07**

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A:4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up 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 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 Governing Body of the Township of Fairfield, in the County of Essex, finds it advisable and necessary to increase its CY 2010 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 Governing Body of the Township of Fairfield, in the County of Essex, hereby determines that a 3.5% increase in the budget for said year, amounting to \$452,024.37 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Governing Body of the Township of Fairfield, in the County of Essex, 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 Governing Body of the Township of Fairfield, in the County of Essex, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2010 budget year, the final appropriations of the Township of Fairfield shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$452,024.37, and that the CY 2010 Municipal Budget for the Township of Fairfield 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 said Director within 5 days after such adoption.

**TOWNSHIP OF FAIRFIELD
ORDINANCE #2010-07**

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET
APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

JAMES GASPARINI, MAYOR

ATTEST:

DENISE D. CAFONE, MUNICIPAL CLERK

NOTICE

Notice is hereby given that the foregoing Ordinance was submitted in writing at a meeting of the Mayor and Council of the Township of Fairfield, County of Essex, State of New Jersey, held on **April 26, 2010** introduced and read by title and passed first reading, and that said Governing Body will further consider the same for second reading and final passage thereof at a meeting to be held on **May 10, 2010 at 7:30 p.m.**, at the Municipal Building, 230 Fairfield Road, Fairfield, New Jersey, at which time and place a public hearing will be held thereon by the Governing Body and all persons and citizens of interest shall have an opportunity to be heard concerning same.

Denise D. Cafone
Municipal Clerk

INTRODUCTION OF ORDINANCE APRIL 26, 2010

**ORDINANCE #2010-07, ORDINANCE TO EXCEED THE MUNICIPAL BUDGET
APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A.40A:4-45-14)**

**INTRODUCED BY: COUNCILMAN MCGLYNN
SECONDED BY: COUNCILMAN CONNINGTON
PUBLISHED: April 29, 2010
2ND READING AND PUBLIC HEARING: May 10, 2010**

ROLL CALL VOTE

GOVERNING BODY	AYES	NAYS	ABSTAIN	ABSENT	NOT VOTING
COUNCILPRESIDENT JOHN LAFORGIA	X				
COUNCILMAN MICHAEL MCGLYNN	X				
COUNCILMAN WILLIAM CONNINGTON, III	X				
COUNCILMAN THOMAS MORGAN				X	
MAYOR JAMES GASPARINI	X				

2ND READING AND PUBLIC HEARING MAY10, 2010

**INTRODUCED BY: COUNCILMAN CONNINGTON
SECONDED BY: COUNCIL PRESIDENT LAFORGIA
PUBLISHED: MAY 13, 2010**

ROLL CALL VOTE

GOVERNING BODY	AYES	NAYS	ABSTAIN	ABSENT	NOT VOTING
COUNCILPRESIDENT JOHN LAFORGIA	X				
COUNCILMAN MICHAEL MCGLYNN	X				
COUNCILMAN WILLIAM CONNINGTON,III	X				
COUNCILMAN THOMAS MORGAN	X				
MAYOR JAMES GASPARINI	X				

May 10, 2010

Mr. Marc Pfeiffer
Acting Director
Division of Local Government Services
Department of Community Affairs
CN 803
Trenton, New Jersey 08625

**Re: Township of Fairfield, Ordinance #2010-07
“Ordinance to exceed the Municipal Budget
appropriation limits and to establish a CAP bank”**

Dear Mr. Pfeiffer:

I have enclosed a certified copy of Ordinance #2010-07 “AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK”. This ordinance was adopted at the Mayor and Council Regular meeting of May 10, 2010.

If you need any further information, please do not hesitate to contact me at 973-882-4902.

Yours sincerely,

Denise D. Cafone
Municipal Clerk

Dc/file

Cc: Finance Officer McCluskey