

**TOWNSHIP OF HOWELL**

**ORDINANCE COVER PAGE**

Ordinance No. O-20-6

**INTRODUCTION**

March 3, 2020

**PUBLIC HEARING & ADOPTION**

April 7, 2020

**AGENDA ITEM NUMBER**

2020 Budget

TOWNSHIP COUNCIL MEETING DATE: 03/03/2020

ORDINANCE NUMBER: O-20-6

**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 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 Township Council of the Township of Howell in the County of Monmouth finds it advisable and necessary to increase its CY 2020 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 Township Council hereby determines that a 1.0% increase in the budget for said year, amounting to \$389,147.50 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS**, the Township 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 the Township of Howell, in the County of Monmouth, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2020 budget year, the final appropriations of the Township of Howell shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 1.0%, amounting to \$389,147.50, and that the CY 2020 municipal budget for the Township of Howell 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.

**NOTICE**

Notice is hereby given that the foregoing Ordinance was introduced and passed on the first reading by the Township Council of the Township of Howell on March 3, 2020 and will be further considered for final passage and adopted at the Municipal Building, 4567 Route 9 North, Howell, New Jersey 07731 on April 7, 2020 at 7:30 O'clock P.M., or as soon thereafter as the matter can be reached on the agenda, at which time and place all persons interested therein shall be given an opportunity to be heard, and during the week prior to, and up to and including, the date of such meeting, copies of said Ordinance will be made available at the Clerk's office in the Township of Howell Municipal Building to the members of the general public who shall request same.

ALLISON CIRANNI  
Township Clerk

This is to certify that the foregoing Ordinance was adopted by the Township Council at a regular meeting of the Township of Howell held April 7, 2020.

ALLISON CIRANNI  
Township Clerk

*The effective date of this ordinance is April 27, 2020.*

**TOWNSHIP OF HOWELL**

**RESOLUTION COVER PAGE**

**REGULAR MEETING DATE**

April 7, 2020

**AGENDA ITEM NUMBER**

2020 Budget  
Local Examination

\_\_\_\_\_ offered the following resolution, seconded by \_\_\_\_\_.

R-20-161

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF HOWELL, COUNTY OF MONMOUTH, STATE OF NEW JERSEY ASSUMING RESPONSIBILITY FOR BUDGET EXAMINATION OF THE 2020 MUNICIPAL BUDGET AND CERTIFYING THAT THE 2020 MUNICIPAL BUDGET HAS FULFILLED ALL NECESSARY STATUTORY REQUIREMENTS.**

**WHEREAS**, N.J.S.A. 40A: 4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound financial condition to assume responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination, and

**WHEREAS**, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997, and

**WHEREAS**, pursuant to N.J.A.C. 5:30-7.2 thru 7.5 the Township of Howell has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the Township meets the necessary conditions to participate in the program for the 2018 budget year.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Township of Howell that in accordance with N.J.A.C. 5:30-7.6a & b and based upon the Chief Financial Officer's certification, the Council has found the budget has met the following requirements:

The with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:

- Payment of interest and debt redemption charges.
- Deferred charges and statutory expenditures.
- Cash deficit of the preceding year.
- Reserve for uncollected taxes.
- Other reserves and non-disbursement items.
- Any inclusions of amounts required for school purposes.

That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A: 4-45.2 and appropriations for exceptions to limits on appropriations found at 40A: 4-45.3 et seq. are fully met. (Complies with the "CAP" law.)

That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.

That pursuant to the Local Budget Law:

- All estimates of revenue are reasonable, accurate, and correctly stated.
- Items of appropriation are properly set forth in itemization, form, arrangement, and content.
- The budget will permit the exercise of the controller function within the municipality.
- The budget and associated amendments have been introduced, publicly advertised, and adopted in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A: 4-5 shall not prevent such certification.

That all other applicable statutory requirements have been fulfilled.

**BE IT FURTHER RESOLVED**, that a copy of this resolution be forwarded to the Director of the Division of Local Government Services.

**ROLL CALL:**

<b>VOTE:</b>	<b>AYES</b>	<b>NAYS</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
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**Mr. Bonevich**  
**Ms. Richmond**  
**Mr. Russo**  
**Mrs. O'Donnell**  
**Mayor Berger**

I, Allison Ciranni, Clerk of the Township of Howell, County of Monmouth, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council at a meeting of said Township Council held on April 7, 2020.

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*Allison Ciranni, Township Clerk*

## CERTIFICATION OF APPROVED BUDGET

It is hereby certified that the Approved Budget complies with the requirement of law and approval is given pursuant to N.J.S.A. 40A: 4-78(b) and N.J.A.C. 5:30.7.

It is further certified that the municipality has met the eligibility requirements of N.J.A.C. 5:30-7.4 and 7.5, and that I, as Chief Financial Officer, have completed the local examination in compliance with N.J.A.C. 5:30-7.6.

Dated: April 7, 2020

By:

\_\_\_\_\_  
Louis Palazzo  
Chief Financial Officer

This certificate form and resolution of the governing body executing such certification should be annexed to the adopted budget. (N.J.A.C. 5:30-7.6(e))

**TOWNSHIP OF HOWELL**

**RESOLUTION COVER PAGE**

**REGULAR MEETING DATE**

April 7, 2020

**AGENDA ITEM NUMBER**

2020 Budget  
Read By Title Only





**TOWNSHIP OF HOWELL**

**RESOLUTION COVER PAGE**

**REGULAR MEETING DATE**

April 7, 2020

**AGENDA ITEM NUMBER**

2020 Budget  
Adoption

