

First Reading: 1/25/2021  
Final Reading: 2/8/2021

## **ORDINANCE 2021-2**

### **ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK FOR CALENDAR YEAR 2021**

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 1.0% 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 2021 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 \$454,530.27 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 2021 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 \$454,530.27 and that the CY 2021 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.

AYES:  
NAYES:  
ABSTAIN:  
ABSENT:

\_\_\_\_\_  
**JOHN M. KRENZEL, Mayor, Borough of South River**

**Dated:**\_\_\_\_\_

ATTEST:

\_\_\_\_\_  
**WILIAM BRAY, RMC**  
Borough Clerk, Borough of South River

## **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 25, 2021. 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 to be held on February 8, 2021 at 7 p.m. via video teleconference provided by Zoom due to the ongoing COVID-19 pandemic or in the Council Chambers in the Criminal Justice Building at 61 Main Street in South River, New Jersey, if permitted, at which time and place all interested persons and/or parties will be given ample opportunity to be heard on the said proposed Ordinance.

A copy of this ordinance has been posted on the municipal website, at the front entrance of the Borough Administration Building located at 48 Washington Street 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 are available to the general public of the Borough who shall request such copies at the office of the Borough Clerk in said Borough of South River, in the County of Middlesex, New Jersey.

**The public can attend the Mayor's Advisory Committee on Community Development Block Grants Meeting and Borough Council Meeting via Zoom Video Conferencing. Visit:**

<https://us02web.zoom.us/j/85306889006?pwd=UmdrbUFpaWVvYTZhakRrQVc2SG92UT09> at 6 pm February 8, 2021 to join the meeting. You will need to the Zoom software or App installed before you can join the meeting. If you already have Zoom software, use meeting code 853 0688 9006

**IF PROMPTED, USE PASSWORD: 000000**

**You may also participate via Telephone by calling any of the following numbers:**

One tap mobile

+13126266799,,85306889006#,,,,\*000000# US (Chicago)

+16468769923,,85306889006#,,,,\*000000# US (New York)

Dial by your location

+1 312 626 6799 US (Chicago)

+1 646 876 9923 US (New York)

+1 301 715 8592 US (Washington D.C)

+1 408 638 0968 US (San Jose)

+1 669 900 6833 US (San Jose)

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

Find your local number: <https://us02web.zoom.us/j/85306889006>

**To receive an invitation link to the meeting, email the Borough Clerk at [bbray@southrivernj.org](mailto:bbray@southrivernj.org), before 4 pm, February 8, 2021.**

The public may participate via audio or audio and video during any public comment period by utilizing the methods of attending the meeting described above. In advance of the public meeting, the public may provide public comment to be read in record by the Borough Clerk. The public can email public comments in advance to the Borough Clerk at [bbray@southrivernj.org](mailto:bbray@southrivernj.org), or in written letter form, with name and address clearly stated.

All comments must be received by 3 pm on the day of the meeting to be read into the record. All public comments are limited to 10 minutes.