

**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 2.0% 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 2013 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 \$208,043.02 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 2013 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 \$485,433.73 and that the CY 2013 Municipal Budget for the Township of Fairfield be approved and adopted in accordance with this ordinance; and,

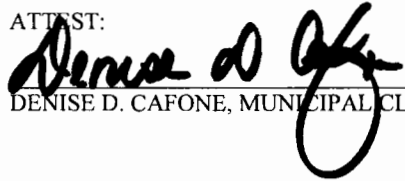
**BE IT FURTHER ORDAINED**, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**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.

  
\_\_\_\_\_  
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 **June 10 2013** 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 **July 15, 2013 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 JUNE 10 , 2013:**

**ORDINANCE #2013-10 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 CIFELLI  
SECONDED BY: COUNCIL PRESIDENT MCGLYNN  
PUBLISHED: JUNE 15, 2013**

**ROLL CALL VOTE**

<b>GOVERNING BODY</b>	<b>AYES</b>	<b>NAYS</b>	<b>ABSTAIN</b>	<b>ABSENT</b>	<b>NOT VOTING</b>
<b>COUNCILPRESIDENT MICHAEL B. MCGLYNN</b>	<b>X</b>				
<b>COUNCILMAN THOMAS J. MORGAN</b>	<b>X</b>				
<b>COUNCILMAN JOSEPH CIFELLI</b>	<b>X</b>				
<b>COUNCILMAN JOHN LAFORGIA</b>	<b>X</b>				
<b>MAYOR JAMES GASPARINI</b>	<b>X</b>				

**2<sup>ND</sup> READING AND PUBLIC HEARING JULY 15, 2013:**

**INTRODUCED BY: COUNCILMAN CIFELLI  
SECONDED BY: COUNCILMAN MORGAN  
PUBLISHED: JULY 18, 2013**

**ROLL CALL VOTE**

<b>GOVERNING BODY</b>	<b>AYES</b>	<b>NAYS</b>	<b>ABSTAIN</b>	<b>ABSENT</b>	<b>NOT VOTING</b>
<b>COUNCILPRESIDENT JOSEPH CIFELLI</b>	<b>X</b>				
<b>COUNCILMAN THOMAS J. MORGAN</b>	<b>X</b>				
<b>COUNCILMAN MICHAEL B. MCGYLN</b>	<b>X</b>				
<b>COUNCILMAN JOHN LAFORGIA</b>	<b>X</b>				
<b>MAYOR JAMES GASPARINI</b>	<b>X</b>				